

U.S. BANKRUPTCY COURT
Western District of Texas
Judge Ronald B. King, Presiding
3/5/15
San Antonio Courtroom #1
HEARINGS

10:00 AM

14-52968-rbk Eduardo Jimenez, Jr. Chapter: 13
Lewis E. Buttles representing Eduardo Jimenez Jr. (Debtor)
Mary K Viegelahn (Trustee)

#13 Trustee's Expedited Motion to Dismiss Case for Other Reasons.
*****SET ON EXPEDITED BASIS – MS. VIEGELAHN RESP. FOR NOTICE*****

WITHDRAWN 3/4/15

1:30 PM

“MISCELLANEOUS DOCKET”

09-50776-rbk Fred S. Hernandez and Mary Lou Hernandez Chapter: 13

Jeffrey Rollins Davis representing Fred S. Hernandez Jr (Debtor)

Jeffrey Rollins Davis representing Mary Lou Hernandez (Debtor)

Mary K Viegelahn (Trustee)

#81 Trustee's Motion to Dismiss Case For Other Reasons.

*****RESET FROM 02/05/15*****

NOTICE OF WITHDRAWAL 2/19/15

09-52070-rbk Lee Roy Vidaure, Jr. and Marcelina Vidaure Chapter: 13

Rogena Jan Atkinson representing Lee Roy Vidaure, Jr. (Debtor)

Rogena Jan Atkinson representing Marcelina Vidaure (Debtor)

Mary K Viegelahn (Trustee)

#49 Trustee's Motion to Dismiss Case For Other Reasons.

*****RESET FROM 02/05/15*****

AGREED ORDER SUBMITTED 3/3/15

10-51717-rbk Araceli Roman Chapter: 13

Magdalena Gonzales representing Araceli Roman (Debtor)
Mary K Viegelahn (Trustee)

#100 Trustee's Motion to Dismiss Case For Other Reasons.

*****RESET FROM 02/05/15*****

RESET 4/2/15

10-53114-rbk Diane M. Gutierrez Chapter: 13

J. Todd Malaise representing Diane M. Gutierrez (Debtor)
Mary K Viegelahn (Trustee)

#46 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

NOTICE OF WITHDRAWAL 3/2/15

10-53409-rbk Brett Travis Alton and Kelley Janene Alton Chapter: 13

Joris Robert Vanhemelrijck representing Brett Travis Alton (Debtor)
Joris Robert Vanhemelrijck representing Kelley Janene Alton (Debtor)
Mary K Viegelahn (Trustee)

#46 Motion to Modify Plan, Request To Retain Tax Refund and Second Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Brett Travis Alton, Kelley Janene Alton.

GRANT

10-53454-rbk Pete Gonzales Chapter: 13

J. Todd Malaise representing Pete Gonzales (Debtor)
Mary K Viegelahn (Trustee)

#79 Motion (Pursuant to Bankruptcy Rule 4001(d)) for Approval of Agreement to Lift the Automatic Stay and Third Request for Attorney's Fees filed by J. Todd Malaise for Debtor Pete Gonzales.

AGREED ORDER SUBMITTED 1/15/15

10-53576-rbk Alfredo M. Sendejo and Dannette F. Sendejo Chapter: 13

Jeffrey Rollins Davis representing Alfredo M. Sendejo (Debtor)
Jeffrey Rollins Davis representing Dannette F. Sendejo (Debtor)
Mary K Viegelahn (Trustee)

#80 Second Amended Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

*****RESET FROM 02/05/15*****

AGREED ORDER SUBMITTED 3/4/15

10-54346-rbk Henry Davila and Cynthia Rae Davila Chapter: 13

Jeffrey Rollins Davis representing Henry Davila Jr. (Debtor)
Jeffrey Rollins Davis representing Cynthia Rae Davila (Debtor)
Mary K Viegelahn (Trustee)

