

Post-Confirmation Dismissal
Judge Alfredo R. Perez, Houston
Tiffany D. Castro, Trustee
December 5, 2024 1:00 pm

Reset Dates:
01/09/2025
02/06/2025
03/06/2025

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>			
1:00 pm					
22-33140	CARL ANTHONY	\$19,531.88	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #88 FILED 10/11/2024 FOR</u>	AGUINAGA, JESSE	Trustee Recommends Dismissal.
0 Resets	HARRIS and	3.83 Mos	<u>NON-PAYMENT</u>		
10/23/22	SANDRA DENISE	10/2/24	No response filed.		
25 of 60	COLEMAN-HARRIS	\$2,250.00	Debtors pay via ePay, but there have been several months in which only partial payments, or no payments have posted. Last payment posted on 10/2/24 for \$2,250.		
	\$5,097.88				
	EFT				
18-32499	ERIC and	\$1,390.04	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #117 FILED 5/15/2024 FOR</u>	BAKER, REESE W	Trustee Recommends Dismissal.
3 Resets	SHANNON LEE	4.12 Mos	<u>NON-PAYMENT</u>		
5/10/18	\$337.42	11/8/24	Response filed on 7/5/24 at #118.		
78 of 84	EFT	\$80.00	Debtors pay via ePay and TFS, but there have been several months in which only partial payments have posted. Last payment posted on 11/8/24 for \$80 via ePay.		
23-35121	ZULEYKA	\$95,524.00	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #64 FILED 10/8/2024 FOR</u>	BRYEANS, DONALD	Trustee Recommends Dismissal.
0 Resets	RODRIGUEZ	0.63 Mos	<u>FEASIBILITY AND NON-PAYMENT</u>		
12/29/23	\$151,500.00	6/12/24	No response filed.		
11 of 5	EFT	\$19,994.00	Plan #44 is deficient based on USSBA's unsecured claim #12-1 for \$535,035.25 filed on 6/13/2024 and no longer provides for 100%.		
			Debtor paid via e-pay but last payment posted 6/12/2024. Full base balance of \$95,524.00 is past due.		
22-33367	CARLOS and	\$1,950.20	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #108 FILED 9/12/2024</u>	FERGUSON, JAMES	Trustee Recommends Dismissal.
1 Reset	MARCELLE	0.98 Mos	Response filed on 11/6/24 at #114.	T	
11/11/22	SEGARRA	11/18/24	Debtors pay via ePay. No payment posted in July. Regular payment plus \$215.27 extra posted in November. Last payment posted on 11/18/24 for \$1,000.		
24 of 60	\$1,984.73	\$1,000.00	Delinquent \$1,950.20 with next payment due 12/11/24.		
	EFT				

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<u>Petition Dt</u>	<u>Pmt Method</u>	<u>Last Rcpt</u>			
1:00 pm					
19-34013	LATROY ANDRA	\$9,001.84	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #166 FILED 10/11/2024 FOR</u>	GUZMAN, ELOISE A	Trustee Recommends Dismissal.
0 Resets	BROADNAX and	3.92 Mos	<u>NON-PAYMENT</u>		
7/22/19	PAULA MARIE	10/15/24	No response filed.		
64 of 83	WHITFIELD	\$500.00	Debtors pay via ePay, but there have been several months in which only partial payments, or no payments have posted. Last payment posted on 10/15/24 for \$500.		
	\$2,296.95				
	EFT WO				
22-33445	AGUSTIN H.	\$2,559.24	<u>AMENDED UNIFORM MODIFICATION #91 FILED 11/22/2024</u>	GUZMAN, ELOISE A	Trustee Recommends Amended Mod #91 be Denied.
1 Reset	CAMPOS and	0.97 Mos	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #80 FILED 9/12/2024 FOR</u>		
11/18/22	MARGARITA	11/22/24	<u>NON-PAYMENT</u>		
24 of 60	JAQUEZ	\$627.69	Modification was filed to cure delinquency, add post-petition mortgage payments and provide for Notice of Mortgage Payment Change #87 filed by PHH Mortgage.		
	\$2,650.00		Amended Mod works at 2% to general unsecured creditors with no adverse effect on any creditor requiring additional notice but cannot be recommended until payments are brought current.		Trustee Recommends Dismissal.
	WO		Motion to dismiss for non-payment. Debtors pay via wage order, but there have been several months in which only partial payments have posted. Last payment posted on 11/22/24 for \$627.69.		
			Mod payment is \$2,650.		
			Per the Mod, Debtors are delinquent \$2,559.24 with next payment due 12/18/24.		
			If the Mod is not approved, Debtors will be delinquent \$8,825.48.		
23-33095	ERNEST	\$6,670.00	<u>AMENDED UNIFORM MODIFICATION #70 FILED 11/1/2024</u>	GUZMAN, ELOISE A	Trustee Recommends Amended Mod #70 be Denied.
2 Resets	CABALLERO	1.00 Mos	<u>AMENDED TRUSTEE'S OBJECTION TO MOD FILED 11/19/2024, DOC #79</u>		
8/14/23	\$6,670.00	10/2/24	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #57 FILED 8/9/2024 FOR</u>		
15 of 60	WO	\$3,000.00	<u>NON-PAYMENT</u>		Trustee Recommends Dismissal.
			Modification was filed to cure delinquency, provide for late claim filed by Internal Revenue Services and adjust the Reserves for HOA dues and Ad Valorem Taxes.		
			Mod does not pay 100% as proposed.		

