

Pre and Post Conf Galveston Hearing
Judge Jeffrey P. Norman, Galveston
William E. Heitkamp, Trustee
May 19, 2023 10:00 am

Reset Dates:
06/16/2023
07/07/2023
08/18/2023

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					
23-80042	JOHN THOMAS	(\$3,250.00)	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #21 FILED</u>	BAKER, REESE W	Trustee Does Not Recommend Confirmation
0 Resets	DUNCAN	-1.07 Mos	<u>4/21/2023</u>		
3/6/23	\$3,050.00	5/9/23	No Response to Trustee's Motion to Dismiss.		
2 of 60	EFT	\$3,050.00	Plan #16 filed 4/12/2023 proposes to pay a trustee fee lower than the "Posted Chapter 13 Trustee Fee" required by the Uniform Plan set forth in Local Rule 3015-1(a).		
			Plan fails to fully provide for claim #6 of Specialized Loan Servicing (Arrears per POC: \$17,290.62; Plan: \$13,579.00. Ongoing per POC: \$1,295.25; Plan: \$1,255.00). Additionally, Plan proposes to credit the entire escrowed mortgage payment towards principal and interest in paragraph #8.		
			Plan fails to provide for treatment of amended secured claim #1 filed 4/20/2023 by IRS in the amount of \$11,911.00.		
			Plan fails to provide for treatment of secured claims #4 and #5 filed 5/1/2023 by Amoco Federal Credit Union in the amounts of \$3,124.48 and \$11,183.29. Amoco Federal Credit Union filed Objection to Confirmation #25 on 5/12/2023.		
			Plan fails to provide interest on the Houston Community Management HOA secured claim of \$434.04.		
			Debtor has failed to provide Trustee with proof of income per Schedule I.		
			Debtor appeared at the Meeting of Creditors on 4/17/2023, but the meeting was not concluded and has been reset to 5/15/2023 at 11:30 am.		
18-80152	ELIZABETH	\$1,523.16	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	FUERST, JACK N	Trustee Recommends Dismissal.
0 Resets	GLYNESS HOLTEL	1.00 Mos	<u>DOC #73 FILED 3/27/2023</u>		
6/4/18	\$1,523.16	4/27/23	No response filed. May is month 59 from a 60 month plan. Debtor pays via ePay.		
59 of 60	EFT	\$1,249.94	Extra posted in April. Last payment posted on 4/27/2023 for \$1,249.94.		
			Delinquent 1 payment with final payment due June 4th.		

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10:00 am					
23-80031	VERONICA LYNN	\$212.30	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #29 FILED</u>	GALLEVO, MICHAEL	Trustee Does Not Recommend Confirmation
0 Resets	MAISEY	0.08 Mos	<u>4/21/2023</u>		
2/21/23	\$2,760.00	5/2/23	No Response to Trustee's Motion to Dismiss.		
3 of 48	WO	\$1,273.85	Plan #31 filed 5/9/2023 works at 100% to all creditors. Plan must remain 100% per Debtor's Official Form 122C requirement of \$53,913.00.		
			Objection to Confirmation #28 filed 3/30/2023 by Exeter Finance (2016 Acura ILX).		
23-80032	TINA KEISTER FOY	\$2,400.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #26 FILED</u>	GALLEVO, MICHAEL	Trustee Does Not Recommend Confirmation
0 Resets	\$1,950.00	1.23 Mos	<u>4/21/2023</u>		
2/23/23	WO	5/15/23	Debtors' Response to Trustee's Motion to Dismiss #31 filed 5/13/2023.		
3 of 60		\$1,000.00	Debtor is delinquent 1.2 payments through 4/25/2023 totaling \$2,400.00.		
			Plan #29 filed 5/10/2023 works, paying 10.39% to the general unsecured creditors.		
			Objection to Confirmation #28 filed 5/8/2023 by Specialized Loan Servicing.		
23-80038	DEIDRE ANNE	\$153.84	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #21 FILED</u>	GREENE, LIZA	Trustee Does Not Recommend Confirmation
0 Resets	EPPEPERSON	0.08 Mos	<u>4/21/2023</u>		
2/28/23	\$2,000.00	5/2/23	No Response to Trustee's Motion to Dismiss.		
3 of 60	WO	\$923.08	IRS claim #3 filed 3/23/2023 shows unfiled tax returns for the years 2021 and 2022, estimating a priority liability claim of \$28,594.00 and a secured claim amount of \$108,953.13. Trustee received unsigned copies of these returns on 5/11/2023 (2021 return shows refund of \$11,530.00; 2022 shows refund of \$15,655.00). Plan #13 filed 3/14/2023 fails to provide for treatment of the secured IRS claim and provides \$10,491.00 priority amount in paragraph #6.		
			Plan provides for treatment of Ohio Department of Taxation's claim #2 in the amount of \$3,733.49 as a priority claim in paragraph #6, but creditor has only filed a general unsecured claim.		
			Trustee alleges Plan is not feasible pursuant to 1325(a)(6).		

