

THE HONORABLE JAMES W. BOYD, PRESIDING
CALENDAR

Thursday, February 10, 2022

COURT REPORTER: Gail Beach
HEARING ROOM: Judge Boyd Courtroom (Courtroom B)

09:00 AM

17-03667 Matthew J. Smiertka

#1 Chapter 13 Trustee's Motion to Dismiss

Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Matthew J. Smiertka (Debtor)
James M. Keller Jr., Atty for Matthew J. Smiertka (Debtor)

17-03667 Matthew J. Smiertka

**#2 Debtor's Fourth Post-Confirmation Amendment to Chapter 13
Plan (DN 83)**

Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Matthew J. Smiertka (Debtor)
James M. Keller Jr., Atty for Matthew J. Smiertka (Debtor)

18-03352 Christopher Michael Willmeng

#3 Chapter 13 Trustee's Motion to Dismiss

Barbara P. Foley (Trustee)
George Joseph George, Atty for Christopher Michael Willmeng (Debtor)
Jeffrey D. Mapes, Atty for Christopher Michael Willmeng (Debtor)

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- 18-04482** **Freddie James Hamel**
- #4** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Freddie James Hamel (Debtor)
James M 1Keller, Atty for Freddie James Hamel (Debtor)
James M. Keller Jr., Atty for Freddie James Hamel (Debtor)
-
- 19-00828** **Jeremy J. Boyd**
- #5** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Jeremy J. Boyd (Debtor)
James M. Keller Jr., Atty for Barbara P. Foley (Trustee)
James M. Keller Jr., Atty for Jeremy J. Boyd (Debtor)
-
- 19-02060** **Mindy Wynne Gardner**
- #6** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
David C. Andersen, Atty for Mindy Wynne Gardner (Debtor)
Jeremy Shephard, Atty for Mindy Wynne Gardner (Debtor)

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- 19-02162 **Chrysostom C. Rowland**
#7 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Ryan French Beach, Atty for Chrysostom C. Rowland (Debtor)
- 19-03417 **Jason A VanNortrick**
#8 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Travis Thomas Russell, Atty for Jason A VanNortrick (Debtor)
- 19-04534 **Joshua L. Johnston**
#9 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Travis Thomas Russell, Atty for Joshua L. Johnston (Debtor)

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- 19-04686** **Patrick Francis Mateo**
- #10** **Chapter 13 Trustee's Motion to Dismiss**
- Aaron J. Kenyon, Atty for Patrick Francis Mateo (Debtor)
 Barbara P. Foley (Trustee)
-
- 19-04924** **Danial Kaye Diedrich and Lisa Joy Diedrich**
- #11** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
 Marcia R. Meoli, Atty for Danial Kaye Diedrich (Debtor)
 Marcia R. Meoli, Atty for Lisa Joy Diedrich (Debtor)
-
- 19-04924** **Danial Kaye Diedrich and Lisa Joy Diedrich**
- #12** **First Post-Confirmation Amendment to Plan (DN 72)**
- Barbara P. Foley (Trustee)
 Marcia R. Meoli, Atty for Danial Kaye Diedrich (Debtor)
 Marcia R. Meoli, Atty for Lisa Joy Diedrich (Debtor)

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20-00502 **Montgomery Knapp**
#13 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Lynn Osborne, Atty for Montgomery Knapp (Debtor)

20-02742 **Timothy Allen McClelland**
#14 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Jeremy Shephard, Atty for Timothy Allen McClelland (Debtor)

20-02809 **William E. Watson and Crystal K. Watson**
#15 **Chapter 13 Trustee's Motion to Dismiss**

Barbara P. Foley (Trustee)
Christian G. Krupp II, Atty for Crystal K. Watson (Debtor)
Christian G. Krupp II, Atty for William E. Watson (Debtor)

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- 20-03045** **Clyde Demarco Wilson**
- #16** **Chapter 13 Trustee's Motion to Dismiss**
- Aaron J. Kenyon, Atty for Clyde Demarco Wilson (Debtor)
 Barbara P. Foley (Trustee)
-
- 20-03109** **Ryan E. Pedrotti and Kiersten B. Pedrotti**
- #17** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
 Ryan French Beach, Atty for Kiersten B. Pedrotti (Debtor)
 Ryan French Beach, Atty for Ryan E. Pedrotti (Debtor)
-
- 21-01543** **Claudia Martinak**
- #18** **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
 Michael Patrick Hanrahan, Atty for Claudia Martinak (Debtor)

