

THE HONORABLE JAMES W. BOYD, PRESIDING
CALENDAR

COURT REPORTER: Gail Beach
HEARING ROOM: Traverse City

Thursday, February 18, 2021

09:00 AM

17-05478 # 1	Chad James Lambert and Tammy Jo Lambert Chapter 13 Trustee's Motion to Dismiss	WITHDRAWN
	Brett N. Rodgers (Trustee) Carroll Clough, Atty for Chad James Lambert (Debtor) Carroll Clough, Atty for Tammy Jo Lambert (Debtor)	
18-01997 # 2	Michael Lawrence Boren Chapter 13 Trustee's Motion to Dismiss	WITHDRAWN
	Brett N. Rodgers (Trustee) Vincent Edward Carlson, Atty for Michael Lawrence Boren (Debtor)	
18-02731 # 3	Arthur F Smith, Jr. Chapter 13 Trustee's Motion to Dismiss	WITHDRAWN
	Brett N. Rodgers (Trustee) Jeffrey C. Alandt, Atty for Arthur F Smith, Jr. (Debtor)	

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19-00081 **David Michael Hammond-Koskey and Lisa Anne
Hammond-Koskey**
4 **Chapter 13 Trustee's Motion to Dismiss**

Adjourned to 3/15/21

Brett N. Rodgers (Trustee)
Patrick A. Dougherty, Atty for David Michael Hammond-Koskey (Debtor)
Patrick A. Dougherty, Atty for Lisa Anne Hammond-Koskey (Debtor)

19-01005 **Jonathan Creighton Worm and Cynthia Sue Worm**
5 **Chapter 13 Trustee's Motion to Dismiss**

Brett N. Rodgers (Trustee)
Carroll Clough, Atty for Cynthia Sue Worm (Debtor)
Carroll Clough, Atty for Jonathan Creighton Worm (Debtor)

19-01105 **Greg D. Myers**
6 **Chapter 13 Trustee's Motion to Dismiss**

Adjourned to 3/15/21

Brett N. Rodgers (Trustee)
Jeffrey C. Alandt, Atty for Greg D. Myers (Debtor)

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19-01105 **Greg D. Myers**
7 **Debtor's Motion to Set Aside and Vacate Order
 Dismissing Chapter 13 Case (DN 91)**
Brett N. Rodgers (Trustee)
Jeffrey C. Alandt, Atty for Greg D. Myers (Debtor)

19-01443 **Vada Ordell Lee**
8 **Chapter 13 Trustee's Motion to Dismiss**

Adjourned to 4/15/21

Brett N. Rodgers (Trustee)
Michael J. Corcoran, Atty for Vada Ordell Lee (Debtor)

19-03800 **Zachary Ryan Croton**
9 **Chapter 13 Trustee's Motion to Dismiss**
Brett N. Rodgers (Trustee)
Carroll Clough, Atty for Zachary Ryan Croton (Debtor)
Paul Ira Bare, Atty for Zachary Ryan Croton (Debtor)

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20-00124 **Gail Marie Parker**
10 **Chapter 13 Trustee's Motion to Dismiss**

Brett N. Rodgers (Trustee)
Carroll Clough, Atty for Gail Marie Parker (Debtor)

20-03040 **Arthur Alfred Sills**
11 **Chapter 13 Trustee's Motion to Dismiss**

Brett N. Rodgers (Trustee)
Steven Mark Bylenga, Atty for Arthur Alfred Sills (Debtor)

Adjourned to 4/15/21

20-03040 **Arthur Alfred Sills**
12 **Confirmation Hearing Re: Chapter 13 Plan - Adj.**

Brett N. Rodgers (Trustee)
Steven Mark Bylenga, Atty for Arthur Alfred Sills (Debtor)

Adjourned to 4/15/21

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20-03040 **Arthur Alfred Sills**
13 **Motion of Arjo Inc. to Modify Stay to Permit
Continued Prosecution of State Court Litigation (DN
25) - Adj.**
Brett N. Rodgers (Trustee)
Steven Mark Bylenga, Atty for Arthur Alfred Sills (Debtor)

20-03039 **Traverse City Equity Investments, LLC**
14 **Motion of Arjo Inc. to Modify Stay to Permit
Continued Prosecution of State Court Litigation (DN
65) - Adj.**
A. Todd Almassian, Atty for Traverse City Equity Investments, LLC (Debtor)
Greg J. Ekdahl, Atty for Traverse City Equity Investments, LLC (Debtor)
Kelly M. Hagan (Trustee)

