

**U.S. BANKRUPTCY COURT
Western District of Texas
Judge Craig A. Gargotta, Presiding
2/15/18
San Antonio Courtroom #3
HEARINGS**

9:30 AM

CHAPTER 13 DISMISSAL DOCKET

10:00 AM

CHAPTER 13 CONFIRMATION DOCKET

1:30 PM

CHAPTER 13 MISCELLANEOUS DOCKET

13-50251-cag Vivian Rose Gregory Chapter: 13

Joris Robert Vanhemelrijck representing Vivian Rose Gregory (Debtor)

Mary K. Viegelahn (Trustee)

#74 Expedited Fifth Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Vivian Rose Gregory.

13-51091-cag John Flores, Jr. Chapter: 13

Chance M. McGhee representing John Flores Jr (Debtor)

Mary K. Viegelahn (Trustee)

#62 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

13-51326-cag Adolph Ben Cano and Guadalupe Garcia Cano Chapter: 13

J. Todd Malaise representing Adolph Ben Cano (Debtor)

J. Todd Malaise representing Guadalupe Garcia Cano (Debtor)

Mary K. Viegelahn (Trustee)

#81 Trustee's Motion to Modify Confirmed Plan Pursuant To 11 U.S.C. Section 1329(a).

13-51356-cag Michael Paul De Leon Chapter: 13

Callan M. Billingsley representing Michael Paul De Leon (Debtor)

Mary K. Viegelahn (Trustee)

#49 First Application of Debtor's Attorney for Additional Attorney's Fees, filed by Callan M. Billingsley for Debtor Michael Paul De Leon.

*****AMENDED APPLICATION FILED ON 1/9/18 SUPERSEDES DOC. #49*****

13-52497-cag Sisto Hernandez Chapter: 13

J. Todd Malaise representing Sisto Hernandez (Debtor)

Mary K. Viegelahn (Trustee)

#33 Expedited Motion to Sell Property and FIFTH Request for Attorney's Fees (WITH 14 Day Objection Language) (Filing Fee: \$181) filed by J. Todd Malaise for Debtor Sisto Hernandez.

14-50329-cag Cordelia Ann Chapa chapter: 13

Joe A. Gamez Jr representing Cordelia Ann Chapa (Debtor)

Mary K. Viegelahn (Trustee)

#65 Motion Incur Debt filed by Joe A. Gamez Jr for Debtor Cordelia Ann Chapa

#66 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$250.00 filed by Joe A. Gamez Jr for Debtor Cordelia Ann Chapa

14-50424-cag Annette Anderson Chapter: 13

J. Todd Malaise representing Annette Anderson (Debtor)

Mary K. Viegelahn (Trustee)

#43 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

14-51567-cag Guy Keith Scott and Mary Ann Scott Chapter: 13

David A. Bosworth representing Guy Keith Scott (Debtor)

David A. Bosworth representing Mary Ann Scott (Debtor)

Mary K. Viegelahn (Trustee)

#81 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

14-52651-cag Thomas Otho Hoschar and Connie Jean Hoschar Chapter: 13

David Bernard Packard representing Thomas Otho Hoschar (Debtor)

David Bernard Packard representing Connie Jean Hoschar (Debtor)

Mary K. Viegelahn¹⁰ representing Mary K Viegelahn (Trustee)

#48 Trustee's Motion to Enter Discharge after Completion of Plan Payments.

15-50411-cag Jason Scott Davis Chapter: 13

Joris Robert Vanhemelrijck representing Jason Scott Davis (Debtor)

Mary K. Viegelahn (Trustee)

RULING:

#31 Motion to Modify Plan Post-Confirmation and First Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Jason Scott Davis

*****SET IN OPEN COURT ON 1/25/18-NFN*****

15-50798-cag Johnny V. Bowens and Constance Maria Bowens Chapter: 13

J. Todd Malaise representing Johnny V. Bowens (Debtor)

J. Todd Malaise representing Constance Maria Bowens (Debtor)

Mary K. Viegelahn (Trustee)

#41 Motion to Approve Property Settlement Nunc Pro Tunc and Third Request for Attorney's Fees filed by J. Todd Malaise for Debtors Constance Maria Bowens, Johnny V. Bowens

15-51871-cag Ricardo Ochoa AlvarezChapter: 13

Ruben E. Vasquez representing Ricardo Ochoa Alvarez (Debtor)

Mary K Viegelahn (Trustee)

#22 Trustee's Motion to Deny Debtor's Discharge after Completion of Plan

15-52066-cag Ramon Arauza and Corina Ann ArauzaChapter: 13

J. Todd Malaise representing Ramon Arauza (Debtor)

J. Todd Malaise representing Corina Ann Arauza (Debtor)

Mary K. Viegelahn (Trustee)

#49 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$697.50 filed by J. Todd Malaise for Debtors Corina Ann Arauza, Ramon Arauza.