#25 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

WITHDRAWN 3/3/15

10-54497-rbk Christopher Hamilton Stevens and Jessica D. Stevens Chapter: 13

C. Bryan Fears and Sean T. Flynn representing Christopher Hamilton Stevens (Debtor)
C. Bryan Fears and Sean T. Flynn representing Jessica D Stevens (Debtor)
Mary K Viegelahn (Trustee)

#97 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

GRANT

10-54668-rbk Ricardo Angel Sanchez and Leslie Ann Sanchez Chapter: 13

Joris Robert Vanhemelrijck representing Ricardo Angel Sanchez (Debtor)
Joris Robert Vanhemelrijck representing Leslie Ann Sanchez (Debtor)
Mary K Viegelahn (Trustee)

#65 Motion to Modify Plan Post-Confirmation in Response to Trustee's Yearly Budget Request and Second Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Leslie Ann Sanchez, Ricardo Angel Sanchez.

GRANT

10-54827-rbk Evan B. Hale and Valerie A. Hale Chapter: 13

J. Todd Malaise representing Evan B. Hale (Debtor)
J. Todd Malaise representing Valerie A. Hale (Debtor)
Mary K Viegelahn (Trustee)

#39 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

AGREED ORDER SUBMITTED 2/23/15

10-54981-rbk Armando G Nieto and Bertha E. Nieto Chapter: 13

John L. Sanders Sr representing Armando G Nieto (Debtor)

John L. Sanders Sr representing Bertha E. Nieto (Debtor)

Mary K Viegelahn (Trustee)

#35 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. § 1329(A).

AGREED ORDER SUBMITTED 3/3/15

11-50021-rbk Stephanie V. Paldino Chapter: 13

William B. Chenault III representing Stephanie V. Paldino (Debtor)

Mary K Viegelahn (Trustee)

#43 Motion to Reinstate Case filed by William B. Chenault III for Debtor Stephanie V. Paldino.

**AGREED ORDER
OTC-DON STECKER**

**11-50203-rbk Charles Stephen Patrick and Katherine Alice Patrick Chapter:
13**

Jeffrey Rollins Davis representing Charles Stephen Patrick (Debtor)

Jeffrey Rollins Davis representing Katherine Alice Patrick (Debtor)

Mary K Viegelahn (Trustee)

#61 Trustee's Motion to Modify Confirmed Plan.

WITHDRAWN 3/3/15

11-52025-rbk Warner E Wilhite Chapter: 13

Magdalena Gonzales representing Warner E Wilhite (Debtor)

Mary K Viegelahn (Trustee)

#68 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by Magdalena Gonzales for Debtor Warner E Wilhite.

*****RESET FROM 02/05/15*****

MOOT-CASE DISMISSED IN THE AM

11-53089-rbk Domingo Lucio Reyes and Michelle Martinez Reyes Chapter: 13

Joris Robert Vanhemelrijck representing Domingo Lucio Reyes Jr. (Debtor)

Joris Robert Vanhemelrijck representing Michelle Martinez Reyes (Debtor)

Mary K Viegelahn (Trustee)

#41 Trustee's Motion to Dismiss Case For Other Reasons.

NOTICE OF WITHDRAWAL 1/30/15

12-50068-rbk David Ramirez Vela and Isabel Ann Vela chapter: 13

Joris Robert Vanhemelrijck representing David Ramirez Vela (Debtor)

Joris Robert Vanhemelrijck representing Isabel Ann Vela (Debtor)

Mary K Viegelahn (Trustee)

#102 Trustee's Motion to Dismiss Case For Other Reasons.

NOTICE OF WITHDRAWAL 1/30/15

12-51534-rbk Cynthia A. Salinas Chapter: 13

Callan M. Billingsley representing Cynthia A. Salinas (Debtor)

Mary K Viegelahn (Trustee)

#28 Motion To Modify Plan And To Allow 1305 Claim (And First Application For Additional Attorney's Fees) (Requesting Attorney Fees In the Amount Of \$500.00) filed by Callan M. Billingsley for Debtor Cynthia A. Salinas.

