

U.S. BANKRUPTCY COURT
Western District of Texas
Judge Craig A. Gargotta, Presiding
11/7/24
San Antonio Courtroom #3
HEARINGS
AMENDED 10/29/24

8:00 AM

23-05038-cag Jose C. Rodriguez, Chapter 7 Trustee for the Estat v. J&J Maintenance, Inc. (ap) Lead case: 22-51471-cag H.R. Brun & Company, Inc. ABATE, DEFER

Randall A. Pulman representing Jose C. Rodriguez, Chapter 7 Trustee for the Estate of H.R. Brun & Company, Inc. (Plaintiff)

Caroline Newman Small and Landon Marshall Hankins representing J&J Maintenance, Inc. (Defendant)

Wallis Harris and Jose C. Rodriguez representing Jose C. Rodriguez (Trustee)

#164 Plaintiff's Motion to Supplement the Record in Support of His Objection to J&J Maintenance Inc.'s Partial Motion for Summary Judgment filed by Randall A. Pulman for Plaintiff Jose C. Rodriguez, Chapter 7 Trustee for the Estate of H.R. Brun & Company, Inc.

#61 Motion for Partial Summary Judgment filed by Caroline Newman Small for Defendant J&J Maintenance, Inc.

*****RESET IN OPEN COURT ON 10/17/24-NFN*****

9:30 AM

CHAPTER 13 DISMISSAL DOCKET

10:00 AM

CHAPTER 13 MISCELLANEOUS DOCKET

19-51879-cag Michelle Muvdi Chapter: 13

Joris Robert Vanhemelrijck representing Michelle Muvdi (Debtor)
Mary K Viegelahn (Trustee)

#124 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K Viegelahn, Chapter 13 Trustee.

AGREED ORDER TO COME FROM MARY VIEGELAHN

#128 Motion to Retain Funds and Fourth Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Michelle Muvdi.

AGREED ORDER TO COME FROM TERESA HOWARD

22-51043-cag Charles Dennis Brown Chapter: 13

Nicholas C Inman representing Charles Dennis Brown (Debtor)
Mary K Viegelahn (Trustee)

34 Motion to Incur New Debt and Request for Additional Attorney's Fees filed by Nicholas C Inman for Debtor Charles Dennis Brown

ORDER GRANTING MOTION ENTERED 10/7/24

23-51733-cag Roy Dennis Serna Chapter: 13

David C Werner representing Roy Dennis Serna (Debtor)
Mary K Viegelahn (Trustee)

#57 Objection to Claim 19 Jessica L. Garza with Notice thereof, (30 Day Objection Language) Filed by David C Werner for Debtor Roy Dennis Serna
SPECIAL SETTING 11/25/24 AT 2:00 PM

24-50109-cag Roberto C Torres Chapter: 13

Andrew C Tice representing Roberto C Torres (Debtor)
Mary K Viegelahn (Trustee)

#24 Motion to Convert Case from Chapter 13 to Chapter 7 (Filing Fee: \$ 25.00) filed by Mary K Viegelahn, Chapter 13 Trustee
*****RESET IN OPEN COURT ON 9/10/24-NFN*****
RESET TO 11/14/24 – TO BE HEARD WITH CONFIRMATION

24-50163-cag Adriadna Dekrone Chapter: 13

Jose L. Soria representing Adriadna Dekrone (Debtor)
Mary K Viegelahn (Trustee)

#19 Objection to Claim No. 3 of Allied First Bank, SB, dba Servbank, with Notice thereof, (30-Day Objection Language) filed by Jose L. Soria for Debtor Adriadna Dekrone
AGREED ORDER TO COME FROM JOSE SORIA

24-50339-cag Jennifer Delgado, DISMISSED Chapter: 13

Joris Robert Vanhemelrijck representing Jennifer Delgado (Debtor)
Mary K Viegelahn (Trustee)

#22 Application for Attorney's Fees on Chapter 13 Case, filed by Joris Robert Vanhemelrijck for Debtor Jennifer Delgado

24-50362-cag James Norris Thompson, DISMISSED Chapter: 13

David K. Sergi and Jessica L Cousineau representing James Norris Thompson (Debtor)
Mary K Viegelahn (Trustee)