18-03512 **Mark Lulfs**
15 **Chapter 13 Trustee's Motion to Dismiss - Adj.**
Brett N. Rodgers (Trustee)
Paul Ira Bare, Atty for Mark Lulfs (Debtor)

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09:00 AM

- 19-00165 **Lawrence Edward Clark**
16 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Brett N. Rodgers (Trustee)
Carroll Clough, Atty for Lawrence Edward Clark (Debtor)
- 19-01321 **Michael John Martin**
17 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Brett N. Rodgers (Trustee)
Jeffrey C. Alandt, Atty for Michael John Martin (Debtor)
- 19-01321 **Michael John Martin**
18 **Court's Notice**
 Re: Debtor's First Post-Confirmation Amendment to
 Chapter 13 Plan (DN 45)

Brett N. Rodgers (Trustee)
Jeffrey C. Alandt, Atty for Michael John Martin (Debtor)

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20-00906 **Eric Joshua Austin**
19 **Chapter 13 Trustee's Motion to Dismiss - Adj.**

Aaron J. Kenyon, Atty for Eric Joshua Austin (Debtor)
Brett N. Rodgers (Trustee)
Robert W. Dietrich, Atty for Eric Joshua Austin (Debtor)

Adjourned to 3/15/21

20-00870 **Robin Lynn Bielski**
20 **Confirmation Hearing Re: Chapter 13 Plan**

Brett N. Rodgers (Trustee)
Dean E. Sheldon III, Atty for Robin Lynn Bielski (Debtor)

Adjourned to 3/15/21

20-03619 **Russell Arthur Malott and Gail Ann Malott**
21 **Confirmation Hearing Re: Chapter 13 Plan**

Brett N. Rodgers (Trustee)
Jeffrey C. Alandt, Atty for Gail Ann Malott (Debtor)
Jeffrey C. Alandt, Atty for Russell Arthur Malott (Debtor)

CONFIRMED

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20-03353	Marc Lloyd Tomcal	
# 22	Confirmation Hearing Re: Chapter 13 Plan - Adj.	CONFIRMED
	Brett N. Rodgers (Trustee) Vincent Edward Carlson, Atty for Marc Lloyd Tomcal (Debtor)	
20-03474	William Nelson and Francis Manning-Nelson	
# 23	Confirmation Hearing Re: Chapter 13 Plan - Adj.	CONFIRMED
	Brett N. Rodgers (Trustee) David W. Garrett, Atty for Francis Manning-Nelson (Debtor) David W. Garrett, Atty for William Nelson (Debtor)	
20-03490	Rollin Selders and Lisa Selders	
# 24	Confirmation Hearing Re: Chapter 13 Plan - Adj.	CONFIRMED
	Brett N. Rodgers (Trustee) David W. Garrett, Atty for Lisa Selders (Debtor) David W. Garrett, Atty for Rollin Selders (Debtor)	

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09:00 AM

- 19-00362 **Joseph Lee Kirt and Hollie Ann Kirt**
25 **Final Hearing**
 Credit Acceptance Corporation
 vs. Debtors (DN 71)

 Brett N. Rodgers (Trustee)
 Patrick A. Dougherty, Atty for Hollie Ann Kirt (Debtor)
 Patrick A. Dougherty, Atty for Joseph Lee Kirt (Debtor)
- 20-01071 **Timothy Keson**
26 **Motion for Relief From Stay Filed by West Shore**
 Bank (DN 39)

 Brett N. Rodgers (Trustee)
 Patrick A. Dougherty, Atty for Timothy Keson (Debtor)

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10:00 AM

- 20-00513 **Donald R Fellows, III**
1 **Trustee's Motion for Sale of Debtor's Business
Interests Free and Clear of Liens Pursuant to 11
U.S.C. Section 363(f) (DN 86)**
James R. Oppenhuizen, Atty for Donald R Fellows III (Debtor)
Steven L. Rayman, Atty for Thomas A. Bruinsma (Trustee)
Thomas A. Bruinsma (Trustee)
- 20-01458 **Patrick McKeown, Jr. and Amy McKeown**
2 **Trustee's Motion to Compel Production of Documents
(DN 29)**
Laura J. Genovich (Trustee)
Michael J. Corcoran, Atty for Amy McKeown (Debtor)
Michael J. Corcoran, Atty for Patrick McKeown Jr. (Debtor)
- 20-02502 **Mary Christine Hatfield**
3 **Debtor's Letter/Motion to Review Attorney Fees
Under Section 329 (DN 21) - Adj.**
Jeffrey C. Alandt, Atty for Mary Christine Hatfield (Debtor)
Kelly M. Hagan (Trustee)

