

Pre and Post Conf Galveston Hearing
Judge Jeffrey P. Norman, Galveston
William E. Heitkamp, Trustee
January 13, 2023 10:00 am

Reset Dates:
02/24/2023
03/24/2023
04/21/2023

Highlighted = H Claims

<u>Case #</u>	<u>Debtor(s)</u>	<u>Arrears</u>	<u>Notes</u>	<u>Attorney</u>	<u>Recommendation</u>
<u># of R/S</u>	<u>Plan Pmt</u>	<u>No of Mos</u>			<u>Case Disposition</u>
<u>Petition Dt</u>	<u>Pmt Method</u>	<u>Last Rcpt</u>			

10:00 am

22-80070	TROY DONAVAN	\$0.00	<u>UNIFORM MODIFICATION #66 FILED 12/9/2022</u>	BAKER, REESE W	Trustee
1 Reset	and CARRIE ANN	0.00 Mos			Recommends
4/14/22	TAYLOR	9/16/22	<u>TRUSTEE'S OBJECTION TO MOD FILED 12/22/2022, DOC #77</u>		Mod #66 be
9 of 60	\$1,505.00	\$657.69	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>		Denied.
	EFT		<u>DOC #63 FILED 10/21/2022</u>		Trustee
			Modification was filed to cure delinquency.		Recommends
			First Investors was granted a monthly adequate protection amount of \$374.06 per order #5 entered 4/15/22. Debtors have not satisfied First Investors' administrative claim and propose to pay Debtors' attorney fees ahead of the adequate protection due. The current cumulative A/P claim equals \$3,366.54, but only \$1,697.39 has been paid due to Debtors' payment delinquency.		Dismissal.
			Global Lending was granted a monthly adequate protection amount of \$237.66 per order #5 entered 4/15/22. Debtors have not satisfied Global Lending's administrative claim and propose to pay Debtors' attorney fees ahead of the adequate protection due. The current cumulative A/P claim equals \$2,138.94, but only \$1,078.48 has been paid due to Debtors' payment delinquency.		
			Motion to dismiss for non-payment. Debtors had been making payments via wage order, but no payments have posted since 9/16/22.		
			Per Order #70, Debtors were instructed to make their full plan payment of \$1,505.00 on or before 1/8/23. Debtors have not complied.		
			Mod payment is \$1,505.		
			Per the Mod, Debtors are current through December with next payment due 1/14/23.		
			If the Mod is not approved, Debtors will be delinquent \$5,726.91.		

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10:00 am					
22-80176	ANDRE NEMOUR	\$1,903.80	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #22 FILED</u>	GALLEVO, MICHAEL	Trustee recommends dismissal.
0 Resets	PORCHE and	0.49 Mos	<u>11/10/2022, AMENDED TRUSTEE'S MOTION TO DISMISS #24 FILED</u>		
9/30/22	ONDREAL	1/5/23	<u>11/15/2022.</u>		
4 of 60	STEWART	\$1,269.24	Debtor is delinquent .49 payments through 12/30/2022 totaling \$1,903.80. Court Order #45 entered 1/3/2023 states debtor must pay \$3,173.04 no later than 1/9/2023 with no grace period for payments to post. A partial payment posted by wage order for \$1,269.24 on 1/5/2023.		
	\$3,850.00				
	WO				
			Trustee alleges Debtors' income is understated on schedule I file at doc. #1.		
			IRS second amended claim #6 filed 12/28/2022 reflects Debtor 2 has not filed a tax return for the year 2020. Trustee has received an unsigned and undated copy of the 2020 tax return, which reflects a liability of \$1,769.00.		
			Plan #41 filed 12/31/2022 fails to provide for the IRS 2nd amended claim's Right to Setoff in the amount of \$93.00.		
			Plan fails to provide interest for secured creditor Cabot Cove Community Association. Debtor failed to provide proof to substantiate the amount to be paid to Cabot Cove through the plan. Creditor has not filed a claim and Trustee must disburse according to plan.		
			Trustee alleges Debtor's plan fails to provide a dividend to the general unsecured creditors equal to or greater than Debtor's non-exempt property. Amended schedule C, #39 filed 12/31/2022 reflects \$41,180.04 in non-exempt property, the plan summary proposes only \$1,677.99 for the general unsecured creditors.		
			Additionally, the plan summary best interest section fails to reflect any non-exempt property.		
19-80399	TIBURCIO ALANIZ	\$0.00	<u>UNIFORM MODIFICATION #47 FILED 10/17/2022</u>	GUZMAN, ELOISE A	Trustee Recommends Approval of Mod #47 - WITH M4 ORDER.
1 Reset	\$1,950.00	0.00 Mos	Modification was filed to cure delinquency and extend the plan term from 44 to 60 months.		
11/27/19	EFT	1/3/23			
38 of 60		\$1,950.00	Mod works at 100% to general unsecured creditors.		

