

**U.S. BANKRUPTCY COURT
Western District of Texas
Judge Craig A. Gargotta, Presiding
11/10/20
San Antonio Courtroom #3
HEARINGS
AMENDED 11/2/20**

9:30 AM

CHAPTER 13 DISMISSAL DOCKET

10:00 AM

CHAPTER 13 MISCELLANEOUS DOCKET

15-50060-cag Ofelia C. Benavides Chapter: 13

Ricardo Ojeda Jr representing Ofelia C. Benavides (Debtor)

Mary K. Viegelahn (Trustee)

#77 Trustee's Motion to Deem Mortgage Paid in Full Including All Fees, Expenses and Charges.

GRANT MOTION

15-52365-cag Andrew Ray Flores Chapter: 13

J. Todd Malaise representing Andrew Ray Flores (Debtor)

Mary K. Viegelahn (Trustee)

#98 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the Amount of \$1,436.64 filed by J. Todd Malaise for Debtor Andrew Ray Flores

RESET 12/8/20

16-51485-cag Elsa Rodriguez Chapter: 13

Lewis E. Buttles representing Elsa Rodriguez (Debtor)
Mary K. Viegelahn (Trustee)

#63 Motion to Modify Confirmed Chapter 13 Plan filed by Lewis E. Buttles for Debtor
Elsa Rodriguez

GRANT W/REVISED ORDER UPLOADED 11/5/20

17-50800-cag Nabor Machado Otero Chapter: 13

Magdalena Gonzales representing Nabor Machado Otero (Debtor)
Mary K. Viegelahn (Trustee)

#49 Motion to Modify Confirmed Chapter 13 Plan, or, in the alternative Motion to
Dismiss Case filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

AGREED ORDER TO COME FROM MARY VIEGELAHN

17-51884-cag Emilio Adrian Rodriguez and Elsa Tellez Robles Chapter: 13

Joris Robert Vanhemelrijck representing Emilio Adrian Rodriguez (Debtor)
Joris Robert Vanhemelrijck representing Elsa Tellez Robles (Debtor)
Mary K. Viegelahn (Trustee)

#80 Motion to Modify Plan Post-Confirmation and Fourth Request for Additional
Attorneys Fees filed by Joris Robert Vanhemelrijck for Debtors Elsa Tellez Robles,
Emilio Adrian Rodriguez.

DENY MODIFICATION

17-52360-cag Angela Gail Bilodeau Chapter: 13

Joris Robert Vanhemelrijck representing Angela Gail Bilodeau (Debtor)
Mary K. Viegelahn (Trustee)

#50 Motion to Allow Debtor to Draw Funds from Debtors 401(K) Account and Fourth Request for Additional Attorneys Fees filed by Joris Robert Vanhemelrijck for Debtor Angela Gail Bilodeau.

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

GRANT W/REVISED ORDER UPLOADED 11/9/20

18-50845-cag Cindy Chapa Chapter: 13

Joris Robert Vanhemelrijck representing Cindy Chapa (Debtor)
Mary K. Viegelahn (Trustee)

#59 Motion to Approve Settlement, Retain Net Proceeds and Allow Payment of Attorneys Fees and Fourth Request for Additional Attorneys Fees filed by Joris Robert Vanhemelrijck for Debtor Cindy Chapa

AGREED ORDER TO COME FROM J. ROBERT VANHEMELRIJCK

18-51475-cag Donald Gray Frye and Lorena Ann Frye Chapter: 13

Heidi McLeod representing Donald Gray Frye (Debtor)
Heidi McLeod representing Lorena Ann Frye (Debtor)
Mary K. Viegelahn (Trustee)

#87 Motion to Modify Confirmed Chapter 13 Plan filed by Heidi McLeod for Debtors Donald Gray Frye, Lorena Ann Frye.

