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<p><b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b></p>			
<p>In re:</p> <p>JAMES C. GIANULIAS AND CAMEO HOMES, A CALIFORNIA CORPORATION</p> <p style="text-align: right;">Debtor(s).</p> <p style="text-align: right;">Trustee.</p>		<p>CHAPTER: 11</p> <p>CASE NO.: 8:08-bk-13150-RK [Substantively Consolidated With: Case No. 8:08-bk-13151-RK]</p> <p>DATE: May 26, 2009 TIME: 10:30 a.m. CTRM: 5D FLOOR:</p>	

**ORDER DENYING MOTION FOR RELIEF FROM THE AUTOMATIC STAY  
UNDER 11 U.S.C. § 362  
(MOVANT: WELLS FARGO BANK N.A., its successors and/or assigns)**

1. The Motion was: ☒ Contested ☐ Uncontested ☐ Not Prosecuted
2. The description of the property (the "Property") to which this Order applies is as follows (*specify common description or street address*): 13 Coconut Grove Lane, #13, Lahaina, HI 96761
3. The Motion is denied: ☒ without prejudice ☐ with prejudice ☒ on the following grounds:
- ☒ Based upon the findings and conclusions made on the record at the hearing
- ☐ Unexcused non-appearance by Movant
- ☐ Lack of proper service
- ☐ Lack of good cause shown for relief from stay
- ☐ The automatic stay is no longer in effect under: ☐ 11 U.S.C. § 362(c)(2)(A) ☐ 11 U.S.C. § 362(c)(2)(B)  
☐ 11 U.S.C. § 362(c)(3)(A) ☐ 11 U.S.C. § 362(c)(4)(A)

☒ Other (specify):

The Evidentiary objections filed by the Debtors to the Declaration of Kamiylah Chanah-Bey are hereby sustained.

4. ☐ Movant may not file another motion for relief from the stay in this case absent a court order authorizing re-filing.

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DATED: June 28, 2010



United States Bankruptcy Judge

**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: 840 Newport Center Drive, Suite 400, Newport Beach, CA 92660-6324

The foregoing document described as [PROPOSED] **ORDER DENYING MOTION FOR RELIEF FROM THE AUTOMATIC STAY UNDER 11 U.S.C. § 362** 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:

**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 \_\_\_\_\_, 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 address(es) 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 \_\_\_\_\_ 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 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

**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 6/22/10, 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 personal delivery on the judge will be completed no later than 24 hours after the document is filed.*

Chambers of Honorable Robert W. Kwan  
United States Bankruptcy Court  
411 W. Fourth Street  
Santa Ana, CA 92701

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

6/22/10  
Date

Lori Gauthier  
Type Name

/s/ Lori Gauthier  
Signature

**SERVED VIA E-MAIL**

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**NOTICE OF ENTERED ORDER AND SERVICE LIST**

Notice is given by the court that a judgment or order entitled (*specify*) **ORDER DENYING MOTION FOR RELIEF FROM THE AUTOMATIC STAY UNDER 11 U.S.C. § 362** was entered on the date indicated as "Entered" on the first page of this judgment or order and will be served in the manner indicated below:

**I. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s), the foregoing document was served on the following person(s) by the court via NEF and hyperlink to the judgment or order. As of June 24, 2010, the following person(s) are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email address(es) indicated below.

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**II. SERVED BY THE COURT VIA U.S. MAIL:** A copy of this notice and a true copy of this judgment or order was sent by U.S. Mail to the following person(s) and/or entity(ies) at the address(es) indicated below:

James C Gianulias  
1105 Quail St  
Newport Beach, CA 92660

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**III. TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete copy bearing an "Entered" stamp by U.S. Mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following person(s) and/or entity(ies) at the address(es), facsimile transmission number(s) and/or email address(es) indicated below:

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

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