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- 21-02419 **Margaret Mary Miller**
- #19 **Chapter 13 Trustee's Motion to Dismiss**
- Barbara P. Foley (Trustee)
 Tami Salzbrenner, Atty for Margaret Mary Miller (Debtor)
- 21-02419 **Margaret Mary Miller**
- #20 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
 Tami Salzbrenner, Atty for Margaret Mary Miller (Debtor)
- 21-02419 **Margaret Mary Miller**
- #21 **Trustee's Objection to Debtor's Claim of Exemptions (DN 21) - Adj.**
- Barbara P. Foley (Trustee)
 Tami Salzbrenner, Atty for Margaret Mary Miller (Debtor)

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18-01739 **Chelsie Heath**
#22 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Barbara P. Foley (Trustee)
James M 1Keller, Atty for Chelsie Heath (Debtor)
James M. Keller Jr., Atty for Chelsie Heath (Debtor)
Nicholas Scott Laue, Atty for Chelsie Heath (Debtor)

18-03451 **Jan Govert Egas and Michelle Lynn Egas**
#23 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Jan Govert Egas (Debtor)
David C. Andersen, Atty for Michelle Lynn Egas (Debtor)
Rebecca L. Johnson-Ellis, Atty for Jan Govert Egas (Debtor)
Rebecca L. Johnson-Ellis, Atty for Michelle Lynn Egas (Debtor)

19-01525 **Eric D. Watson**
#24 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Barbara P. Foley (Trustee)
Jody Jernigan, Atty for Eric D. Watson (Debtor)

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- 19-01652 **Tina L. Hansen**
- #25 **Chapter 13 Trustee's Motion to Dismiss - Adj.**
- Barbara P. Foley (Trustee)
 Michael M. Malinowski, Atty for Tina L. Hansen (Debtor)
 Michael Murray Malinowski, Atty for Tina L. Hansen (Debtor)
-
- 19-01652 **Tina L. Hansen**
- #26 **Final Hearing**
 Select Portfolio Servicing, Inc. as servicing agent for Wells
 Fargo Bank, N.A.
 vs. Debtor (DN 50) - Adj.
- Barbara P. Foley (Trustee)
 Michael M. Malinowski, Atty for Tina L. Hansen (Debtor)
 Michael Murray Malinowski, Atty for Tina L. Hansen (Debtor)
-
- 19-02216 **William Charles Kanouse and Stacey Jean Kanouse**
- #27 **Chapter 13 Trustee's Motion to Dismiss - Adj.**
- Barbara P. Foley (Trustee)
 Greg J. Ekdahl, Atty for Stacey Jean Kanouse (Debtor)
 Greg J. Ekdahl, Atty for William Charles Kanouse (Debtor)
 James M. Keller Jr., Atty for Stacey Jean Kanouse (Debtor)
 James M. Keller Jr., Atty for William Charles Kanouse (Debtor)

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- 19-02960 Adam John Streblow**
#28 Chapter 13 Trustee's Motion to Dismiss - Adj.

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Adam John Streblow (Debtor)
Rebecca L. Johnson-Ellis, Atty for Adam John Streblow (Debtor)
- 19-04149 Brian Scott Lowe**
#29 Chapter 13 Trustee's Motion to Dismiss - Adj.

Barbara P. Foley (Trustee)
Vincent Edward Carlson, Atty for Brian Scott Lowe (Debtor)
- 19-04607 Armando Giron and Shelly K. Giron**
#30 Chapter 13 Trustee's Motion to Dismiss - Adj.

Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Armando Giron (Debtor)
Greg J. Ekdahl, Atty for Shelly K. Giron (Debtor)
James M. Keller Jr., Atty for Armando Giron (Debtor)
James M. Keller Jr., Atty for Shelly K. Giron (Debtor)

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- 20-00898 Michael Harvey Holstege**
#31 Chapter 13 Trustee's Motion to Dismiss - Adj.
Barbara P. Foley (Trustee)
Rebecca L. Johnson-Ellis, Atty for Michael Harvey Holstege (Debtor)
- 20-00898 Michael Harvey Holstege**
#32 Debtor's First Post-Confirmation Amendment of Chapter 13 Plan (DN 34) - Adj.
Barbara P. Foley (Trustee)
Rebecca L. Johnson-Ellis, Atty for Michael Harvey Holstege (Debtor)
- 20-01609 Kelly D. Phillips**
#33 Chapter 13 Trustee's Motion to Dismiss - Adj.
Barbara P. Foley (Trustee)
Michael M. Malinowski, Atty for Kelly D. Phillips (Debtor)

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- 18-04656** **Jamie Ahlan Zichterman**
- #34** **Chapter 13 Trustee's Motion to Dismiss - Adj.**
- April A. Hulst, Atty for Jamie Ahlan Zichterman (Debtor)
 Barbara P. Foley (Trustee)
-
- 19-05029** **Robert Lee Satterfield and Valerie Joy Satterfield**
- #35** **Chapter 13 Trustee's Motion to Dismiss - Adj.**
- Barbara P. Foley (Trustee)
 Travis Thomas Russell, Atty for Robert Lee Satterfield (Debtor)
 Travis Thomas Russell, Atty for Valerie Joy Satterfield (Debtor)
-
- 21-02602** **Brandon Scott Heckenmueller**
- #36** **Confirmation Hearing Re: Chapter 13 Plan**
- Barbara P. Foley (Trustee)
 Ralph M. Reisinger, Atty for Brandon Scott Heckenmueller (Debtor)