*****RESET FROM 02/05/15*****

AGREED ORDER SUBMITTED 3/4/15

12-52462-rbk Adrian Ahmaad Thomas and Kathy Elaine Taylor-Thomas Chapter: 13

Jeffrey Rollins Davis representing Adrian Ahmaad Thomas (Debtor)

Jeffrey Rollins Davis representing Kathy Elaine Taylor-Thomas (Debtor)

Mary K Viegelahn (Trustee)

#43 Expedited Motion to Incur Debt filed by Jeffrey Rollins Davis for Debtors Kathy Elaine Taylor-Thomas, Adrian Ahmaad Thomas.

NOTICE OF WITHDRAWAL 3/3/15

12-53192-rbk Paul James Aguilar Chapter: 13

J. Todd Malaise representing Paul James Aguilar (Debtor)

Mary K Viegelahn (Trustee)

#57 Objection to Claim of Ted Carter (ct clm #11 \$113,955.34) Filed by Mary K. Viegelahn, Trustee.

*****RESET FROM 02/05/15*****

RESET 4/2/15

12-53609-rbk Nelda Glenn Thaler Chapter: 13

Joris Robert Vanhemelrijck representing Nelda Glenn Thaler (Debtor)
Mary K Viegelahn (Trustee)

#42 Motion to Modify Plan Post-Confirmation and Fourth Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Nelda Glenn Thaler.

GRANT

13-50108-rbk Misty Rene Wehrer Chapter: 13

Joris Robert Vanhemelrijck representing Misty Rene Wehrer (Debtor)
Mary K Viegelahn (Trustee)

#27 Motion to Modify Plan Post-Confirmation in Response to Trustee's Yearly Budget Request and Second Request for Additional Attorney's fees filed by Joris Robert Vanhemelrijck for Debtor Misty Rene Wehrer.

GRANT

13-50247-rbk Balentin Ramos Chapter: 13

Joris Robert Vanhemelrijck representing Balentin Ramos (Debtor)
Mary K Viegelahn (Trustee)

#70 Trustee's Motion to Dismiss Case For Other Reasons.

NOTICE OF WITHDRAWAL 1/30/15

13-50304-rbk Rose Mary Vasquez Chapter: 13

Jose L. Soria representing Rose Mary Vasquez (Debtor)
Mary K Viegelahn (Trustee)

#59 Motion To Reconsider (related document (Order Regarding (related document(s):
(Motion for Relief from Automatic Stay Against Debtor(s) And Co-Debtor Stay
Regarding 3415 Normangee, San Antonio, Texas 78211 filed by Stephen W. Wu for
Creditor Bank of America, NA.

13-52968-rbk Norman Davis Chapter: 13

Albert William Van Cleave III representing Norman Davis (Debtor)
Mary K Viegelahn (Trustee)

#46 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the
Amount Of \$500.00) filed by Albert William Van Cleave III for Debtor Norman Davis.

MOTION (DOC#46) DISMISSED BY ORDER (DOC#48) ENTERED 1/20/15

13-53041-rbk Bryan Roberts and Renee Roberts Chapter: 13

Heidi McLeod representing Bryan Roberts (Debtor)
Heidi McLeod representing Renee Roberts (Debtor)
Mary K Viegelahn (Trustee)

#33 Motion to Modify Confirmed Chapter 13 Plan and FIRST Application for Additional
Compensation filed by Heidi McLeod for Debtors Bryan Roberts, Renee Roberts.

GRANT

13-53113-rbk Susan Ann Denson Chapter: 13

J. Todd Malaise representing Susan Ann Denson (Debtor)

Mary K Viegelahn (Trustee)

#36 Objection to Claim of Vanderbilt Mortgage and Finance Inc., ct clm #7, \$31,064.88

Filed by Mary K. Viegelahn, Trustee.

