

**U.S. BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN**

**Honorable Daniel S. Opperman.Flint**

**Wednesday, July 10, 2013**

*Current as of 7/3/2013 at 3:13 PM*

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**Flint**  
**Courtroom, Flint, 226 West Second**

**U.S. Bankruptcy Court Courtroom**  
**226 West Second St.**  
**Flint, MI 48502**

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9:00 AM **10-36716-dof** Merle K. Chambers  
Ch 7  
Trustee: Sweet

**Moving:** Mary K. Atallah

**Opposing:**

**Matter:** [\[#55\] Reaffirmation Agreement and Cover Sheet for Debtor without an Attorney CitiMortgage, Inc. Re:Property Located at: 5179 Slattery Rd., North Branch, MI 48461, Filed by Creditor CitiMortgage, Inc..](#)

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9:00 AM **13-30810-dof** Kurt Edward Holda  
Ch 7  
Trustee: Mason

**Moving:** Drew P. Millitello

**Opposing:**

**Matter:** [\[#29\] Motion for Approval of Reaffirmation Agreement with Ford Motor Credit Company LLC \(related document\(s\):28 Reaffirmation Agreement w/ Declaration and Cover Sheet filed by Ford\) Tj T\\*\(Motor C](#)

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9:00 AM **13-30971-dof** Donald Adams and  
Ch 7 Linnie Adams  
Trustee: Mason

**Moving:** Drew P. Millitello

**Opposing:**

**Matter:** [\[#16\] Reaffirmation Agreement and Cover Sheet for Debtor without an Attorney Ford Motor Credit Company LLC Re:2008 Ford Edge, Filed by Creditor Ford Motor Credit Company LLC. \(Attachments: # 1 Schedule I and J\)](#)

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9:00 AM **13-31380-dof** David H. Martindale and  
Ch 7 Tina M. Martindale  
Trustee: Mason

**Moving:** Drew P. Millitello

**Opposing:**

**Matter:** [\[#18\] Motion for Approval of Reaffirmation Agreement with Ford Motor Credit Company LLC \(related document\(s\):17 Reaffirmation Agreement w/ Declaration and Cover Sheet filed by Ford\) Tj T\\*\(Motor C](#)

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9:00 AM **13-32050-dof** Steven M. Richard  
Ch 7  
Trustee: Sweet

**Moving:** Robert B. Reizner

**Opposing:**

**Matter:** [\[#8\] Motion to Extend Automatic Stay Filed by Debtor Steven M. Richard \(Attachments: # 1\) Tj T\\*\(Certificate of](#)

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9:00 AM **13-32086-dof** Andre D. Dennis  
Ch 13  
Trustee: Bekofske

**Moving:** John L. Hicks

**Opposing:**

**Matter:** [\[#14\] Motion to Extend Automatic Stay Filed by Debtor Andre D. Dennis](#)

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9:00 AM **13-32088-dof** Gloria D. Luster  
Ch 13  
Trustee: Bekofske

**Moving:** Laura D. Breckenridge

**Opposing:**

**Matter:** [\[#10\] Motion to Extend Automatic Stay Filed by Debtor Gloria D. Luster](#)

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9:30 AM **08-30638-dof** Daniel Shather, and  
Ch 13 Cheryl Shather,  
Trustee: Bekofske

**Moving:** Stacy Michelle Davis

**Opposing:**

**Matter:** [\[#97\] Order to Show Cause Why Debtors are Entitled to a Discharge . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(clm\)](#)

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9:30 AM **12-34928-dof** Blessed USA, Inc.  
Ch 11

**Moving:** David W. Brown

**Opposing:**

**Matter:** [\[#32\] Order to Show Cause why Case Should not be Dismissed for Lack of Progress . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(CAL\)](#)

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9:30 AM **13-30599-dof** Erica L. Watson  
Ch 13  
Trustee: Bekofske

**Moving:** John L. Hicks

**Opposing:**

**Matter:** [\[#29\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 5/29/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(AGF\)](#)