#50 Objection to Claim #8-1 ENT CREDIT UNION with Notice thereof, (30 Day Objection Language) Filed by Mary K Viegelahn, Chapter 13 Trustee
CASE DISMISSED – OBJECTION MOOT

24-50369-cag Deborah Cisneros Guerra Chapter: 13

Heidi McLeod representing Deborah Cisneros Guerra (Debtor)
Mary K Viegelahn (Trustee)

#28 Objection to Claim #6-2 TITLEMAX OF TEXAS, INC. with Notice thereof, (30 Day Objection Language) Filed by Mary K Viegelahn, Chapter 13 Trustee
AGREED ORDER UPLOADED 11/4/24

24-50413-cag Daniel Luis Leal and Leah Jordan-Judd Leal Chapter: 13

Heidi McLeod representing Daniel Luis Leal (Debtor)

Heidi McLeod representing Leah Jordan-Judd Leal (Debtor)

Mary K Viegelahn (Trustee)

#28 Notice of Debtors' Intention to Retain Life Insurance Proceeds filed by Heidi McLeod for Debtors Daniel Luis Leal, Leah Jordan-Judd Leal.

AGREED ORDER TO COME FROM HEIDI MCLEOD

24-50451-cag Francisco Bertadillo, Jr. and Roxanne Jane Fernandez

Chapter: 13

Joseph W. Shulter representing Francisco Bertadillo Jr (Debtor)

Joseph W. Shulter representing Roxanne Jane Fernandez (Debtor)

Mary K Viegelahn (Trustee)

#21 Objection to Claim #7-1 Filed by Ally Bank, with Notice thereof, (30-Day Objection Language) filed by Mary K Viegelahn, Chapter 13 Trustee

OBJECTION W/DRAWN 11/4/24

24-50694-cag Justin Wade Wallace and Kristy R. Wallace Chapter: 13

Ricardo Ojeda Jr representing Justin Wade Wallace (Debtor)

Ricardo Ojeda Jr representing Kristy R. Wallace (Debtor)

Mary K Viegelahn (Trustee)

#16 Objection to Claim #19-1 Falls City National Bank with Notice thereof, (30 Day Objection Language) Filed by Mary K Viegelahn, Chapter 13 Trustee

RESET 12/10/24

24-50792-cag Graciela T. Rosas, DISMISSED Chapter: 13

Susan G. Taylor representing Graciela T. Rosas (Debtor)

Mary K Viegelahn (Trustee)

#32 Compensation Application Pursuant to 11 U.S.C. § 330(a)(B) (21-Day Objection Language) filed by Susan G. Taylor for Debtor Graciela T. Rosas

**24-50878-cag Marcos Alfonso Huerta Pacheco and Cayla Renee Burke
Chapter: 13**

Nicholas C Inman representing Marcos Alfonso Huerta Pacheco (Debtor)

Nicholas C Inman representing Cayla Renee Burke (Debtor)

Mary K Viegelahn (Trustee)

#25 Objection to Claim #11-1 CarMax Business Services, LLC with Notice thereof, (30 Day Objection Language) Filed by Mary K Viegelahn, Chapter 13 Trustee
AMENDED CLAIM FILED – TRUSTEE’S OBJECTION MOOT

24-51059-cag Sandra Lynn Zamora Chapter: 13

Nicholas C Inman representing Sandra Lynn Zamora (Debtor)

Mary K Viegelahn (Trustee)

#16 Objection to Claim #2-1 SANTANDER CONSUMER USA INC. D/B/A
CHRYSLER CAPITAL with Notice thereof, (30 Day Objection Language) Filed by
Mary K Viegelahn, Chapter 13 Trustee
RESET 12/10/24

24-51089-cag Sharon Jones Hess Chapter: 13

Joris Robert Vanhemelrijck representing Sharon Jones Hess (Debtor)
Mary K Viegelahn (Trustee)

#9 Objection to Exemption Filed by Mary K Viegelahn, Chapter 13 Trustee.
AGREED ORDER TO COME FROM MARY VIEGELAHN

24-51230-cag Leroy Chavez, Jr Chapter: 13

Stuart M. Price representing Leroy Chavez Jr (Debtor)
Mary K Viegelahn (Trustee)

