

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

Thursday, September 23, 2021

COURT REPORTER: Digital
HEARING ROOM: Judge Boyd Courtroom (Courtroom B)

09:00 AM

16-04361	Leonard Lee Null and Bonnie Joy Null
#1	Chapter 13 Trustee's Motion to Dismiss
	Barbara P. Foley (Trustee) Martin L. Rogalski, Atty for Bonnie Joy Null (Debtor) Martin L. Rogalski, Atty for Leonard Lee Null (Debtor)
17-02632	Fredrick S Priebe and Christine A Priebe
#2	Chapter 13 Trustee's Motion to Dismiss
	Barbara P. Foley (Trustee) Robert A. Stariha, Atty for Christine A Priebe (Debtor) Robert A. Stariha, Atty for Fredrick S Priebe (Debtor)
17-05700	Leon C. Young
#3	Chapter 13 Trustee's Motion to Dismiss
	Barbara P. Foley (Trustee) Greg J. Ekdahl, Atty for Leon C. Young (Debtor) James M. Keller Jr., Atty for Leon C. Young (Debtor)

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19-00181	John Kevin DeForest
#4	Chapter 13 Trustee's Motion to Dismiss
	Barbara P. Foley (Trustee) George Joseph George, Atty for John Kevin DeForest (Debtor) Jeffrey D. Mapes, Atty for John Kevin DeForest (Debtor)
19-02060	Mindy Wynne Gardner
#5	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)
19-02120	Vincent Scott Geldersma and Amanda Rose Geldersma
#6	Chapter 13 Trustee's Motion to Dismiss
	Barbara P. Foley (Trustee) David C. Andersen, Atty for Amanda Rose Geldersma (Debtor) David C. Andersen, Atty for Vincent Scott Geldersma (Debtor) Jeremy Shephard, Atty for Amanda Rose Geldersma (Debtor) Jeremy Shephard, Atty for Vincent Scott Geldersma (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) |
| | |
| 19-02614 | Amanda Jane-Villareal Harris and Shelton Jermaine Harris |
| #8 | Chapter 13 Trustee's Motion to Dismiss |
| | Barbara P. Foley (Trustee)
Eliot A. Sasson, Atty for Amanda Jane-Villareal Harris (Debtor)
Eliot A. Sasson, Atty for Shelton Jermaine Harris (Debtor) |
| | |
| 19-02728 | Charlene R. Johnson |
| #9 | Chapter 13 Trustee's Motion to Dismiss |
| | Barbara P. Foley (Trustee)
Ryan French Beach, Atty for Charlene R. Johnson (Debtor) |

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|-----------------|---|
| 19-04175 | Stephen Frederick Hull, III |
| #10 | Chapter 13 Trustee's Motion to Dismiss |
| | Barbara P. Foley (Trustee)
Steven Mark Bylenga, Atty for Stephen Frederick Hull III (Debtor) |
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| 19-04782 | Chad J. Christensen and Billie Jo Christensen |
| #11 | Chapter 13 Trustee's Motion to Dismiss |
| | Barbara P. Foley (Trustee)
Travis Thomas Russell, Atty for Billie Jo Christensen (Debtor)
Travis Thomas Russell, Atty for Chad J. Christensen (Debtor) |
| | |
| 19-05029 | Robert Lee Satterfield and Valerie Joy Satterfield |
| #12 | Chapter 13 Trustee's Motion to Dismiss |
| | Barbara P. Foley (Trustee)
Travis Thomas Russell, Atty for Robert Lee Satterfield (Debtor)
Travis Thomas Russell, Atty for Valerie Joy Satterfield (Debtor) |

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20-00011 Brent Chorny and Vanessa Chorny

#13 Chapter 13 Trustee's Motion to Dismiss

Barbara P. Foley (Trustee)
David W. Garrett, Atty for Brent Chorny (Debtor)
David W. Garrett, Atty for Vanessa Chorny (Debtor)

