

**U.S. BANKRUPTCY COURT**  
**Western District of Texas**  
**Judge Craig A. Gargotta, Presiding**  
**4/27/17**  
**San Antonio Courtroom #3**  
**HEARINGS**  
**AMENDED 4/25/17**

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***9:30 AM***

***CHAPTER 13 DISMISSAL DOCKET***

***10:00 AM***

***CHAPTER 13 CONFIRMATION DOCKET***

**1:30 PM**

**CHAPTER 13 MISCELLANEOUS DOCKET**

**11-53359-cag Socorro C. Barrios Chapter: 13**

Jose C. Rodriguez representing Socorro C. Barrios (Debtor)

Mary K Viegelahn (Trustee)

#57 Response filed by Jose C. Rodriguez for Debtor Socorro C. Barrios (related document(s): doc Response to Notice of Final Cure Payment Rule 3002.1 and Certificate of Service Claim filed by Chelsea Marie Schneider for Creditor Ocwen loan Servicing, LLC as mortgage servicer for Deutsche Bank National Trust Company as Trustee for Ameriquest Mortgage Securities Inc., Asset-Backed Pass-Through Certificates, Series 2005-R10 (related document(s): 55 Trustee's Notice of Final Cure Mortgage Payment re: Rule 3002.)

**MOOT – CASE DISMISSED**

**11-53860-cag Sean M. Lebo and Mary F. Lebo Chapter: 13**

Callan M. Billingsley representing Sean M. Lebo (Debtor)

Callan M. Billingsley representing Mary F. Lebo (Debtor)

Mary K. Viegelahn (Trustee)

#126 Ninth Application for Additional Attorney's Fees filed by Callan M. Billingsley for Debtors Mary F. Lebo, Sean M. Lebo

**12-50027-cag Kevin Michael Eaton and Tammy Denise Eaton Chapter: 13**

Joris Robert Vanhemelrijck representing Kevin Michael Eaton (Debtor)

Joris Robert Vanhemelrijck representing Tammy Denise Eaton (Debtor)

Mary K. Viegelahn (Trustee)

#67 Motion To Modify Plan Post-Confirmation To Remove Pre-Petition And Postpetition Mortgage Arrears Pursuant To Their Refinance Loan With Quicken Loans Inc. And Cure Plan Payment Arrears and Fifth Reequst For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Kevin Michael Eaton, Tammy Denise Eaton.

**12-50173-cag Richard M. Hardcastle and Shirley A. Hardcastle Chapter: 13**

Heidi McLeod representing Richard M. Hardcastle (Debtor)

Heidi McLeod representing Shirley A. Hardcastle (Debtor)

Mary K. Viegelahn (Trustee)

#89 Expedited Motion to Disburse Insurance Proceeds and Third Request for Additional Compensation (14 Day Objection Language) filed by Heidi McLeod for Debtors Richard M. Hardcastle, Shirley A. Hardcastle.

**\*\*\*ORDER PREVIOUSLY EOD 4/10/17\*\*\***

**12-53778-cag Sonia Mirtala Romero Chapter: 13**

J. Todd Malaise representing Sonia Mirtala Romero (Debtor)

Mary K. Viegelahn (Trustee)

#104 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$583. filed by J. Todd Malaise for Debtor Sonia Mirtala Romero

**OBJ W/DRAWN – GRANT MOTION**

**13-50156-cag LD Weary, Jr. and Glinda C. Weary Chapter: 13**

J. Todd Malaise representing LD Weary Jr. (Debtor)

J. Todd Malaise representing Glinda C. Weary (Debtor)

Mary K. Viegelahn (Trustee)

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

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

**13-50164-cag Cynthia Evette Williams Chapter: 13**

Ruben E. Vasquez representing Cynthia Evette Williams (Debtor)

Mary K. Viegelahn (Trustee)

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

**RESET 5/25/17**

**13-52207-cag Esequiel Hernandez, III and Angela F. Hernandez Chapter: 13**

Lewis E. Buttles representing Esequiel Hernandez III (Debtor)

Lewis E. Buttles representing Angela F. Hernandez (Debtor)

Mary K. Viegelahn (Trustee)

#75 Expedited Motion To Reinstate Chapter 13 Proceeding filed by Lewis E. Buttles for Debtors Angela F. Hernandez, Esequiel Hernandez III

**13-52913-cag Beverly M. Wright Chapter: 7**

Chance M. McGhee representing Beverly M. Wright (Debtor)  
Johnny W Thomas (Trustee)

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

**MOOT – CASE CONVERTED**

**13-53355-cag James Edward Morrison, Jr Chapter: 13**

Heidi McLeod representing James Edward Morrison Jr (Debtor)  
Mary K. Viegelahn (Trustee)

#89 Motion to Modify Plan and First Request for Additional Compensation filed by Heidi McLeod for Debtor James Edward Morrison Jr.