*****RESET FROM 01/08/15*****

RESET

13-53311-rbk Curtis Towers and Stacey Jo Towers Chapter: 13

Heidi McLeod representing Curtis Towers (Debtor)

Heidi McLeod representing Stacey Jo Towers (Debtor)

Mary K Viegelahn (Trustee)

#29 Motion to Modify Confirmed Chapter 13 Plan and FIRST Application for Additional Compensation filed by Heidi McLeod for Debtors Curtis Towers, Stacey Jo Towers.

GRANT W/NEW ORDER

14-50244-rbk Angela Carol LeJeune Chapter: 13

Joris Robert Vanhemelrijck representing Angela Carol LeJeune (Debtor)

Mary K Viegelahn (Trustee)

#16 Objection to Claim of Andrews Federal Credit Union, ct clm #1, \$16,792.11 Filed by Mary K. Viegelahn, Trustee.

*****RESET FROM 02/05/15*****

RESET

14-50966-rbk Kirk S. August and Shanna D. August Chapter: 13

Paul S. Hacker representing Kirk S. August (Debtor)

Paul S. Hacker representing Shanna D. August (Debtor)

Mary K Viegelahn (Trustee)

#34 Objection to Claim of Department of the Treasury - Internal Revenue Service Filed by Paul S. Hacker for Debtors Kirk S. August, Shanna D. August.

*****RESET FROM 02/05/15*****

RESET 5/14/15

14-51030-rbk Martha Martinez Moreno chapter: 13

Jan Perry Lederer representing Martha Martinez Moreno (Debtor)

Mary K Viegelahn (Trustee)

#19 Objection Filed by David Aaron DeSoto for Creditor Green Tree Servicing LLC (related document(s): 17 Trustee's Claims Recommendation.

*****RESET FROM 02/05/15*****

AGREED ORDER SUBMITTED 3/3/15

14-51128-rbk Steven W. Smith and Patricia W. Smith Chapter: 13

J. Todd Malaise representing Steven W. Smith (Debtor)

J. Todd Malaise representing Patricia W. Smith (Debtor)

Mary K Viegelahn (Trustee)

#48 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by J. Todd Malaise for Debtors Patricia W. Smith, Steven W. Smith.

GRANT

14-51279-rbk Ingrid Bernadette Daly Chapter: 13

Rogena Jan Atkinson representing Ingrid Bernadette Daly (Debtor)
Mary K Viegelahn (Trustee)

#32 Objection to Claim of Credit Acceptance Corporation, ct clm #1, \$4,688.03 Filed by
Mary K. Viegelahn, Trustee.

*****RESET FROM 02/05/15*****

RESET

14-51471-rbk Christi Lynn Vrazel Chapter: 13

Patrick Alan Swindell representing Christi Lynn Vrazel (Debtor)
Mary K Viegelahn (Trustee)

#31 Response and Objections of Heritage Bank(fka Nixon State Bank) To Trustee
Recommendations Concerning Claims (With Notice of Bar Date for Additional
Objections to Claims) filed by John Wallis Harris for Creditor Heritage Bank.

RESET 5/14/15 AT 9:30AM

14-51503-rbk Alejandro Robles Chapter: 13

Magdalena Gonzales representing Alejandro Robles (Debtor)
Mary K Viegelahn (Trustee)

#14 Motion to File Claim After Claims Bar Date filed by Andrew Borrego for Creditor
Neighborhood Housing Services of San Antonio, Inc.

AGREED ORDER
OTC-ANDREW BORREGO

14-52378-rbk David Wayne Alt Chapter: 13

Joris Robert Vanhemelrijck representing David Wayne Alt (Debtor)
Mary K Viegelahn (Trustee)

#35 Motion to Dismiss Case filed by Jay W. Hurst for Creditor Texas Comptroller of Public Accounts.

CASE DISMISSED 2/23/15

14-52580-rbk Victor Ruben Gonzales, Jr. Chapter: 13

Ruben E. Vasquez representing Victor Ruben Gonzales Jr. (Debtor)
Mary K Viegelahn (Trustee)

#33 Trustee's Objection to Exemption.

