

U.S. BANKRUPTCY COURT
Western District of Texas
Judge Ronald B. King, Presiding
12/03/15
San Antonio Courtroom #1
HEARINGS

9:30AM

“DISMISSAL DOCKET”

09-54325-rbk Arturo Villarreal and Brenda Isabel Villareal Chapter: 13

J. Todd Malaise representing Arturo Villarreal (Debtor)

J. Todd Malaise representing Brenda Isabel Villarreal (Debtor)

Mary K Viegelahn (Trustee)

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

*****RESET IN OPEN COURT FROM 11/23/15 – NFN*****

AGREED ORDER

OTC-TRUSTEE

1:30 PM

“MISCELLANEOUS DOCKET”

15-52643-rbk Esther Yvonne Mata Chapter: 13

Jose L. Soria representing Esther Yvonne Mata (Debtor)

Mary K Viegelahn (Trustee)

#4 Order To Appear And Show Cause because of the filing of several cases and because filing fees in the amount of \$365.75 remain due and owing in two previous cases (\$210.75 due in Case Number 13-52983 and \$155.00 due in Case No. 14-51968) it will be necessary for the Court to conduct a show cause hearing to determine whether Case No. 15-52643 should be dismissed.

RESET 12/7/15 AT 2PM

15-52709-rbk Gloria C. Ramos Chapter: 13

PRO SE Gloria C. Ramos (Debtor)

Mary K Viegelahn (Trustee)

#6 Order To Appear And Show Cause why this case should not be dismissed for failure to pay the remainder of the filing fee in the amount of \$155.00, which is due and owing in a prior bankruptcy case.

10-52028-rbk Ruth L. Wood Chapter: 13

William T Burrell representing Ruth L. Wood (Debtor)

Mary K Viegelahn (Trustee)

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

AGREED ORDER

OTC-TRUSTEE

10-52964-rbk Ernest W. Vidal Chapter: 13

J. Todd Malaise representing Ernest W. Vidal III (Debtor)
Mary K Viegelahn (Trustee)

#41 Motion for Determination of Final Cure filed by J. Todd Malaise for Debtor Ernest W. Vidal III.

RESET 1/21/2016 AT 2PM

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

*****RESET FROM 11/05/15*****

RESET 1/21/2016 AT 2PM

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

William B. Chenault III representing Stephanie V. Paldino (Debtor)
Mary K Viegelahn (Trustee)

#53 Trustee's Motion To Enter Discharge After Completion of Plan Payments.

**AGREED ORDER
OTC-TRUSTEE**

11-50287-rbk Melissa Soliz Chapter: 13

J. Todd Malaise representing Melissa Soliz (Debtor)
Mary K Viegelahn (Trustee)

#43 Motion to Approve Settlement and Second Request for Attorney's Fees filed by J. Todd Malaise for Debtor Melissa Soliz.

11-50523-rbk Laura Lee Loza Chapter: 13

H. Anthony Hervol representing Laura Lee Loza (Debtor)
Mary K Viegelahn (Trustee)

#67 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. Section 1329(A)(1).

*****RESET IN OPEN COURT FROM 11/23/15*****

11-50691-rbk Raymond Gonzales Chapter: 13

Magdalena Gonzales representing Raymond Gonzales (Debtor)
Mary K Viegelahn (Trustee)

#90 Amended Motion To Modify Chapter 13 Plan in Response to Chapter 13 Trustee's Motion to Dismiss. Expedited Debtors Motion To Sell Property And Fifth Application for Additional Compensation filed by Magdalena Gonzales for Debtor Raymond Gonzales.

*****SET ON EXPEDITED BASIS – MS. GONZALES RESP. FOR NOTICE***
GRANT**

11-50817-rbk Clarence D. Brown and Nelda J. Brown Chapter: 13

J. Todd Malaise representing Clarence D. Brown (Debtor)
J. Todd Malaise representing Nelda J. Brown (Debtor)
Mary K Viegelahn (Trustee)

#86 Amended Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$612.69) filed by J. Todd Malaise for Debtors Clarence D. Brown, Nelda J. Brown.

RESET 1/7/16

11-51095-rbk Gregory George Armstrong and Rita Renee Armstrong Chapter: 13

Rick Flume representing Gregory George Armstrong (Debtor)
Rick Flume representing Rita Renee Armstrong (Debtor)
Mary K Viegelahn (Trustee)

#91 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. § 1329(A)(1).

