

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

Thursday, October 29, 2020

COURT REPORTER: Gail Beach  
HEARING ROOM: Traverse City

**Motion Day will be held by Zoom. Please check the court's website  
at <https://www.miwb.uscourts.gov/covid-19-notices> for more  
information.**

**09:00 AM**

19-05139      **Daniel Lee Schneider**  
# 1      **Chapter 13 Trustee's Motion to Dismiss**  
  
Brett N. Rodgers (Trustee)  
Jeffrey C. Alandt, Atty for Daniel Lee Schneider (Debtor)

**Adjourned to 11/24/2020**

19-05139      **Daniel Lee Schneider**  
# 2      **Final Hearing  
Independent Bank  
vs. Debtor (DN 31)**  
  
Brett N. Rodgers (Trustee)  
Jeffrey C. Alandt, Atty for Daniel Lee Schneider (Debtor)

17-05440      **Glenn Joseph Wolyniak**  
# 3      **Chapter 13 Trustee's Motion to Dismiss - Adj.**  
  
Brett N. Rodgers (Trustee)  
Patrick A. Dougherty, Atty for Glenn Joseph Wolyniak (Debtor)

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**09:00 AM**

19-01321      **Michael John Martin**  
# 4      **Chapter 13 Trustee's Motion to Dismiss - Adj.**  
Brett N. Rodgers (Trustee)  
Jeffrey C. Alandt, Atty for Michael John Martin (Debtor)

20-00237      **Carol Ann Clous**  
# 5      **Chapter 13 Trustee's Motion to Dismiss - Adj.**  
Brett N. Rodgers (Trustee)  
Timothy R. Trichler Sr., Atty for Carol Ann Clous (Debtor)

**WITHDRAWN**

20-00458      **Kenner McKie and Lannet McKie**  
# 6      **Chapter 13 Trustee's Motion to Dismiss - Adj.**  
Brett N. Rodgers (Trustee)  
David W. Garrett, Atty for Kenner McKie (Debtor)  
David W. Garrett, Atty for Lannet McKie (Debtor)

**WITHDRAWN**

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**09:00 AM**

20-02604      **Joseph J Tuncap and Lisa R Tuncap**  
# 7      **Confirmation Hearing Re: Chapter 13 Plan**  
  
Brett N. Rodgers (Trustee)  
Rory Dixon Mortimer, Atty for Joseph J Tuncap (Debtor)  
Rory Dixon Mortimer, Atty for Lisa R Tuncap (Debtor)

20-02753      **Kenneth Joseph Miron**  
# 8      **Confirmation Hearing Re: Chapter 13 Plan**

**Adjourned to 11/24/2020**

Brett N. Rodgers (Trustee)  
Carroll Clough, Atty for Kenneth Joseph Miron (Debtor)

20-02838      **Jennifer Ann Orenic**  
# 9      **Confirmation Hearing Re: Chapter 13 Plan**

Brett N. Rodgers (Trustee)  
Paul I. Bare, Atty for Jennifer Ann Orenic (Debtor)

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20-02849      **Paula Allen Cunningham**  
# 1 0      **Confirmation Hearing Re: Chapter 13 Plan**  
  
Brett N. Rodgers (Trustee)  
Paul I. Bare, Atty for Paula Allen Cunningham (Debtor)

**Adjourned to 11/24/2020**

20-00844      **Deborah Ann Provost**  
# 1 1      **Final Hearing**  
             **NewRez LLC d/b/a Shellpoint Mortgage Servicing**  
             **vs. Debtor (DN 35) - Adj.**  
  
Brett N. Rodgers (Trustee)  
Jeffrey C. Alandt, Atty for Deborah Ann Provost (Debtor)

**MOOT.**  
**Motion for Relief was withdrawn on**  
**10/28/2020.**

20-02197      **Symone Genice Terry**  
# 1 2      **Final Hearing**  
             **Orbit Leasing, Inc.**  
             **vs. Debtor (DN 22) - Adj.**  
  
Brett N. Rodgers (Trustee)  
Jeremy Shephard, Atty for Symone Genice Terry (Debtor)