WITHDRAWN 3/3/15

14-52673-rbk David P. Bustamante, Sr. Chapter: 13

Ruben E. Vasquez representing David P. Bustamante Sr. (Debtor)
Mary K Viegelahn (Trustee)

#18 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments.

**AGREED ORDER
OTC-TRUSTEE**

14-52770-rbk Charles Bradford Kellner Chapter: 13

J. Todd Malaise representing Charles Bradford Kellner (Debtor)

Mary K Viegelahn (Trustee)

#19 Order To Appear And Show Cause Why the remaining filing fee from a prior bankruptcy case has not been paid and to reexamine Debtors claim in open court on December 4, 2014, that he did not sign the documents relating to the prior bankruptcy case, and why sanctions, including dismissal of this case, should not be imposed for failure to pay the remainder of the above-referenced filing fee and for making unverified declarations in open court that his alleged signatures in the prior bankruptcy case are not authentic.

14-53082-rbk Soraya Pietri Torres Chapter: 13

J. Todd Malaise representing Soraya Pietri Torres (Debtor)

Mary K Viegelahn (Trustee)

#16 Expedited Trustee's Motion to Dismiss Case For Other Reasons.

RESET 4/2/15

**15-50025-rbk Michael Bruce Hawkins, Sr. and Heather Christine Hawkins
Chapter: 13**

Heidi McLeod representing Michael Bruce Hawkins Sr (Debtor)

Heidi McLeod representing Heather Christine Hawkins (Debtor)

Mary K Viegelahn (Trustee)

#12 13 Trustee's Certification Regarding Summary Dismissal of Case.

WITHDRAWN 2/27/15

15-50078-rbk John Torres Chapter: 13

Jose L. Soria representing John Torres (Debtor)

Mary K Viegelahn (Trustee)

#13 Nunc Pro Tunc Motion to Extend Time File Chapter 13 Plan filed by Jose L. Soria for Debtor John Torres.

#15 13 Trustee's Certification Regarding Summary Dismissal of Case.

NOTICE OF WITHDRAWAL 2/17/15

15-50252-rbk Evaristo A. Galvan Chapter: 13

Sean T. Flynn representing Evaristo A. Galvan (Debtor)

Mary K Viegelahn (Trustee)

#8 Order To Debtor, Evaristo A. Galvan, and/or Counsel of Record for the Debtor, Sean T. Flynn, to appear and show cause why this case should not be dismissed because of the filing of several cases.

15-50265-rbk Graciela Lisette DeLeon Chapter: 13

PRO SE Graciela Lisette DeLeon (Debtor)

Mary K Viegelahn (Trustee)

#10 Order To Pro Se Debtor, Graciela Lisette DeLeon to appear and show cause why this case should not be dismissed for failure to pay the prescribed filing fee ments in the amount of \$150.00 in connection with the filing of a prior bankruptcy case.

15-50299-rbk Enrique Vidal Quezada, Jr. Chapter: 13

J. Todd Malaise representing Enrique Vidal Quezada Jr. (Debtor)

Mary K Viegelahn (Trustee)

#9 Order To Enrique Vidal Quezada, Jr., and/or Counsel of Record for the Debtor, J. Todd Malaise to appear and show cause why this case should not be dismissed for failure to pay the prescribed filing fee installments in the amount of \$85.00 in connection with the filing of a prior bankruptcy case.

Filing fee paid in full for Case 14-52969 on 2/23/15

15-50342-rbk Juan F Gonzalez Chapter: 13

Juan Carlos Tomasino representing Juan F Gonzalez (Debtor)

Mary K Viegelahn (Trustee)

#3 Order To Juan F. Gonzalez, and/or Counsel of Record for the Debtor, Juan Carlos Tomasino, to appear and show cause why this case should not be dismissed for failure to pay the prescribed filing fee in the amount of \$310.00 in connection with the filing of this case.