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10:00 am					
19-80150	AJA SIRRANH	\$2,450.78	<u>UNIFORM MODIFICATION #109 FILED 3/25/2023</u>	GUZMAN, ELOISE A	Trustee
0 Resets	CASTANO	0.79 Mos			Recommends
5/15/19	\$3,100.00	5/3/23	<u>AMENDED OBJECTION TO MOD FILED 5/5/2023, DOC #113</u>		Mod #109 be
48 of 60	WO	\$978.46	<u>TRUSTEE'S MOTION TO DISMISS FOR FEASIBILITY DOC #101 FILED</u>		Denied.
			<u>2/16/2023</u>		Trustee
			Modification was filed to provide for filed claims.		Recommends
			Debtor has failed to file an amended wage order or electronic payment mechanism consistent with the proposed modification in compliance with BLR 3015-1(c)(1).		Dismissal.
			Mod Plan Summary fails to reflect the correct amount of pre-modification distributions to secured creditors (Correct Amount: \$62,804.63; Plan: \$62,859.79).		
			Mod fails to provide for the correct Remaining Claim to Bayou Village HOA (Remaining Claim: \$402.96; Plan: \$351.66).		
			Mod Plan Summary fails to provide for the Current Posted Chapter 13 Trustee Fee Percentage.		
			Motion to dismiss for feasibility. Plan #62 no longer provides for all secured and priority claims in full due to Propel Financial Services, as Agent for Hunter Kelsey III, LLC's post-confirmation fees and expenses totaling \$3,471.80 established pursuant to Order #101.		
			Mod payment is \$3,100.		
			Per the Mod, Debtor is delinquent \$2,450.78 (0.79 months).		
			If the Mod is not approved, Debtor will be paid ahead by \$1,525.19.		
19-80392	SHMEKA KERNEY	\$2,667.29	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	GUZMAN, ELOISE A	Trustee
1 Reset	\$2,831.66	0.94 Mos	<u>DOC #120 FILED 12/29/2022</u>		Recommends
11/26/19	EFT WO	5/10/23	Response filed 2/16/2023 at #126.		Dismissal.
42 of 84		\$473.08	Case is on partial wage order. Employer is paying. Debtor made a direct payment of \$1,000 in April via ePay. Last payment posted on 5/10/2023 for \$473.08 from employer.		