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9:30 AM **13-30831-dof** Shirley Ann Newman  
Ch 7  
Trustee: Sweet

**Moving:**

**Opposing:**

**Matter:** [\[#22\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St. \(dmc\)](#)

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9:30 AM **13-30978-dof** Jeffrey S Bogue  
Ch 7  
Trustee: Corcoran

**Moving:** James L. Gutting

**Opposing:**

**Matter:** [\[#15\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(bmcl\)](#)

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9:30 AM **13-30984-dof** Randy J Zalud and  
Ch 7 Sheila M Zalud  
Trustee: Corcoran

**Moving:** Anthony Abueita

**Opposing:**

**Matter:** [\[#16\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 6/12/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(ES\)](#)

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9:30 AM **13-31049-dof** Terry Everett Pollard  
Ch 7  
Trustee: Mason

**Moving:** George J. Stauch Jr.

**Opposing:**

**Matter:** [\[#17\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(Trimm-Averytte, G.\)](#)

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9:30 AM **13-31212-dof** Casandra T Sharp  
Ch 7  
Trustee: Corcoran

**Moving:** Anthony Abueita

**Opposing:**

**Matter:** [\[#15\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(jmk\)](#)

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9:30 AM **13-31247-dof** Donna D Poplar  
Ch 7  
Trustee: Mason

**Moving:** John L. Topping Jr.

**Opposing:**

**Matter:** [\[#19\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St..](#)

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9:30 AM **13-31284-dof** Autumn Nelson  
Ch 7  
Trustee: Corcoran

**Moving:**

**Opposing:**

**Matter:** [\[#18\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(ES\)](#)

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9:30 AM **13-31318-dof** Pearlisha I Gibbs  
Ch 7  
Trustee: Mason

**Moving:** Anthony Abueita

**Opposing:**

**Matter:** [\[#17\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(jmk\)](#)

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9:30 AM **13-31337-dof** Herman James McCain  
Ch 7  
Trustee: Corcoran

**Moving:** Ryan Moran

**Opposing:**

**Matter:** [\[#15\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(clm\)](#)

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9:30 AM **13-31595-dof** John P Randol and  
Ch 7 Magen M Randol  
Trustee: Corcoran

**Moving:** Anthony Abueita

**Opposing:**

**Matter:** [\[#13\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St..](#)

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9:30 AM **13-31675-dof** Sharon Lusane  
Ch 7  
Trustee: Mason

**Moving:**

**Opposing:**

**Matter:** [\[#24\] Order to Show Cause on Dismissal of Case for Failure to Pay Filing Fee . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. \(lcl\)](#)

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9:30 AM **13-31675-dof** Sharon Lusane  
Ch 7  
Trustee: Mason

**Moving:** Michael A Mason

**Opposing:**

**Matter:** [\[#20\] Motion to Dismiss Case for Failure to Appear at Meeting of Creditors, \(related documents 2\) Tj T\\*\(Meeting](#)

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9:30 AM **13-32048-dof** Traci Dawn Mowry  
Ch 13  
Trustee: Bekofske

**Moving:** Kevin W. Kevelighan

**Opposing:**

**Matter:** **[#26] Order To Show Cause Why Case Should Not Be Dismissed For Failure To File Documents . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St..**

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9:30 AM **13-32100-dof** Courtney Kashif Rutherford  
Ch 7  
Trustee: Corcoran

**Moving:**

**Opposing:**

**Matter:** **[#14] Order to Show Cause Why Case Should Not Be Dismissed for Failure to File Schedules . Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. (bmcl)**

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9:30 AM **13-32123-dof** Latanya Marquise Pruitt  
Ch 7  
Trustee: Sweet

**Moving:**

**Opposing:**

**Matter:** **[#15] Order to Show Cause Why Case Should Not Be Dismissed for Failure to File Schedules. Show Cause hearing to be held on 7/10/2013 at 09:30 AM at Courtroom, Flint, 226 West Second St.. (wm)**