15-52086-cag Julian Frank Montes, Jr and Claudia Maldonado Chapter: 13

Heidi McLeod representing Julian Frank Montes Jr (Debtor)

Heidi McLeod representing Claudia Maldonado (Debtor)

Mary K. Viegelahn representing Mary K Viegelahn (Trustee)

#56 Motion to Modify Plan to Cure Infeasibility filed by Heidi McLeod for Debtors Claudia Maldonado, Julian Frank Montes Jr.

15-52171-cag Chad Robert Anson Chapter: 13

J. Todd Malaise representing Chad Robert Anson (Debtor)

Mary K Viegelahn (Trustee)

#28 Motion to Dismiss Case filed by Stratos L. Apostolou for Creditor Attorney General of Texas-Child Support Division.

15-52365-cag Andrew Ray Flores Chapter: 13

J. Todd Malaise representing Andrew Ray Flores (Debtor)

Mary K. Viegelahn (Trustee)

#49 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

**15-53033-cag Robert Saiz Martinez and Elizabeth Espinoza Martinez
Chapter: 13**

Rick Flume representing Robert Saiz Martinez (Debtor)

Rick Flume representing Elizabeth Espinoza Martinez (Debtor)

Mary K. Viegelahn (Trustee)

#44 Motion To Approve Settlement and Bonus and Third Request for Additional Compensation filed by Rick Flume for Debtors Elizabeth Espinoza Martinez, Robert Saiz Martinez.

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

16-50865-cag Dan Lopez Chapter: 13

Joris Robert Vanhemelrijck representing Dan Lopez (Debtor)

Mary K. Viegelahn (Trustee)

#38 Motion to Modify Plan to Add Post-Petition Mortgage Arrears and Request for Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtor Dan Lopez

16-51015-cag Benjamin Montez, III and April Marie Montez Chapter: 13

J. Todd Malaise representing Benjamin Montez III (Debtor)

J. Todd Malaise representing April Marie Montez (Debtor)

Mary K. Viegelahn (Trustee)

#65 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$540.66 filed by J. Todd Malaise for Debtors April Marie Montez, Benjamin Montez III.

16-51232-cag Edith Barbara Thomas Chapter: 13

Joseph W. Shulter representing Edith Barbara Thomas (Debtor)
Mary K. Viegelahn (Trustee)

#32 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$750.00 filed by Joseph W. Shulter for Debtor Edith Barbara Thomas

16-51601-cag Mark Anthony Rodriguez and Anita Resendez Rodriguez Chapter: 13

J. Todd Malaise representing Mark Anthony Rodriguez (Debtor)
J. Todd Malaise representing Anita Resendez Rodriguez (Debtor)
Mary K. Viegelahn (Trustee)

#48 Motion to Modify Confirmed Chapter 13 Plan (21-Day Objection Language) and Second Request for Attorney's Fees (in the Amount of \$720., filed by J. Todd Malaise for Debtors Anita Resendez Rodriguez, Mark Anthony Rodriguez.

16-51668-cag William Gratton Day Chapter: 13

William R. Davis Jr representing William Gratton Day (Debtor)
Mary K Viegelahn (Trustee)

#36 Trustee's Motion to Deny Debtor's Discharge after Completion of Plan.
NOTICE OF WITHDRAWAL FILED ON 1/12/18

16-52536-cag Larry Allen Frye Chapter: 13

Joris Robert Vanhemelrijck representing Larry Allen Frye (Debtor)
Mary K. Viegelahn (Trustee)

#19 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$876.65 filed by Joris Robert Vanhemelrijck for Debtor Larry Allen Frye

16-52984-cag Erasmo Garcia and Catherine Deana Ramos Chapter: 13

J. Todd Malaise representing Erasmo Garcia (Debtor)
J. Todd Malaise representing Catherine Deana Ramos (Debtor)
Mary K. Viegelahn (Trustee)

#42 Motion to Modify Confirmed Chapter 13 Plan (21-Day Objection Language), Requesting Attorney Fees in the Amount of \$486.80, filed by J. Todd Malaise for Debtors Erasmo Garcia, Catherine Deana Ramos.