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<u>Petition Dt</u>	<u>Pmt Method</u>	<u>Last Rcpt</u>			

1:00 pm

Mod does not comply with 11 U.S.C. Sec. 506(b) as it eliminates accrued interest on over-secured claims without adequate notice.

Mod 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) effective 12/2024.

Motion to dismiss for non-payment. Debtor had been making payments via wage order, but employer stopped paying in May 2024. Last payment posted on 10/2/24 for \$3,000 via ePay.

Per the Mod, Debtor is delinquent \$6,670.00 with next payment due 12/13/24. If the Mod is not approved, Debtor will be delinquent \$28,992.54.

19-31642	MARIA ANGELES	\$2,550.00	<u>AMENDED POST-CONF. TRUSTEE'S MOTION TO DISMISS #122 FILED</u>	KEELING, KENNETH	Trustee
2 Resets	ARCHEVALD	3.00 Mos	<u>11/21/2024 FOR FEASIBILITY AND NON-PAYMENT</u>	A	Recommends
3/27/19	\$850.00	11/7/24	Response filed on 8/6/24 at #115.		Dismissal.
68 of 84	EFT	\$1,700.00			

Modified plan #68 is deficient based on increased Posted Trustee Fee effective 4/2023 and 12/2024.

Debtor pays via ePay, but there have been several months in which no payments have posted. Last good payment posted on 11/7/24 for \$1,700.

19-34777	BRIANNE RENEE	\$4,630.04	<u>AMENDED POST-CONF. TRUSTEE'S MOTION TO DISMISS #132 FILED</u>	KEELING, KENNETH	Trustee
0 Resets	MURRILE	3.06 Mos	<u>11/21/2024 FOR FEASIBILITY AND NON-PAYMENT</u>	A	Recommends
8/27/19	\$1,514.81	11/25/24	Response filed on 10/31/24 at #130.		Dismissal.
63 of 84	EFT WO	\$492.92			

Modified plan #72 is deficient based on increased Posted Trustee Fee effective 4/2023 and 12/2024.

Debtor pays via wage order, but there are several months in which only partial payments have posted. Debtor is not paying the difference directly. Last payment posted on 11/25/24 for \$492.92 from employer.

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1:00 pm					
20-30676	GEORGE	\$8,564.34	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #98 FILED 9/12/2024 FOR</u>	KEELING, KENNETH	Trustee
1 Reset	HAMPTON HARDEN	4.04 Mos	<u>NON-PAYMENT</u>	A	Recommends
1/28/20	JR	11/20/24	Response filed on 10/3/24 at #99.		Dismissal.
58 of 60	\$2,120.35	\$830.00	Debtor had been making payments via wage order, but employer stopped paying July 2024. No payment posted in October. Last payment posted on 11/20/24 for \$830 via ePay.		
	WO				
23-32007	CLAYTON ELANZO	\$12,018.78	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #66 FILED 10/11/2024 FOR</u>	KEELING, KENNETH	Trustee
0 Resets	and JOY DIANE	3.70 Mos	<u>NON-PAYMENT</u>	A	Recommends
6/1/23	VANHOY	8/2/24	Response filed on 10/31/24 at #67.		Dismissal.
17 of 60	\$3,250.00	\$1,500.00	Debtors pay via wage order, but employer stopped paying in August 2024. Debtors are not paying directly. Last payment posted 8/2/24 for \$1,500.		
	WO				
23-33647	SERGIO DAVILA	\$6,268.57	<u>AMENDED POST-CONF. TRUSTEE'S MOTION TO DISMISS #64 FILED</u>	KEELING, KENNETH	Trustee
0 Resets	PALACIOS and	2.00 Mos	<u>11/21/2024 FOR FEASIBILITY AND NON-PAYMENT</u>	A	Recommends
9/22/23	AURORA	11/25/24	Response filed on 10/31/24 at #61.		Dismissal.
14 of 60	RODRIGUEZ	\$3,130.54	Confirmed plan #41 is deficient based on increased Posted Trustee Fee effective 12/1/2024.		
	DAVILA				
	\$3,130.54				
	WO				
23-34251	ANITA LORRAINE	\$1,080.00	<u>AMENDED UNIFORM MODIFICATION #85 FILED 10/28/2024</u>	KEELING, KENNETH	Trustee
4 Resets	FERGUSON	0.47 Mos	<u>TRUSTEE'S OBJECTION TO MOD FILED 11/14/2024, DOC #93</u>	A	Recommends
11/2/23	\$2,280.00	11/4/24	Modification was filed to cure delinquency and plan deficiency, add post-petition mortgage payments, provide for Notice of Post-petition Mortgage Fees #51 filed by Cenlar Federal Bank for \$1,500 and provide for IRS court claim #11.		Amended Mod
12 of 60	EFT	\$1,200.00	Mod is deficient to pay all secured and priority claims.		#85 be Denied.
			Mod 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) effective 12/2024.		