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10:00 am					
Delinquent 0.9 payment with next payment due May 26th.					
20-80181	AMY and SIMON	\$1,740.00	<u>AMENDED UNIFORM MODIFICATION #95 FILED 5/9/2023</u>	GUZMAN, ELOISE A	Trustee
1 Reset	GONZALES	0.99 Mos	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>		Recommends
7/3/20	\$1,750.00	5/8/23	<u>DOC #80 FILED 2/24/2023</u>		Amended Mod
34 of 60	EFT	\$1,175.00	Modification was filed to cure delinquency, add post-petition mortgage payments, reduce the plan term from 84 to 60 months, and surrender the 2014 Ford Expedition to Wells Fargo Bank.		#95 be Denied.
			Amended Mod works at 1% to general unsecured creditors with no adverse effect on any creditor requiring additional notice but cannot be recommended until payments are brought current.		Trustee
			Motion to dismiss for non-payment. Debtors have been making partial payments via ePay. Last payment posted on 5/8/23 for \$1,175.		Recommends
			Mod payment is \$1,750.		Dismissal.
			Per the Mod, Debtors are delinquent \$1,740 (0.99 months).		
			If the Mod is not approved, Debtors will be delinquent \$6,619.		
23-80037	MOHAMED	(\$196.16)	<u>CONFIRMATION HEARING</u>	GUZMAN, ELOISE A	Trustee
0 Resets	SHEHATA	-0.49 Mos	Plan #28 filed 4/18/2023 works paying 16% to the general unsecured creditors.		recommends
2/28/23	\$400.00	5/11/23			confirmation of
3 of 60	WO	\$161.54			plan #28 filed
					4/18/2023.
23-80044	GARRETT WADE	\$266.17	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #36 FILED</u>	GUZMAN, ELOISE A	Trustee does not
0 Resets	and ASHLEY	0.08 Mos	<u>4/19/2023</u>		recommend
3/7/23	NICOLE DUNHAM	5/12/23	Plan #31 filed 4/17/2023 is proposing to pay Newrez LLC's claim directly per paragraph 10 despite creditor's proof of claim showing arrears of \$2,846.29, which includes \$965.16 in principal and interest payments. Newrez LLC filed Objection to Confirmation #40 on 4/24/2023.		confirmation.
2 of 60	\$3,340.00	\$775.38			
	WO ACH				
			Debtor failed to provide proof to substantiate the amount to be paid to ACU of TX through the plan. Creditor has not filed a claim and Trustee must disburse		

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10:00 am					
according to the plan.					
Plan fails to provide a 100% distribution to the general unsecured creditors per the OF122-C.					
23-80047	SHAWN PATRICK	\$1,323.07	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #31 FILED 4/21/2023</u>	HIGGINBOTHAM, CRAIG ALEXANDER	Trustee Does Not Recommend Confirmation
0 Resets	and JOHNATHAN	0.62 Mos	Debtors' Response to Trustee's Motion to Dismiss filed 4/24/2023 at docket #32.		
3/14/23	DEMERRICK	5/12/23			
2 of 36	BROWN	\$496.15	Plan #34 filed 5/2/2023 fails to provide for treatment of secured claim #18 filed 5/11/2023 by Brazoria County in the amount of \$951.74. Objection to Confirmation #40 filed 5/12/2023 by Brazoria County.		
	\$2,150.00				
	WO		Debtors have failed to provide sufficient proof to substantiate the amount to be paid to Associated CU of Texas (2020 Hyundai Elantra) through the Plan. Creditor has not filed a claim and Trustee must disburse according to plan. Bar date is 5/23/2023.		
18-80205	JOSEPH VINCENT	\$6,672.50	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	KEELING, KENNETH	Trustee Recommends Dismissal.
2 Resets	and TAMEKA	2.00 Mos	<u>DOC #91 FILED 12/29/2022</u>	A	
7/27/18	DENAYE FELDER	3/28/23	Response filed 1/11/2023 at #92.		
58 of 60	\$3,336.25	\$2,941.52	May is month 58 from a 60-month plan. Debtors pay via TFS. Partial payment posted in March. Last payment posted on 3/28/2023 for \$2,941.52.		
	EFT				
19-80310	FLORA D LOFTON	\$2,467.60	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	KEELING, KENNETH	Trustee Recommends Dismissal.
0 Resets	\$1,718.90	1.44 Mos	<u>DOC #75 FILED 3/27/2023</u>	A	
9/25/19	EFT	5/12/23	Response filed 4/18/2023 at #76.		
44 of 84		\$1,616.99	Debtor pays via TFS. Regular payment plus \$281.10 extra posted in April. Last payment posted on 5/12/2023 for \$1,616.99.		
22-80030	GILBERTO	(\$2,150.00)	<u>AMENDED UNIFORM MODIFICATION #60 FILED 5/11/2023</u>	KEELING, KENNETH	Trustee Recommends Approval of Amended Mod #60.
0 Resets	DUENES, SR. and	-1.00 Mos	Modification was filed to cure delinquency and add post-petition mortgage payments.	A	
2/23/22	LEONOR ORTIZ	5/9/23			
15 of 60	DUENES	\$100.00	Amended Mod works at 15% to general unsecured creditors with no adverse effect on any creditor requiring additional notice.		
	\$2,150.00				
	EFT				