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

*****AMENDED MOTION FILE 1/24/18, SUPERSEDES DOC. #42*****

17-50236-cag Stephen M. Opter and Melanie K. Opter Chapter: 13

Ronald J. Smeberg representing Stephen M. Opter (Debtor)
Ronald J. Smeberg representing Melanie K. Opter (Debtor)
Mary K. Viegelahn (Trustee)

#41 Motion to Sell Property under Section 363(b) filed by Ronald J. Smeberg for Debtors Melanie K. Opter, Stephen M. Opter.

17-50258-cag SanJuana V. Deleon and Steve M. Deleon Chapter: 13

Heidi McLeod representing SanJuana V. Deleon (Debtor)

Heidi McLeod representing Steve M. Deleon (Debtor)

Mary K. Viegelahn (Trustee)

#57 Objection to Claim of Rushmore Loan Management Service, LLC, Claim #8 (30 Day Objection Language) Filed by Heidi McLeod for Debtors SanJuana V. Deleon, Steve M. Deleon.

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

17-50271-cag Andres Richard Ramirez Chapter: 13

Joseph W. Shulter representing Andres Richard Ramirez (Debtor)

Mary K. Viegelahn (Trustee)

#32 Motion to Dismiss Case Pursuant to 11 U.S.C. § 1307(c) (21-Day Objection Language) filed by Stratos L. Apostolou for Creditor Attorney General of Texas

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

17-50560-cag Bobby Navarro and Patricia Coronado Navarro Chapter: 13

Joris Robert Vanhemelrijck representing Bobby Navarro (Debtor)

Joris Robert Vanhemelrijck representing Patricia Coronado Navarro (Debtor)

Mary K. Viegelahn (Trustee)

#28 Motion To Modify Plan Post-Confirmation to Surrender Property and First Request for Additional Attorneys Fee filed by Joris Robert Vanhemelrijck for Debtors Bobby Navarro, Patricia Coronado Navarro

17-50767-cag Lonnie Joe Buck and Sarah Buck Chapter: 13

Heidi McLeod representing Lonnie Joe Buck (Debtor)

Heidi McLeod representing Sarah Buck (Debtor)

Mary K. Viegelahn (Trustee)

#25 Motion to Modify Confirmed Chapter 13 Plan filed by Heidi McLeod for Debtors Lonnie Joe Buck, Sarah Buck.

17-51237-cag Joshua James Cerna and Cristina Puente Cerna Chapter: 13

J. Todd Malaise representing Joshua James Cerna (Debtor)

J. Todd Malaise representing Cristina Puente Cerna (Debtor)

Mary K. Viegelahn (Trustee)

#22 Objection Filed by J. Todd Malaise for Debtors Cristina Puente Cerna, Joshua James Cerna (21-Day Objection Language) (related document(s): doc Notice of Postpetition Mortgage Fees, Expenses, and Charges and Certificate of Service filed by Lisa C. Fancher for Creditor Douglas L. Norrell.

17-51324-cag Maria Alejandra Chavez Chapter: 13

Magdalena Gonzales representing Maria Alejandra Chavez (Debtor)

Mary K. Viegelahn (Trustee)

#27 Objection to Claim of Wells Fargo Financial National Bank, ct clm #4, \$2,372.00 (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-51783-cag Mary Garcia Paez Chapter: 13

David T. Cain representing Mary Garcia Paez (Debtor)
Mary K Viegelahn (Trustee)

#12 Objection to Claim of Wells Fargo Bank (30 Day Objection Language) Filed by
David T. Cain for Debtor Mary Garcia Paez

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

17-51862-cag Ralph R. Rodriguez Chapter: 13

Heidi McLeod representing Ralph R. Rodriguez (Debtor)
Mary K Viegelahn (Trustee)

#14 Motion for Moratorium of Plan Payments filed by Heidi McLeod for Debtor Ralph
R. Rodriguez.