SPECIAL SETTING REQUESTED

18-51960-cag Angelo Rufus Carrillo Chapter: 13

Joris Robert Vanhemelrijck representing Angelo Rufus Carrillo (Debtor)
Mary K. Viegelahn (Trustee)

#41 Motion to Modify Plan Post-Confirmation and Second Request for Additional Attorneys Fees filed by Joris Robert Vanhemelrijck for Debtor Angelo Rufus Carrillo
RESET 12/8/20

18-52302-cag Daniel Edward Stuckey Chapter: 13

Joseph W. Shulter representing Daniel Edward Stuckey (Debtor)
Mary K. Viegelahn (Trustee)

#27 Motion to Extend Time to File Adversary Proceeding Pursuant to 11 U.S.C. §102((B) filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

19-50255-cag Laura Lujan Fuentes Chapter: 13

Kyle Wayne Schumacher representing Laura Lujan Fuentes (Debtor)
Mary K. Viegelahn (Trustee)

#44 Objection Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn (related document(s): 42 NOTICE OF DEBTORS INTENTION TO RETAIN PROCEEDS OF THE 2019 FEDERAL INCOME TAX REFUND filed by Kyle Wayne Schumacher for Debtor Laura Lujan Fuentes.

OBJECTION WITHDRAWN 11/4/20

**19-50730-cag John Gerald Cernohous and Kara Leigh Cernohous
Chapter: 13**

Joseph W. Shulter representing John Gerald Cernohous (Debtor)

Joseph W. Shulter representing Kara Leigh Cernohous (Debtor)

Mary K. Viegelahn (Trustee)

#63 Trustee's Motion to Distribute Insurance Proceeds.

*****SET ON EXPEDITED BASIS, MARY VIEGELAHN SHALL GIVE NOTICE
OF THE HEARING*****

19-51486-cag Christopher Michael Long and Sheila Kelly Long Chapter: 13

Joseph W. Shulter representing Christopher Michael Long (Debtor)

Joseph W. Shulter representing Sheila Kelly Long (Debtor)

Mary K. Viegelahn (Trustee)

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

GRANT MOTION

19-51575-cag Diane Ruiz Chapter: 13

J. Todd Malaise representing Diane Ruiz (Debtor)

Mary K. Viegelahn (Trustee)

#43 Motion to Modify Confirmed Chapter 13 Plan Requesting Attorney Fees in the
Amount of \$1,058.97 filed by J. Todd Malaise for Debtor Diane Ruiz

19-51676-cag Jose Lira-Gonzalez and Delia Flores Lira Chapter: 13

Joseph W. Shulter representing Jose Lira-Gonzalez (Debtor)

Joseph W. Shulter representing Delia Flores Lira (Debtor)

Mary K. Viegelahn (Trustee)

#55 Motion to Modify Confirmed Chapter 13 Plan filed by Joseph W. Shulter for Debtors Delia Flores Lira, Jose Lira-Gonzalez

GRANT AMENDED MOTION W/REVISED ORDER UPLOADED 11/6/20

19-51877-cag Vickie Jan Ballew hapter: 13

Joris Robert Vanhemelrijck representing Vickie Jan Ballew (Debtor)

Mary K. Viegelahn (Trustee)

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

AGREED ORDER TO COME FROM MARY VIEGELAHN

19-51946-cag James Brian Clark and Tanya Rachel Clark Chapter: 13

Joseph W. Shulter representing James Brian Clark (Debtor)

Joseph W. Shulter representing Tanya Rachel Clark (Debtor)

Mary K. Viegelahn (Trustee)

#20 Objection to Claim 28 U.S. DEPARTMENT OF VETERANS AFFAIRS with Notice thereof, (30 Day Objection Language) Filed by Mary K. Viegelahn for Trustee Mary K Viegelahn

AGREED ORDER TO COME FROM MARY VIEGELAHN

19-52414-cag Thomas Antonio Lamb, Sr. Chapter: 13

William R. Davis Jr representing Thomas Antonio Lamb Sr. (Debtor)
Mary K. Viegelahn (Trustee)

#46 Application of Langley & Banack, Inc. for Compensation and Reimbursement of Expenses First Request for Additional Attorneys Fees filed by William R. Davis Jr for Debtor Thomas Antonio Lamb Sr.

19-52832-cag Lorinda Garza Lopez Chapter: 13

J. Todd Malaise representing Lorinda Garza Lopez (Debtor)
Mary K. Viegelahn (Trustee)

#41 Motion to Modify Confirmed Chapter 13 Plan, or, in the alternative Motion to Dismiss Case filed by Mary K. Viegelahn for Trustee Mary K Viegelahn.

