

Pre and Post Conf Galveston Hearing
Judge Alfredo R. Perez, Galveston
Tiffany D. Castro, Trustee
November 14, 2024 1:00 pm

Reset Dates:
12/12/2024
01/23/2025
02/13/2025

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					
24-80199	JEREMY and	\$4,950.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #38 FILED</u>	BERLETH &	Trustee
1 Reset	SHANE PRICE	3.00 Mos	<u>9/24/2024</u>	ASSOCIATES	recommends
7/18/24	\$1,650.00	1/1/00	Debtor's Response to Trustee's Motion to Dismiss filed 10/14/2024 at docket #42.		dismissal.
4 of 60	WO	\$0.00	No payments have been made. Debtors are delinquent 3 payments through 10/17/2024 totaling \$4,950.00.		
			IRS claim #10 filed 9/6/2024 shows unfiled tax returns for the years 2022 and 2023, reflecting a priority claim amount of \$10,941.95. Trustee received unsigned copies of Debtors' 2023 returns on 9/10/2024 (each filed as Married filing Separately); Jeremy's 2023 return shows a liability of \$157.00 and Shane's 2023 return shows a refund of \$59.00. Trustee has not received a copy of a 2022 return. PLAN #55 filed 11/4/2024 provides \$0 priority amount for the IRS in Paragraph 6.		
			Plan does not comply with 1325(a)(2) as it fails to provide the statutory interest rate for proper payment of the priority Domestic Support Obligation claim.		
			Plan proposes to pay the claims of Galveston County and Dickinson ISD in Paragraph 9A instead of 8B. Objection to Confirmation #45 filed 10/18/2024 by Dickinson ISD.		
			Plan proposes to pay the claim of Vanderbilt Mortgage in Paragraph 8B instead of 8A despite being secured by principal residence.		
			Plan Summary does not match the Plan.		
			Schedules I and J do not represent a good faith estimate of Debtors' projected income and expenses.		
19-80316	GEORGE A and	\$5,200.00	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT DOC #61 FILED</u>	BOTTING, MELISSA	Trustee
1 Reset	DEBORAH LYNN	4.00 Mos	<u>8/29/2024</u>		Recommends
9/29/19	BANEGAS	8/15/24	Response filed on 9/19/2024 at #62.		Dismissal.
62 of 60	\$1,300.00	\$600.00	Case is on a full wage order. Employer stopped paying in August 2024 and Debtors are not paying directly. Last payment posted on 8/15/2024.		
	WO				

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1:00 pm					
24-80242	SERGIO URIEL and MELISSA PENA	\$0.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #29 FILED</u>	CIMENT, DANIEL	Trustee does not recommend confirmation.
0 Resets		0.00 Mos	<u>10/17/2024</u>		
8/21/24	JORGE	10/22/24	No Response to Trustee's Motion to Dismiss.		
3 of 60	\$455.00 EFT	\$455.00	PLAN #31 filed 11/4/2024 works, paying 10.12% to the general unsecured creditors. However, Debtors are proposing to pay Ally Financial (2020 Hyundai Santa Fe) directly in Paragraph 9C of the Plan but claim #8 filed 9/26/2024 reflects an arrearage amount of \$576.99.		
24-80245	CONSTANCE MICOLE WILLIAMS	\$225.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #19 FILED</u>	CIMENT, DANIEL	Trustee does not recommend confirmation.
0 Resets		0.38 Mos	<u>10/17/2024</u>		
8/22/24	\$585.00	10/30/24	Debtor's Response to Trustee's Motion to Dismiss filed 11/6/2024 at docket #21.		
3 of 60	WO	\$135.00	PLAN #20 filed 11/6/2024 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) to become effective December 1, 2024.		
			Schedules I and J do not represent a good faith estimate of Debtor's projected income and expenses.		
24-80039	BRANDI DAWN HOFFPAUIR	\$180.00	<u>AMENDED UNIFORM MODIFICATION #59 FILED 10/23/2024</u>	GUZMAN, ELOISE A	Trustee Recommends Amended Mod #59 be Denied.
1 Reset		0.06 Mos	<u>AMENDED TRUSTEE'S OBJECTION TO MOD FILED 11/6/24, DOC #64</u>		
2/9/24	\$3,220.00	10/28/24	Modification was filed to add a post-petition property tax claim for Chambers County, provide for Notice of Post-petition Mortgage Fees #52 filed by NRH I LLC mortgage for \$1,568.32, and extend the plan term from 56 to 59 months. Debtor proposes to pay for the 2023 taxes to Chambers County through the plan and will use the Ad Valorem Reserve funds for the 2024 taxes.		
9 of 59	WO	\$1,610.00	Mod does not pay 100% as proposed.		
			Mod payment is \$3,220.		
			Per the Mod, Debtor is delinquent \$180 with next payment due 11/10/24.		
			If the Mod is not approved, Debtor will be paid ahead by \$165.		

