

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

Thursday, January 26, 2023

COURT REPORTER: Gail Beach

HEARING ROOM: Traverse City

**09:00 AM**

<b>18-03512</b>	<b>Mark Lulfs</b>
<b>#1</b>	<b>Chapter 13 Trustee's Motion to Dismiss</b>
	Brett N. Rodgers (Trustee) Paul Ira Bare, Atty for Mark Lulfs (Debtor)
<b>22-01626</b>	<b>Halden Eric Seigneurie</b>
<b>#2</b>	<b>Chapter 13 Trustee's Motion to Dismiss</b>
	Brett N. Rodgers (Trustee) Patrick A. Dougherty, Atty for Halden Eric Seigneurie (Debtor)
<b>22-01626</b>	<b>Halden Eric Seigneurie</b>
<b>#3</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	Brett N. Rodgers (Trustee) Patrick A. Dougherty, Atty for Halden Eric Seigneurie (Debtor)

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| <b>22-01627</b> | <b>Dennis Joseph Battle</b>  |
| <b>#4</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>  |
|                 | <br>Brett N. Rodgers (Trustee)<br>Vincent Edward Carlson, Atty for Dennis Joseph Battle (Debtor) |
| <br>            |  |
| <b>22-01627</b> | <b>Dennis Joseph Battle</b>  |
| <b>#5</b>       | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>   |
|                 | <br>Brett N. Rodgers (Trustee)<br>Vincent Edward Carlson, Atty for Dennis Joseph Battle (Debtor) |
| <br>            |  |
| <b>22-01846</b> | <b>Jeremy David Klimas</b>   |
| <b>#6</b>       | <b>Chapter 13 Trustee's Motion to Dismiss</b>  |
|                 | <br>Brett N. Rodgers (Trustee)<br>Paul Ira Bare, Atty for Jeremy David Klimas (Debtor)           |

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<b>22-01846</b>	<b>Jeremy David Klimas</b>
<b>#7</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	Brett N. Rodgers (Trustee) Paul Ira Bare, Atty for Jeremy David Klimas (Debtor)
<b>22-01854</b>	<b>Amanda Kay Horn</b>
<b>#8</b>	<b>Chapter 13 Trustee's Motion to Dismiss</b>
	Brett N. Rodgers (Trustee) Carroll Clough, Atty for Amanda Kay Horn (Debtor)
<b>22-01854</b>	<b>Amanda Kay Horn</b>
<b>#9</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	Brett N. Rodgers (Trustee) Carroll Clough, Atty for Amanda Kay Horn (Debtor)

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| <b>22-02091</b> | <b>Thomas Jefferson Ramsey</b>  |
| <b>#10</b>      | <b>Chapter 13 Trustee's Motion to Dismiss</b>   |
|                 | Brett N. Rodgers (Trustee)<br>Paul Ira Bare, Atty for Thomas Jefferson Ramsey (Debtor)  |
|                 |   |
| <b>22-02109</b> | <b>David Strandberg and Dawn Strandberg</b>   |
| <b>#11</b>      | <b>Chapter 13 Trustee's Motion to Dismiss</b>   |
|                 | Brett N. Rodgers (Trustee)<br>David W. Garrett, Atty for David Strandberg (Debtor)<br>David W. Garrett, Atty for Dawn Strandberg (Debtor) |
|                 |   |
| <b>22-02109</b> | <b>David Strandberg and Dawn Strandberg</b>   |
| <b>#12</b>      | <b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>  |
|                 | Brett N. Rodgers (Trustee)<br>David W. Garrett, Atty for David Strandberg (Debtor)<br>David W. Garrett, Atty for Dawn Strandberg (Debtor) |

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**22-02126 Leah Fitch and Jeffrey Fitch, II**

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

Brett N. Rodgers (Trustee)  
Sean L. Campbell, Atty for Jeffrey Fitch II (Debtor)  
Sean L. Campbell, Atty for Leah Fitch (Debtor)

**22-02126 Leah Fitch and Jeffrey Fitch, II**

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

Brett N. Rodgers (Trustee)  
Sean L. Campbell, Atty for Jeffrey Fitch II (Debtor)  
Sean L. Campbell, Atty for Leah Fitch (Debtor)

