

**THE HONORABLE JAMES W. BOYD, PRESIDING  
CALENDAR**

**Tuesday, August 26, 2025**

**COURT REPORTER: Gail Beach  
HEARING ROOM: Traverse City**

**09:00 AM**

- |                 |                                                                                                                                                |
|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>21-01414</b> | <b>Gregg D. Bembeneck and Lisa E. Bembeneck</b>                                                                                                |
| <b>#1</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>                                                                                                  |
|                 | Elizabeth Clark (Trustee)<br>Vahan Alex Karian, Atty for Gregg D. Bembeneck (Debtor)<br>Vahan Alex Karian, Atty for Lisa E. Bembeneck (Debtor) |
| <br>            |                                                                                                                                                |
| <b>22-01906</b> | <b>Jeremy Tatonetti and Colleen Tatonetti</b>                                                                                                  |
| <b>#2</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>                                                                                                  |
|                 | Aaron J. Kenyon, Atty for Colleen Tatonetti (Debtor)<br>Aaron J. Kenyon, Atty for Jeremy Tatonetti (Debtor)<br>Elizabeth Clark (Trustee)       |
| <br>            |                                                                                                                                                |
| <b>23-02370</b> | <b>Derek James Smith</b>                                                                                                                       |
| <b>#3</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>                                                                                                  |
|                 | Carroll Clough, Atty for Derek James Smith (Debtor)<br>Elizabeth Clark (Trustee)                                                               |

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**24-01344      Steven Paul Sprague and Samantha Luella Kay  
                         Sprague**

**#4              Chapter 13 Trustee's Motion to Dismiss**

Elizabeth Clark (Trustee)  
Harlee L. Nowland, Atty for Samantha Luella Kay Sprague (Debtor)  
Harlee L. Nowland, Atty for Steven Paul Sprague (Debtor)

**24-01737      David Eugene Markle and Denise Ellen Markle**

**#5              Chapter 13 Trustee's Motion to Dismiss**

David Ross Ienna, Atty for David Eugene Markle (Debtor)  
David Ross Ienna, Atty for Denise Ellen Markle (Debtor)  
Elizabeth Clark (Trustee)

**25-00349      Jeremy L Manges**

**#6              Chapter 13 Trustee's Motion to Dismiss**

David Ross Ienna, Atty for Jeremy L Manges (Debtor)  
Elizabeth Clark (Trustee)

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|-----------------|--------------------------------------------------------------------------------------|
| <b>25-00349</b> | <b>Jeremy L Manges</b>                                                               |
| <b>#7</b>       | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>                               |
|                 | David Ross Ienna, Atty for Jeremy L Manges (Debtor)<br>Elizabeth Clark (Trustee)     |
| <br>            |                                                                                      |
| <b>25-00398</b> | <b>James Michael Lantagne</b>                                                        |
| <b>#8</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>                                        |
|                 | Elizabeth Clark (Trustee)<br>Paul Ira Bare, Atty for James Michael Lantagne (Debtor) |
| <br>            |                                                                                      |
| <b>25-00398</b> | <b>James Michael Lantagne</b>                                                        |
| <b>#9</b>       | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>                               |
|                 | Elizabeth Clark (Trustee)<br>Paul Ira Bare, Atty for James Michael Lantagne (Debtor) |

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**25-01010          Derek Allen Dennis and Darla Kay Dennis**

**#10                Chapter 13 Trustee's Motion to Dismiss**

Elizabeth Clark (Trustee)  
Jeremy Shephard, Atty for Darla Kay Dennis (Debtor)  
Jeremy Shephard, Atty for Derek Allen Dennis (Debtor)

**25-01010          Derek Allen Dennis and Darla Kay Dennis**

**#11                Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Elizabeth Clark (Trustee)  
Jeremy Shephard, Atty for Darla Kay Dennis (Debtor)  
Jeremy Shephard, Atty for Derek Allen Dennis (Debtor)