**14-50156-cag Louie G. Luna Chapter: 13**

Ruben E. Vasquez representing Louie G. Luna (Debtor)  
Mary K. Viegelahn (Trustee)

#22 First Application for Additional Compensation filed by Ruben E. Vasquez for Debtor Louie G. Luna.

**DENY APPLICATION**

**14-50211-cag Thomas Earl Bass and Maria Ellen Bass Chapter: 13**

J. Todd Malaise representing Thomas Earl Bass (Debtor)

J. Todd Malaise representing Maria Ellen Bass (Debtor)

Mary K. Viegelahn (Trustee)

#39 Motion To Sell Property and Third Request for Attorney's Fees filed by J. Todd Malaise02 for Debtors Maria Ellen Bass, Thomas Earl Bass.

**GRANT W/REVISED ORDER UPLOADED 4/26/17**

**14-50640-cag Patricia Lynne Gibson Chapter: 13**

Joris Robert Vanhemelrijck representing Patricia Lynne Gibson (Debtor)

Mary K. Viegelahn (Trustee)

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

**14-50672-cag Roy Eady Chapter: 13**

Ruben E. Vasquez representing Roy Eady (Debtor)

Mary K. Viegelahn (Trustee)

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

**RESET 5/25/17**

**14-51218-cag Sandra Castro Chapter: 13**

Magdalena Gonzales representing Sandra Castro (Debtor)  
Mary K. Viegelahn (Trustee)

#33 Application to Employ Attorney, Larry A. Brunner and for Authorization to Pay Counsel (21 Day Objection Language) filed by Magdalena Gonzales for Debtor Sandra Castro.

**14-51244-cag Joe David Gomez Chapter: 13**

Ruben E. Vasquez representing Joe David Gomez (Debtor)  
Mary K. Viegelahn (Trustee)

#39 First Application for Additional Compensation filed by Ruben E. Vasquez for Debtor Joe David Gomez

**DENY APPLICATION**

**14-52042-cag Juan Felipe Alvarez Chapter: 13**

Joris Robert Vanhemelrijck representing Juan Felipe Alvarez (Debtor)  
Mary K Viegelahn (Trustee)

#54 Trustee's Motion to Modify Confirmed Plan Pursuant to 11 U.S.C. §1329(a)  
**\*\*\*RESET IN OPEN COURT ON 3/23/17-NFN\*\*\***



**14-52249-cag Basilio Serrano and Migdalia Serrano Chapter: 13**

Joris Robert Vanhemelrijck representing Basilio Serrano (Debtor)

Joris Robert Vanhemelrijck representing Migdalia Serrano (Debtor)

Mary K. Viegelahn (Trustee)

#34 Motion To Modify Chapter 13 Plan To Add 1305(A) Debt And Second Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Basilio Serrano, Migdalia Serrano.

**OBJ W/DRAWN – GRANT MODIFICATION W/REVISED ORDER UPLOADED  
4/25/17**

**14-52297-cag Carmen Munoz Romero Chapter: 13**

Ruben E. Vasquez representing Carmen Munoz Romero (Debtor)

Mary K. Viegelahn (Trustee)

#45 Objection to Claim of Propel Financial Services LLC (\$2479. Court Claim #8 (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

**RESET 5/25/17**

#51 Objection to Claim of Propel Financial Services LLC (\$2475. Court Claim #9 (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

**RESET 5/25/17**

**14-52462-cag Jesus A Espinoza and Cindy Escamilla Espinoza Chapter: 13**

J. Todd Malaise representing Jesus A Espinoza (Debtor)

J. Todd Malaise representing Cindy Escamilla Espinoza (Debtor)

Mary K. Viegelahn (Trustee)

#49 Motion to Modify Chapter 13 Plan And SECOND Request For Attorney's Fees (WITH 21 Day Objection Language) filed by J. Todd Malaise for Debtors Cindy Escamilla Espinoza, Jesus A Espinoza

**WITHDRAWN 4/25/17**

**14-52659-cag Rosalinda Garza Espinoza Chapter: 13**

J. Todd Malaise representing Rosalinda Garza Espinoza (Debtor)

Mary K Viegelahn (Trustee)

#39 Motion to Modify Chapter 13 Plan And SECOND Request For Attorney's Fees (WITH 21 Day Objection Language) filed by J. Todd Malaise for Debtor Rosalinda Garza Espinoza.

