

COBLENTZ PATCH DUFFY & BASS LLP
ONE MONTGOMERY STREET, SUITE 3000, SAN FRANCISCO, CALIFORNIA 94104-5500
415.391.4800 • FAX 415.989.1663

STAN ROMAN (State Bar No. 87652)
GREGG M. FICKS (State Bar No. 148093)
FREDRICK C. CROMBIE (State Bar No. 244051)
FRANKLIN S. KRBECHKEK (State Bar No. 322170)
COBLENTZ PATCH DUFFY & BASS LLP
One Montgomery Street, Suite 3000
San Francisco, California 94104-5500
Telephone: 415.391.4800
Facsimile: 415.989.1663
Email: ef-sgr@cpdb.com ef-gmf@cpdb.com
ef-fcc@cpdb.com ef-fsk@cpdb.com

Attorneys for Timothy J. LeFever

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SANTA ROSA DIVISION

In re

LEFEVER MATTSON,
a California corporation, *et al.*¹,

Debtors.

Case No. 24-10545 (CN) (Lead Case)
(Jointly Administered)

Chapter 11

**OBJECTION OF TIMOTHY J. LEFEVER
TO AMENDED JOINT MOTION OF
DEBTORS AND OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS FOR AN ORDER
SCHEDULING HEARING ON
CONFIRMATION OF PLAN AND
APPROVING THE FORM AND MANNER
OF SERVICE OF THE HEARING
NOTICE**

In re

KS MATTSON PARTNERS, LP,

Debtors.

Hearing Date:

Date: November 18, 2025

Time: 11:00 a.m.

Place.: United States Bankruptcy Court
1300 Clay Street, Ctrm. 215
Oakland, CA 94612

Judge: Hon. Charles Novack

[Related to Dkt. Nos. 2569 and 2570]

¹ The last four digits of LeFever Mattson's tax identification number are 7537. The last four digits of KS Mattson Partners, LP's tax identification number is 5060. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' proposed claims and noticing agent at <https://veritaglobal.net/LM>. The address for service on the Debtors is 6359 Auburn Blvd., Suite B, Citrus Heights, CA 95621.



Timothy J. LeFever (“**Mr. LeFever**”), creditor, interest holder, and party-in-interest herein, by and through his undersigned counsel, hereby files this Objection (this “**Objection**”) to Item (II) (regarding scheduling)² of the *Amended Joint Motion Of Debtors And Official Committee Of Unsecured Creditors For An Order: (I) Approving The Plan Summary And Amended Disclosure Statement; (II) Scheduling Hearing On Confirmation Of Plan And Approving The Form And Manner Of Service Of The Hearing Notice; (III) Establishing Procedures For The Solicitation And Tabulation Of Votes On Plan; (IV) Establishing Procedures For The Estimation Of Investor Claims Solely For Voting Purposes; and (V) Approving Related Matters* filed October 15, 2025 [Docket No. 2569] (the “**Motion**”) submitted by plan proponents the Official Committee of Unsecured Creditors (the “**Committee**” or the “**Creditors Committee**”), the LeFever Mattson, *et al.* debtors (“the “**LM Debtors**”), and third party debtor/non-LeFever Mattson entity KS Mattson Partners, LP (“**KSMP**”) (sometimes collectively herein, the “**Plan Proponents**”).

Mr. LeFever and the Plan Proponents have reached a compromise regarding the contents of the Plan Proponents’ proposed Disclosure Statement in this case, and Mr. LeFever understands the Plan Proponents will be submitting a revised proposed Disclosure Statement to the Court in advance of the hearing to approve that document. Mr. LeFever reserves his right to object to the revised Disclosure Statement if it does not conform to the parties’ compromise agreement.

Mr. LeFever will be objecting to confirmation of the currently proposed Joint Plan of Liquidation. Further to that, Mr. LeFever submits this Objection.

I. INTRODUCTION

Mr. LeFever is 50 percent owner of debtor LeFever Mattson, a California Corporation “**LeFever Mattson**” or “**LM**”). He has substantial unsecured claims against LeFever Mattson. Mr. LeFever and his wife also are investors who hold limited partnership interests (and/or LLC memberships) in several of the limited partnership and limited liability company LM Debtors, and Mr. LeFever holds unsecured claims against all of those debtors.