MOOT-CASE CONVERTED 12/1/15

11-51147-rbk Hugh K. Weaver and Pamela G. Weaver Chapter: 13

William R. Davis Jr. representing Hugh K. Weaver (Debtor)
William R. Davis Jr. representing Pamela G. Weaver (Debtor)
Mary K Viegelahn (Trustee)

#79 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. § 1329(A)(1).
MOOT-CASE DISMISSED IN THE AM

11-51292-rbk Cristoval M. Alcoser Chapter: 13

Johnny W. Thomas representing Cristoval M. Alcoser (Debtor)
Mary K Viegelahn (Trustee)

#59 Motion to Dismiss Case filed by Gary W. Wright for Creditor United States Of America, I.R.S.

MOOT-CASE DISMISSED 11/12/2015

11-53741-rbk Rodney Albert Kurtz and Linda Lenz Kurtz Chapter: 13

Heidi McLeod representing Rodney Albert Kurtz (Debtor)
Heidi McLeod representing Linda Lenz Kurtz (Debtor)
Mary K Viegelahn (Trustee)

#73 Motion to Determine Status of Mortgage Pre and Post-Petition and Request for Compensation filed by Heidi McLeod for Debtors Linda Lenz Kurtz, Rodney Albert Kurtz.

*****RESET FROM 11/05/15*****

RESET 1/7/2016

12-52469-rbk Gloria Ann Hernandez Chapter: 13

J. Todd Malaise representing Gloria Ann Hernandez (Debtor)
Mary K Viegelahn (Trustee)

#45 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by J. Todd Malaise for Debtor Gloria Ann Hernandez.

12-52535-rbk Erik J. Klatt and Nina Lovell Chapter: 13

Lawrence B. Shallcross representing Erik J Klatt (Debtor)
Lawrence B. Shallcross representing Nina Lovell (Debtor)
Mary K Viegelahn (Trustee)

#54 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. §1329(a)(1).

RESET 1/7/2016

12-53220-rbk Gregorio Hernandez, Jr. and Luz Maria Hernandez Chapter: 13

Rick Flume representing Gregorio Hernandez Jr. (Debtor)
Rick Flume representing Luz Maria Hernandez (Debtor)
Mary K Viegelahn (Trustee)

#43 Motion for Rehearing and Reconsideration of Docket Entry Granting Debtor's Motion to Deem Mortgage Loan Current filed by Donna W Wilkinson for Creditor Nationstar Mortgage LLC.

*****RESET FROM 11/05/15*****

RESET 1/7/16

12-53762-rbk Matthew Contreras and Marie Isabel Contreras Chapter: 13

Joris Robert Vanhemelrijck representing Matthew Contreras (Debtor)
Joris Robert Vanhemelrijck representing Marie Isabel Contreras (Debtor)
Mary K Viegelahn (Trustee)

#64 Motion to Reconsider And/Or Vacate Order filed by Joris Robert Vanhemelrijck for Debtors Marie Isabel Contreras, Matthew Contreras (Related Document(s): 61 Order Granting (related document(s): 59 Trustee's Motion to Dismiss.

RESET 1/7/16

#66 Motion to Modify Plan and Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Marie Isabel Contreras, Matthew Contreras.

RESET 1/7/16

13-50342-rbk Jesse J. Ramos Chapter: 13

H. Anthony Hervol representing Jesse J. Ramos (Debtor)
Mary K Viegelahn (Trustee)

#102 Motion to Modify Confirmed Chapter 13 Plan filed by H. Anthony Hervol for Debtor Jesse J. Ramos.

RESET 1/21/2016 AT 9:30AM

13-50938-rbk Abraham Valdes and Sara Lee Valdes Chapter: 13

J. Todd Malaise representing Abraham Valdes (Debtor)
J. Todd Malaise representing Sara Lee Valdes (Debtor)
Mary K Viegelahn (Trustee)

#51 Motion to Dismiss Case filed by Gary W. Wright for Creditor Internal Revenue Service.

MOOT-CASE DISMISSED 11/12/2015

13-51171-rbk Jennifer Lynn Flores Chapter: 13

Heidi McLeod representing Jennifer Lynn Flores (Debtor)
Mary K Viegelahn (Trustee)

#54 First Application for Additional Compensation filed by Heidi McLeod for Debtor Jennifer Lynn Flores.

GRANT

13-51224-rbk Arturo Rodriguez, Jr. Chapter: 13

Jose L. Soria representing Arturo Rodriguez Jr (Debtor)
Mary K Viegelahn (Trustee)

#51 Motion To Permanently Modify Chapter 13 Plan, Cure Payment Arrearage And Post-Petition IRS Arrears And Award Second Request For Additional Attorney's Fees (Requesting Attorney Fees In the Amount Of \$750.00) filed by Jose L. Soria for Debtor Arturo Rodriguez Jr.