**AGREED ORDER TO COME FROM J. TODD MALAISE**

**15-50277-cag Orlando L Torres and Rebecca M Torres Chapter: 13**

W. Stephen Graves representing Orlando L Torres (Debtor)

W. Stephen Graves representing Rebecca M Torres (Debtor)

Mary K. Viegelahn (Trustee)

#66 Motion to Vacate Order filed by W. Stephen Graves for Debtors Orlando L Torres, Rebecca M Torres (Related Document(s): 63 Order Granting (related document(s): 55 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments.

**DENY MOTION**

**15-50436-cag John M. Nizza and Yolanda Nizza Chapter: 13**

Ruben E. Vasquez representing John M. Nizza (Debtor)

Ruben E. Vasquez representing Yolanda Nizza (Debtor)

Mary K. Viegelahn (Trustee)

#27 Motion to Modify Plan and To Allow 1305 Claim filed by Ruben E. Vasquez for Debtors John M. Nizza, Yolanda Nizza

**GRANT W/REVISED ORDER UPLOADED 4/26/17**

**15-51980-cag Jason Charles Campbell and Gina Sarah Campbell Chapter: 13**

Joseph W. Shulter representing Jason Charles Campbell (Debtor)

Joseph W. Shulter representing Gina Sarah Campbell (Debtor)

Mary K. Viegelahn representing Mary K Viegelahn (Trustee)

#85 MOTION TO APPROVE SETTLEMENT IN PERSONAL INJURY MATTER AND AUTHORIZE DISBURSEMENT OF PROCEEDS filed by Joseph W. Shulter for Debtors Gina Sarah Campbell, Jason Charles Campbell

**OBJ W/DRAWN – GRANT MOTION**

**15-52438-cag Salvador R. Solis Chapter: 13**

Callan M. Billingsley representing Salvador R. Solis (Debtor)

Mary K. Viegelahn<sup>10</sup> representing Mary K Viegelahn (Trustee)

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

**MOOT CASE DISMISSED**

**15-52549-cag Maryann C. Hernandez Chapter: 13**

David Bernard Packard representing Maryann C. Hernandez (Debtor)

Mary K. Viegelahn (Trustee)

#19 Motion To Modify Plan and First Request for Attorney's Fees filed by David Bernard Packard for Debtor Maryann C. Hernandez

**GRANT W/REVISED ORDER UPLOADED 4/26/17**

**15-52688-cag Jennifer Morgan Palacios Chapter: 13**

Joris Robert Vanhemelrijck representing Jennifer Morgan Palacios (Debtor)

Mary K. Viegelahn representing Mary K Viegelahn (Trustee)

#36 Motion To Modify Plan Post-Confirmation to Add Post-Petition Mortgage Arrears and Second Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Jennifer Morgan Palacios.

**GRANT W/REVISED ORDER UPLOADED 4/18/17**

**15-52876-cag Margie Jimenez Chapter: 13**

Ruben E. Vasquez representing Margie Jimenez (Debtor)

Mary K. Viegelahn<sup>10</sup> representing Mary K Viegelahn (Trustee)

#35 First Application for Additional Compensation filed by Ruben E. Vasquez for Debtor Margie Jimenez)

**DENY APPLICATION**

**15-52885-cag Pete Saucedo, Jr and Deborah Candia Saucedo Chapter: 13**

Heidi McLeod representing Pete Saucedo Jr (Debtor)

Heidi McLeod representing Deborah Candia Saucedo (Debtor)

Mary K. Viegelahn (Trustee)

#52 Response Filed by H. Gray Burks IV for Creditor CitiMortgage, Inc. (related document(s): 50 Objection to Notice of Payment Change Filed by Heidi McLeod for Debtors Deborah Candia Saucedo, Pete Saucedo Jr (related document(s): doc Notice of Mortgage Payment Change and Certificate of Service (Claim # Filed by CitiMortgage, Inc.