² See Motion (defined below) [Docket No. 2569] at p. 13 of 89, line 18, through p. 15 of 89, line 8.

1 Mr. Mattson, not Mr. LeFever, engaged in the fraud that led to the filing of these
2 bankruptcy cases, which fraud Mr. Mattson concealed from Mr. LeFever and from the LM
3 Debtors. After discovering the fraud, it was Mr. LeFever who reported Mr. Mattson to the
4 authorities.

5 Mr. LeFever strongly supports creditors and interest holders with allowable claims and
6 interests against applicable debtors receiving maximum return on their claims and interests in a
7 manner that is fair and equitable, and that is permitted and appropriate under the Bankruptcy
8 Code, including under Bankruptcy Code Section 1129. Mr. LeFever does not believe the Plan as
9 currently proposed would achieve that, and intends to contest Plan confirmation on numerous
10 grounds.

11 Mr. LeFever should be given a fair and full opportunity to litigate the legal and factual
12 issues raised in the proposed Plan, including substantive consolidation, Ponzi findings, and
13 treatment of Mr. LeFever's claims against, and interests in, the LeFever Mattson Debtors, and
14 claims against KSMP. The Committee and the LM Debtors have employed multiple professionals
15 in preparing these cases over the past fourteen months. Despite those efforts, the Plan Proponents
16 essentially contend they cannot figure out the financial history of the Debtors, resulting in their
17 request for substantive consolidation. Yet the Plan Proponents ask the Court to compel any parties
18 objecting to Plan confirmation to hurry-up and respond to their work, or the objecting parties
19 (supposedly) will be causing delay. Objecting parties should be afforded a fair opportunity to
20 address the complex issues in this case.

21 Mr. LeFever's counsel has met and conferred with the Committee's counsel about the
22 proposed schedule, but no agreement has been reached. In the event the Committee and/or the
23 other Plan Proponents reach agreement on any modified proposed schedule with any creditors or
24 other parties, that agreement should not bind Mr. LeFever. Those parties likely would be

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litigating much more targeted issues in these proceedings than Mr. LeFever will be.³

The unreasonably abbreviated proposed schedule is not warranted for other reasons, too. The Plan Proponents already have the ability to do most of what a Liquidation Trust would be able to do after any plan is confirmed. For example, they already are marketing and selling real estate on an expedited basis,⁴ they already will be liquidating and negotiating claims and/or interests under their “Investor Claim Settlement Procedures” [Docket No. 2365], they already are pursuing discovery regarding avoidance actions, and the LM Debtors already have assigned the ability to pursue estate claims to the Committee. Allowing objecting parties reasonable time to contest Plan confirmation will not materially impact the time in which distributions ultimately will be made on valid and allowed claims and interests.

II. PROPOSED REVISED SCHEDULE

In order to account for the complexity of the Plan litigation, Mr. LeFever proposes the following schedule.

Date Reflected In Motion ⁵	Mr. LeFever’s Proposal	Description
November 18, 2025 or November 19, 2025		Hearing Date on Motion for Approval of Disclosure Statement

³ And even a one month extension of the Plan Proponents’ proposed schedule would barely add-on enough time for fact discovery that already is permitted under the Federal Rules. The Plan Proponents’ proposed schedule disregards the Federal Rules, and any notion of reasonableness, by requiring parties to respond to written discovery in only *eight days*. See Plan Proponents’ proposed schedule at p. 14 of 89, lines 1 through 5:

December 15, 2025	Deadline to Serve Written Discovery
December 23, 2025	Deadline to Serve Responses & Objections to Written Discovery

⁴ The LM Debtors, for example, sold 29 properties in just three months between June 30, 2025 and September 30, 2025. See *Notice of Omnibus Property Sale Report Pursuant to Bankruptcy Rule 6004(f) [July - September 2025]* filed 10/30/25 [Docket No. 2739].

⁵ All Deadlines, unless otherwise indicated, are as of 11:59 p.m. (Pacific Time).

