

1 PROBER & RAPHAEL, A LAW CORPORATION
2 DEAN R. PROBER, ESQUIRE, #106207
3 LEE S. RAPHAEL, ESQUIRE, #180030
4 CASSANDRA J. RICHEY, ESQUIRE #155721
5 P.O. Box 4365
6 Woodland Hills, CA 91365-4365
7 Attorneys for Secured Creditor
8 C.094-5875

9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA

11 In Re:) Bk. No.: 8:08-bk-13150-RK
12 JAMES C. GIANULIAS,)
13 Debtor.)
14) WITHDRAWAL OF
15) PROOF OF CLAIM NO. 62
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

29 The Bank of New York Mellon fka The Bank of New York as Trustee for CHL Mortgage
30 Pass-Through Trust 2003-48 Mortgage Pass-Through Certificates, Series 2003-48, its assignees
31 and/or successors in interest, through its servicing agent BAC Home Loans Servicing, LP,
32 withdraws Proof of Claim #62 filed on September 10, 2009, as it appears the claim has been paid
33 in full.

34 Dated: July 26, 2010

35 By: /s/ Lee Raphael
36 Lee Raphael
37 Attorneys for Secured Creditor

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 the 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:

The foregoing document described WITHDRAWAL OF PROOF OF 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:

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 07/26/10 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 7/28/10 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 _____

____ 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.*

☐ 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.

7/28/10	Danielle Seth-Hunter	/s/ Danielle Seth-Hunter
<i>Date</i>	<i>Type Name</i>	<i>Signature</i>

I. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (“NEF”)**

John B Acierno ecfcacb@piteduncan.com
Jess R Bressi jbressi@luce.com
Frank Cadigan frank.cadigan@usdoj.gov
Jon M Chatalian efile@pbgc.gov, chatalian.jon@pbgc.gov
Sean T Cork scork@ssd.com
Paul J Couchot pcouchot@winthropcouchot.com,
pj@winthropcouchot.com;sconnor@winthropcouchot.com
Melissa Davis mdavis@shbllp.com
Susan S Davis sdavis@coxcastle.com
Joseph C Delmotte ecfcacb@piteduncan.com
Daniel Denny ddenny@gibsondunn.com
Lei Lei Wang Ekvall lekvall@wgllp.com
David K Eldan malvarado@pmcos.com, rpinal@pmcos.com;calendar@pmcos.com
Alan J Friedman afriedman@irell.com
Jose A Garcia ecfcacb@piteduncan.com
Beth Gaschen bgaschen@wgllp.com
Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com;mforsythe@goeforlaw.com
Michael J Hauser michael.hauser@usdoj.gov
Whitman L Holt wholt@stutman.com
Marsha A Houston mhouston@reedsmith.com
John J Immordino john.immordino@wilsonelser.com, raquel.burgess@wilsonelser.com
Lance N Jurich ljurich@loeb.com, kpresson@loeb.com
Bradford Klein brad.e.klein@gmail.com
Donna L La Porte dlaporte@wrightlegal.net, bkgroup@wrightlegal.net
Daniel A Lev dlev@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com
Kerri A Lyman klyman@irell.com
David F Makkabi cmartin@pprlaw.net
Robert C Martinez rmartinez@mclex.com
Andrew K Mauthe mauthelaw@attglobal.net
Elissa Miller emiller@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com
Randall P Mroczynski randym@cookseylaw.com
Mike D Neue mneue@thelobelfirm.com,
jmattiace@thelobelfirm.com;pnelson@thelobelfirm.com
Penelope Parmes pparmes@rutan.com
Steven G Polard spolard@perkinscoie.com
Timothy R Pomeroy tpomeroy@klinedinstlaw.com
Hamid R Rafatjoo hrafatjoo@venable.com,
ataylor@venable.com;revey@venable.com;jnassiri@venable.com;bclark@venable.com
Cassandra J Richey cmartin@pprlaw.net
Christopher O Rivas crivas@reedsmith.com
Martha E Romero Romero@mromerolawfirm.com
Anthony J Rothman anthony@arothmanlaw.com
Victor A Sahn vsahn@sulmeyerlaw.com
John D Schlotter ecfmail@aclawllp.com
Mark C Schnitzer mschnitzer@rhlaw.com
Leonard M Shulman lshulman@shbllp.com
Timothy J Silverman tim@sgsslaw.com