**22-01478          Scott Richard Lindstrom**

**#12                Chapter 13 Trustee's Motion to Dismiss - Adj.**

Elizabeth Clark (Trustee)  
Morris B. Lefkowitz, Atty for Scott Richard Lindstrom (Debtor)

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| <b>23-00118</b> | <b>Katrina Kay Draper</b>                                                              |
| <b>#13</b>      | <b>Chapter 13 Trustee's Motion to Dismiss - Adj.</b>                                   |
|                 | Elizabeth Clark (Trustee)<br>Jeffrey C. Alandt, Atty for Katrina Kay Draper (Debtor)   |
|                 |                                                                                        |
| <b>23-01035</b> | <b>Russell R Painter</b>                                                               |
| <b>#14</b>      | <b>Chapter 13 Trustee's Motion to Dismiss - Adj.</b>                                   |
|                 | Elizabeth Clark (Trustee)<br>Jeffrey C. Alandt, Atty for Russell R Painter (Debtor)    |
|                 |                                                                                        |
| <b>24-01835</b> | <b>Terri Lin Malczynski</b>                                                            |
| <b>#15</b>      | <b>Chapter 13 Trustee's Motion to Dismiss - Adj.</b>                                   |
|                 | Elizabeth Clark (Trustee)<br>Jeffrey C. Alandt, Atty for Terri Lin Malczynski (Debtor) |

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| <b>25-01479</b> | <b>Bert Franklin Howard, Jr.</b>                                                                                                            |
| <b>#16</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                                                                             |
|                 | Elizabeth Clark (Trustee)<br>Matthew Lee Frey, Atty for Bert Franklin Howard Jr. (Debtor)                                                   |
| <br>            |                                                                                                                                             |
| <b>25-01527</b> | <b>Michael Allen Wood and Michele Marie Wood</b>                                                                                            |
| <b>#17</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                                                                             |
|                 | Elizabeth Clark (Trustee)<br>Jeremy Shephard, Atty for Michael Allen Wood (Debtor)<br>Jeremy Shephard, Atty for Michele Marie Wood (Debtor) |
| <br>            |                                                                                                                                             |
| <b>25-01572</b> | <b>Joseph Underwood and Sarah Underwood</b>                                                                                                 |
| <b>#18</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                                                                             |
|                 | David W. Garrett, Atty for Joseph Underwood (Debtor)<br>David W. Garrett, Atty for Sarah Underwood (Debtor)<br>Elizabeth Clark (Trustee)    |

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| <b>25-01600</b> | <b>Michael David Bauer</b>                                                                                                       |
| <b>#19</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                                                                  |
|                 | Elizabeth Clark (Trustee)<br>Mary Saur Cohn, Atty for Michael David Bauer (Debtor)                                               |
|                 |                                                                                                                                  |
| <b>25-01600</b> | <b>Michael David Bauer</b>                                                                                                       |
| <b>#20</b>      | <b>Trustee's Objection to Debtor's Exemptions (DN 21)</b>                                                                        |
|                 | Elizabeth Clark (Trustee)<br>Mary Saur Cohn, Atty for Michael David Bauer (Debtor)                                               |
|                 |                                                                                                                                  |
| <b>25-01603</b> | <b>Lori E Deaton</b>                                                                                                             |
| <b>#21</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                                                                  |
|                 | Elizabeth Clark (Trustee)<br>Michelle Marrs, Atty for Lori E Deaton (Debtor)<br>Tricia S. Terry, Atty for Lori E Deaton (Debtor) |

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**25-01626      Kyle James Reed**

**#22      Confirmation Hearing Re: Chapter 13 Plan**

Elizabeth Clark (Trustee)  
Matthew Lee Frey, Atty for Kyle James Reed (Debtor)

**25-01626      Kyle James Reed**

**#23      Trustee's Objection to Debtor's Exemptions (DN 19)**

Elizabeth Clark (Trustee)  
Matthew Lee Frey, Atty for Kyle James Reed (Debtor)