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24-80256	GEORGE	\$0.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #27 FILED</u>	HIGGINBOTHAM,	Trustee does not recommend confirmation.
0 Resets	THEODORE ODOM	0.00 Mos	<u>10/17/2024</u>	CRAIG ALEXANDER	
8/30/24	and VICTORIA LEE	11/4/24	Debtors' Response to Trustee's Motion to Dismiss filed 10/24/2024 at docket #28.		
3 of 60	MILANA-ODOM	\$1,160.00	PLAN #2 filed 8/30/2024 fails to comply with 1322(b)(1) as paragraph 14 of the Plan and Schedule J reflects Debtors are paying student loans directly at the expense of the general unsecured claims.		
	\$1,160.00 EFT		Paragraph 8C of the Plan is incomplete as Contract Interest Rate has not been provided on the Planet Home Lending claim.		
			Paragraph 9C of the Plan is incomplete as Contract Interest Rate has not been provided on the 2 Kia Finance claims, both for a 2024 Kia Soul.		
24-80263	JOANNE MARIE and	(\$47.50)	<u>CONFIRMATION HEARING</u>	KIM, MIN GYU	Trustee recommends confirmation of Plan #15 filed 9/18/2024.
0 Resets	MILTON TERRELL	-0.50 Mos	PLAN #15 filed 9/18/2024 works, paying 0.39% to the general unsecured creditors.		
9/10/24	GIERSPECK	11/6/24			
2 of 60	\$95.00 WO	\$47.50			
24-80255	RUBEN CORTEZ	\$5,904.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #33 FILED</u>	KISCH, KAREN	Trustee recommends dismissal.
0 Resets	TREVINO	2.00 Mos	<u>10/17/2024</u>		
8/30/24	\$2,952.00	1/1/00	No Response to Trustee's Motion to Dismiss.		
3 of 60	No Pmt info	\$0.00	Debtor appeared at the Meeting of Creditors on 10/7/2024 but the meeting was not concluded.		
			No payments have been made. Debtor is delinquent 2 payments through 10/29/2024 totaling \$5,904.00.		
			PLAN #22 filed 9/30/2024 fails to provide for treatment of secured claim #2 filed 9/12/2024 by Matagorda County in the amount of \$6,016.60.		
			Plan fails to provide for treatment of secured claim #6 filed 10/29/2024 by Bay City ISD in the amount of \$2,215.30.		

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1:00 pm					
<p>Plan fails to properly provide for mortgage claim #10 of Selene Finance (Arrears per POC: \$24,597.20; Plan: \$23,984.41. Ongoing payments per POC: \$2,141.38; Plan: \$2,213.21).</p> <p>Debtor has failed to provide Trustee with proof of income to substantiate the amounts listed on Schedule I and Official Form 122C and 341 meeting cannot be concluded.</p>					
23-80265 0 Resets 12/7/23 11 of 60	FELISA JEAN MILLER \$3,080.00 WO	\$10,494.34 3.41 Mos 10/8/24 \$1,527.50	<u>POST-CONF TRUSTEE'S MOTION TO DISMISS #48 FILED 9/23/2024 FOR NON-PAYMENT</u> Response filed on 11/1/24 at #50. Debtor pays via wage order. Employer stopped paying October and Debtor is not paying directly. Last payment posted on 10/8/24 for \$1,527.50.	LUSKY, BENJAMIN	Trustee Recommends Dismissal.
22-80225 1 Reset 12/5/22 23 of 60	RAQUEL SHEPHERD CORDOVA \$100.00 EFT	\$0.00 0.00 Mos 10/28/24 \$100.00	<u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT DOC #109 FILED 8/29/2024</u> Response filed 10/18/24 at #111. Debtor pays via ePay there have been several months in which no payments have posted. Last payment posted on 10/28/24 for \$100. Modification #113 filed 10/30/24 is set for hearing 12/12/24 at 1:00 pm. Mod payment is \$100, increasing to \$675 in December 2024. The first full Mod payment due 11/4/24 has posted. Delinquent \$2,385 if no Mod were filed	PAYNE, KYLE KENNETH	Trustee Recommends Dismissal be Reset to 12/12/2024 @ 1:00 pm.
24-80222 1 Reset 8/5/24 3 of 60	LEA SUZETTE STALEY \$3,985.00 WO	\$4,291.54 1.08 Mos 10/2/24 \$1,839.23	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #21 FILED 9/26/2024</u> No Response to Trustee's Motion to Dismiss. Debtor is delinquent 1.08 payments through 11/4/2024 totaling \$4,291.54. PLAN #6 filed 8/6/2024 fails to provide for treatment of amended secured claim #4 filed 10/16/2024 by Galveston County in the amount of \$2,455.69. Objection to Confirmation #26 filed 10/17/2024 by Galveston County.	PAYNE, KYLE KENNETH	Trustee does not recommend confirmation.