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10:00 AM

20-02502

Mary Christine Hatfield

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**Debtor's Motion for (1) Relief from Discharge as to
PNC Bank and USDA Rural Development Only and (2)
Enlarge Time for Filing Reaffirmation Agreements
(DN 26)**

Jeffrey C. Alandt, Atty for Mary Christine Hatfield (Debtor)
Kelly M. Hagan (Trustee)

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11:00 AM

20-80059 **Independent Bank**
v.
MDN Development, LLC
Mark D. Noss
Mark D. Noss, O.D., L.L.C.
Smart Schools Management of Bay City, LLC
Smart Schools Management, Inc.
Smart Schools, Inc.
Steven Ingersoll

Lead Case: 19-00613-jwb Full Spectrum Management, LLC

1 **Pretrial Conference - Adj.**

Adjourned to 3/11/21 at 11:00 a.m.
remote hearing

David W. Centner, Atty for Independent Bank (Plaintiff)
Gerald B Zelenock Jr., Atty for MDN Development, LLC (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss (Defendant)
Sandra S. Hamilton, Atty for Independent Bank (Plaintiff)
Sandra S. Hamilton, Atty for Kelly M. Hagan (Plaintiff)
Smart Schools Management of Bay City, LLC (Defendant)
Smart Schools Management, Inc. (Defendant)
Smart Schools, Inc. (Defendant)
Steven Ingersoll (Defendant)
Wallace H. Tuttle, Atty for MDN Development, LLC (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss (Defendant)

20-80059 **Independent Bank**
v.
MDN Development, LLC
Mark D. Noss
Mark D. Noss, O.D., L.L.C.
Smart Schools Management of Bay City, LLC
Smart Schools Management, Inc.
Smart Schools, Inc.
Steven Ingersoll

Lead Case: 19-00613-jwb Full Spectrum Management, LLC

2 **Independent Bank's Motion to Dismiss Counter-Claim**
(DN 43)

Adjourned to 3/11/21 at 11:00 a.m.
remote hearing

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David W. Centner, Atty for Independent Bank (Plaintiff)
Gerald B Zelenock Jr., Atty for MDN Development, LLC (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss (Defendant)
Sandra S. Hamilton, Atty for Independent Bank (Plaintiff)
Sandra S. Hamilton, Atty for Kelly M. Hagan (Plaintiff)
Smart Schools Management of Bay City, LLC (Defendant)
Smart Schools Management, Inc. (Defendant)
Smart Schools, Inc. (Defendant)
Steven Ingersoll (Defendant)
Wallace H. Tuttle, Atty for MDN Development, LLC (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss (Defendant)

20-80059

Independent Bank
v.
MDN Development, LLC
Mark D. Noss
Mark D. Noss, O.D., L.L.C.
Smart Schools Management of Bay City, LLC
Smart Schools Management, Inc.
Smart Schools, Inc.
Steven Ingersoll

Lead Case: 19-00613-jwb Full Spectrum Management, LLC

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Plaintiff's Motion for Protective Order (DN 45)

Adjourned to 3/11/21 at 11:00 a.m.
remote hearing

David W. Centner, Atty for Independent Bank (Plaintiff)
Gerald B Zelenock Jr., Atty for MDN Development, LLC (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Gerald B Zelenock Jr., Atty for Mark D. Noss (Defendant)
Sandra S. Hamilton, Atty for Independent Bank (Plaintiff)
Sandra S. Hamilton, Atty for Kelly M. Hagan (Plaintiff)
Smart Schools Management of Bay City, LLC (Defendant)
Smart Schools Management, Inc. (Defendant)
Smart Schools, Inc. (Defendant)
Steven Ingersoll (Defendant)
Wallace H. Tuttle, Atty for MDN Development, LLC (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss, O.D., L.L.C. (Defendant)
Wallace H. Tuttle, Atty for Mark D. Noss (Defendant)

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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 Status Conference**
Re: Possible Referral of Adversary to ADR
- 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 Status Conference**
Re: Possible Referral of Adversary to ADR
- James R. Oppenhuizen, Atty for Donald R. Fellows, III (Defendant)
Shanna Marie Kaminski, Atty for AKF, Inc. (Plaintiff)
-
- 20-80129 **1150 - 7th Street, LLC**
v.
Donald R. Fellows, III
Lead Case: 20-00513-jwb Donald R Fellows, III
- # 3 Status Conference**
Re: Possible Referral of Adversary to ADR
- Harold E. Nelson, Atty for 1150 - 7th Street, LLC (Plaintiff)
James R. Oppenhuizen, Atty for Donald R. Fellows, III (Defendant)