

THE HONORABLE JAMES W. BOYD, PRESIDING
CALENDAR

COURT REPORTER: Gail Beach
HEARING ROOM: Remote Hearing

Wednesday, July 26, 2023

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

Bench Opinion
Re: Motion to Dismiss Complaint Filed by Steven Ingersoll (DN 220) - 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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Smart Schools Management of Bay City, LLC

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Smart Schools, Inc.

Steven Ingersoll

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

#2

Bench Opinion

**Re: Noss Defendants' Motion for Partial Summary Judgment
(DN 234) - 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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Smart Schools Management of Bay City, LLC
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Smart Schools, Inc.
Steven Ingersoll

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

#3

Bench Opinion
Re: Plaintiff's Motion for Partial Summary Judgment Against the
Noss Defendants on Counts I, II, III, XII, XIII and XIV (DN 201)

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)