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1:00 pm

Plan fails to provide for treatment of secured claim #13 filed 10/17/2024 by Dickinson ISD in the amount of \$1,838.41 and secured claim #14 filed 10/17/2024 by Galveston County MUD #56 in the amount of \$2,461.21. Objection to Confirmation #27 filed 10/18/2024 by Dickinson ISD and Galveston County MUD #56.

Plan fails to properly provide for claim #5 of Carrington Mortgage (Ongoing payments per POC: \$2,550.31; Plan: \$2,635.91).

Plan fails to fully provide for amended priority claim #3 filed 11/4/2024 by the IRS (Claim: \$19,782.38; Plan: \$5,000.00).

Plan fails to fully provide for secured claim #11 filed 10/8/2024 by Property Owners Association of Lago Mar (Claim: \$7,630.62; Plan: \$5,785.54). This claim is not listed in the Plan, only on the Plan Summary.

Debtor is proposing to pay Bridgecrest Acceptance (2013 Toyota Prius) directly in Paragraph 9C of the Plan. However, claim #12 filed 10/11/2024 reflects an arrearage amount of \$392.00.

Debtor has failed to provide Trustee with proof of income to substantiate the amounts listed on Schedule I.

24-80228	EDMUNDO	\$861.95	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #24 FILED</u>	PEREZ, GABE	Trustee does not recommend confirmation.
1 Reset	GUSTAVO	0.72 Mos	<u>9/26/2024</u>		
8/8/24	QUEVEDO and	11/6/24	Debtors' Response to Trustee's Motion to Dismiss filed 10/4/2024 at docket #27.		
3 of 60	LUISA NATALIA	\$556.15	PLAN #36 filed 10/23/2024 fails to properly provide for treatment of claim #3 filed 8/19/2024 by US Bank Home Mortgage for real property located at 3615 Foremast Dr. Plan provides for treatment of the mortgage arrears of \$2,732.94 as a cure claim in Paragraph 8B instead of 8A, and Plan fails to provide for treatment of the ongoing monthly payments. Objection to Confirmation #21 filed 8/26/2024 by US Bank Home Mortgage.		
	HERNANDEZ		Debtors have failed to provide Trustee with proof of income to substantiate the amounts listed on Schedule I and Official Form 122C.		

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1:00 pm					
20-80003 0 Resets 1/3/20 58 of 57	PAMELA SARTIN OSTEEN \$3,080.51 WO	\$579.49 0.19 Mos 11/1/24 \$1,540.26	<u>POST-CONF. TRUSTEE'S MOTION TO DISMISS #82 FILED 10/7/2024 FOR NON-PAYMENT AND FEASIBILITY</u> Response filed on 10/22/24 at #84. Plan #41 no longer provides for 100% to all allowed claims as required by Order #51 based on increased Posted Trustee Fee effective 4/2023 (and change to become effective 12/2024). Debtor pays via wage order but there have been several months in which only partial payments have posted, and Debtor is not paying the difference directly. Last payment posted 11/1/24 for \$1,540.26 from employer.	RASHID, AZWAR-RADI M	Trustee Recommends Dismissal.
23-80005 0 Resets 1/12/23 22 of 60	ANDREW THURMAN WALLACE \$2,481.65 EFT	\$5,161.47 2.08 Mos 10/21/24 \$832.44	<u>AMENDED POST-CONF. TRUSTEE'S MOTION TO DISMISS #83 FILED 11/7/2024 FOR FEASIBILITY AND NON-PAYMENT</u> Response filed on 10/1/24 at #76. Confirmed plan #31 is deficient to pay all allowed claims due to the increased Posted Trustee Fee effective 4/2023, the scheduled increased Posted Trustee Fee effective 12/1/2024 and accrued interest based on payment delinquency. 100% confirmation order. Debtor pays via wage order but there have been several months in which only partial payments have posted, and Debtor is not paying the difference directly. Last payment posted on 10/21/24 for \$832.44 from employer.	RASHID, AZWAR-RADI M	Trustee Recommends Dismissal.
23-80021 1 Reset 2/3/23 21 of 60	JESUS DOMINGO CANTU \$4,275.00 WO	\$3,524.95 0.82 Mos 10/25/24 \$750.05	<u>AMENDED UNIFORM MODIFICATION #87 FILED 10/16/2024</u> <u>TRUSTEE'S MOTION TO DISMISS FOR NON-PAYMENT DOC #74 FILED 8/29/2024</u> Modification was filed to cure delinquency and add post-petition mortgage payments. 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	RASHID, AZWAR-RADI M	Trustee Recommends Amended Mod #87 be Denied. Trustee Recommends Dismissal.