19-52844-cag Aubrey Olivia Ehling Chapter: 13

Heidi McLeod representing Aubrey Olivia Ehling (Debtor)
Mary K. Viegelahn (Trustee)

#34 Amended Motion to Modify Confirmed Chapter 13 Plan filed by Heidi McLeod for Debtor Aubrey Olivia Ehling.

RESET 1/21/21

20-50050-cag Rosalinda Garza Herridge Chapter: 13

Joris Robert Vanhemelrijck representing Rosalinda Garza Herridge (Debtor)
Mary K. Viegelahn (Trustee)

#44 Objection Filed by Joris Robert Vanhemelrijck for Debtor Rosalinda Garza Herridge
(related document(s): 42 **Trustee's Notice of Intent to Pay Claims.**

OBJECTION WITHDRAWN 11/9/20

#50 Response Filed by Joris Robert Vanhemelrijck for Debtor Rosalinda Garza Herridge
(related document(s): 47 **Notice of Stay Termination** filed by Michael J. Schroeder for
Creditor James B. Nutter & Company.

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

20-50432-cag Damon Stanley Bonneau, Jr. Chapter: 7

Joris Robert Vanhemelrijck representing Damon Stanley Bonneau Jr. (Debtor)
Johnny W Thomas (Trustee)

#49 Objection to Exemption filed by Mary K. Viegelahn for Trustee Mary K Viegelahn
OBJECTION MOOT

20-51307-cag Ian Wesley Rawls Chapter: 13

Joris Robert Vanhemelrijck representing Ian Wesley Rawls (Debtor)
Mary K. Viegelahn (Trustee)

#21 Trustee's Objection to Exemption.

MOOT – CASE TO DISMISS AT CONFIRMATION 11/17/20

20-51704-cag Ricardo Soriano Tovar, Jr. Chapter: 13

J. Todd Malaise representing Ricardo Soriano Tovar Jr. (Debtor)
Mary K. Viegelahn (Trustee)

#5 Order for Ricardo Soriano Tovar, Jr. to Appear and Show Cause (Why Case Should Not Be Dismissed with Prejudice) and Why Debtor is filing a Eighth Bankruptcy.

_____ **Cause Shown**

_____ **Cause not Shown**

_____ **Case Dismissed**

_____ **Case dismissed with prejudice for _____ days with refusal language**

_____ **Refuse filings until all unpaid fees are paid**

16-52746-cag Olga Vasquez Chapter: 13

Joris Robert Vanhemelrijck representing Olga Vasquez (Debtor)
Mary K. Viegelahn10 and Mary K. Viegelahn11 and Mary K. Viegelahn21 representing
Mary K Viegelahn (Trustee)

#76 Amended Motion to Modify Plan in Response (21 Day Objection Language) filed by
Joris Robert Vanhemelrijck for Debtor Olga Vasquez.

*****TO BE HEARD WITH TMTD*****

RESET 1/21/21

20-05050-cag Viegelahn v. Westlake Financial Services (ap) Lead case: 18-52083-cag

Anthony Wayne Griggs and LaNell Murdock

David Van Zyl representing Mary K Viegelahn (Plaintiff)

Stephen G. Wilcox representing Westlake Financial Services (Defendant)

#7 Motion to Extend Time to Answer Complaint, Filed by Stephen G. Wilcox for Defendant Westlake Financial Services.

*****SET PER ORDER GRANTING CONTINUANCE FROM 11/3/20, DAVID VAN ZYL SHALL GIVE NOTICE OF THE HEARING*****

19-51939 cag Ernest Bernal Sosa, Jr. and Alicia Hernandez Sosa Chapter: 13

Magdalena Gonzales representing Ernesto Bernal Sosa, Jr. (Debtor)

Magdalena Gonzales representing Alicia Hernandez Sosa. (Debtor)

Mary K. Viegeln (Trustee)

#41 Motion to Reinstate Bankruptcy Proceeding filed by Magdalena Gonzales for Debtors Ernesto Bernal Sosa, Jr and Alicia Hernandez Sosa

19-50855-cag Janie Duran Chapter: 13

Joseph W. Shulter representing Janie Duran (Debtor)

Mary K. Viegelahn (Trustee)

#65 Expedited Motion to Incur Debt and First Request for Post Confirmation Attorney Fees filed by Joseph W. Shulter for Debtor Janie Duran