#37 Trustee's Motion to Reconsider Order Sustaining Debtor(s) Objection to Proof of Claim No. 2 Filed by One Main Financial (ECF# Under 11 U.S.C. §502(J) Or, In The Alternative, Under Bankruptcy Rules Procedure 9023 and 9024 filed by Mary K Viegelahn, Chapter 13 Trustee (Related Document(s): 35 Order Granting Objection to Claim (related document(s): 33 Objection to Claim 2 filed by One Main Financial.
AGREED ORDER TO COME FROM MARY VIEGELAHN

24-51250-cag John Vester Banse and Malee Banse Chapter: 13

Nicholas C Inman representing John Vester Banse (Debtor)
Nicholas C Inman representing Malee Banse (Debtor)
Mary K Viegelahn (Trustee)

#11 Objection to Claim #10-1 Filed by Santander Consumer USA Inc. dba Chrysler Capital, with Notice thereof, (30-Day Objection Language) filed by Mary K Viegelahn, Chapter 13 Trustee
RESET 12/10/24

24-51396-cag Erik A Lopez Chapter: 13

Nicholas C Inman representing Erik A Lopez (Debtor)
Mary K Viegelahn (Trustee)

#20 Motion to Approve Loan Modification Agreement with Lakeview Loan Servicing, LLC filed by Paul K. Kim for Creditor Lakeview Loan Servicing, LLC.

MOTION W/DRAWN 11/1/24

24-51900-cag Henry Martinez, Jr Chapter: 13

PRO SE representing Henry Martinez Jr (Debtor)
Mary K Viegelahn (Trustee)

#8 Order for Henry Martinez Jr. to Appear and Show Cause (Why Case Should Not Be Dismissed) why Debtor is Filing a Fifth Bankruptcy Case.

- _____ **Cause Shown**
- _____ **Cause not Shown**
- _____ **Case Dismissed**
- _____ **Case dismissed with prejudice for _____ days with refusal language**
- _____ **Refuse filings until all unpaid fees are paid**
- _____ **RESET TO _____ @ _____ NO FUTHER NOTICE**

24-51943-cag Raymond Pena Garcia and Melissa Ann Garcia Chapter: 13

Joseph W. Shulter representing Raymond Pena Garcia (Debtor)

Joseph W. Shulter representing Melissa Ann Garcia (Debtor)

Mary K Viegelahn (Trustee)

#7 Order for Melissa Ann Garcia and Raymond Pena Garcia to Appear and Show Cause (Why Case Should Not Be Dismissed) why Debtor is Filing a Fifth Bankruptcy Case.

Cause Shown
 Cause not Shown
 Case Dismissed
 Case dismissed with prejudice for _____ days with refusal language
 Refuse filings until all unpaid fees are paid
 RESET TO _____ @ _____ NO FUTHER NOTICE

24-51968-cag Patrica Ann Acosta Chapter: 13

Magdalena Gonzales representing Patrica Ann Acosta (Debtor)

Mary K Viegelahn (Trustee)

#4 Order for Patrica Ann Acosta to Appear and Show Cause (Why Case Should Not Be Dismissed) why Debtor is Filing a Fifth Bankruptcy Case

Cause Shown
 Cause not Shown
 Case Dismissed
 Case dismissed with prejudice for _____ days with refusal language
 Refuse filings until all unpaid fees are paid
 RESET TO _____ @ _____ NO FUTHER NOTICE

23-05038-cag Jose C. Rodriguez, Chapter 7 Trustee for the Estat v. J&J Maintenance, Inc. (ap) Lead case: 22-51471-cag H.R. Brun & Company, Inc.

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Caroline Newman Small and Landon Marshall Hankins representing J&J Maintenance, Inc. (Defendant)

John Wallis Harris representing Jose C. Rodriguez (Trustee)

RULING:

#91 **Motion for Partial Dismissal** of the Second Amended Complaint Filed by Caroline Newman Small for Defendant J&J Maintenance, Inc. filed by Randall A. Pulman for Plaintiff Jose C. Rodriguez, Chapter 7 Trustee for the Estate of H.R. Brun & Company, Inc.

*****EVIDENTIARY HEARING HELD ON 10/17/24*****