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1:00 pm					
<p>order, but there have been several months in which only partial employer payments have posted. Last payment posted on 10/25/24 for \$750.05.</p> <p>Mod payment is \$4,275. Per the Mod, Debtor is delinquent \$3,524.95. If the Mod is not approved, Debtor will be delinquent \$17,464.34.</p>					
24-80249	ROBERT WALTER	\$115.40	<u>CONFIRMATION HEARING</u>	RASHID,	Trustee
0 Resets	FRICKE	0.15 Mos	PLAN #24 filed 11/1/2024 works, paying 28.48% to the general unsecured creditors.	AZWAR-RADI M	recommends
8/26/24	\$750.00	11/5/24			confirmation of
3 of 60	WO	\$346.15			Plan #24 filed
					11/1/2024.
24-80252	BIANCA LAUREN	\$294.62	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #21 FILED</u>	RASHID,	Trustee does not
0 Resets	HERRERA	0.09 Mos	<u>10/17/2024</u>	AZWAR-RADI M	recommend
8/29/24	\$3,420.00	10/30/24	No Response to Trustee's Motion to Dismiss.		confirmation.
3 of 60	WO	\$1,578.46			
			PLAN #2 filed 8/29/2024 fails to provide for treatment of secured claim #9 filed 10/8/2024 by US Department of HUD in the amount of \$20,377.84.		
			Plan fails to provide for treatment of secured claim #13 filed 11/6/2024 by Brazoria County in the amount of \$4,764.50.		
			Plan fails to fully provide for secured claim #8 filed 9/30/2024 by Ally Bank for a 2017 Ford Edge (Claim: \$12,386.57; Plan: \$11,390.31).		
			Trustee alleges that Plan fails to provide for all of Debtor's disposable income as Debtor is proposing direct payment of a 2016 Ford F350 that is not necessary for the support of Debtor or Debtor's dependents.		
24-80260	WILBUR GENE	\$0.00	<u>CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #26 FILED</u>	RASHID,	Trustee does not
0 Resets	LEWIS	0.00 Mos	<u>10/17/2024</u>	AZWAR-RADI M	recommend
9/4/24	\$1,325.00	11/7/24	No Response to Trustee's Motion to Dismiss.		confirmation.
2 of 36	ACH	\$1,325.00			
			PLAN #2 filed 9/4/2024 fails to provide for treatment of secured claim #4 filed 9/25/2024 by Republic Finance in the amount of \$8,896.46.		

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1:00 pm					
Debtor's Objection to Claim #4 of Republic Finance filed 10/7/2024 at docket #24 is set for a hearing on 11/13/2024 at 9:00 am.					
24-80190	SADE QUIWANA	\$3,446.14	CONFIRMATION HEARING AND AMENDED MOTION TO DISMISS #39 FILED	VENABLE, DAVID L	Trustee does not recommend confirmation.
2 Resets	FARMER	1.23 Mos	10/17/2024		
7/8/24	\$2,800.00	10/29/24	Debtor's Response to Trustee's Motion to Dismiss filed 9/7/2024 at docket #30.		
4 of 60	WO	\$1,292.31	PLAN #27 filed 9/6/2024 fails to provide a 100% dividend to the general unsecured creditors as required by Debtor's Official Form 122C #1 filed 7/8/2024. Plan also fails to meet the liquidation test.		
			Plan lists a special provision in Paragraph #27: The debtor has a claim against the Internal Revenue Service for a tax refund in the amount of \$7,000.00 for the 2019 and 2020 tax years. The Internal Revenue Service disputes that the debtor is entitled to the refund. In the event the debtor received the tax refund, the debtor shall apply pay the amount received to the Chapter 13 trustee as additional plan payments.		
			Trustee objects to the special provision as it provides no means for determining compliance.		
			No corrective action since last hearing.		
24-80251	DEBRA HOOD	\$1,550.00	CONFIRMATION HEARING AND TRUSTEE'S MOTION TO DISMISS #25 FILED	VENABLE, DAVID L	Trustee does not recommend confirmation.
0 Resets	CRUMB	0.44 Mos	10/17/2024		
8/29/24	\$3,550.00	11/5/24	Debtor's Response to Trustee's Motion to Dismiss filed 10/28/2024 at docket #32.		
3 of 60	EFT	\$2,000.00	PLAN #31 filed 10/28/2024 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) to become effective December 1, 2024.		
			Objection to Confirmation #33 filed 10/29/2024 by Santander (2017 Volkswagen Jetta).		