

Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number Elissa D. Miller (CA Bar 120029) SulmeyerKupetz 333 South Hope Street, 35 <sup>th</sup> Floor Los Angeles, CA 90071 Telephone: (213) 626-2311 Fax: (213) 629-4520 email: emiller@sulmeyerlaw.com <i>Attorney for Thomas Seaman, Trustee of the Creditors' Trust</i>	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b>	
In re: James C. Gianulias  Debtor  In re CAMEO HOMES, a California corporation,  Debtor.	CHAPTER <u>11</u> CASE NUMBER 8:08-bk-13150-RK Substantively Consolidated with: Case No. 8:08-bk-13151-RK  HEARING DATE: February 8, 2011 Time: 2:30 p.m. Courtroom 5D

### NOTICE OF OBJECTION TO CLAIM

1. TO (*specify claimant and claimant's counsel, if any*): Clarke Masonary, Inc.
2. NOTICE IS HEREBY GIVEN that the undersigned has filed an objection to your Proof of Claim (Claim # 32) filed in the above referenced case. The Objection to Claim seeks to alter your rights by disallowing, reducing or modifying the claim based upon the grounds set forth in the objection, a copy of which is attached hereto and served herewith.
3. **Deadline for Opposition Papers:** You must file and serve a response to the Objection to Claim not later than 14 days prior to the hearing date set forth above.

**IF YOU FAIL TO TIMELY RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE OBJECTION WITHOUT FURTHER NOTICE OR HEARING.**

Dated: December 6, 2010

/s/ Elissa D. Miller  
Law Firm Name

By: Elissa D. Miller

Date Notice Mailed: December 6, 2010

Thomas Seaman, Trustee of the  
Name: Creditors' Trust  
Attorney for Objector

In re James C. Gianulias	CHAPTER <u>11</u>
Debtor.	CASE NUMBER 8:08-BK-13150-RK

**NOTE:** When using this form to indicate service of a proposed order, **DO NOT** list any person or entity in Category I. Proposed orders do not generate an NEF because only orders that have been entered are placed on a CM/ECF docket.

## 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:  
333 South Hope Street, 35<sup>th</sup> Floor, Los Angeles, CA 90071.

A true and correct copy of the foregoing document described as Notice of Objection to Claim 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 indicated below:

The Honorable Robert Kwan  
U.S. Bankruptcy Court  
411 W. Fourth Street, Suite 5165  
Santa Ana, CA 92701-4593

**I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** - Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On December 6, 2010 I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email addressed indicated below:

Service information continued on attached page

### II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for each person or entity served):

On December 6, 2010 I served the following person(s) and/or entity(ies) at the last known address(es) 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/or with an overnight mail service addressed as follow. 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.

Clarke Masonry, Inc.  
c/o Adrianna Corrado  
Lanak Hanna, LP  
400 North Tustin Avenue, Suite 120  
Santa Ana, CA 92705

Service information continued on attached page

**III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL (indicate method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on \_\_\_\_\_ I served the following person(s) and/or entity(ies) by personal delivery, 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 mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

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

December 6, 2010                      Shirley Lee                      /s/Shirley Lee  
*Date*                                      *Type Name*                                      *Signature*

In re James C. Gianulias  Debtor.	CHAPTER 8:08-bk-13150-RK  CASE NUMBER 11
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**ADDITIONAL SERVICE INFORMATION (if needed):**

**TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")**

- John B Acierno on behalf of Creditor JPMorgan Chase Bank, N.A.; ecfcacb@piteduncan.com
- Jess R Bressi on behalf of Petitioning Creditor Famille Holdings L.P.; jbressi@luce.com
- Frank Cadigan on behalf of U.S. Trustee United States Trustee (SA); frank.cadigan@usdoj.gov
- Jon M Chatalian on behalf of Interested Party Pension Benefit Guaranty Corporation; efile@pbgc.gov, chatalian.jon@pbgc.gov
- Deborah Conley on behalf of Interested Party Courtesy NEF; bkmail@prommis.com
- Sean T Cork on behalf of Interested Party Squire, Sanders & Dempsey LLP; scork@ssd.com
- Paul J Couchot on behalf of Debtor Cameo Homes; pcouchot@winthropcouchot.com, pj@winthropcouchot.com; sconnor@winthropcouchot.com
- Emily R Culler on behalf of Special Counsel Stutman Treister & Glatt Professional Corporation; eculler@stutman.com
- Melissa Davis on behalf of Creditor Pacific Mercantile Bank; mdavis@shbllp.com
- Susan S Davis on behalf of Creditor c/o Susan S Davis Laing/Sequoia Partners LLC; sdavis@coxcastle.com
- Joseph C Delmotte on behalf of Creditor WELLS FARGO BANK, N.A.; ecfcacb@piteduncan.com
- Daniel Denny on behalf of Creditor Deutsche Bank Berkshire Mortgage, Inc.; ddenny@gibsondunn.com
- Lei Lei Wang Ekvall on behalf of Attorney Lei Lei Wang Ekvall; lekvall@wglp.com
- David K Eldan on behalf of Creditor Pacific Western Bank; malvarado@pmcos.com, rpinal@pmcos.com; calendar@pmcos.com
- Alan J Friedman on behalf of Accountant Haskell & White LLP; afriedman@irell.com
- Jose A Garcia on behalf of Creditor Chase Home Finance LLC - OHIO, its successors and/or assigns; ecfcacb@piteduncan.com
- Beth Gaschen on behalf of Interested Party M.and C. Immell Revocable Trust, Hamilton Family Trust and Hester Development Co.; bgaschen@wglp.com
- Robert P Goe on behalf of Interested Party Lucas Companies; kmurphy@goeforlaw.com, rgoe@goeforlaw.com; mforsythe@goeforlaw.com
- Michael J Hauser on behalf of U.S. Trustee United States Trustee (SA); michael.hauser@usdoj.gov
- Whitman L Holt on behalf of Creditor Committee Joint Committee of Creditors Holding Unsecured Claims; wholt@ktbslaw.com
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- Lance N Jurich on behalf of Interested Party Courtesy NEF; ljurich@loeb.com, kpession@loeb.com
- Bradford Klein on behalf of Creditor Clarke Masonry, Inc.; brad.e.klein@gmail.com
- Donna L La Porte on behalf of Creditor National Bank of Arizona, a national banking association; dlaporte@wrightlegal.net, bkgroup@wrightlegal.net
- Daniel A Lev on behalf of Creditor Committee Joint Committee of Creditors Holding Unsecured Claims; dlev@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com
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- Robert C Martinez on behalf of Interested Party Courtesy NEF; rmartinez@mclex.com
- Andrew K Mauthe on behalf of Creditor Victor Mahony; mauthelaw@attglobal.net
- Christopher M McDermott on behalf of Interested Party Courtesy NEF; ecfcacb@piteduncan.com
- Elissa Miller on behalf of Creditor Committee Joint Committee of Creditors Holding Unsecured Claims; emiller@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com
- Randall P Mroczynski on behalf of Creditor DCFS TRUST; randym@cookseylaw.com
- Mike D Neue on behalf of Debtor James Gianulias; mneue@thelobelfirm.com, jmattiace@thelobelfirm.com; pnelson@thelobelfirm.com
- Penelope Parmes on behalf of Creditor Marilyn Robbins Gianulias; pparmes@rutan.com
- Steven G Polard on behalf of Creditor Weyerhaeuser Realty Investors, Inc., a Washington corporation; spolard@perkinscoie.com
- Timothy R Pomeroy on behalf of Creditor Fasching Haus East Condominum Assoc; tpomeroy@klinedinstlaw.com

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

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Hamid R Rafatjoo on behalf of Interested Party DAHL California, LLC; hrafatjoo@venable.com, ataylor@venable.com; revey@venable.com; jnassiri@venable.com; bclark@venable.com;

Lee S Raphael on behalf of Creditor The Bank of New York Mellon fka The Bank of New York as Trustee for CHL Mortgage Pass-Through Trust 2203-48 Mortgage Pass-Through Certificates, Series 2008-48; cmartin@pprlaw.net

Cassandra J Richey on behalf of Interested Party Courtesy NEF; cmartin@pprlaw.net

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Victor A Sahn on behalf of Creditor Committee Joint Committee of Creditors Holding Unsecured Claims; vsahn@sulmeyerlaw.com

John D Schlotter on behalf of Creditor WELLS FARGO BANK, N.A.; ecmail@aclawlp.com

Mark C Schnitzer on behalf of Creditor Intervest Mortgage Investment Company; mschnitzer@rhlaw.com

Leonard M Shulman on behalf of Creditor Pacific Mercantile Bank; lshulman@shblp.com

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United States Trustee (SA); ustpreion16.sa.ecf@usdoj.gov

Matthew S Walker on behalf of Creditor BANK OF THE WEST; matthew.walker@pillsburylaw.com, sue.hodges@pillsburylaw.com;pamela.breeden@pillsburylaw.com

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Steven Werth on behalf of Creditor Committee Official Joint Committee of Unsecured Creditors; swerth@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com

Deborah A Winslow on behalf of Creditor Mercedes-Benz Credit Corporation; ecf@shermeta.com

John H Wunsch on behalf of Creditor Wells Fargo Bank, National Association; sandra.g.mcmasters@wellsfargo.com