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<u>Petition Dt</u>	<u>Pmt Method</u>	<u>Last Rcpt</u>			
1:00 pm					
Mod payment is \$2,280. Per the Mod, Debtor is delinquent \$1,080 with next payment due 12/2/24. If the Mod is not approved, Debtor will be delinquent \$7,857.40.					
2:00 pm					
19-36091	JOMARCUS	\$1,897.48	<u>AMENDED POST-CONF. TRUSTEE'S MOTION TO DISMISS #98 FILED</u>	MCCARDELL SR,	Trustee
0 Resets	MONTOYA	0.97 Mos	<u>11/21/2024 FOR FEASIBILITY AND NON-PAYMENT</u>	AARON	Recommends
11/1/19	\$1,961.78	11/14/24	No response filed.		Dismissal.
60 of 84	EFT	\$1,400.00	Modified plan #70 is deficient based on increased Posted Trustee Fee effective 4/2023 and 12/2024.		
			Debtor pays via TFS, but there have been several months in which only partial payments, or no payments have posted. Last payment posted 11/14/24 for \$1,400.		
			Delinquent \$1,897.48 with next payment due 12/1/24.		
20-31508	EDWARD L.	\$5,507.00	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #69 FILED 10/11/2024 FOR</u>	MORRISON,	Trustee
0 Resets	GIFFORD	3.91 Mos	<u>NON-PAYMENT</u>	CHRISTOPHER	Recommends
3/2/20	\$1,410.00	7/17/24	No response filed.		Dismissal.
56 of 60	EFT	\$1,411.00	Debtor had been making payments via TFS, but no payments have posted since 7/17/24.		
24-30222	DONNATA EVAN	\$1,325.00	<u>AMENDED UNIFORM MODIFICATION #58 FILED 11/20/2024</u>	MORRISON,	Trustee
3 Resets	FORD	1.00 Mos	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #41 FILED 7/12/2024 FOR</u>	CHRISTOPHER	Recommends
1/23/24	\$1,325.00	10/4/24	<u>NON-PAYMENT</u>		Amended Mod
10 of 60	EFT	\$1,720.00	Modification was filed to cure delinquency.		#58 be Denied.
			Amended Mod works at 4% to general unsecured creditors but cannot be recommended until the first full mod payment posts and creditors receive sufficient notice. Mod was filed 15 days before hearing.		Trustee
			Motion to dismiss for non-payment. Debtor pays via ePay, but there have been several months in which no payments have posted. Last payments posted on 10/4/24 for \$1,720.		Recommends
					Dismissal.