**22-02155 William Edmund Shier**

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

Brett N. Rodgers (Trustee)  
Paul Ira Bare, Atty for William Edmund Shier (Debtor)

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**20-01694 James Michael Makowski**

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

Brett N. Rodgers (Trustee)  
Patrick A. Dougherty, Atty for James Michael Makowski Jr. (Debtor)

**20-01694 James Michael Makowski**

**#17 Debtor's First Amendment to Chapter 13 Plan (DN 40)**

Brett N. Rodgers (Trustee)  
Patrick A. Dougherty, Atty for James Michael Makowski Jr. (Debtor)

**21-02284 Clara Theresa LaVanture**

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

Brett N. Rodgers (Trustee)  
Carroll Clough, Atty for Clara Theresa LaVanture (Debtor)  
Paul Ira Bare, Atty for Clara Theresa LaVanture (Debtor)

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**22-01478          Scott Richard Lindstrom**

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

Brett N. Rodgers (Trustee)  
Elle Soros, Atty for Scott Richard Lindstrom (Debtor)

**22-01478          Scott Richard Lindstrom**

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

Brett N. Rodgers (Trustee)  
Elle Soros, Atty for Scott Richard Lindstrom (Debtor)

**21-02530          Justin Clem**

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

Brett N. Rodgers (Trustee)  
James P. Frego II, Atty for Justin Clem (Debtor)

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<b>22-01750</b>	<b>Joseph Kutchinski and Melissa Kutchinski</b>
<b>#22</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	 Brett N. Rodgers (Trustee) David W. Garrett, Atty for Joseph Kutchinski (Debtor) David W. Garrett, Atty for Melissa Kutchinski (Debtor)
<b>22-01906</b>	<b>Jeremy Tatonetti and Colleen Tatonetti</b>
<b>#23</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	 Aaron J. Kenyon, Atty for Colleen Tatonetti (Debtor) Aaron J. Kenyon, Atty for Jeremy Tatonetti (Debtor) Brett N. Rodgers (Trustee)
<b>22-01926</b>	<b>Franklin DR Steinhoff, Jr. and Laura Marie Steinhoff</b>
<b>#24</b>	<b>Confirmation Hearing Re: Chapter 13 Plan - Adj.</b>
	 Brett N. Rodgers (Trustee) Vincent Edward Carlson, Atty for Franklin DR Steinhoff Jr. (Debtor) Vincent Edward Carlson, Atty for Laura Marie Steinhoff (Debtor)



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**22-02000      Shannon M Laffleur**

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

Brett N. Rodgers (Trustee)  
Morris B. Lefkowitz, Atty for Shannon M Laffleur (Debtor)

**22-02286      Justin Cunningham**

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

Brett N. Rodgers (Trustee)  
David W. Garrett, Atty for Justin Cunningham (Debtor)

**22-02343      Lawrence Cyrus Truax**

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

Aaron J. Kenyon, Atty for Lawrence Cyrus Truax (Debtor)  
Brett N. Rodgers (Trustee)

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21-01284      **Jennifer Lee Snyder**  
  
#28      **Final Hearing**  
         **Portfolio Servicing, Inc.**  
         **vs. Debtor (DN 47) - Adj.**

Brett N. Rodgers (Trustee)  
Jeffrey C. Alandt, Atty for Jennifer Lee Snyder (Debtor)

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**17-01791      Jeffery Joseph Brooks**

**#1      Debtor's Motion to Reopen Bankruptcy Case and Motion to  
Enlarge Deadline to File Reaffirmation Agreement (DN 28) - Adj.**

Dean E. Sheldon III, Atty for Jeffery Joseph Brooks (Debtor)  
Jeffrey C. Alandt, Atty for Jeffery Joseph Brooks (Debtor)  
Kelly M. Hagan (Trustee)

**18-01018      Kathleen Jean Wickstrom**

**#2      Northpointe Bank's Motion for Relief From Automatic Stay (DN  
42) - Adj.**

Benjamin M. White, Atty for Laura J. Genovich (Trustee)  
John Robert VanderVeen, Atty for Kathleen Jean Wickstrom (Debtor)  
Laura J. Genovich (Trustee)

