

**U.S. BANKRUPTCY COURT**  
**Western District of Texas**  
**Judge Craig A. Gargotta, Presiding**  
**8/23/18**  
**San Antonio Courtroom #3**  
**HEARINGS**  
**AMENDED 8/21/18**

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***9:29 AM***

**18-51932-cag Young Jay Mulkey, Jr. Chapter: 13**

David T. Cain representing Young Jay Mulkey Jr. (Debtor)

Mary K Viegelahn (Trustee)

#3 Motion for Imposition of Stay Pursuant to 362(c)(4)(B) filed by David T. Cain for Debtor Young Jay Mulkey Jr.

**\*\*\*RESET IN OPEN COURT ON 8/20/18-NFN\*\*\***

***9:30 AM***

***CHAPTER 13 DISMISSAL DOCKET***

***10:30 AM***

***CHAPTER 13 CONFIRMATION DOCKET***

**1:30 PM**

**CHAPTER 13 MISCELLANEOUS DOCKET**

**13-50869-cag Jerome Davis Chapter: 13**

J. Todd Malaise representing Jerome Davis (Debtor)

Mary K. Viegelahn (Trustee)

#51 Motion To Deem Debtor's Mortgage with Carrington Mortgage Services Current Post Petition filed by J. Todd Malaise for Debtor Jerome Davis.

**OBJECTION BY CREDITOR WITHDRAWN 8/17/18 – GRANT MOTION**

**13-51295-cag Donald G. Bocko, Jr. and Rhonda Townsond-Bocko**

**Chapter: 13**

Heidi McLeod representing Donald G. Bocko Jr (Debtor)

Heidi McLeod representing Rhonda Townsond-Bocko (Debtor)

Mary K. Viegelahn (Trustee)

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

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**13-52299-cag Holly Glasgow Chapter: 13**

Fay Cliett Gillham representing Holly Glasgow (Debtor)  
Mary K. Viegelahn (Trustee)

#101 Motion to Vacate Order of Dismissal and Reinstate Chapter 13 Case filed by Fay Cliett Gillham for Debtor Holly Glasgow.

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

**13-52357-cag Audrey Alaine Gonzales and Jason Joel Castillo Chapter: 13**

Joseph W. Shulter representing Audrey Alaine Gonzales (Debtor)  
Joseph W. Shulter representing Jason Joel Castillo (Debtor)  
Mary K. Viegelahn (Trustee)

#145 Motion to Modify Confirmed Chapter 13 Plan Pursuant to 11 U.S.C. Section 1329(a)(, OR in the Alternative, Dismissal of Chapter 13 Case filed by Mary K. Viegelahn03 for Trustee Mary K Viegelahn

**13-53072-cag Steven Lloyd Shaffer Chapter: 13**

Heidi McLeod representing Steven Lloyd Shaffer (Debtor)  
Mary K. Viegelahn (Trustee)

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

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

**14-50567-cag Leroy Martinez Gutierrez and Kerry Ann Gutierrez**

**Chapter: 13**

J. Todd Malaise representing Leroy Martinez Gutierrez (Debtor)

J. Todd Malaise representing Kerry Ann Gutierrez (Debtor)

Mary K. Viegelahn (Trustee)

#42 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$599.99 filed by J. Todd Malaise for Debtors Kerry Ann Gutierrez, Leroy Martinez Gutierrez

**OBJECTON W/DRAWN – GRANT MOTION**

**14-51041-cag George A. Sanchez Chapter: 13**

William R. Davis Jr representing George A. Sanchez (Debtor)

Mary K. Viegelahn (Trustee)

#81 **Amended** Motion to Modify Confirmed Chapter 13 Plan and Seventh Request for Additional Attorney's Fees (21-Day Objection Language), Requesting Attorney Fees in the Amount of \$544.29, filed by William R. Davis Jr for Debtor George A. Sanchez

**GRANT WITH REVISED ORDER UPLOADED 8/22/18**

**15-51924-cag Angel Martin Flores and Sharlene Rene Flores Chapter: 13**

Charles Bondurant representing Angel Martin Flores (Debtor)

Charles Bondurant representing Sharlene Rene Flores (Debtor)