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10:00 am					
23-80040	JUSTIN FARDAD	\$1,750.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #23 FILED</u>	KIM, MIN GYU	Trustee does not recommend confirmation.
0 Resets	KHAKI	0.54 Mos	<u>4/19/2023</u>		
3/3/23	\$3,250.00	5/3/23	Debtors' Response #29 filed 5/13/2023.		
2 of 60	WO	\$1,500.00	IRS claim #10 filed 4/14/2023 reflects Debtor has not filed a tax return for the years 2020, 2021 and 2022. Trustee has received signed copies of the tax returns on 5/2/2023, which indicate a net liability. However, Debtor's plan does not provide any treatment for the IRS. Debtor's Objection to Claim #10 filed by the Internal Revenue Service. Hearing scheduled for 6/16/2023 at 9:30AM.		
			Plan #15 filed 3/22/2023 fails to provide any treatment for Clear Creek ISD of \$3,155.84 and Galveston County MUD of \$1,549.60. Clear Creek ISD and Galveston County filed Objection to Confirmation #27 filed 5/12/2023.		
			Based on JD Power value (\$13,702.00) as required by Order #8, the Plan does not provide sufficient adequate protection to Integrity Texas Funding.		
			Debtor failed to provide proof to substantiate the amount to be paid to Westover Park Homeowner's Association through the plan. Creditor has not filed a claim and Trustee must disburse according to the plan.		
			Plan proposes to pay a trustee fee lower than the "Posted Chapter 13 Trustee Fee" required by the Uniform Plan set forth in Local Rule 3015-1(a).		
			Plan fails to provide a 100% distribution to the general unsecured creditors per the OF122-C.		
22-80071	FELISA J. MILLER	(\$215.00)	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #21 FILED</u>	LUSKY, BENJAMIN	Trustee Does Not Recommend Confirmation
6 Resets	\$2,760.00	-0.08 Mos	<u>6/15/2022</u>		
4/20/22	WO	5/9/23	Debtor's Response to Trustee's Motion to Dismiss filed 10/6/2022 at docket #43.		
13 of 60		\$1,487.50	Plan #69 filed 4/10/2023 proposes to pay a trustee fee lower than the "Posted Chapter 13 Trustee Fee" required by the Uniform Plan set forth in Local Rule 3015-1(a).		
			Plan fails to fully provide for mortgage claim #8 filed 5/9/2022 by Wells Fargo		