Date Reflected In Motion	Mr. LeFever's Proposal	Description
	November 21, 2025	Deadline for Plan Proponents to circulate post-hearing revisions to Disclosure Statement
	November 26, 2025	Further Hearing Date for Approval re Revisions to Disclosure Statement (if necessary)
November 20, 2025	November 26, 2025	Voting Record Date
December 3, 2025	December 10, 2025	Deadline to Serve Solicitation Packages
December 10, 2025	December 10, 2025	Deadline to file Plan Supplement
December 15, 2025	December 19, 2025	Deadline to Serve Written Discovery
December 15, 2025	February 13, 2026	Deadline for parties to identify the topics on which they intend to submit expert reports (other than rebuttal expert reports)
December 23, 2025	January 20, 2026	Deadline to Serve Responses & Objections to Written Discovery
January 7, 2026	February 9, 2026	Deadline for 3018 Motion of Non-Investor Claims
January 7, 2026	January 21, 2026	(1) Voting Deadline (2) Deadline for Investors to object to Proposed Claim Amounts in Investors' Class 7 Ballots (3) (Deadline to File Objections to Plan moved to next row – February 11, 2026 deadline)
January 7, 2026 ⁶	March 9, 2026	Deadline to File Objections to Plan
January 7, 2026	February 18, 2026	Deadline to identify expert witnesses
January 7, 2026	January 20, 2026	Document Productions Substantially Completed
January 9, 2026	February 20, 2026	Expert Reports Due
January 14, 2026	February 4, 2026	Deadline to Complete Depositions of Fact Witnesses (Mr. LeFever contends that all witnesses should be deposed in person unless otherwise agreed, and the parties may attend either in person or by Zoom.)
January 14, 2026	February 27, 2026	Deadline for parties to identify expert witnesses who will submit rebuttal expert reports

⁶ This is one of several deadlines in the Plan Proponents' proposed schedule that makes no sense even in the context of their own remaining proposed scheduling.

Date Reflected In Motion	Mr. LeFever's Proposal	Description
January 17, 2026	March 13, 2026	Rebuttal Expert Reports Due
January 19, 2026	March 16, 2026	Deadline to Exchange Fact Deposition Designations and File Motions <i>in Limine</i> re Fact Witnesses
January 21, 2026	March 16, 2026	Deadline for Plan Proponents to file Objections to 3018 Motions for Non-Investor Claims
January 27, 2026	March 23, 2026	Deadline to Depose Expert Witnesses
January 28, 2026	March 23, 2026	Deadline to file: (1) Replies to Objections to Plan Confirmation (2) Voting Report (3) Confirmation Brief
January 28, 2026	March 23, 2026	Deadline for the Plan Proponents to file Replies to Investors' Objections to Proposed Claim Amounts for voting purposes
January 28, 2026	March 23, 2026	Deadline for parties to file Replies in support of 3018 Motions for Non-Investor Claims
January 30, 2026	March 30, 2026	Deadline to Exchange <u>Expert</u> Deposition Designations and File Motions <i>in Limine</i> re <u>Expert</u> Witnesses
February 2, 2026	April 10, 2026	Deadline to Exchange Deposition Counter-Designations (Fact and Expert)
February 2, 2026	April 10, 2026	Deadline to Submit: (1) Joint Pretrial Order; (2) Witness and Exhibit Lists; (3) Oppositions to Motions in Limine; (4) Objections to Deposition Counter-Designations
February 2, 2026	April 15, 2026	Final Pre-Trial Conference
February 4, 2026	Commencing April 20, 2026 (for a minimum of 3 days)	(1) Confirmation Hearing on Plan (Subject to Court Availability) (2) Hearing on Unresolved Investors' Objections to Proposed Claims Amounts for voting purposes, and Unresolved 3018 Motions for Non-Investor Claims

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1 **III. CONCLUSION**

2 Mr. LeFever respectfully requests that this Court deny the scheduling portion of the
3 Motion, and enter an Order adopting the alternative schedule proposed by Mr. LeFever above.

4 DATED: November 12, 2025

COBLENTZ PATCH DUFFY & BASS LLP

6 By: /s/ Gregg M. Ficks
7 GREGG M. FICKS
8 Attorneys for Timothy J. LeFever
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