Mary K. Viegelahn (Trustee)

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

**CONVERTED 8/7/18 – MOTION MOOT**

**15-52405-cag Myra Durio McFarland Chapter: 13**

J. Todd Malaise representing Myra Durio McFarland (Debtor)  
Mary K Viegelahn (Trustee)

#38 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$792.15 filed by J. Todd Malaise for Debtor Myra Durio McFarland  
**WITHDRAWN 8/20/18**

**15-52559-cag Meltonia Beatrice Jenkins Chapter: 13**

J. Todd Malaise representing Meltonia Beatrice Jenkins (Debtor)  
Mary K. Viegelahn representing Mary K Viegelahn (Trustee)

#36 Motion to Modify Confirmed Chapter 13 Plan and Second Request for Attorney's Fees (21-Day Objection Language), Requesting Attorney Fees in the Amount of \$605.53, filed by J. Todd Malaise03 for Debtor Meltonia Beatrice Jenkins.  
**CASE DISMISSED 8/17/18 – MOTION MOOT**

**15-52756-cag Anthony Cortez and Laura Guadalupe Cortez Chapter: 13**

Joris Robert Vanhemelrijck representing Anthony Cortez (Debtor)  
Joris Robert Vanhemelrijck representing Laura Guadalupe Cortez (Debtor)  
Mary K. Viegelahn (Trustee)

#74 **Amended** Motion to Modify Plan to Surrender Property and Fifth Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Anthony Cortez, Laura Guadalupe Cortez.

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**15-52783-cag Rojelio C. Cortez and Trina Joy Cortez Chapter: 13**

Heidi McLeod representing Rojelio C. Cortez (Debtor)

Heidi McLeod representing Trina Joy Cortez (Debtor)

Mary K. Viegelahn (Trustee)

#85 Motion to Modify Confirmed Chapter 13 Plan filed by Mary K. Viegelahn03 for Trustee Mary K Viegelahn

**\*\*\*RESET IN OPEN COURT ON 6/26/18-NFN\*\*\***

**15-53119-cag Philip Lawrence Myers, Jr Chapter: 7**

Heidi McLeod representing Philip Lawrence Myers Jr (Debtor)

Jose C Rodriguez (Trustee)

***RULING:***

#31 Motion to Require Distribution of Insurance Proceeds filed by Heidi McLeod for Debtor Philip Lawrence Myers Jr.

**\*\*\*MOOT – CASE CONVERTED TO CHAPTER SEVEN\*\*\***

#51 Motion to Reconsider Order filed by Mary K. Viegelahn13 for Trustee Mary K Viegelahn (Related Document(s): 48 Order Regarding (related document(s): 42 Motion to Incur Debt filed by Heidi McLeod for Debtor Philip Lawrence Myers Jr

**\*\*\*MOOT – CASE CONVERTED TO CHAPTER SEVEN\*\*\***



**16-50099-cag John Joseph Grzymko, Jr. and Nancy Grzymko Chapter: 13**

J. Todd Malaise representing John Joseph Grzymko Jr. (Debtor)

J. Todd Malaise representing Nancy Grzymko (Debtor)

Mary K. Viegelahn (Trustee)

#51 Amended Motion to Modify Confirmed Chapter 13 Plan and Fourth Request for Attorney's Fees (21-Day Objection Language), Requesting Attorney Fees in the Amount of \$756.84, filed by J. Todd Malaise for Debtors John Joseph Grzymko Jr., Nancy Grzymko.

**GRANT WITH REVISED ORDER UPLOADED 8/21/18**

**16-50591-cag Steve Cameron Dickens Chapter: 13**

Joris Robert Vanhemelrijck representing Steve Cameron Dickens (Debtor)

Mary K. Viegelahn (Trustee)

#28 Motion to Vacate Order filed by Joris Robert Vanhemelrijck for Debtor Steve Cameron Dickens (Related Document(s): 23 Order Granting (related document(s): 21 Trustee's Motion to Dismiss Case for Other Reasons.