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<u>Petition Dt</u>	<u>Pmt Method</u>	<u>Last Rcpt</u>			
2:00 pm					
Mod payment is \$1,300. The first full Mod payment due 11/22/24 has not posted. If the Mod is not approved, Debtor will be delinquent \$3,720.					
23-33606	DASNIER CHACON	\$2,440.00	<u>AMENDED UNIFORM MODIFICATION #92 FILED 11/25/2024</u>	PACK LAW, P.C.	Trustee
4 Resets	ALLEGUE	1.00 Mos	<u>AMENDED TRUSTEE'S OBJECTION TO MOD FILED 11/26/2024, DOC #93</u>		Recommends
9/19/23	\$2,440.00	9/6/24	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #54 FILED 6/10/2024 FOR</u>		Amended Mod
14 of 60	EFT	\$2,120.00	<u>FEASIBILITY</u>		#92 be Denied.
			Non-opposition amended response filed on 11/26/24 at #94.		Trustee
			Modification was filed to cure plan deficiency and add post-petition mortgage payments.		Recommends
			Mod fails to provide sufficient notice to creditors as it was filed 10 days before the hearing.		Dismissal.
			Debtor failed to make the payments due under the proposed modified plan.		
			Debtor failed to file amended Schedules I and J in compliance with BLR 3015-1(c)(3).		
			Debtor failed to file an amended wage order or electronic payment mechanism consistent with the proposed modification in compliance with BLR 3015-1(c)(1).		
			Motion to dismiss for feasibility. Plan #37 does not provide for all secured and priority claims in full due to Internal Revenue Service claim #14 filed 12/18/2023 for \$16,183.68.		
			Mod payment is \$2,440.		
			The first full Mod payment due 11/19/24 has not posted.		
			If the Mod is not approved, Debtor will be delinquent \$13,835.		

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2:00 pm					
23-32475	DAWN DENISE	\$12,571.22	<u>AMENDED UNIFORM MODIFICATION #71 FILED 6/14/2024</u>	TRUEBA, PHILLIP	Trustee
3 Resets	RIGGS	5.17 Mos		HENRY	Recommends
7/3/23	\$2,430.00	8/21/24	<u>TRUSTEE'S OBJECTION TO MOD FILED 11/18/2024, DOC #85</u>		Amended Mod
16 of 60	EFT	\$308.78	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #80 FILED 8/29/2024 FOR</u> <u>NON-PAYMENT</u>		#71 be Denied.
			Modification was filed to provide for claim filed by Internal Revenue Service.		Trustee
			Mod does not pay 100% as proposed.		Recommends
			Mod 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) effective 12/2024.		Dismissal.
			Motion to Dismiss for non-payment. Debtor had been making payments via TFS, but no payments have posted since 8/21/2024.		
			Mod payment is \$2,430.		
			Per the Mod, Debtor is delinquent \$12,571.22 with next payment due 12/2/24.		
			If the Mod is not approved, Debtor will be delinquent \$16,261.22.		
23-32640	ANTWAND	(\$1,553.86)	<u>UNIFORM MODIFICATION #89 FILED 10/25/2024</u>	VASQUEZ, REGINA	Trustee
0 Resets	TRAMERO TURNER	-3.53 Mos			Recommends
7/13/23	\$440.00	11/25/24	<u>TRUSTEE'S OBJECTION TO MOD FILED 11/21/2024, DOC #99</u>		Mod #89 be
16 of 60	WO	\$664.62	Modification was filed to surrender the 2018 Mustang to Houston Car Sales.		Denied.
			Mod is not signed by Debtor's attorney.		
			Mod Plan Summary fails to reflect the correct Pre-Modification payments made to Trustee (Correct Amount: \$14,600.02; Plan: \$13,935.40).		
			Mod 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) effective 12/2024.		
			Mod payment is \$440.		

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2:00 pm					
Debtor is current per the Mod. If the Mod is not approved, Debtor will be delinquent \$477.66.					
20-34716	JAMIE EDWARD	(\$1,625.00)	<u>AMENDED UNIFORM MODIFICATION #125 FILED 10/21/2024</u>	WAJDA, NICHOLAS M	Trustee
0 Resets	and BRANDY JUNE	-1.00 Mos	Modification was filed to cure delinquency and add post-petition mortgage payments.		Recommends
9/29/20	VARGAS	11/20/24			Approval of
50 of 60	\$1,625.00	\$812.50	Amended Mod works at 100% to general unsecured creditors.		Amended Mod
	WO				#125 - WITH M4
			TRUSTEE REQUESTS M4 ORDER due to paying interest on a priority claim.		ORDER.
21-33852	MATILDA B	\$14,804.72	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #79 FILED 8/9/2024 FOR</u>	WALKER &	Trustee
2 Resets	JOHNSON	0.77 Mos	<u>NON-PAYMENT</u>	PATTERSON P C	Recommends
12/3/21	\$19,142.92	11/5/24	No response filed.		Dismissal.
35 of 60	EFT	\$46,800.00	Debtor pays via TFS. No payment posted in May or June. Debtor makes sporadic payments. Last TFS payments posted on 11/5/24 totaling \$46,800.		
			Delinquent \$14,804.72 with next payment due 12/2/24.		