**22-01968      William Sim Spencer**

**#3      Debtor's Objection to Claims of Rene'Marie Sturdavent and  
Rebecca Ellis (DN 33)**

Kelly M. Hagan (Trustee)  
William Sim Spencer (Debtor)

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**22-01968          William Sim Spencer**  
  
**#4          Debtor's Request for Judicial Notice of Adjudicative Facts (DN 34)**

Kelly M. Hagan (Trustee)  
William Sim Spencer (Debtor)

**22-01968          William Sim Spencer**  
  
**#5          Debtor's Motion for Declaratory Judgment (DN 37)**

Kelly M. Hagan (Trustee)  
William Sim Spencer (Debtor)

**22-01968          William Sim Spencer**  
  
**#6          Debtor's Motion for Status Conference (DN 38)**

Kelly M. Hagan (Trustee)  
William Sim Spencer (Debtor)

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22-01968	William Sim Spencer
#7	Request for an Evidentiary Hearing Concerning the Bankruptcy Estate's Financial Condition Filed by Debtor William Sim Spencer (DN 46)
	Kelly M. Hagan (Trustee) William Sim Spencer (Debtor)
22-01968	William Sim Spencer
#8	Debtor's Motion For Order of Contempt Against Rene' Marie Sturdavent and Rebecca Ellis (DN 47)
	Kelly M. Hagan (Trustee) William Sim Spencer (Debtor)

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**11:00 AM**

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|-----------------|--|
| <b>22-80024</b> | <b>Lori Jo Lindberg</b><br><b>v.</b><br><b>Beverly Dawn Polmann</b><br>Lead Case: 20-01732-jwb Beverly Dawn Polmann  |
| <b>#1</b>       | <b>Pretrial Conference - Adj.</b><br><br>Jeffrey C. Alandt, Atty for Beverly Dawn Polmann (Defendant)<br>Lori Jo Lindberg (Plaintiff)  |
| <br>            |  |
| <b>22-80024</b> | <b>Lori Jo Lindberg</b><br><b>v.</b><br><b>Beverly Dawn Polmann</b><br>Lead Case: 20-01732-jwb Beverly Dawn Polmann  |
| <b>#2</b>       | <b>Defendant's Motion to Dismiss Adversary Proceeding (DN 23) - Adj.</b><br><br>Jeffrey C. Alandt, Atty for Beverly Dawn Polmann (Defendant)<br>Lori Jo Lindberg (Plaintiff) |
| <br>            |  |
| <b>22-80025</b> | <b>Lori Jo Lindberg</b><br><b>v.</b><br><b>Erik Marc Polmann</b><br>Lead Case: 21-02268-jwb Erik Marc Polmann  |
| <b>#3</b>       | <b>Pretrial Conference - Adj.</b><br><br>Jeffrey C. Alandt, Atty for Erik Marc Polmann (Defendant)<br>Lori Jo Lindberg (Plaintiff)   |

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**22-80025**      **Lori Jo Lindberg**  
v.  
**Erik Marc Polmann**  
Lead Case: 21-02268-jwb Erik Marc Polmann  
**#4**      **Defendant's Motion to Dismiss Adversary Proceeding (DN 25) -**  
**Adj.**

Jeffrey C. Alandt, Atty for Erik Marc Polmann (Defendant)  
Lori Jo Lindberg (Plaintiff)

**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  
**#5**      **Third Pretrial Conference - Adj.**

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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)



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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

**#6**

**Status Conference**

**Re: Plaintiff's Motion to Compel Against Defendant Steven  
Ingersoll (DN 136) - 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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**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

**#7**

**Status Conference**

**Re: Plaintiff's Motion to Compel Against The Noss Defendants  
(DN 150) - 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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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

#8

**Noss Defendants' Motion for Entry of an Order Compelling Full  
and Complete Answers to The Noss Defendants' and Defendant  
Ingersoll's Discovery Responses (DN 171) - 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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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

**#9**

**Plaintiff's Second Motion to Compel Against the Noss  
Defendants (DN 190) - 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)