**\*\*\*RESET TO 6/27/17 AT 9:30 AM FOR SPECIAL SETTING, TIME EXCEEDS 20 MINUTES\*\*\***

**16-50015-cag Tynan Bonlagua Bullock and Cathy Semersky Bullock Chapter: 13**

J. Todd Malaise representing Tynan Bonlagua Bullock (Debtor)

J. Todd Malaise representing Cathy Semersky Bullock (Debtor)

Mary K. Viegelahn (Trustee)

#53 Motion to Modify Chapter 13 Plan And SECOND Request For Attorney's Fees (WITH 21 Day Objection Language) filed by J. Todd Malaise for Debtors Cathy Semersky Bullock, Tynan Bonlagua Bullock

**OBJ W/DRAWN – GRANT MOTION**

**16-50761-cag Edna Ortega Chapter: 13**

David Bernard Packard representing Edna Ortega (Debtor)

Mary K. Viegelahn<sup>10</sup> representing Mary K Viegelahn (Trustee)

#21 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees In the Amount Of \$750. filed by David Bernard Packard for Debtor Edna Ortega

**GRANT W/REVISED ORDER UPLOADED 4/25/17**

**16-50888-cag Larry J Newcomb and Dorothy K Newcomb Chapter: 13**

Heidi McLeod representing Larry J Newcomb (Debtor)

Heidi McLeod representing Dorothy K Newcomb (Debtor)

Mary K. Viegelahn (Trustee)

#30 Application to Employ Patrick Law Firm, P.C filed by Heidi McLeod for Debtors Dorothy K Newcomb, Larry J Newcomb

**16-51047-cag Jose Ignacio Alvarado Chapter: 13**

Magdalena Gonzales representing Jose Ignacio Alvarado (Debtor)

Mary K. Viegelahn10 representing Mary K Viegelahn (Trustee)

#29 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees in the Amount of \$500. filed by Magdalena Gonzales for Debtor Jose Ignacio Alvarado

**\*\*\*RESET IN OPEN COURT ON 3/23/17-NFN\*\*\***

**16-51085-cag Ian C. Hemmings and Dawn Williams-Hemmings Chapter: 13**

Heidi McLeod representing Ian C. Hemmings (Debtor)

Heidi McLeod representing Dawn Williams-Hemmings (Debtor)

Mary K. Viegelahn (Trustee)

#63 Motion to Modify Chapter 13 Plan to Add Post Petition Mortgage Arrearage and First Request for Additional Compensation filed by Heidi McLeod for Debtors Ian C. Hemmings, Dawn Williams-Hemmings

**16-51291-cag Keith R. Gordon and Joyce M. Gordon Chapter: 13**

David Bernard Packard representing Keith R. Gordon (Debtor)

David Bernard Packard representing Joyce M. Gordon (Debtor)

Mary K. Viegelahn representing Mary K Viegelahn (Trustee)

#27 Motion to Modify Confirmed Chapter 13 Plan (Requesting Attorney Fees in the Amount Of \$750. filed by David Bernard Packard for Debtors Joyce M. Gordon, Keith R. Gordon.

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 4/7/17\*\*\***

**16-51479-cag Heidi Stoner Walker Chapter: 13**

J. Todd Malaise representing Heidi Stoner Walker (Debtor)

Mary K. Viegelahn (Trustee)

#22 Motion to Approve Settlement, Special Counsel's Fees and Second Request for Attorney's Fees filed by J. Todd Malaise for Debtor Heidi Stoner Walker.

**GRANT W/REVISED ORDER UPLOADED 4/26/17**

**16-51550-cag Efrain Ricardo Gonzales Chapter: 13**

Ruben E. Vasquez representing Efrain Ricardo Gonzales (Debtor)

Mary K. Viegelahn (Trustee)

#23 Objection to Claim of Lakeview Loan Servicing LLC (\$136625. Court Claim #12 (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

**RESET 5/25/17**

**16-51791-cag Anthony Benavides Pardo and Carol Ann Pardo Chapter: 13**

Ruben E. Vasquez representing Anthony Benavides Pardo (Debtor)

Ruben E. Vasquez representing Carol Ann Pardo (Debtor)

Mary K. Viegelahn (Trustee)

#18 Objection to Claim of OneMain Financial Group, LLC asf Wells Fargo Bank NA, ct  
clm #6, \$9,717.33 (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee  
Mary K Viegelahn.

