

**FILED**  
**MAY 10 2021**  
CLERK U.S. BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
BY: Deputy Clerk

1 Your name: Mary Cummins-Cobb  
2 Address: 645 W 9th St #110140  
3 Los Angeles, CA 90015  
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6 Pro Se - Original case 2:17-bk-24993-RK - 2:18-ap-01066-RK

7  
8 **UNITED STATES DISTRICT COURT**

9 **CENTRAL DISTRICT OF CALIFORNIA**

10 Mary Cummins

Case Number: \_\_\_\_\_

11 )  
12 ) **APPELLANT'S DESIGNATION OF**  
13 ) **RECORD AND STATEMENT OF ISSUES**  
14 ) **ON APPEAL FROM BANKRUPTCY**  
15 ) **COURT**

13 Appellant(s),

14 vs.

JUDGE: Hon. \_\_\_\_\_

15 Konstantin Khionidi

16 \_\_\_\_\_  
17 \_\_\_\_\_  
18 \_\_\_\_\_  
19 \_\_\_\_\_  
20 Appellee(s).

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APPELLANT'S DESIGNATION OF RECORD AND STATEMENT OF ISSUES  
ON APPEAL FROM BANKRUPTCY COURT

**DESIGNATION OF RECORD**

[You should designate the documents and transcripts from the Bankruptcy Court that you think the Judge may need to review in order to make a decision about your case. Start by listing the judgment or order you are appealing. Attach more pages as needed to complete your list, but remember that it should be limited to the documents and transcripts relevant to the arguments you are making on appeal. This almost always means that you should not include on this list every document filed in the Bankruptcy Court. The other types of documents necessary for most appeals are below:

- (1) The decision of the Bankruptcy Court relating to the issues on appeal (Most often the decision is written and will be in the same document as the order you are appealing. If so, you only need to list it once. If the decision was made verbally or there was a Court hearing before the decision, identify the hearing transcript in your list, and include the date of the hearing);
- (2) The motion or request that you think was wrongly decided by the Bankruptcy Court. Include in your list all of the papers filed with the motion, such as the brief, any declarations or affidavits, and any exhibits;
- (3) The opposition[s] to the motion identified in (1). Include in your list all of the papers filed in opposition;
- (4) The reply in support of the motion identified in (1). Include in your list all of the papers filed with the reply;
- (5) Transcript of any court hearing or conference necessary for the appeal. Include the date of hearing and the names of the witnesses who gave relevant testimony, if any.
- (6) Exhibits introduced at any hearing relevant to the appeal;
- (8) An order granting leave to appeal, if one was issued.

Bankruptcy Docket Number	Date Entered in the Bankruptcy Docket	Brief Description of the Document or Transcript
202	03/18/2021	Order denying Motion Dismiss #202 <i>[Judgment or order being appealed.]</i>
208	04/27/2021	Order denying Motion to Rehear Motion Dismiss #208 Entered 04/27/2021
1-300	2017-2021	Docs 1-300, All docs in Adversary Proceeding case
		Transcript 04/27/2021 hearing provided by Appellant
		Appendix will be digital files from Pacer, records & above

APPELLANT’S DESIGNATION OF RECORD AND STATEMENT OF ISSUES  
ON APPEAL FROM BANKRUPTCY COURT



**STATEMENT OF ISSUES**

1  
2 ["Issues" are the questions of fact or law that you think were incorrectly decided in the  
3 Bankruptcy Court. Like in the first three spaces below, issues are usually stated by asking  
4 whether a certain mistake was made. You may have one issue, or several. List each of the issues  
separately. Include additional pages if you need to.]

5 1. Whether the Bankruptcy Court erred in finding that Defendant's Motion  
6 to Dismiss was not timely.

7  
8 2. Whether the Bankruptcy Court erred in finding that the assignment of  
9 the Plaintiff's judgment was valid considering Plaintiff does not exist.

10  
11 3. Whether the Bankruptcy Court erred in finding that Plaintiff exists, if the  
12 Court found that Plaintiff exists, which Defendant disputes.

13  
14 4. Whether the Bankruptcy Court erred in allowing a Plaintiff who  
15 does not exist to file a lawsuit, i.e. the Adversary Proceeding,  
16 per FRCP 17 (a)

17 5. Whether the Bankruptcy Court erred in not dismissing the  
18 Adversary Proceeding because Plaintiff does not exist per 17a

19  
20 6. Whether \_\_\_\_\_  
21  
22  
23

24 Respectfully submitted,

25  
26 Date: 05/05/2021

Signature: 

27 Printed name: Mary Cummins

28 Pro Se

CENTER OF THE BAR ASSOCIATION OF SAN FRANCISCO

**CERTIFICATE OF SERVICE**

*\*Use this form to show that a paper or document (other than a complaint) was served (sent or delivered) to an opposing party in accordance with Federal Rule of Civil Procedure 5. A different form is needed to serve a complaint under Federal Rule of Civil Procedure 4.\**

**Case name:** Mary Cummins-Cobb v Konstantin Khionidi

**Case number:** \_\_\_\_\_

**What document was served?** *(Write the full name or title of the document or documents, e.g., "Plaintiff's Opposition to Defendant's Motion for Summary Judgment.")*

Appellant's designation of record and statement of issues on appeal  
**Title(s):** \_\_\_\_\_

**How was the document served?** *(Check one.)* \*\*\*\*emailed

- Placed in U. S. Mail
- Sent by fax
- Hand-delivered
- Sent by delivery service (e.g., FedEx or UPS)

**To whom was the document sent?** *(Write the full name, address, and fax number of everyone who was sent the document. Usually, they will be the lawyers for the opposing parties.)*


Philip Stillman attorney for Pla Konstantin Khionidi emailed

**When were the documents served?** *(When were they mailed, faxed, or delivered?)*

Date: 05/10/2021 emailed

**Who served the documents?** *(Whoever puts it into the mail, faxes, hand-deliveres, or sends by delivery service should print his/her name, address and sign. You can also do this yourself.)*

I declare under penalty of perjury under the laws of the United States of America that the information in this certificate of service is true and correct.

Signature: 

Printed name: Mary Cummins

Address: 645 W 9th St #110140, Los Angeles CA 90015