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10:00 am					
22-80201	MARTY WAYNE and	\$70.00	<u>CONFIRMATION HEARING</u>	HAMMER, PAUL	Trustee
0 Resets	ANGELA MARIE	0.21 Mos	Plan #29 filed 1/4/2023 works, paying 18.65% to the general unsecured creditors.	JAMES	Recommends
10/31/22	TEAGUE	12/16/22			Confirmation of
3 of 60	\$335.00	\$300.00			Plan #29 filed
	EFT				1/4/2023
16-80329	Jennie Butler	\$6,893.96	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	KEELING, KENNETH	Trustee
3 Resets	McQuillon	2.46 Mos	<u>DOC #142 FILED 8/11/2022</u>	A	Recommends
10/3/16	\$2,799.22	1/3/23	Amended response filed 9/6/2022 at #146.		Dismissal.
75 of 84	EFT	\$1,000.00	Debtor pays via personal checks. Debtor paid extra in November. Partial payment posted in December and January. Last payment posted on 1/3/2023 for \$1,000.		
			January is month 75 from an 84-month plan.		
17-80146	KIA CHIANTI	\$5,440.40	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	KEELING, KENNETH	Trustee
1 Reset	HENLEY	2.48 Mos	<u>DOC #190 FILED 9/9/2022</u>	A	Recommends
5/5/17	\$2,195.20	12/12/22	Response filed 9/26/2022 at #191.		Dismissal.
68 of 84	EFT	\$1,000.00	Debtor pays via TFS. Debtor sent extra in November and a partial payment in December. Last payment posted on 12/12/2022 for \$1,000.		
			January is month 68 from an 84-month plan.		
20-80241	JOHN LUKAS	\$3,000.00	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	KEELING, KENNETH	Trustee
0 Resets	ADDISON and AMY	2.00 Mos	<u>DOC #61 FILED 11/22/2022</u>	A	Recommends
9/22/20	ELIZABETH	12/22/22	Response filed 12/7/2022 at #62.		Dismissal.
28 of 60	STARKE	\$750.00	Debtors pay via TFS. Partial payment was made in November. Regular payment posted in December. Last payment posted on 12/22/2022 for \$750.		
	\$1,500.00				
	No Pmt info				
22-80202	TERRY DELANE	\$5,436.00	<u>CONFIRMATION HEARING</u>	LEE LAW FIRM, PLLC	Trustee Does Not
0 Resets	SOWELLS	1.00 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #43</u>		Recommend
11/1/22	\$5,436.00	12/15/22	<u>FILED 12/20/2022</u>		Confirmation
2 of 60	WO	\$1,500.00	No Response to Trustee's Motion to Dismiss.		

Debtor has failed to file an amended wage deduction order or EFT/ACH

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authorization with the Court.

Plan #20 filed 11/15/2022 fails to properly provide for claim #9 of Wilmington Trust/Planet Home Lending (Arrears per POC: \$78,209.44; Plan: \$52,479.47. Ongoing per POC: \$2,646.58; Plan: \$3,210.78). Objection to Confirmation #41 filed 12/9/2022 by Wilmington Trust.

Plan fails to provide for treatment of secured claim #1 filed 11/16/2022 by Brazoria County in the amount of \$10,191.51.

Plan fails to provide for treatment of secured claim #2 filed 11/16/2022 by Brazoria County MUD #28 in the amount of \$2,839.46.

Plan fails to provide interest on the Conn's secured claim listed in paragraph # 11.

IRS claim #8 filed 12/16/2022 shows an unfiled tax return for the year 2021, reflecting a secured claim of \$92,811.65 and estimating a priority liability claim of \$405,075.84. Trustee received an unsigned copy of Debtor's 2021 tax return on 12/5/2022 (shows a refund of \$15,795.00). Plan fails to provide for treatment of the secured IRS claim and provides \$44,683.00 priority amount in paragraph #6.

Plan fails to provide for \$2,908.00 in attorney's fees per Fixed Fee Agreement filed 11/21/2022 at docket #29.

Pursuant to paragraph #2 of the Plan, the Plan Summary fails to match the amounts under the proposed plan.

Trustee alleges Schedules I and J are inaccurate and do not represent a good faith estimate of Debtor's projected income and expenses.

Debtor has failed to provide Trustee with proof of income per Schedule I.