Derrick Talerico dtalerico@loeb.com, kpresson@loeb.com;ljurich@loeb.com
James E Till jtill@milbank.com, jmattiace@thelobelfirm.com;pnelson@thelobelfirm.com
James E Till jtill@thelobelfirm.com, jmattiace@thelobelfirm.com;pnelson@thelobelfirm.com
United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
Matthew S Walker matthew.walker@pillsburylaw.com,
sue.hodges@pillsburylaw.com;pamela.breeden@pillsburylaw.com
Joshua D Wayser joshua.wayser@kattenlaw.com, kim.johnson@kattenlaw.com
Steven Werth swerth@sulmeyerlaw.com, asokolowski@sulmeyerlaw.com
Deborah A Winslow ecf@shermeta.com
John H Wunsch sandra.g.mcmasters@wellsfargo.com

SERVED BY U.S. MAIL

Honorable Robert N. Kwan
U.S. Bankruptcy Court
Ronald Reagan Federal Building
411 W. Fourth Street, Suite 5165
Santa Ana, CA 92701-4593
JUDGE'S COPY

James C. Gianulias
1105 Quail Street
Newport Beach, CA 92660
Debtor

Alan J. Friedman, Esquire
840 Newport Center Drive, Ste 400
Newport Beach, CA 92660
Attorney for Debtor

Office of the U.S. Trustee
411 West 4th Street, Suite 9041
Santa Ana, CA 92701-4593
Chapter 11 Trustee

BJ Adams and Company,
Capital Drywall, LP
c/o Hines Smith Carder
3080 Bristol St Ste 540
Costa Mesa, CA 92626

Deloitte Financial Services Group, LLP,
Peter L Duncan
401 B St Ste 1500
San Diego, CA 92101

Gateway Insulation, Inc.
c/o Hines Smith Carder
3080 Bristol St Ste 540
Costa Mesa, CA 92626

Gateway Plastering, Inc.
c/o Hines Smith Carder
3080 Bristol St Ste 540
Costa Mesa, CA 92626

Glassratner Advisory & Capital Group LLC
18500 Von Karman Ave Ste 390
Irvine, CA 92612

1 John D Klinedinst
2 Klinedinst PC
3 501 W Broadway Ste 600
4 San Diego, CA 92101

5 Lanak & Hanna P C
6 400 N Tustin Ave
7 Santa Ana, CA 92705-3815

8 Lantex Landscape Architecture Inc
9 28052 Camino Capistrano Ste 211
10 Laguna Niguel, CA 92677

11 William N. Lobel
12 Irell & Manella LLP
13 840 Newport Center Dr, Ste 400
14 Newport Beach, CA 92660-6324

15 PNC Bank, National Association
16 Polsinelli Shalton Flanigan Suelthaus PC
17 Daniel J Flanigan
18 700 W 47th St Ste 1000
19 Kansas City, MO 64112

20 Lori Scott
21 1301 Fifth Ave Ste 3100
22 Seattle, WA 98101

23 Squire, Sanders & Dempsey LLP
24 Patrick Fields
25 555 S. Flower Street, 31st Floor
26 Los Angeles, CA 90071-2300

27 Squire, Sanders & Dempsey LLP
28 Sean T. Cork
40 N. Central Ave., #2700
Phoenix, AZ 85004

US Bank National Association,
Linda Watanabe-Mitchell
David Evans and Associates Inc
320 SW Upper Terrace Dr Ste 200
Bend, OR 97702

Houston M Watson
Klinedinst PC
501 W Broadway Ste 600
San Diego, CA 92101