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- 21-02614** **Gabriel Manuel Gonzalez**
#37 **Confirmation Hearing Re: Chapter 13 Plan**

Barbara P. Foley (Trustee)
Barry C Lemmen, Atty for Gabriel Manuel Gonzalez (Debtor)
- 21-02661** **Robert H. Clark**
#38 **Confirmation Hearing Re: Chapter 13 Plan**

Barbara P. Foley (Trustee)
Roger G. Cotner, Atty for Robert H. Clark (Debtor)
- 21-02698** **Daniel Bruce Pence and Altasia Brooke Pence**
#39 **Confirmation Hearing Re: Chapter 13 Plan**

Barbara P. Foley (Trustee)
Rebecca L. Johnson-Ellis, Atty for Altasia Brooke Pence (Debtor)
Rebecca L. Johnson-Ellis, Atty for Daniel Bruce Pence (Debtor)

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09:00 AM

- 21-01137** **Angelica Lee VanHeck and David Joseph VanHeck**
#40 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
Jeffrey D. Mapes, Atty for Angelica Lee VanHeck (Debtor)
Jeffrey D. Mapes, Atty for David Joseph VanHeck (Debtor)
- 21-02429** **Richard K. Lanting and Marchelle L. Lanting**
#41 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
Ryan French Beach, Atty for Marchelle L. Lanting (Debtor)
Ryan French Beach, Atty for Richard K. Lanting (Debtor)
- 21-02429** **Richard K. Lanting and Marchelle L. Lanting**
#42 **Trustee's Objection to Debtors' Claim of Exemptions (DN 17) - Adj.**
- Barbara P. Foley (Trustee)
Ryan French Beach, Atty for Marchelle L. Lanting (Debtor)
Ryan French Beach, Atty for Richard K. Lanting (Debtor)

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- 21-02445** **Catherine Elaine Rombouts**
#43 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Barbara P. Foley (Trustee)
Vincent Edward Carlson, Atty for Catherine Elaine Rombouts (Debtor)
- 21-02553** **Kari Sue Kauffman**
#44 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Barbara P. Foley (Trustee)
Kimberly S. Young, Atty for Kari Sue Kauffman (Debtor)
- 21-02575** **Anastasia Eligia Rysztak**
#45 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Barbara P. Foley (Trustee)
Jeffrey D. Mapes, Atty for Anastasia Eligia Rysztak (Debtor)

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09:00 AM

- 21-02587** **Julee Amber Leroux**
- #46** **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
 Greg J. Ekdahl, Atty for Julee Amber Leroux (Debtor)
-
- 21-00771** **Chad Allen White and Christina Lynn White**
- #47** **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
 Jeremy Shephard, Atty for Chad Allen White (Debtor)
 Jeremy Shephard, Atty for Christina Lynn White (Debtor)
-
- 21-02485** **Thomas Randal Ferris and Amber Lee Belle Ferris**
- #48** **Confirmation Hearing Re: Chapter 13 Plan - Adj.**
- Barbara P. Foley (Trustee)
 Jeffrey D. Mapes, Atty for Amber Lee Belle Ferris (Debtor)
 Jeffrey D. Mapes, Atty for Thomas Randal Ferris (Debtor)

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09:00 AM

- 17-00256 Susan Mary Parzych**
#49 Court's Notice
Re: Second-Post Confirmation Plan Amendment (DN 98)
- Barbara P. Foley (Trustee)
Roger G. Cotner, Atty for Susan Mary Parzych (Debtor)
- 18-04919 William L. DeMarse**
#50 Debtor's Objection To Claim No. 1 Filed By IRS (DN 45) - Adj.
- Barbara P. Foley (Trustee)
James M 1Keller, Atty for William L. DeMarse (Debtor)
James M. Keller Jr., Atty for William L. DeMarse (Debtor)
Nicholas Scott Laue, Atty for William L. DeMarse (Debtor)
- 21-02217 Alan G Huffman**
#51 Debtor's Objection to Claim # 2 of Capital One Bank (USA), N.A.
by American InfoSource as agent (DN 22)
- Barbara P. Foley (Trustee)
Roger G. Cotner, Atty for Alan G Huffman (Debtor)

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21-01793 **Jason W. Swanzy and Kristine L. Swanzy**
#52 **Debtors' Objection To Claim No. 6 Filed By Department of**
Treasury - Internal Revenue Service (DN 28)