**Adjourned to 11/24/2020**

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20-01205	<b>Cory A Enyeart and Kelsey Sue Enyeart</b>
# 1	<b>Show Cause Hearing Re: Filing Fee</b>
	Kelly M. Hagan (Trustee) Patrick S. Fragel, Atty for Cory A Enyeart (Debtor) Patrick S. Fragel, Atty for Kelsey Sue Enyeart (Debtor)
20-02957	<b>Jeffrey Thomas Hall</b>
# 2	<b>Final Hearing Lawrence Epple vs. Debtor (DN 14)</b>
	Jeffrey Thomas Hall (Debtor) Kelly M. Hagan (Trustee)
20-03239	<b>Maureen Olivia Eckstein</b>
# 3	<b>Debtor's Motion for Permanent Exemption from the Pre-Bankruptcy Credit Counseling Requirement of Section 109(h)(1) of the Bankruptcy Code (DN 4)</b>
	Laura J. Genovich (Trustee) Paul I. Bare, Atty for Maureen Olivia Eckstein (Debtor)

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**10:00 AM**

19-00644      **Janice Lynn Van Haitsma**  
# 4      **Hearing Re: Debtor in Contempt of Court**  
  
Dean E. Sheldon III, Atty for Janice Lynn Van Haitsma (Debtor)  
Kelly M. Hagan (Trustee)  
Kevin M. Smith, Atty for Kelly M. Hagan (Trustee)

19-02058      **Susanne Kay Vertigan**  
# 5      **Court's Notice**  
         **Re: Attorney Compensation for Attorney Dean E.**  
         **Sheldon, III**  
         **See Disclosure of Compensation of Attorney for**  
         **Debtor, Dkt. No. 1, Page 57**  
  
Dean E. Sheldon III, Atty for Susanne Kay Vertigan (Debtor)  
Kelly M. Hagan (Trustee)

20-02285      **Marc Allen Cole and Susan Marie Cole**  
# 6      **Trustee's Motion for Determination of Consequential**  
         **Value (DN 15)**  
  
Kelly M. Hagan (Trustee)  
Kevin M. Smith, Atty for Kelly M. Hagan (Trustee)  
Michael P. Corcoran, Atty for Marc Allen Cole (Debtor)  
Michael P. Corcoran, Atty for Susan Marie Cole (Debtor)

**Adjourned to 11/24/2020 at 10:00 a.m.**

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**10:00 AM**

20-02514

# 7

**Ricky Lee Dalzell**

**Final Hearing  
Fifth Third Bank, National Association as Successor  
by merger to Fifth Third Mortgage Company  
vs. Debtor (DN 11)**

Laura J. Genovich (Trustee)  
Vincent Edward Carlson, Atty for Ricky Lee Dalzell (Debtor)

**MOOT.  
Order Granting Relief From Automatic  
Stay signed on 10/28/2020.**

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**11:00 AM**

19-04155      **John Andrew Varner and Jill Susan Varner**  
# 1      **Disclosure Statement Hearing - Adj.**  
  
Michael P. Corcoran, Atty for Jill Susan Varner (Debtor)  
Michael P. Corcoran, Atty for John Andrew Varner (Debtor)

20-01025      **Baldwin Pattie Drug Store, LLC**  
# 2      **Confirmation Hearing**  
         **Re: Chapter 11 Plan - Adj.**  
  
Kelly M. Hagan (Trustee)  
Paul I. Bare, Atty for Baldwin Pattie Drug Store, LLC (Debtor)

20-80006      **Kelly M. Hagan**  
         **v.**  
         **Angela Mawson**  
         **Angela Mawson as Trustee of the Angela Mawson**  
         **Living Trust**  
         Lead Case: 18-05012-jwb Frederick James Mawson  
# 3      **Second Pretrial Conference - Adj.**

**Adjourned to 11/24/2020 at 11:00 am.  
for control**

Kevin M. Smith, Atty for Kelly M. Hagan (Plaintiff)  
Paul I. Bare, Atty for Angela Mawson as Trustee of the Angela Mawson Living Trust (Defendant)  
Paul I. Bare, Atty for Angela Mawson (Defendant)



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20-80065      **Michigan Department of Health and Human Services  
v.  
Helena Kay Evans**

Lead Case: 20-00462-jwb Helena Kay Evans

**# 4      Second Pretrial Conference**

Brian Kenneth McLaughlin, Atty for Michigan Department of Health and Human Services (Plaintiff)  
Paul I. Bare, Atty for Helena Kay Evans (Defendant)  
Travis M. Comstock, Atty for Michigan Department of Health and Human Services (Plaintiff)

20-80059      **Kelly M. Hagan  
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      Pretrial Conference - Adj.**

**Rescheduled to 11/24/2020 at 1:00 p.m.  
Court issued new notice.**

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)  
Kevin M. Smith, 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)