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

**16-50720-cag Jose A. Bernal and Rachel Trevino Bernal Chapter: 13**

J. Todd Malaise representing Jose A. Bernal (Debtor)

J. Todd Malaise representing Rachel Trevino Bernal (Debtor)

Mary K. Viegelahn (Trustee)

#49 Motion to Incur Nunc Pro Tunc and Second Request for Attorney's Fees filed by J. Todd Malaise05 for Debtors Jose A. Bernal, Rachel Trevino Bernal

**MOTION WITHDRAWN 8/21/18**

**16-50771-cag Karen Marie Hardy Upshaw Chapter: 13**

Ruben E. Vasquez representing Karen Marie Hardy Upshaw (Debtor)  
Mary K. Viegelahn (Trustee)

#39 Motion to Modify Confirmed Plan Pursuant To 11 U.S.C. 1329(a)( filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

**16-50797-cag Hector Lamon Brown and Tiffany Wynette Brown Chapter: 13**

J. Todd Malaise representing Hector Lamon Brown (Debtor)  
J. Todd Malaise representing Tiffany Wynette Brown (Debtor)  
Mary K. Viegelahn (Trustee)

#55 Amended Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$612.40 filed by J. Todd Malaise for Debtors Hector Lamon Brown, Tiffany Wynette Brown.

**GRANT W/REVISED ORDER UPLOADED 8/21/18**

**16-51220-cag James Ellis and Alda Ellis Chapter: 13**

Heidi McLeod representing James Ellis (Debtor)  
Heidi McLeod representing Alda Ellis (Debtor)  
Mary K. Viegelahn (Trustee)

#93 Motion to Modify Plan filed by Heidi McLeod for Debtors Alda Ellis, James Ellis  
**DENY MOTION**

**16-51262-cag Angelica Maria Jimenez Chapter: 13**

J. Todd Malaise representing Angelica Maria Jimenez (Debtor)  
Mary K. Viegelahn (Trustee)

#33 Motion to Modify Confirmed Plan Pursuant To 11 U.S.C. 1329(a)( filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

**WITHDRAWN 8/21/18**

**16-51275-cag Maria Inez Limon Chapter: 13**

J. Todd Malaise representing Maria Inez Limon (Debtor)  
Mary K. Viegelahn (Trustee)

#80 Motion to Approve Property Settlement, Distribute Proceeds Nunc Pro Tunc and Fourth Request Attorney's Fees (21-Day Objection Language) filed by J. Todd Malaise for Debtor Maria Inez Limon

**\*\*\*INTERIM ORDER – FINAL HEARING SET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**17-50011-cag Sammy Almendarez and Dawn Zavala Almendarez Chapter: 13**

J. Todd Malaise representing Sammy Almendarez (Debtor)  
J. Todd Malaise representing Dawn Zavala Almendarez (Debtor)  
Mary K. Viegelahn (Trustee)

#35 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$874.46 filed by J. Todd Malaise for Debtors Dawn Zavala Almendarez, Sammy Almendarez.

**OBJECTION W/DRAWN – GRANT MOTION**

**17-50166-cag Juan Manuel Ruiz-Gonzalez, Jr. Chapter: 13**

Joris Robert Vanhemelrijck representing Juan Manuel Ruiz-Gonzalez Jr. (Debtor)  
Mary K. Viegelahn (Trustee)

#42 Motion To Modify Plan and First Request for Additional Attorney's Fees filed by  
Joris Robert Vanhemelrijck for Debtor Juan Manuel Ruiz-Gonzalez Jr.

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**17-50740-cag Hilda Esther Escobar Chapter: 13**

Ricardo Ojeda Jr representing Hilda Esther Escobar (Debtor)  
Mary K. Viegelahn (Trustee)

#27 Motion to Modify to Add a Post-Petition Debt and First Request for Additional  
Compensation filed by Ricardo Ojeda Jr for Debtor Hilda Esther Escobar

**OBJECTION W/DRAWN – GRANT MOTION**

**17-50864-cag Christopher Adam Cortez Chapter: 13**

Ruben E. Vasquez representing Christopher Adam Cortez (Debtor)  
Mary K. Viegelahn (Trustee)

#28 Expedited Unopposed Motion to Incur Debt Nunc Pro Tunc filed by Ruben E.  
Vasquez for Debtor Christopher Adam Cortez.