20-00020 James E. McClain and Angela M. Hall-McClain

#14 Chapter 13 Trustee's Motion to Dismiss

Barbara P. Foley (Trustee)
Janet S. Thomas, Atty for Angela M. Hall-McClain (Debtor)
Janet S. Thomas, Atty for James E. McClain (Debtor)

17-02113 Cora Ann Jordan

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

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Cora Ann Jordan (Debtor)
Jeremy Shephard, Atty for Cora Ann Jordan (Debtor)

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17-02571 Melissa Michelle Monette

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

Barbara P. Foley (Trustee)
Eric Paul Mulka, Atty for Melissa Michelle Monette (Debtor)
James P. Frego II, Atty for Melissa Michelle Monette (Debtor)

17-05708 Seth Robert Nawrocki

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

Barbara P. Foley (Trustee)
Michael Patrick Hanrahan, Atty for Seth Robert Nawrocki (Debtor)
Steven Mark Bylenga, Atty for Seth Robert Nawrocki (Debtor)

18-00864 Laura Louise Reed

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

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Laura Louise Reed (Debtor)
Jeremy Shephard, Atty for Laura Louise Reed (Debtor)
Rebecca L. Johnson-Ellis, Atty for Laura Louise Reed (Debtor)

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18-01053	Robert L. Koetsier
#19	Chapter 13 Trustee's Motion to Dismiss - Adj.
	April A. Hulst, Atty for Robert L. Koetsier (Debtor) Barbara P. Foley (Trustee) Michael Patrick Hanrahan, Atty for Robert L. Koetsier (Debtor)
18-03175	Cheryl A. Knooihuisen
#20	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) James M 1Keller, Atty for Cheryl A. Knooihuisen (Debtor) James M. Keller Jr., Atty for Cheryl A. Knooihuisen (Debtor) Nicholas Scott Laue, Atty for Cheryl A. Knooihuisen (Debtor)
18-03175	Cheryl A. Knooihuisen
#21	Second Post Confirmation Amendment to Chapter 13 Plan (DN 40)
	Barbara P. Foley (Trustee) James M 1Keller, Atty for Cheryl A. Knooihuisen (Debtor) James M. Keller Jr., Atty for Cheryl A. Knooihuisen (Debtor) Nicholas Scott Laue, Atty for Cheryl A. Knooihuisen (Debtor)

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18-03570 Billy Joe Merrills and Amanda Jo Merrills

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

Barbara P. Foley (Trustee)
Janet S. Thomas, Atty for Amanda Jo Merrills (Debtor)
Janet S. Thomas, Atty for Billy Joe Merrills (Debtor)

18-03570 Billy Joe Merrills and Amanda Jo Merrills

#23 First Post-Confirmation Amendment to Chapter 13 Plan (DN 31)

Barbara P. Foley (Trustee)
Janet S. Thomas, Atty for Amanda Jo Merrills (Debtor)
Janet S. Thomas, Atty for Billy Joe Merrills (Debtor)

18-04192 Shari Lynn Beardsley

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

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Shari Lynn Beardsley (Debtor)
Jeremy Shephard, Atty for Shari Lynn Beardsley (Debtor)

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18-04336	Daniel J. Zawlocki and Tana M. Zawlocki
#25	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) Maureen B. Van Hoven, Atty for Daniel J. Zawlocki (Debtor) Maureen B. Van Hoven, Atty for Tana M. Zawlocki (Debtor)
18-04656	Jamie Ahlan Zichterman
#26	Chapter 13 Trustee's Motion to Dismiss - Adj.
	April A. Hulst, Atty for Jamie Ahlan Zichterman (Debtor) Barbara P. Foley (Trustee)
19-00886	Marcy Jo Klavins
#27	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) David C. Andersen, Atty for Marcy Jo Klavins (Debtor) Jeremy Shephard, Atty for Marcy Jo Klavins (Debtor)