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9:30 AM **09-03004-dof** Land Escape Outdoor Maintenance, L.L.C., d/b/a Out v. Bellanti  
† Ch 7  
08-33895-dof Jeremy Bellanti

**Moving:** Michael Jaafar

**Opposing:**

**Matter:** **[#162] Motion for Sanctions for other Reasonand Denial of Defendant's Applications for Fees and Costs w/proposed Order; Notice to Respondent; and Certificate of Service Filed by Plaintiff Land Escape Outdoor Maintenance, L.L.C., d/b/a Outdoor Creations**

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9:30 AM **12-33788-dof** Richfield Equities, L.L.C.  
Ch 7  
Trustee: Sweet

**Moving:** Matthew T. Smith

**Opposing:**

**Matter:** **[#375] Application for Administrative Expenses Filed by Creditor Komatsu Financial Limited Partnership**

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9:30 AM **13-30977-dof** Gail R. Aldridge  
Ch 13  
Trustee: Bekofske

**Moving:** Gail R. Aldridge

**Opposing:**

**Matter:** [\[#43\] Motion for Violations of Automatic Stay and Creditor Misconduct Filed by Debtor Gail R. Aldridge \(CAL\)](#)

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9:30 AM **12-34630-dof** Carolyn M Brenner and  
Ch 7 Timothy M Mahon  
Trustee: Sweet

**Moving:** Thomas L. Beadle

**Opposing:**

**Matter:** [\[#37\] Motion to Compel 2004 Exam of Debtors Filed by Trustee Samuel D. Sweet](#)

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9:30 AM **12-32118-dof** Wayne Tagg  
Ch 13  
Trustee: Bekofske

**Moving:** Crystal L. Price-Buckley

**Opposing:**

**Matter:** [\[#47\] Motion for Relief from Stay Co-Debtor Stay and Entry of Order Waiving the Provision of FRBP 4001\(a\)\(3\), Re: 548 Walker Street, Mount Morris, MI 48458 Filed by Creditor Wells Fargo Bank, NA \(Attachments: # 1 Exhibit 6 # 2 Exhibit 2 # 3 Exhibit 4 # 4 Exhibit 5 # 5 Exhibit\) Tj T\\*\(SOCO\) \(1\)](#)

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9:30 AM **13-31244-dof** Brenda L. Belk  
Ch 13  
Trustee: Bekofske

**Moving:** Darryl J. Chimko

**Opposing:**

**Matter:** [\[#34\] Motion for Relief from Stay and Waiving the FRBP 4001 \(a\)\(3\) Re: 2004 Jaguar . Filed by Creditor RPM Auto Sales, Inc](#)

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9:30 AM **13-31355-dof** D'Andre Dontae Rippy  
Ch 7  
Trustee: Corcoran

**Moving:** Richard A. Green

**Opposing:**

**Matter:** [\[#20\] Motion for Relief from Stay and Waiving the FRBP 4001 \(a\)\(3\) Re: Dodge Avenger . Filed by Creditor Auto Trakk, L.L.C.](#)

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9:30 AM **13-31604-dof** Harold Daniel Plummer  
Ch 13  
Trustee: Bekofske

**Moving:** Heather M. Dickow

**Opposing:**

**Matter:** [\[#34\] Motion for Relief from Stay Re: 9173 Gould Rd . Filed by Creditor Wells Fargo Bank, N.A., as Trustee for Structured Asset Securities Corporation, Mortgage Pass-Through Certificates, Series 2006-OPT1 \(Attachments: # 1 Order # 2 Notice # 3 Sheriff Deed # 4\) Tj T\\*\(Certificate of Service\)](#)

