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5 Proposed Counsel for R. Todd Neilson, Chapter 11
Trustee for The Tulving Company, Inc.

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8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **SANTA ANA DIVISION**

11 In re:

12 THE TULVING COMPANY, INC., a
13 California corporation,

14 Debtor.

Case No.: 8:14-bk-11492-ES

Chapter 11

**NOTICE OF HEARINGS ON APPLICATIONS
OF THE CHAPTER 11 TRUSTEE FOR THE
TULVING COMPANY, INC., FOR ORDERS
APPROVING (A) EMPLOYMENT OF
PACHULSKI STANG ZIEHL & JONES LLP
AS GENERAL BANKRUPTCY COUNSEL TO
THE TRUSTEE, AND (B) EMPLOYMENT OF
BERKELEY RESEARCH GROUP, LCC AS
ACCOUNTANTS AND FINANCIAL
ADVISORS, *NUNC PRO TUNC* TO MARCH 25,
2014**

Date: May 22, 2014

Time: 10:30 a.m.

Place: United States Bankruptcy Court
21041 Burbank Blvd.
Courtroom 302
Woodland Hills, CA

Judge: Erithe A. Smith

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24 **TO THE HONORABLE ERITHE A. SMITH, UNITED STATES BANKRUPTCY
JUDGE, THE UNITED STATES TRUSTEE AND THE RESPONDING PARTIES:**

25 **PLEASE TAKE NOTICE** that hearings will be held on **May 22, 2014 at 10:30 a.m.**, or as
26 soon thereafter as counsel may be heard, upon the applications of R. Todd Neilson, duly appointed
27 chapter 11 trustee ("Trustee") for The Tulving Company, Inc. ("Debtor"), for orders approving (a)
28

1 the employment of Pachulski Stang Ziehl & Jones LLP as general bankruptcy counsel to the Trustee
2 *nunc pro tunc* to March 25, 2014 [Docket No. 37] (the “PSZJ Application”) and the employment of
3 Berkeley Research Group, LLC, of which the Trustee is a member, as accountants and financial
4 advisors, *nunc pro tunc* to March 25, 2014 [Docket No. 44] (the “Berkeley Application”, and
5 together with the PSZJ Application, the “Applications”).

6 The hearings will be held pursuant to Local Bankruptcy Rule 9013-1(o)(4) in accordance
7 with the Notice of Opposition and Request for a Hearing on the Applications filed by Willis
8 Eshbaugh, Kristian & Jennifer Assaley, Radovan Rusinovic and Nelson Espiritu [Docket No. 54]
9 and the Notice of Opposition and Request for a Hearing filed by John Frankel [Docket No. 47]. A
10 Reply to each of the Notices of Opposition and Request for Hearing, and a supporting Declaration,
11 were filed by the Trustee. [Docket Nos. 48, 49 and 70] (collectively, the “Replies”).

12 Dated: April 30, 2014

PACHULSKI STANG ZIEHL & JONES LLP

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14 By /s/ Linda F. Cantor
Linda F. Cantor

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16 Proposed Counsel for R. Todd Neilson,
Chapter 11 Trustee

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 10100 Santa Monica Boulevard, 13th Floor, Los Angeles, California 90067

A true and correct copy of the foregoing document entitled **NOTICE OF HEARINGS ON APPLICATIONS OF THE CHAPTER 11 TRUSTEE FOR THE TULVING COMPANY, INC., FOR ORDERS APPROVING (A) EMPLOYMENT OF PACHULSKI STANG ZIEHL & JONES LLP AS GENERAL BANKRUPTCY COUNSEL TO THE TRUSTEE, AND (B) EMPLOYMENT OF BERKELEY RESEARCH GROUP, LCC AS ACCOUNTANTS AND FINANCIAL ADVISORS, NUNC PRO TUNC TO MARCH 25, 2014** 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:

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 April 30, 2014, 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 April 30, 2014, 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 April 30, 2014, 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.

Via Federal Express

The Honorable Erithe A. Smith
United States Bankruptcy Court - Central District of California
Ronald Reagan Federal Building and Courthouse
411 West Fourth Street, Suite 5040 / Courtroom 5A
Santa Ana, CA 92701-4593

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.

April 30, 2014

Janice G. Washington

/s/ Janice G. Washington

Date

Printed Name

Signature

1 **1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):**

2 **8:14-bk-11492-ES Notice will be electronically mailed to:**

3 Andrew S Bisom on behalf of Debtor The Tulving Company Inc
4 abisom@bisomlaw.com

5 Candice Bryner on behalf of Interested Party Candice Bryner
6 candice@brynerlaw.com

7 Stephen L Burton on behalf of Attorney Stephen L. Burton
8 steveburtonlaw@aol.com

9 Linda F Cantor, ESQ on behalf of Other Professional Pachulski Stang Ziehl & Jones LLP
10 lcantor@pszjlaw.com, lcantor@pszjlaw.com

11 Linda F Cantor, ESQ on behalf of Trustee R. Todd Neilson (TR)
12 lcantor@pszjlaw.com, lcantor@pszjlaw.com

13 Nancy S Goldenberg on behalf of U.S. Trustee United States Trustee (SA)
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15 Lawrence J Hilton on behalf of Creditor Jeffrey Roth
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17 John H Kim on behalf of Interested Party Courtesy NEF
18 jkim@cookseylaw.com

19 Matthew B Learned on behalf of Interested Party Courtesy NEF
20 bknotice@mccarthyholthus.com

21 Elizabeth A Lossing on behalf of U.S. Trustee United States Trustee (SA)
22 elizabeth.lossing@usdoj.gov

23 R. Todd Neilson (TR)
24 tneilson@brg-expert.com, sgreenan@brg-expert.com; tneilson@ecf.epiqsystems.com; ntroszak@brg-expert.com

25 Gary A Pemberton on behalf of Interested Party Courtesy NEF
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27 Robert J Pfister on behalf of Interested Party Courtesy NEF
28 rpfister@ktbslaw.com

Michael B Reynolds on behalf of Interested Party Courtesy NEF
mreynolds@swlaw.com, kcollins@swlaw.com

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

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

2 *Debtor*

3 **The Tulving Company Inc**
4 P.O. Box 6200
Newport Beach, CA 92658

5 *Counsel for Debtor*

6 **Andrew S Bisom**
7 The Bisom Law Group
8001 Irvine Center Drive, Ste. 1170
Irvine, CA 92618

8 *Trustee*

9 **R. Todd Neilson (TR)**
10 BRG, LLP
2049 Century Park East
Suite 2525
Los Angeles, CA 90067

11 *U.S. Trustee*

12 **United States Trustee (SA)**
13 411 W Fourth St., Suite 9041
Santa Ana, CA 92701-4593

Counsel for U.S. Trustee

Nancy S Goldenberg
411 W Fourth St Ste 9041
Santa Ana, CA 92701-8000

*Laurence P Nokes on behalf of Interested
Party John Frankel*

Nokes & Quinn
410 Broadway St Ste 200
Laguna Beach, CA 92651

Accountants for Landlord

Brent Murdoch
Murdoch & Morris, LLP
114 Pacifica, Ste. 320
Irvine, CA 92618

Interested Party

Frye & Hsieh
Douglas J Frye Esquire
24955 Pacific Coast Highway # A201
Malibu, CA 90265