**17-51139-cag Oliver London, Jr. Chapter: 13**

Charles Bondurant representing Oliver London Jr. (Debtor)  
Mary K. Viegelahn (Trustee)

#39 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$750.00 filed by Charles Bondurant for Debtor Oliver London Jr.

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**17-51561-cag Rosa M. Diaz Tejada Chapter: 13**

David Bernard Packard representing Rosa M. Diaz Tejada (Debtor)  
Mary K. Viegelahn (Trustee)

#59 Application for Attorney's Fees on Chapter 13 Case (21-Day Objection Language), filed by David Bernard Packard for Debtor Rosa M. Diaz Tejada.

**17-51574-cag Adan Martinez Chapter: 13**

Magdalena Gonzales representing Adan Martinez (Debtor)  
Mary K. Viegelahn (Trustee)

#34 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$1171.28 filed by Magdalena Gonzales for Debtor Adan Martinez

**RESET 9/27/18**

**17-51711-cag April Marie Bruce Chapter: 13**

J. Todd Malaise representing April Marie Bruce (Debtor)  
Mary K. Viegelahn (Trustee)

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

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

**17-52007-cag Jose Vasquez, Jr. and Erica Diane Vasquez Chapter: 13**

Joris Robert Vanhemelrijck representing Jose Vasquez Jr (Debtor)  
Joris Robert Vanhemelrijck representing Erica Diane Vasquez (Debtor)  
Mary K. Viegelahn (Trustee)

#58 Motion To Modify Plan Post-Confirmation To Surrender Property And Second Request For Additional Attorney's Fees filed by Joris Robert Vanhemelrijck for Debtors Erica Diane Vasquez, Jose Vasquez Jr.

**DENY MOTION**

**17-52165-cag Joe G. Hernandez and Connie C. Hernandez Chapter: 13**

Heidi McLeod representing Joe G. Hernandez III (Debtor)  
Heidi McLeod representing Connie C. Hernandez (Debtor)  
Mary K. Viegelahn (Trustee)

#41 Motion to Modify Chapter 13 Plan to Add Post Petition Mortgage Arrearage filed by Heidi McLeod for Debtors Connie C. Hernandez, Joe G. Hernandez III

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**17-52478-cag Jose Roberto Diaz Chapter: 13**

Joris Robert Vanhemelrijck representing Jose Roberto Diaz (Debtor)

Mary K. Viegelahn (Trustee)

#17 Motion to Modify Plan Post-Confirmation and First Request for Additional Attorney's Fees (21-Day Objection Language) filed by Joris Robert Vanhemelrijck for Debtor Jose Roberto Diaz)

#18 Motion to Request to Retain 2017 Tax Refund and Second Request for Additional Attorney's Fees (21-Day Objection Language) filed by Joris Robert Vanhemelrijck for Debtor Jose Roberto Diaz

**17-52502-cag Camille Jane Gutierrez Chapter: 13**

L. David Levinson representing Camille Jane Gutierrez (Debtor)

Mary K. Viegelahn (Trustee)

#77 Stipulation to Retain Tax Refund filed by L. David Levinson for Debtor Camille Jane Gutierrez.

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 7/19/18\*\*\***

**17-52681-cag George A. Palacios Chapter: 13**

Raymond J Vale Jr representing George A. Palacios (Debtor)  
Mary K. Viegelahn (Trustee)

#51 Motion to Dismiss Case filed by Courtney J. Hull for Creditor Texas Comptroller of Public Accounts

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 7/18/18\*\*\***

**17-52770-cag Joe L Coleman and Diane Alexander Coleman Chapter: 13**

Paul S. Hacker representing Joe L Coleman (Debtor)  
Paul S. Hacker representing Diane Alexander Coleman (Debtor)  
Mary K. Viegelahn (Trustee)

#29 Motion to Modify **Plan in Response** (21-Day Objection Language) filed by Paul S. Hacker for Debtors Diane Alexander Coleman, Joe L Coleman (Related Document(s): **22 Trustee's Motion to Dismiss Case** for Failure to Make Plan Payments.  
**RESET 9/27/18**