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10:00 am					
<p>(Arrears per POC: \$40,861.70; Plan: \$0). Additionally, Plan fails to provide for the first 8 mortgage installment payments. Objection to Confirmation #34 filed 8/4/2022 by Wells Fargo.</p> <p>Debtor is in the process of doing a loan modification of her mortgage that if approved will eliminate the arrears. Order approving Debtor's Motion to Allow Trustee to Disburse Trial Period Payments was entered 1/13/2023 at docket #63. Trustee disbursed the trial payments for 1/2023, 2/2023 and 3/2023. Plan #69 includes as Exhibit B a copy of the Loan Modification Agreement with Wells Fargo that is not yet finalized.</p> <p>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 \$1,390.38 priority amount for the IRS in paragraph #6. IRS claim has not been amended to reflect the 2020 return has been filed.</p>					
23-80016	SARAH MICHELLE	\$385.00	<u>CONFIRMATION HEARING</u>	PAYNE, KYLE	Trustee
1 Reset	HARGRAVE	0.49 Mos	Plan #45 filed 5/12/2023 works paying 0.43% to the general unsecured creditors.	KENNETH	Recommends
2/1/23	\$790.00	5/5/23			Confirmation of
3 of 60	WO	\$395.00			plan #45 filed
					5/12/2023.
18-80351	JAMES L. and	\$3,962.16	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT</u>	POLANSKY,	Trustee
2 Resets	CLAUDETTE H.	1.99 Mos	<u>DOC #99 FILED 12/29/2022</u>	CHRISTINE A	Recommends
11/29/18	LINVILLE	5/9/23	No response filed. Case is on full wage order. Employer is paying. Debtors are		Dismissal.
54 of 60	\$1,988.95	\$458.99	not sending extra. Last payment posted on 5/9/2023 for \$458.99.		
	WO				
23-80005	ANDREW	(\$25.00)	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #29 FILED</u>	RASHID,	Trustee
1 Reset	THURMAN	-0.01 Mos	<u>3/21/2023.</u>	AZWAR-RADI M	recommends
1/12/23	WALLACE	5/11/23	Amended plan #31 filed 3/28/2023 works paying 2.93% to the general unsecured		confirmation of
4 of 60	\$2,225.00	\$2,225.00	creditors.		plan #31 filed
	WO				3/28/2023.

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23-80019 0 Resets 2/3/23 3 of 34	SHARON STARKS MITCHELL \$8,890.00 WO	\$3,182.60 0.36 Mos 5/12/23 \$1,603.85	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #28 FILED 3/21/2023.</u> IRS claim #32 filed 5/2/2023 reflects Debtor has not filed a tax return for the year 2022. Trustee has received a signed copy of the tax return on 3/17/2023, which reflects a refund. Debtor's plan does not provide any treatment for the IRS. Plan #53 filed 5/12/2023 fails to provide 100% to the general unsecured creditors per the OF122-C.	RASHID, AZWAR-RADI M	Trustee does not recommend confirmation.
23-80030 0 Resets 2/17/23 3 of 60	DEBBIE LYNN VENGLAR \$2,865.00 ACH	\$0.00 0.00 Mos 4/10/23 \$2,850.00	<u>CONFIRMATION HEARING</u> Amended plan #26 filed 5/1/2023 works paying 1.14% to the general unsecured creditors.	RASHID, AZWAR-RADI M	Trustee recommends confirmation of plan #26 filed 5/1/2023.
23-80039 0 Resets 3/1/23 2 of 34	KENNETH JAMES CRAWFORD \$1,430.00 WO	\$0.00 0.00 Mos 5/3/23 \$660.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #24 FILED 4/19/2023</u> Plan #26 filed 5/11/2023 works paying 100% to the general unsecured creditors. Trustee requests a C4 - 100% Confirmation Order.	RASHID, AZWAR-RADI M	Trustee recommends confirmation of plan #26 filed 5/11/2023 and requests a C4 100% Confirmation Order.
21-80128 0 Resets 7/26/21 22 of 60	BRENDA PENRICE WASHINGTON \$750.00 ACH	(\$375.00) -0.50 Mos 5/8/23 \$375.00	<u>AMENDED UNIFORM MODIFICATION #57 FILED 4/28/2023</u> Modification was filed to cure delinquency and provide for claims filed. Amended Mod works at 27% to general unsecured creditors with no adverse effect on any creditor requiring additional notice.	VENABLE, DAVID L	Trustee Recommends Approval of Amended Mod #57.