**25-01644      Samantha Jo Hickenbottom**

**#24      Confirmation Hearing Re: Chapter 13 Plan**

Elizabeth Clark (Trustee)  
Patrick A. Dougherty, Atty for Samantha Jo Hickenbottom (Debtor)



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**25-01648            Christopher Adrian Tavalacci and Bethany L Tavalacci**

**#25                Confirmation Hearing Re: Chapter 13 Plan**

Elizabeth Clark (Trustee)  
Matthew Lee Frey, Atty for Bethany L Tavalacci (Debtor)  
Matthew Lee Frey, Atty for Christopher Adrian Tavalacci (Debtor)

**25-01713            Dane Allen Anderson and Corina Jane Anderson**

**#26                Confirmation Hearing Re: Chapter 13 Plan**

Carroll Clough, Atty for Corina Jane Anderson (Debtor)  
Carroll Clough, Atty for Dane Allen Anderson (Debtor)  
Elizabeth Clark (Trustee)

**25-01713            Dane Allen Anderson and Corina Jane Anderson**

**#27                Court's Notice  
Notice of Filings Due**

Carroll Clough, Atty for Corina Jane Anderson (Debtor)  
Carroll Clough, Atty for Dane Allen Anderson (Debtor)  
Elizabeth Clark (Trustee)

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| <b>25-01734</b> | <b>Ashia Ra'Naie Libbett</b>                                                           |
| <b>#28</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                        |
|                 | Elizabeth Clark (Trustee)<br>Matthew Lee Frey, Atty for Ashia Ra'Naie Libbett (Debtor) |
| <br>            |                                                                                        |
| <b>25-01742</b> | <b>Flora Louise Whitney</b>                                                            |
| <b>#29</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                        |
|                 | Carroll Clough, Atty for Flora Louise Whitney (Debtor)<br>Elizabeth Clark (Trustee)    |
| <br>            |                                                                                        |
| <b>25-01743</b> | <b>Theresa L. Pachesny</b>                                                             |
| <b>#30</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan</b>                                        |
|                 | Aaron J. Kenyon, Atty for Theresa L. Pachesny (Debtor)<br>Elizabeth Clark (Trustee)    |

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**25-00571          Edward Ray Hanmer**  
**#31                Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Elizabeth Clark (Trustee)  
Paul Ira Bare, Atty for Edward Ray Hanmer (Debtor)

**25-00640          Dennis Douglas Wahlquist**  
**#32                Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Elizabeth Clark (Trustee)  
Michelle Marrs, Atty for Dennis Douglas Wahlquist (Debtor)  
Tricia S. Terry, Atty for Dennis Douglas Wahlquist (Debtor)

**25-00811          Susan J Shier**  
**#33                Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Elizabeth Clark (Trustee)  
Paul Ira Bare, Atty for Susan J Shier (Debtor)

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**25-00811          Susan J Shier**  
**#34          Trustee's Objection to Debtor's Exemptions (DN 24) -**  
**Adj.**

Elizabeth Clark (Trustee)  
Paul Ira Bare, Atty for Susan J Shier (Debtor)

**25-01202          Matthew Green**  
**#35          Confirmation Hearing Re: Chapter 13 Plan - Adj.**

David W. Garrett, Atty for Matthew Green (Debtor)  
Elizabeth Clark (Trustee)

**25-01234          Mark Anthony Rutterbush and Ashley Renee**  
**Rutterbush**  
**#36          Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Elizabeth Clark (Trustee)  
Rebecca L. Johnson-Ellis, Atty for Ashley Renee Rutterbush (Debtor)  
Rebecca L. Johnson-Ellis, Atty for Mark Anthony Rutterbush (Debtor)