**AGREED ORDER
OTC-JOSE SORIA**

13-52431-rbk Valerie Cervantes Chapter: 13

Heidi McLeod representing Valerie Cervantes (Debtor)
Mary K Viegelahn (Trustee)

#27 First Application for Additional Compensation filed by Heidi McLeod for Debtor Valerie Cervantes.

GRANT

13-52754-rbk Antonio Alvarez Chapter: 13

Heidi McLeod representing Antonio Alvarez (Debtor)
Mary K Viegelahn (Trustee)

#77 Trustee's Motion to Dismiss Case for Other Reasons.

NOTICE OF WITHDRAWAL 12/1/15

#83 Motion to Authorize Full Retention of 2014 Tax Refund and First Request for Additional Compensation filed by Heidi McLeod for Debtor Antonio Alvarez.

*****RESET FROM 11/05/15*****

GRANT

13-52764-rbk Noah Leonel Guerra Chapter: 13

J. Todd Malaise representing Noah Leonel Guerra (Debtor)
Mary K Viegelahn (Trustee)

#30 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. § 1329(A)(1).

13-53140-rbk Micah Gentry and Tiffany Gail Gentry Chapter: 13

Heidi McLeod representing Micah Gentry (Debtor)
Heidi McLeod representing Tiffany Gail Gentry (Debtor)
Mary K Viegelahn (Trustee)

#34 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by Heidi McLeod for Debtors Micah Gentry, Tiffany Gail Gentry.

RESET 1/7/2016

14-50125-rbk Maria E. Gonzalez Chapter: 13

Magdalen Gonzales representing Maria E. Gonzalez (Debtor)
Mary K Viegelahn (Trustee)

#33 Trustee's Motion For Turnover of Settlement Proceeds.
*****RESET IN OPEN COURT FROM 11/23/15*****

14-50388-rbk Sanjuana V. Deleon and Steve M. Deleon Chapter: 13

Paul S. Hacker representing Sanjuana V Deleon (Debtor)
Paul S. Hacker representing Steve M Deleon (Debtor)
Mary K Viegelahn (Trustee)

#33 Objection to Claim of Ocwen Loan Servicing Claim 5-1 Filed by Paul S. Hacker for Debtors Sanjuana V Deleon, Steve M Deleon.
*****RESET FROM 11/05/15*****

NOTICE OF WITHDRAWAL 12/2/2015

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

Heidi McLeod representing Juan F. Corona (Debtor)

Mary K Viegelahn (Trustee)

DOCKET CALL RE:

#29 Objection to Claim of Texas National Auto Sales (ct clm #6 \$9,690.75) Filed by Mary K. Viegelahn, Trustee.

#42 Motion For Summary Judgment Pursuant To Fed.R.Bankr.P.7056 filed by Mary K. Viegelahn, Trustee.

14-51223-rbk Theresa A. Elizondo-Orr Chapter: 13

William R. Davis Jr. representing Theresa A. Elizondo-Orr (Debtor)

Mary K Viegelahn (Trustee)

#35 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by William R. Davis Jr. for Debtor Theresa A. Elizondo-Orr.

*****RESET FROM 11/05/15*****

GRANT

14-51411-rbk Richard Bruce West Chapter: 13

Joris Robert Vanhemelrijck representing Richard Bruce West (Debtor)
Mary K Viegelahn (Trustee)

#36 Nunc Pro Tunc Motion To Allow Debtor To Draw Funds From Debtors 401(K) And Second Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Richard Bruce West.

*****RESET FROM 11/05/15*****

RESET 12/14/15 AT 10:30AM

14-51721-rbk Marva L Durden Chapter: 13

W. Stephen Graves representing Marva L Durden (Debtor)
Mary K Viegelahn (Trustee)

#53 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by W. Stephen Graves for Debtor Marva L Durden.

DENY

14-51725-rbk Nettie Melton-Braziel Chapter: 13

Ricardo Ojeda Jr. representing Nettie Melton-Braziel (Debtor)
Mary K Viegelahn (Trustee)

#47 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. § 1329(A)(1).

GRANT

14-51945-rbk Michael A. Ramirez Chapter: 13

Chance M. McGhee representing Michael A. Ramirez (Debtor)
Mary K Viegelahn (Trustee)

#43 Motion to Modify Confirmed Chapter 13 Plan First Request For Post Confirmation Attorney's Fees filed by Chance M. McGhee for Debtor Michael A. Ramirez.

