

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Philip H. Stillman, CBN 152861 STILLMAN & ASSOCIATES 3015 North Bay Road, Suite B Miami Beach, FL 33140 Tel. & Fax: (888) 235-4279 pstillman@stillmanassociates.com	FOR COURT USE ONLY
<input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Plaintiff Konstantin Khionidi, Trustee	
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b>	
In re: MARY CUMMINS-COBB	CASE NO.: 2:18-ap-01066-RK CHAPTER: 7
Debtor(s).	<b>APPLICATION FOR ORDER SETTING HEARING ON SHORTENED NOTICE [LBR 9075-1(b)]</b>

1. Movant applies under LBR 9075-1(b) for an order setting a hearing on shortened notice on the following motion:

- a. Title of motion: Partially Unopposed Ex Parte App. to Continue Discovery Cutoff and Pretrial Conference
- b. Date of filing of motion: October 22, 2018

2. Compliance with LBR 9075-1(b)(2)(A): (***The following three sections must be completed***):

- a. Briefly specify the relief requested in the motion:  
Plaintiff requests that the current October 31, 2018 Discovery Cutoff and December 11, 2018 Pretrial Conference be continued to December 31, 2018 and February 12, 2019 respectively.

Defendant does not oppose those dates.

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This form is optional. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

b. Identify the parties affected by the relief requested in the motion:

Plaintiff Konstantin Khionidi, Trustee of the COBBS Trust and  
Defendant and Debtor Mary Cummins-Cobb

c. State the reasons necessitating a hearing on shortened time:

If heard on regular notice, the matter would be heard only days before the current date for the Pretrial Conference, and the discovery that Defendant is seeking to avoid is necessary well in advance of the Pretrial Conference -- which would have been completed timely had Defendant not refused to provide documents and information, had she appeared for her duly noticed deposition on October 25 and not thwarted the deposition of a third party witness (Defendant's roommate) noticed for October 30 -- for which the deponent failed to appear.

Defendant agreed on October 12 to the proposed continuance, but then almost two weeks later, finally refused to sign a stipulation, and an ex parte Application was filed seeking a continuance of the dates on October 22. Although the dates were unopposed, the Court has not acted on that Application, so Plaintiff seeks relief via Order Shortening Time.

3. Compliance with LBR 9075-1(b)(2)(B): The attached declaration(s) justifies setting a hearing on shortened notice, and establishes a *prima facie* basis for the granting of the motion.
4. Movant has lodged a proposed Order Setting Hearing on Shortened Notice on mandatory form F 9075-1.1.ORDER .SHORT.NOTICE

Date: 10/31/2018

Stillman & Associates

Printed name of law firm

s/ Philip H. Stillman

Signature of individual Movant or attorney for Movant

Philip H. Stillman

Printed name of individual Movant or attorney for Movant

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This form is optional. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
3015 North Bay Road, Suite B, Miami Beach, FL 33140

A true and correct copy of the foregoing document entitled: **APPLICATION FOR ORDER SETTING HEARING ON SHORTENED NOTICE [LBR 9075-1(b)]** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below: (and Stillman Decl. in Support)

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) \_\_\_\_\_, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) \_\_\_\_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) 10/31/2018, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Defendant Mary Cummins-Cobb, mmmarycummins@gmail.com (via email by written agreement)  
Hon. Robert N. Kwan (Via Federal Express)  
255 E. Temple Street, Suite 1682  
Los Angeles, CA 90012

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

10/31/2018 Philip H. Stillman /s/ Philip H. Stillman  
Date Printed Name Signature