**17-52929-cag Daniel Garcia and Florine Ramirez Garcia Chapter: 13**

J. Todd Malaise representing Daniel Garcia (Debtor)  
J. Todd Malaise representing Florine Ramirez Garcia (Debtor)  
Mary K Viegelahn (Trustee)

#28 Objection to Amended Claim #10 of U.S. Bank National Association, as Trustee, with Notice thereof, (30-Day Objection Language) filed by J. Todd Malaise for Debtors Daniel Garcia, Florine Ramirez Garcia



**18-50137-cag Mark Matthew Payton Chapter: 13**

Jose L. Soria representing Mark Matthew Payton (Debtor)

Mary K. Viegelahn (Trustee)

#47 Motion to Reinstate Case filed by Jose L. Soria for Debtor Mark Matthew Payton

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 7/29/18\*\*\***

#54 Motion For Balance of Benchmark Attorney Fees filed by Jose L. Soria for Debtor Mark Matthew Payton

**RESET 9/27/18**

**18-50277-cag Ebony Taylor Chapter: 13**

Magdalena Gonzales representing Ebony Taylor (Debtor)

Mary K. Viegelahn (Trustee)

#18 Objection to Claim Roundpoint Mortgage Servicing Corporation (\$218444. Court Claim #10 with Notice thereof, (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 7/24/18\*\*\***

**18-50593-cag Leo Adkins, III Chapter: 13**

David Bernard Packard representing Leo Adkins III (Debtor)

Mary K. Viegelahn (Trustee)

#12 Objection to Claim 7 Shalanda Gordon with Notice thereof, (30 Day Objection Language) Filed by David Bernard Packard for Debtor Leo Adkins III.

**\*\*\*RESET IN OPEN COURT ON 7/24/18-NFN\*\*\***

**18-50964-cag Matthew Garrett Mayhew and Brittney Nicole Dirksen-Mayhew Chapter: 13**

Rick Flume representing Matthew Garrett Mayhew (Debtor)

Rick Flume representing Brittney Nicole Dirksen-Mayhew (Debtor)

Mary K. Viegelahn (Trustee)

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

**AGREED ORDER TO COME FROM MARY VIEGELAHN**

#13 Objection to Claim IRS claim 5 with Notice thereof, (30-Day Objection Language) Filed by Rick Flume for Debtors Brittney Nicole Dirksen-Mayhew, Matthew Garrett Mayhew.

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 7/25/18\*\*\***

**18-51018-cag Rachel Rodriguez Saenz Chapter: 13**

Joris Robert Vanhemelrijck representing Rachel Rodriguez Saenz (Debtor)

Mary K. Viegelahn (Trustee)

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

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 8/7/18\*\*\***

**18-51154-cag Max Rene Aparicio and Aisha Ann Aparicio Chapter: 13**

Magdalena Gonzales representing Max Rene Aparicio (Debtor)

Magdalena Gonzales representing Aisha Ann Aparicio (Debtor)

Mary K. Viegelahn (Trustee)

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

**\*\*\*NOTICE OF WITHDRAWAL FILED ON 8/7/18\*\*\***

**18-50034-cag Stacy Letrey Coburn Chapter: 13**

Joris Robert Vanhemelrijck representing Stacy Letrey Coburn (Debtor)

Mary K Viegelahn (Trustee)

#18 Motion to Incur New Debt and First Request for Additional Attorney Fees filed by Joris Robert Vanhemelrijck for Debtor Stacy Letrey Coburn.

**17-51589-cag Mary Jo Garcia Chapter: 13**

Joris Robert Vanhemelrijck representing Mary Jo Garcia (Debtor)

Mary K. Viegelahn (Trustee)

#25 Trustee's Motion to Dismiss Case Regarding Federal Income Tax Return.

**\*\*\*RESET IN OPEN COURT ON 8/14/18-NFN\*\*\***

#28 Motion to Request to Retain 2017 Tax Refund and First Request for Additional Attorney's Fees (21-Day Objection Language) filed by Joris Robert Vanhemelrijck for Debtor Mary Jo Garcia

**\*\*\*SET PER THE COURT'S DIRCTION, ROBERT VANHEMELRIJCK SHALL GIVE NOTICE OF THE HEARING\*\*\***