Barbara P. Foley (Trustee)
Ryan French Beach, Atty for Jason W. Swanzy (Debtor)
Ryan French Beach, Atty for Kristine L. Swanzy (Debtor)

18-05237 **Stacey A. Zielinski**
#53 **Final Hearing**
Orbit Leasing, Inc.
vs. Debtor (DN 90)

Barbara P. Foley (Trustee)
Travis Thomas Russell, Atty for Stacey A. Zielinski (Debtor)

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10:00 AM

- 22-00129 Family Care in Your Home LLC**
- #1 Court's Notice**
 Re: Appointment of a Patient Care Ombudsman
- Lynn Osborne, Atty for Family Care in Your Home LLC (Debtor)
Scott A. Chernich (Trustee)
-
- 22-00129 Family Care in Your Home LLC**
- #2 Motion to Determine Whether the Appointment of a Patient Care**
 Ombudsman is Necessary (DN 7)
- Lynn Osborne, Atty for Family Care in Your Home LLC (Debtor)
Scott A. Chernich (Trustee)

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COURT REPORTER: Gail Beach
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01:00 PM

20-80088 **Kapitus Servicing, Inc., formerly known as Colonial Funding Network, Inc., as agent of Strategic Funding Source, Inc. d/b/a Kapitus**

v.

Donald R Fellows III

Lead Case: 20-00513-jwb Donald R Fellows, III

#1 Third Pretrial Conference - Adj.

James R. Oppenhuizen, Atty for Donald R Fellows III (Defendant)

Nicholas Scott Laue, Atty for Kapitus Servicing, Inc., formerly known as Colonial Funding Network, Inc., as agent of Strategic Funding Source, Inc. d/b/a Kapitus (Plaintiff)

20-80089 **AKF, Inc.**

v.

Donald R. Fellows, III

Lead Case: 20-00513-jwb Donald R Fellows, III

#2 Third Pretrial Conference - Adj.

James R. Oppenhuizen, Atty for Donald R. Fellows, III (Defendant)

Shanna Marie Kaminski, Atty for AKF, Inc. (Plaintiff)

20-80142 **Jeff A Moyer**

v.

Linda Winger

Ronald Winger

Lead Case: 18-04808-jwb Wedgewood Properties, LLC

#3 Third Pretrial Conference - Adj.

Andrew J. Gerdes, Atty for Jeff A Moyer (Plaintiff)

Timothy L. Taylor, Atty for Linda Winger (Defendant)

Timothy L. Taylor, Atty for Ronald Winger (Defendant)

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Thursday, February 10, 2022

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01:00 PM

21-80048 **Lisa E. Gocha**
v.
Kathy Davis
Lead Case: 20-01592-jwb Julie Anne Drake
#4 Second Pretrial Conference

Kathy Davis (Defendant)
Lisa E. Gocha, Atty for Lisa E. Gocha (Plaintiff)

21-80105 **J&H Oil Company**
v.
Timothy P. Chaffin
Lead Case: 21-02295-jwb Timothy P. Chaffin
#5 Pretrial Conference

Ronald J. Vander Veen, Atty for J&H Oil Company (Plaintiff)
Ryan French Beach, Atty for Timothy P. Chaffin (Defendant)

21-80053 **World Energy Innovations, LLC**
v.
Larry Allen Cluchey
Sherry D. Cluchey
Lead Case: 21-00524-jwb Larry Allen Cluchey
#6 Pretrial Conference - Adj.

John C. Cannizzaro, Atty for World Energy Innovations, LLC (Plaintiff)
John T. Piggins, Atty for Marcia R Meoli (Trustee)
Marcia R Meoli (Trustee)
Robert F. Wardrop II, Atty for Larry Allen Cluchey (Defendant)
Steven Mark Bylenga, Atty for Sherry D. Cluchey (Defendant)
Tyson A. Crist, Atty for World Energy Innovations, LLC (Plaintiff)

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01:00 PM

21-00524

Larry Allen Cluchey

#7

**Motion of World Energy Innovations, LLC for an Order
Extending Time to Object to Entry of Discharge Under 11 U.S.C.
Section 727(c)(1) (DN 52) - Adj.**

Denise D. Twinney, Atty for Larry Allen Cluchey (Debtor)
John T. Piggins, Atty for Marcia R. Meoli (Trustee)
Marcia R. Meoli (Trustee)
Robert F. Wardrop II, Atty for Larry Allen Cluchey (Debtor)

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COURT REPORTER: Gail Beach
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02:00 PM

21-80106

Jeff A. Moyer

v.

JPM Properties L.L.C.

Lead Case: 19-03284-jwb Richard Kenneth Iverson (Deceased) and
Karen Louise Iverson

#1

Pretrial Conference

David A. Lerner, Atty for JPM Properties L.L.C. (Defendant)
Jeff A. Moyer (Plaintiff)