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| <b>25-01276</b> | <b>Elizabeth J. Frayer</b>                                                          |
| <b>#37</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>                              |
|                 | Aaron J. Kenyon, Atty for Elizabeth J. Frayer (Debtor)<br>Elizabeth Clark (Trustee) |
| <br>            |                                                                                     |
| <b>25-01301</b> | <b>Jessica Marie Nuytten</b>                                                        |
| <b>#38</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>                              |
|                 | Elizabeth Clark (Trustee)<br>Paul Ira Bare, Atty for Jessica Marie Nuytten (Debtor) |
| <br>            |                                                                                     |
| <b>25-01330</b> | <b>Terri Lynn Hamp</b>                                                              |
| <b>#39</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>                              |
|                 | Elizabeth Clark (Trustee)<br>Ryan B. Moran, Atty for Terri Lynn Hamp (Debtor)       |

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| <b>25-01819</b> | <b>Michael Albert Ufer</b>                                                          |
| <b>#40</b>      | <b>Trustee's Objection to Debtor's Exemptions (DN 16)</b>                           |
|                 | Elizabeth Clark (Trustee)<br>Jeremy Shephard, Atty for Michael Albert Ufer (Debtor) |

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**24-01513      Petoskey Ear, Nose & Throat Specialists, P.L.L.C.**

**#1      Trustee's Motion for Authority to Sell Remnant Assets  
Pursuant to 11 U.S.C. 363(b) (DN 61)**

Jason W. Bank, Atty for Petoskey Ear, Nose & Throat Specialists, P.L.L.C. (Debtor)  
Kelly M. Hagan (Trustee)  
Kevin M. Smith, Atty for Kelly M. Hagan (Trustee)

**24-80089      United States Trustee**

**v.**

**Edward John Witkowski**

Lead Case: 24-01801-jwb Edward John Witkowski

**#2      Third Pretrial Conference**

Kenneth Guy Lau, Atty for United States Trustee (Plaintiff)  
Paul Ira Bare, Atty for Edward John Witkowski (Defendant)

**25-00411      James Louis Gibbons**

**#3      Court's Notice  
Re: Motion to Avoid Lien Under 11 U.S.C. Section  
522(f) in Chapter 7 Case (DN 21) - Adj.**

John Kline, Atty for James Louis Gibbons (Debtor)  
Kelly M. Hagan (Trustee)

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| <b>21-00832</b> | <b>Michelle Marie Kremer</b>                                                                                                                          |
| <b>#4</b>       | <b>Debtor's Motion to Reopen Bankruptcy Case (DN 78)</b>                                                                                              |
|                 | Jeffrey C. Alandt, Atty for Michelle Marie Kremer (Debtor)<br>Laura J. Genovich (Trustee)                                                             |
| <br>            |                                                                                                                                                       |
| <b>25-00732</b> | <b>Craig Louis Adaline and Michelle Ida-Marie Adaline</b>                                                                                             |
| <b>#5</b>       | <b>Debtors' Motion to Set Aside Discharge Temporarily<br/>as to Ally Financial and the Extension of Time to File<br/>Reaffirmation (DN 21) - Adj.</b> |
|                 | Carroll Clough, Atty for Craig Louis Adaline (Debtor)<br>Carroll Clough, Atty for Michelle Ida-Marie Adaline (Debtor)<br>Greg J. Ekdahl (Trustee)     |
| <br>            |                                                                                                                                                       |
| <b>25-01207</b> | <b>Matthew John Day and Katie-Lynn Rose Day</b>                                                                                                       |
| <b>#6</b>       | <b>Debtors' Motion for Authority to Redeem Personal<br/>Property and Approval of Associated Financing (DN<br/>15)</b>                                 |
|                 | Mary Saur Cohn, Atty for Katie-Lynn Rose Day (Debtor)<br>Mary Saur Cohn, Atty for Matthew John Day (Debtor)<br>Scott A. Chernich (Trustee)            |