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10:00 am					
22-80071	FELISA J. MILLER	\$3,398.20	<u>CONFIRMATION HEARING</u>	LUSKY, BENJAMIN	Trustee Does Not Recommend Confirmation
4 Resets	\$2,975.00	1.14 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #21</u>		
4/20/22	WO	12/27/22	<u>FILED 6/15/2022</u>		
9 of 60		\$1,487.50	Debtor's Response to Trustee's Motion to Dismiss filed 10/6/2022 at docket #43.		
			Debtor is delinquent 1.14 payments through December 2022 totaling \$3,398.20.		
			Plan #28 filed 7/13/2022 fails to fully provide for mortgage claim #8 filed 5/9/2022 by Wells Fargo (Arrears per POC: \$40,861.70; Plan: \$5,765.34). Additionally, Plan fails to provide for the first 3 mortgage installment payments. Objection to Confirmation #34 filed 8/4/2022 by Wells Fargo.		
			Debtor's Motion to Allow Trustee to Disburse Trial Period Payments filed 12/21/2022 at docket #54 is set for hearing on 1/13/2023 at 9:30 am.		
			IRS claim #19 filed 10/25/2022 shows an unfiled tax return for the year 2020 and estimates a priority liability claim of \$1,390.38. Trustee received an unsigned copy of Debtor's 2020 tax return on 10/14/2022 (shows a liability of \$1,348.00). Plan provides \$6,500.00 priority amount for the IRS in paragraph #6.		
22-80197	MICAH WAYLAND	\$4,556.90	<u>CONFIRMATION HEARING</u>	LUSKY, BENJAMIN	Trustee Does Not Recommend Confirmation
0 Resets	MCFARLANE	0.62 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #19</u>		
10/30/22	\$7,405.00	1/4/23	<u>FILED 12/20/2022</u>		
3 of 60	WO	\$1,708.85	No Response to Trustee's Motion to Dismiss.		
			Plan #2 filed 10/30/2022 works, paying 8.27% to the general unsecured creditors. However, pursuant to paragraph #2 of the Plan, the Plan Summary fails to match the amounts under the proposed plan.		
			Mortgage creditor (Select Portfolio Servicing) has not yet filed a claim in the case; bar date does not pass until 1/9/2023.		
22-80208	MATTHEW BRIAN	\$402.69	<u>CONFIRMATION HEARING</u>	LUSKY, BENJAMIN	Trustee Does Not Recommend Confirmation
0 Resets	SHANNON	0.55 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #21</u>		
11/10/22	\$735.00	12/20/22	<u>FILED 12/20/2022</u>		
2 of 60	WO	\$332.31	Debtor's Response to Trustee's Motion to Dismiss filed 12/20/2022 at docket #22.		

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10:00 am					
Debtor is delinquent 0.55 payment of \$402.69, with next payment due 1/10/2023.					
Plan #2 filed 11/10/2022 fails to fully provide for secured claim #2 filed 11/16/2022 by CarMax Auto Finance for a 2012 Ford Explorer (Claim: \$32,060.84; Plan: \$31,138.08).					
22-80198	NORMAN LEROY	\$2,300.00	<u>CONFIRMATION HEARING</u>	PAYNE, KYLE	Trustee
0 Resets	BENNETT	2.00 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #25</u>	KENNETH	Recommends
10/31/22	\$1,150.00	1/1/00	<u>FILED 12/20/2022</u>		Dismissal
3 of 60	EFT	\$0.00	No Response to Trustee's Motion to Dismiss.		
No payments have been made. Debtor is delinquent 2 payments through December 2022 totaling \$2,300.00.					
Plan #20 filed 12/14/2022 works, paying 5.72% to the general unsecured creditors. However, Trustee alleges Plan is not feasible pursuant to 1325(a)(6) as Schedules I and J reflect current monthly net income at a negative amount but plan payments are \$1,150.00.					
Debtor has failed to provide Trustee with proof of income per Schedule I.					
Debtor did not appear at the original 341 meeting on 12/12/2022. Meeting has been reset to 1/9/2023 at 12:00 pm.					
22-80210	STACIE LYNN	\$737.69	<u>CONFIRMATION HEARING</u>	PAYNE, KYLE	Trustee Does Not
0 Resets	MITCHELL	0.54 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #24</u>	KENNETH	Recommend
11/14/22	\$1,370.00	12/29/22	<u>FILED 12/20/2022</u>		Confirmation
2 of 60	WO	\$632.31	No Response to Trustee's Motion to Dismiss.		
Debtor is delinquent 0.54 payment of \$737.69, with next payment due 1/14/2023. The first full payment has not been made.					
Plan #18 filed 12/13/2022 fails to provide for treatment of secured claim #12 filed 12/28/2022 by Atlanta Postal Credit Union in the amount of \$6,671.52 for a 2020 BMW X2.					
Plan fails to provide for treatment of secured claim #13 filed 12/28/2022 by Atlanta					

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Postal Credit Union in the amount of \$10,608.91.

Plan fails to provide for treatment of secured claim #14 filed 12/28/2022 by Atlanta
Postal Credit Union in the amount of \$2,777.53.

Plan fails to provide a 100% return to general unsecured creditors as required by
liquidation test.