17-52113-cag Gilbert Claud Williams Chapter: 13

Magdalena Gonzales representing Gilbert Claud Williams (Debtor)
Mary K. Viegelahn (Trustee)

#18 Objection to Claim of Navy Federal Credit Union, ct clm #5, \$25,757.67 (30 Day
Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

*****RESET IN OPEN COURT ON 1/25/18-NFN*****

17-52187-cag Kenneth Carter Hassell, Jr and Karen King Hassell Chapter: 13

Heidi McLeod representing Kenneth Carter Hassell Jr (Debtor)

Heidi McLeod representing Karen King Hassell (Debtor)

Mary K. Viegelahn (Trustee)

#27 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-52190-cag David Bustillos Farias and Rebecca Ann Farias Chapter: 13

J. Todd Malaise and J. Todd Malaise04 representing David Bustillos Farias (Debtor)

J. Todd Malaise and J. Todd Malaise04 representing Rebecca Ann Farias (Debtor)

Mary K. Viegelahn (Trustee)

#19 Objection to Exemption Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-52234-cag Richard Victor Mendez Chapter: 13

J. Todd Malaise representing Richard Victor Mendez (Debtor)

Mary K. Viegelahn (Trustee)

#18 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

*****NOTICE OF WITHDRAWAL FILED ON 1/29/18*****

17-52242-cag Stephfen J. McGill Chapter: 13

David T. Cain representing Stephfen J. McGill (Debtor)

Mary K. Viegelahn (Trustee)

#16 Objection to Exemption Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

*****NOTICE OF WITHDRAWAL FILED ON 1/29/18*****

17-52244-cag Bobby Alcozer, III and Maria Gaitan Alcozer Chapter: 13

J. Todd Malaise representing Bobby Alcozer III (Debtor)

J. Todd Malaise representing Maria Gaitan Alcozer (Debtor)

Mary K. Viegelahn (Trustee)

#22 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$503.35 filed by J. Todd Malaise for Debtors Bobby Alcozer III, Maria Gaitan Alcozer.

17-52357-cag Roberto G. Narvaez and Erica Adela Narvaez Chapter: 13

J. Todd Malaise representing Roberto G. Narvaez (Debtor)

J. Todd Malaise representing Erica Adela Narvaez (Debtor)

Mary K. Viegelahn (Trustee)

#13 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-52361-cag Jose Alfredo Perez and Yolanda Hernandez Perez Chapter: 13

J. Todd Malaise representing Jose Alfredo Perez (Debtor)

J. Todd Malaise representing Yolanda Hernandez Perez (Debtor)

Mary K. Viegelahn (Trustee)

#16 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-52379-cag Sherrie Celeste Brown Chapter: 13

J. Todd Malaise representing Sherrie Celeste Brown (Debtor)

Mary K. Viegelahn (Trustee)

#12 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

17-52391-cag Javan Paul Smith Chapter: 13

Morris E. "Trey" White III representing Javan Paul Smith (Debtor)

Mary K. Viegelahn (Trustee)

#13 Application to Employ Counsel, Villa & White LLP filed by Morris E. "Trey" White III for Debtor Javan Paul Smith.

17-52395-cag Travis William Morin and Star Lynn Morin Chapter: 13

Joris Robert Vanhemelrijck representing Travis William Morin (Debtor)

Joris Robert Vanhemelrijck representing Star Lynn Morin (Debtor)

Mary K. Viegelahn (Trustee)

#16 Objection to Exemption Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

*****NOTICE OF WITHDRAWAL FILED ON 1/29/18*****

17-52502-cag Camille Jane Gutierrez Chapter: 13

L. David Levinson representing Camille Jane Gutierrez (Debtor)

Mary K. Viegelahn (Trustee)

#15 Motion for Relief from Stay and Against Co-Debtor (14-Day Objection Language)

(Filing Fee: \$181. filed by Stephen G. Wilcox for Creditor Americredit Financial Services, Inc. d/b/a GM Financial.

*****INTERIM ORDER- FINAL HEARING SET IN OPEN COURT ON 1/25/18-
NFN – TO BE HEARD WITH CONFIRMATION HEARING*****

17-52657-cag George Limon Alejos Chapter: 7

Morris Joseph Kirschberg representing George Limon Alejos (Debtor)

Johnny W Thomas (Trustee)

#13 Expedited Motion to Reconsider Dismissal of Case (14-Day Objection Language)

filed by Morris Joseph Kirschberg for Debtor George Limon Alejos (Related Document(s): 10 Order Dismissing Case.

17-52981-cag Donald Stephen Streets and Thuy Ngoc Le Chapter: 13

Morris Joseph Kirschberg representing Donald Stephen Streets (Debtor)

Morris Joseph Kirschberg representing Thuy Ngoc Le (Debtor)

Mary K. Viegelahn (Trustee)

#9 Motion for Extension of Time to File Schedules, Statements and Chapter 13 Plan filed by Morris Joseph Kirschberg for Debtors Thuy Ngoc Le, Donald Stephen Streets.