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| <b>24-03205</b> | <b>Randy Alvin Bishop</b>                                                                                           |
| <b>#7</b>       | <b>Show Cause Hearing<br/>Re: Contempt of Court - Adj.</b>                                                          |
|                 | <br>Kelly M. Hagan (Trustee)<br>Paul Ira Bare, Atty for Randy Alvin Bishop (Debtor)                                 |
| <br>            |                                                                                                                     |
| <b>24-03205</b> | <b>Randy Alvin Bishop</b>                                                                                           |
| <b>#8</b>       | <b>Thomas Moran and Moran Iron Work's Amended<br/>Motion for Rule 2004 Examination of Debtor (DN 29) -<br/>Adj.</b> |
|                 | <br>Kelly M. Hagan (Trustee)<br>Paul Ira Bare, Atty for Randy Alvin Bishop (Debtor)                                 |
| <br>            |                                                                                                                     |
| <b>25-00342</b> | <b>Fenner Farms, Inc.</b>                                                                                           |
| <b>#9</b>       | <b>Chapter 12 Confirmation Hearing</b>                                                                              |
|                 | <br>Daniel L. Kraft, Atty for Fenner Farms, Inc. (Debtor)<br>Laura J. Genovich (Trustee)                            |

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**25-00548**

**Jonathan Bryan Fenner**

**#10**

**Chapter 12 Confirmation Hearing**

Jeremy Shephard, Atty for Jonathan Bryan Fenner (Debtor)  
Laura J. Genovich (Trustee)

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**25-02011          McPhillips Flying Service, Inc.**

**#1          Final Hearing  
Debtor's Motion for Entry of an Interim and Final  
Order (A) Authorizing it to Use Case Collateral and (B)  
Providing Adequate Protection and Other Relief (DN  
7)**

A. Todd Almassian, Atty for McPhillips Flying Service, Inc. (Debtor)  
Greg J. Ekdahl, Atty for McPhillips Flying Service, Inc. (Debtor)  
Scott A. Chernich (Trustee)

**25-02011          McPhillips Flying Service, Inc.**

**#2          Status Conference Pursuant to 11 U.S.C. Section  
1188(a)**

A. Todd Almassian, Atty for McPhillips Flying Service, Inc. (Debtor)  
Greg J. Ekdahl, Atty for McPhillips Flying Service, Inc. (Debtor)  
Scott A. Chernich (Trustee)

**25-80014          Caniff Electric Supply Co., LLC  
v.**

**Cory Guthrie**  
Lead Case: 24-01397-jwb Cory Guthrie  
**#3          Court's Notice  
Re: Stipulation to Entry of Consent Judgment and  
Determination of Non-Dischargeability of Debt (DN  
14)**

Ann M. Howard, Atty for Cory Guthrie (Defendant)  
Brian P. Lick, Atty for Caniff Electric Supply Co., LLC (Plaintiff)

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**24-80001**

**Pamela D Austin  
Steven Austin  
v.  
Diane Judith Graham  
Duane Crandall Graham**

Lead Case: 23-02499-jwb Duane Crandall Graham and Diane Judith Graham

**#4**

**Bench Opinion  
Motion for Summary Judgment (DN 34)**

Michael Robert Behan, Atty for Pamela D Austin (Plaintiff)  
Michael Robert Behan, Atty for Steven Austin (Plaintiff)  
Paul Ira Bare, Atty for Diane Judith Graham (Defendant)  
Paul Ira Bare, Atty for Duane Crandall Graham (Defendant)

**25-80035**

**Scott A. Chernich, Trustee  
v.  
Kimberly Fajardo**

Lead Case: 25-00770-jwb Terry Lynn Nehm

**#5**

**Pretrial Conference**

Jeremy Shephard, Atty for Kimberly Fajardo (Defendant)  
Scott A. Chernich, Trustee (Plaintiff)

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**11:00 AM**

**25-80024**

**First National Bank of Omaha  
v.**

**James Louis Gibbons**

Lead Case: 25-00411-jwb James Louis Gibbons

**#6**

**Pretrial Conference**

Cory J. Rooney, Atty for First National Bank of Omaha (Plaintiff)  
John Kline, Atty for James Louis Gibbons (Defendant)