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19-03210	Juan A. Torres and Christina C. Cortez
#28	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) Janet S. Thomas, Atty for Christina C. Cortez (Debtor) Janet S. Thomas, Atty for Juan A. Torres (Debtor)
19-04855	Trisha Lynn Walker
#29	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) Vincent Edward Carlson, Atty for Trisha Lynn Walker (Debtor)
20-00014	Birthe Banks
#30	Chapter 13 Trustee's Motion to Dismiss - Adj.
	Barbara P. Foley (Trustee) Ryan French Beach, Atty for Birthe Banks (Debtor)

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|-----------------|---|
| 20-00419 | Thomas John Hendricks, Jr. and Mindy Jean Hendricks |
| #31 | Chapter 13 Trustee's Motion to Dismiss - Adj. |
| | Barbara P. Foley (Trustee)
Vincent Edward Carlson, Atty for Mindy Jean Hendricks (Debtor)
Vincent Edward Carlson, Atty for Thomas John Hendricks Jr. (Debtor) |
| | |
| 20-00502 | Montgomery Knapp |
| #32 | Chapter 13 Trustee's Motion to Dismiss - Adj. |
| | Barbara P. Foley (Trustee)
Lynn Osborne, Atty for Montgomery Knapp (Debtor) |
| | |
| 21-01714 | Dawood Khalil Karain |
| #33 | Confirmation Hearing Re: Chapter 13 Plan |
| | Barbara P. Foley (Trustee)
Rebecca L. Johnson-Ellis, Atty for Dawood Khalil Karain (Debtor) |

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21-01793	Jason W. Swanzy and Kristine L. Swanzy
#34	Confirmation Hearing Re: Chapter 13 Plan
	Barbara P. Foley (Trustee) Ryan French Beach, Atty for Jason W. Swanzy (Debtor) Ryan French Beach, Atty for Kristine L. Swanzy (Debtor)
21-01822	Marisa Ariane Lopez
#35	Confirmation Hearing Re: Chapter 13 Plan
	Barbara P. Foley (Trustee) Eliot A. Sasson, Atty for Marisa Ariane Lopez (Debtor)
20-03704	Amy D Strait
#36	Confirmation Hearing Re: Chapter 13 Plan - Adj.
	Barbara P. Foley (Trustee) Roger G. Cotner, Atty for Amy D Strait (Debtor)

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20-03704	Amy D Strait
#37	Debtor's Motion to Authorize Borrowing (DN 47) - Adj.
	Barbara P. Foley (Trustee) Roger G. Cotner, Atty for Amy D Strait (Debtor)
21-00137	Gordon Tate Smith and Adam Wilson Smith
#38	Confirmation Hearing Re: Chapter 13 Plan - Adj.
	Barbara P. Foley (Trustee) Jeremy Shephard, Atty for Adam Wilson Smith (Debtor) Jeremy Shephard, Atty for Gordon Tate Smith (Debtor)
21-00162	Ann B. Ruiz
#39	Confirmation Hearing Re: Chapter 13 Plan - Adj.
	Barbara P. Foley (Trustee) Janet S. Thomas, Atty for Ann B. Ruiz (Debtor)

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09:00 AM

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|-----------------|--|
| 21-00771 | Chad Allen White and Christina Lynn White |
| #40 | 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) |
| | |
| 21-00919 | Thomas Lloyd Tribe and Teresa Kay Tribe |
| #41 | Confirmation Hearing Re: Chapter 13 Plan - Adj. |
| | Barbara P. Foley (Trustee)
Jeremy Shephard, Atty for Teresa Kay Tribe (Debtor)
Jeremy Shephard, Atty for Thomas Lloyd Tribe (Debtor) |
| | |
| 21-01100 | Timothy M. Evola and Christina L. Evola |
| #42 | Confirmation Hearing Re: Chapter 13 Plan - Adj. |
| | Barbara P. Foley (Trustee)
Nicholas A. Reyna, Atty for Christina L. Evola (Debtor)
Nicholas A. Reyna, Atty for Timothy M. Evola (Debtor) |