14-51952-rbk James Anthony Landry Chapter: 13

Joris Robert Vanhemelrijck representing James Anthony Landry (Debtor)
Mary K Viegelahn (Trustee)

#24 Motion To Modify Plan Post-Confirmation And First Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor James Anthony Landry.

GRANT

#25 Nunc Pro Tunc Motion To Incur New Debt And Second Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor James Anthony Landry.

NOTICE OF WITHDRAWAL 11/25/15

14-52432-rbk Michael Ray Prieto and Mary Leticia Prieto Chapter: 13

J. Todd Malaise representing Michael Ray Prieto (Debtor)

J. Todd Malaise representing Mary Leticia Prieto (Debtor)

Mary K Viegelahn (Trustee)

#51 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$500.00) filed by J. Todd Malaise for Debtors Mary Leticia Prieto, Michael Ray Prieto.

DENY

14-52737-rbk David R. Farias and Maria Graciela Farias Chapter: 13

Ricardo Ojeda Jr. representing David R. Farias (Debtor)

Ricardo Ojeda Jr. representing Maria Graciela Farias (Debtor)

Mary K Viegelahn (Trustee)

#27 Trustee's Motion To Modify Confirmed Plan Pursuant To 11 U.S.C. § 1329(A)(1).

AGREED ORDER

OTC-TRUSTEE

14-52803-rbk Roosevelt T Grady and Cynthia G Grady Chapter: 13

Chance M. McGhee representing Roosevelt T Grady (Debtor)

Chance M. McGhee representing Cynthia G Grady (Debtor)

Mary K Viegelahn (Trustee)

#47 Trustee's Motion to Dismiss Case.

*****RESET FROM 11/05/15*****

AGREED ORDER

OTC-TRUSTEE

14-52912-rbk Edward Brian Christoph Stout Chapter: 13

Heidi McLeod representing Edward Brian Christopher Stout (Debtor)
Mary K Viegelahn (Trustee)

#27 Motion To Allow 1305 Claim Filed by Internal Revenue Service and Request For Additional Attorney's Fees filed by Heidi McLeod for Debtor Edward Brian Christopher Stout.

MOOT-CASE DISMISSED 11/12/15

14-52959-rbk Robert Christan Pittard and Karen Davis Pittard Chapter: 13

Chance M. McGhee representing Robert Christan Pittard (Debtor)
Chance M. McGhee representing Karen Davis Pittard (Debtor)
Mary K Viegelahn (Trustee)

#38 Motion to Dismiss Case filed by Gary W. Wright for Creditor Internal Revenue Service.

**AGREED ORDER
OTC-GARY WRIGHT**

15-50100-rbk Jay Ted Mayfield Chapter: 13

Magdalena Gonzales representing Jay Ted Mayfield (Debtor)
Mary K Viegelahn (Trustee)

#21 Objection to Claim of Green Tree Servicing, LLC (ct clm #3 \$2,718.43) Filed by Mary K. Viegelahn, Trustee.

NOTICE OF WITHDRAWAL FILED 12/1/15

15-51341-rbk Jose Jesus Ayala Chapter: 13

Ruben E. Vasquez representing Jose Jesus Ayala (Debtor)

Mary K Viegelahn (Trustee)

#22 Objection to Claim of San Antonio Surgical Assistants, Inc. Filed by Ruben E. Vasquez for Debtor Jose Jesus Ayala.

RESET 12/17/15 AT 9:30AM

**15-51814-rbk Bobby Martinez Gonzales and MaryAnn Garza Gonzales
Chapter: 13**

J. Todd Malaise representing Bobby Martinez Gonzales (Debtor)

J. Todd Malaise representing MaryAnn Garza Gonzales (Debtor)

Mary K Viegelahn (Trustee)

#17 Objection to Claim of Snap-on Credit LLC, ct clm #4, \$2,695.87 Filed by Mary K. Viegelahn, Trustee.

NOTICE OF WITHDRAWAL 10/26/15

15-52112-rbk Rose Marie Bailey-Wade Chapter: 13

J. Todd Malaise representing Rose Marie Bailey-Wade (Debtor)

Mary K Viegelahn (Trustee)

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

NOTICE OF WITHDRAWAL 11/24/15

11-52375-rbk Ann Drulane Johnson Chapter: 13

J. Todd Malaise representing Ann Drulane Johnson (Debtor)

Mary K Viegelahn (Trustee)

#50 Motion to Modify Confirmed Plan filed by Trustee, Mary Viegelahn.

******SETON EXPEDITED BASIS – MS. VIEGELAHN RESP. FOR NOTICE******

RESET 12/14/15 AT 10:30AM