**\*\*\*RESET IN OPEN COURT ON 3/23/17-NFN\*\*\***

**\*\*\*MOTION TO INVOKE ADVESARY RULES FILED ON 4/21/17\*\*\***

**16-51868-cag Una Ann Contreras Chapter: 13**

Jose L. Soria and Rick Flume representing Una Ann Contreras (Debtor)

Mary K. Viegelahn (Trustee)

#21 Motion to Substitute Attorney filed by Jose L. Soria for Debtor Una Ann Contreras

**16-52657-cag Jeffery Lynn Freeman and Meredith Caden Summers**

**Chapter: 13**

Ruben E. Vasquez representing Jeffery Lynn Freeman (Debtor)

Ruben E. Vasquez representing Meredith Caden Summers (Debtor)

Mary K. Viegelahn (Trustee)

#25 Motion to Modify Plan to Cure Arrears and to Add Additional Unsecured Creditors  
filed by Ruben E. Vasquez for Debtors Jeffery Lynn Freeman, Meredith Caden Summers



**17-50026-cag Sylvia Linda Chagoya and Juan Emilio Chagoya Chapter: 13**

Oscar L. Cantu Jr representing Sylvia Linda Chagoya (Debtor)

Oscar L. Cantu Jr representing Juan Emilio Chagoya (Debtor)

Mary K Viegelahn (Trustee)

#16 Motion to Reconsider Dismissal of Case filed by Oscar L. Cantu Jr for Debtors Juan Emilio Chagoya, Sylvia Linda Chagoya.

**\*\*\*ORDER WITHDRAWING MOTION EOD 4/4/17\*\*\***

**15-52694-cag Staci S. Weathers Chapter: 13**

Chance M. McGhee representing Staci S. Weathers (Debtor)

Mary K Viegelahn (Trustee)

#19 Motion For Authorization To Sell Property Free and Clear of Liens And First Request For Attorney Compensation (Filing Fee: \$ 181.00) filed by Chance M. McGhee for Debtor Staci S. Weathers.

**\*\*\*SET ON EXPEDITED BASIS, CHANCE MCGHEE SHALL GIVE NOTICE OF THE HEARING\*\*\***

**17-50526-cag Eddie Ernest Valero Chapter: 13**

Magdalena Gonzales representing Eddie Ernest Valero (Debtor)

Mary K Viegelahn (Trustee)

#6 Motion for Relief from Stay (Filing Fee: \$ 181.00) filed by William P. Weaver Jr for Creditor Randolph Brooks Federal Credit Union

**\*\*\*RESET IN OPEN COURT ON 4/27/17/-NFN\*\*\***

**16-50456-cag Richard Roy Burton Chapter: 13**

J. Todd Malaise representing Richard Roy Burton (Debtor)  
Mary K Viegelahn (Trustee)

#29 Motion To Sell Property Free and Clear of Liens 11USC,363(f) and Second Request Request For Attorney's Fees ( Filing Fee: \$ 181.00 ) filed by J. Todd Malaise02 for Debtor Richard Roy Burton.

**\*\*\*SET ON EXPEDITED BASIS, TODD MALAISE SHALL GIVE NOTICE OF THE HEARING\*\*\***

**13-50045-cag Kenneth Anthony Graber, Jr and Debra Carol Graber Chapter: 13**

Joris Robert Vanhemelrijck representing Kenneth Anthony Graber Jr (Debtor)  
Joris Robert Vanhemelrijck representing Debra Carol Graber (Debtor)  
Mary K Viegelahn (Trustee)

116 Motion To Incur New Debt and Fourth Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Debra Carol Graber, Kenneth Anthony Graber Jr.

**\*\*\*SET ON EXPEDITED BASIS, ROBERT VANHEMELRIJCK SHALL GIVE NOTICE OF THE HEARING\*\*\***

**17-50543-cag Helen Ruth Schreiber- Huckabee Chapter: 13**

Joris Robert Vanhemelrijck representing Helen Ruth Schreiber- Huckabee (Debtor)  
Mary K Viegelahn (Trustee)

#19 Motion For an Order Allowing Debtor to Retain Insurance Proceeds and First Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Helen Ruth Schreiber- Huckabee.

**\*\*\*SET ON EXPEDITED BASIS, ROBERT VANHEMELRIJCK SHALL GIVE NOTICE OF THE HEARING\*\*\***