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09:00 AM

21-01543	Claudia Martinak
#43	Confirmation Hearing Re: Chapter 13 Plan - Adj.
	Barbara P. Foley (Trustee) Michael Patrick Hanrahan, Atty for Claudia Martinak (Debtor)
18-03953	Nicholas Ryan Morgan and Courtney Ann Morgan
#44	Third Post-Confirmation Plan Amendment (DN 78)
	Barbara P. Foley (Trustee) Roger G. Cotner, Atty for Courtney Ann Morgan (Debtor) Roger G. Cotner, Atty for Nicholas Ryan Morgan (Debtor)
16-05821	Zachary Thomas Stevenson
#45	Debtor's Motion for Authority to Sell Real Property (DN 93)
	Brett N. Rodgers (Trustee) Jeffrey C. Alandt, Atty for Zachary Thomas Stevenson (Debtor)

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09:00 AM

17-05656 Cory Antwan Fox and Latasha Rose Fox

#46 Court's Notice
Re: Motion to Approve Partial Claim/Subordinate Mortgage (DN 41)

Barbara P. Foley (Trustee)
David C. Andersen, Atty for Cory Antwan Fox (Debtor)
David C. Andersen, Atty for Latasha Rose Fox (Debtor)
Rebecca L. Johnson-Ellis, Atty for Cory Antwan Fox (Debtor)
Rebecca L. Johnson-Ellis, Atty for Latasha Rose Fox (Debtor)

19-02607 Carl E. Merchant, Jr.

#47 Petition for Interim Allowance of Fees for Attorney for the Debtor Filed by Keller & Almassian PLC (DN 39)

Barbara P. Foley (Trustee)
Greg J. Ekdahl, Atty for Carl E. Merchant Jr. (Debtor)
James M. Keller Jr., Atty for Carl E. Merchant Jr. (Debtor)

18-01739 Chelsie Heath

#48 Final Hearing
Community West Credit Union
vs. Debtor (DN 44)

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)

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10:00 AM

21-80057

Joan Van Alstine
Roland Van Alstine
v.
Rick E. Schneider

Lead Case: 21-00624-jwb Rick E. Schneider

#1

**Defendant's Motion to Dismiss Plaintiffs' Complaint for Failure
to State a Claim Upon Which Relief Can be Granted (DN 5)**

Charles A. Lawler, Atty for Joan Van Alstine (Plaintiff)
Charles A. Lawler, Atty for Roland Van Alstine (Plaintiff)
Peter A. Jackson, Atty for Joan Van Alstine (Plaintiff)
Peter A. Jackson, Atty for Roland Van Alstine (Plaintiff)
Sarah A. Williams, Atty for Rick E. Schneider (Defendant)

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10:00 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

#2

Second Pretrial Conference - Adj.

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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10:00 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

#3

Plaintiff's Motion for Order Compelling Compliance with Non-Party Subpoena and for Discovery Sanctions (DN 78) - Adj.

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 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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01:00 PM

- | | |
|-----------------|---|
| 20-80135 | Thomas A. Bruinsma
v.
Jack Wybenga
Lead Case: 18-04650-jwb Ahlan Industries, Inc., et al.,
#4 Second Pretrial Conference - Adj.

Douglas A. Donnell, Atty for Thomas A. Bruinsma (Plaintiff)
Ryan French Beach, Atty for Jack Wybenga (Defendant) |
| 20-80147 | Jeff A Moyer
v.
Judith Wood
Lead Case: 18-04808-jwb Wedgewood Properties, LLC
#5 Second Pretrial Conference

Andrew J. Gerdes, Atty for Jeff A Moyer (Plaintiff)
Nicholas Scott Laue, Atty for Judith Wood (Defendant) |
| 20-80149 | Jeff A Moyer
v.
Jean Krol
Lead Case: 18-04808-jwb Wedgewood Properties, LLC
#6 Pretrial Conference - Adj.

Andrew J. Gerdes, Atty for Jeff A Moyer (Plaintiff)
Teresa M. Hendricks, Atty for Jean Krol (Defendant) |

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COURT REPORTER: Digital
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02:00 PM

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

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