Paragraph #10 of the Plan is incomplete as Contract Interest Rate and Date Last
Payment is Due have not been provided on the Freedom Mortgage claim.

Objection to Confirmation #27 filed 12/29/2022 by Freedom Mortgage.

Debtor has failed to provide Trustee with proof of income from rental property --
\$2,205.00/mo. per Schedule I.

Debtor did not appear at the original 341 meeting on 12/12/2022. Meeting has
been reset to 1/9/2023 at 11:45 am.

18-80363	JEFFERY PAUL and	\$8,427.78	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	RASHID,	Trustee
0 Resets	SHARON KAY	1.96 Mos	<u>DOC #156 FILED 11/22/2022</u>	AZWAR-RADI M	Recommends
12/3/18	WOODRUFF	1/3/23	Response filed 11/29/2022 at #157.		Dismissal.
49 of 60	\$4,292.78	\$4,135.00			
	EFT		Debtors pay via ePay. Regular payment posted in December. Last payment posted on 1/3/2023 for \$4,135.		
19-80131	ANDREW	\$14,610.00	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	RASHID,	Trustee
0 Resets	THURMAN	4.81 Mos	<u>DOC #113 FILED 11/22/2022</u>	AZWAR-RADI M	Recommends
4/30/19	WALLACE	9/9/22	Response filed 11/29/2022 at #114.		Dismissal.
45 of 60	\$3,035.00	\$500.00			
	EFT		Last payment posted in September 2022 via TFS.		

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20-80090	CHARLES QUINN	\$6,000.00	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	RASHID,	Trustee
0 Resets	FORD	3.00 Mos	<u>DOC #42 FILED 11/22/2022</u>	AZWAR-RADI M	Recommends
3/11/20	\$2,000.00	9/22/22	Response filed 11/30/2022 at #43.		Dismissal.
34 of 60	WO	\$5,000.00	Last payment posted in September 2022 via ePay.		
22-80187	KERI LYNN	\$2,775.00	<u>CONFIRMATION HEARING</u>	RASHID,	Trustee Does Not
0 Resets	DABNEY	1.00 Mos	<u>TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS #21</u>	AZWAR-RADI M	Recommend
10/18/22	\$2,775.00	12/13/22	<u>FILED 12/20/2022</u>		Confirmation
3 of 60	WO	\$2,775.00	No Response to Trustee's Motion to Dismiss.		
			Debtor is delinquent 1 payment of \$2,775.00, with next payment due 1/17/2023.		
			Wage Order entered but no wage order deductions yet received.		
			Plan #26 filed 1/5/2023 works, paying 1.33% to the general unsecured creditors.		
22-80192	LANNETTE	\$0.00	<u>CONFIRMATION HEARING</u>	RASHID,	Trustee
0 Resets	KATHERINE RAY	0.00 Mos	Plan #2 filed 10/20/2022 works, paying 3.96% to the general unsecured creditors.	AZWAR-RADI M	Recommends
10/20/22	\$225.00	1/4/23			Confirmation of
3 of 36	WO	\$112.50			Plan #2 filed
					10/20/2022
20-80019	JAMES MONROE	\$0.00	<u>AMENDED UNIFORM MODIFICATION #85 FILED 12/15/2022</u>	TOROK, WILLIAM	Trustee
1 Reset	SENN, III and	0.00 Mos	Modification was filed to provide for Agreed Order #70 with Quicken Loans entered	DAVID	Recommends
1/15/20	STELLA MARIE	1/4/23	10/6/22. Mod proposes to add ongoing mortgage payments and post-petition		Approval of
36 of 60	SENN	\$1,018.00	mortgage payments to the plan.		Amended Mod
	\$1,247.92		Amended Mod works at 6% to general unsecured creditors with no adverse effect		#85.
	ACH		on any creditor requiring additional notice.		
22-80194	ANITA KAY SIMON	(\$0.50)	<u>CONFIRMATION HEARING</u>	VASQUEZ, REGINA	Trustee
0 Resets	\$210.00	0.00 Mos	Plan #22 filed 12/12/2022 works, paying 3.93% to the general unsecured creditors.		Recommends
10/25/22	EFT	12/19/22			Confirmation of
3 of 36		\$105.00			Plan #22 filed
					12/12/2022

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22-80206	MICHAEL ARTHUR	\$0.00	<u>CONFIRMATION HEARING</u>	VASQUEZ, REGINA	Trustee
0 Resets	DETTREY and	0.00 Mos	Plan #2 filed 11/2/2022 works, paying 8.32% to the general unsecured creditors.		Recommends
11/2/22	DIANE MARSHA	12/29/22			Confirmation of
2 of 60	SILVERSTEIN	\$1,020.00			Plan #2 filed
	\$1,020.00				11/2/2022
	EFT				