Filing fee paid in full on 2/12/2015

15-50353-rbk Richard Andrew Garibay Chapter: 13

Callan M. Billingsley representing Richard Andrew Garibay (Debtor)
Mary K Viegelahn (Trustee)

#7 Order To Richard Andrew Garibay, and/or Counsel of Record for the Debtor, Callan M. Billingsley, to appear and show cause why this case should not be dismissed because of the filing of several cases.

14-50743-rbk Juan F. Corona Chapter: 13

Heidi McLeod representing Juan F. Corona (Debtor)
Mary K Viegelahn (Trustee)

#23 Expedited Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by Heidi McLeod for Debtor Juan F. Corona.

*****SET ON EXPEDITED BASIS – MS. MCLEOD RESP. FOR NOTICE*****

13-51522-rbk Brent Jason Swango and Tera Anne Swango Chapter: 13

Joris Robert Vanhemelrijck representing Brent Jason Swango (Debtor)
Joris Robert Vanhemelrijck representing Tera Anne Swango (Debtor)
Mary K Viegelahn (Trustee)

#28 Motion to Incur New Debt and First Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Brent Jason Swango, Tera Anne Swango.

*****SET ON EXPEDITED BASIS – MR. VANHEMELRIJCK RESP. FOR NOTICE*****

GRANT

10-52965-rbk Grace Ann Kimmel Chapter: 13

Joris Robert Vanhemelrijck representing Grace Ann Kimmel (Debtor)

Mary K Viegelahn (Trustee)

#61 Motion For An Order Allowing Debtors To retain Insurance Proceeds, Incur New Debt and FIFTH Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Grace Ann Kimmel

******SET ON EXPEDITED BASIS – MR. VANHEMELRIJCK RESP. FOR NOTICE******

GRANT

14-52372-rbk Gilbert Sanchez Chapter: 13

PRO SE Gilbert Sanchez (Debtor)

Mary K Viegelahn (Trustee)

#61 Motion To Reinstate Case filed by PRO SE Gilbert Sanchez ******SET ON EXPEDITED BASIS –******

3:00 PM

14-52263-rbk Ben Demett Edouard Chapter: 13

Jeffrey Rollins Davis representing Ben Demett Edouard (Debtor)
Deborah B. Langehennig (Trustee)

#17 Trustee's Motion to Dismiss Case.

*****RESET FROM 01/06/15*****

14-52537-rbk Brad Bennett Chapter: 13

Jeffrey Rollins Davis representing Brad Bennett (Debtor)
Deborah B. Langehennig (Trustee)

#42 Motion to Reconsider Order to Turn Over Income Tax Refund filed by Jeffrey Rollins Davis for Debtor Brad Bennett.

14-52799-rbk Kimberly Lynn Bridgest-Wood Chapter: 13

Jeffrey Rollins Davis representing Kimberly Lynn Bridgest-Wood (Debtor)
Deborah B. Langehennig (Trustee)

#14 Chapter 13 Trustee's Motion to Dismiss Case And Request For Interim Disbursement.

14-52808-rbk Angel Mario Olivares Chapter: 13

Jeffrey Rollins Davis representing Angel Mario Olivares (Debtor)
Deborah B. Langehennig (Trustee)

#25 13 Trustee's Certification Regarding Summary Dismissal of Case.

**14-52837-rbk Christopher Howard Neeley and Elena Maui Lou Lopez
Chapter: 13**

Jeffrey Rollins Davis representing Christopher Howard Neeley (Debtor)
Jeffrey Rollins Davis representing Elena Maui Lou Lopez (Debtor)
Deborah B. Langehennig (Trustee)

#22 Trustee's Objection to Exemption.

14-52895-rbk Guadalupe F Garcia, Jr and Susan Kay Garcia Chapter: 13

Jeffrey Rollins Davis representing Guadalupe F Garcia Jr (Debtor)
Jeffrey Rollins Davis representing Susan Kay Garcia (Debtor)
Deborah B. Langehennig (Trustee)

#21 Trustee's Motion to Dismiss Case.