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry  
**Moving:** Michael E. Tindall  
**Opposing:**  
**Matter:** **[#23] Motion For Summary Judgment PARTIAL SUMMARY JUDGMENT AS TO COUNT II:NO DEFAULT OF PLAINTIFF'S PRINCIPAL COMPLAINT Filed by Plaintiff Rayolla O. Banfield Revocable Living Trust (Attachments: # 1 Exhibit EXHIBIT 1-PROPOSED ORDER # 2) Tj T\*(Exhibit**

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry  
**Moving:** Michael E. Tindall  
**Opposing:**  
**Matter:** **[#32] Motion For Summary Judgment AS TO FNBH REMOVED STATE COURT COMPLAINT Filed by Counter-Claimant Rayolla O. Banfield Revocable Living Trust (Attachments: # 1 Exhibit PROPOSED ORDER # 2 Exhibit NOTICE OF MOTION # 3 Exhibit) Tj T\*(BRIEF-C**

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry  
**Moving:** Scott A. Chernich  
**Opposing:**  
**Matter:** **[#27] Motion to Dismiss Adversary Proceeding Re: Pursuant to Fed. R. Civ. P. 12(b) of the ROB Trust's Adversary Proceeding Filed by Defendant First National Bank in Howell (Attachments: #) Tj T\*(1 Exhibit**

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry  
**Moving:** Scott A. Chernich  
**Opposing:**  
**Matter:** **[#25] Motion for Abstention Filed by Defendant First National Bank in Howell (Attachments: # 1) Tj T\*(Exhibit 1**

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry  
**Moving:** Scott A. Chernich  
**Opposing:**  
**Matter:** **[#42] Motion for Alternate Service in Removed Probate Case on Successor Trustee Toni Rae Banfield Filed by Defendant First National Bank in Howell, Counter-Defendant First National Bank in Howell (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 - A # 5) Tj T\*(Exhibit 4 - B #**

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9:30 AM **13-03047-dof** Rayolla O. Banfield Revocable Living Trust v. First National Bank in Howell et a  
† Ch 7  
09-36472-dof Diana Kaye Gentry

**Moving:** Scott A. Chernich

**Opposing:**

**Matter:** [\[#26\] Motion for Remand to Livingston County Probate Court of State Court Civil Action, Case No. 13-13925-CZ Filed by Defendant First National Bank in Howell \(Attachments: # 1 Exhibit 1 #\) Tj T\\*\(2 Exhib](#)

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11:00 AM **12-31397-dof** Allinger Properties, LLC  
Ch 11

**Moving:**

**Opposing:**

**Matter:** [\[#133\] Objection to Case Closing. Hearing to be held on 7/10/2013 at 11:00 AM Courtroom, Flint, 226 West Second St. \(AGF\)](#)

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11:00 AM **13-31190-dof** Kalmek, Inc.  
Ch 11

**Moving:** Paul J. Randel (UST)

**Opposing:**

**Matter:** [\[#32\] Objection - U.S. Trustee's Objections to the Debtor's Failure to Identify its Business as Single Asset Real Estate and Designation as a Small Business. Filed by U.S. Trustee Daniel M. McDermott \(RE: related document\(s\)1 Voluntary Petition \(Chapter 11\)\). \(Randel \(UST\), Paul\)](#)

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1:30 PM **12-33416-dof** Christina Marie Dear  
Ch 13  
Trustee: Bekofske

**Moving:** John L. Hicks

**Opposing:**

**Matter:** [Telephone Status Conference Re: \[#53\] Motion to Compel Bank of America to Show Progress on Loan Modification Filed by Debtor Christina Marie Dear](#)

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1:30 PM **12-33416-dof** Christina Marie Dear  
Ch 13  
Trustee: Bekofske

**Moving:** John L. Hicks

**Opposing:**

**Matter:** [\[#38\] Motion for Loan Modification Review Filed by Debtor Christina Marie Dear](#)

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1:30 PM **13-03128-dof** Krzeszak v. Bank Of America  
† Ch 13  
13-31016-dof Jerald M. Krzeszak

**Moving:**

**Opposing:**

**Matter:** [Minute Entry. Hearing Adjourned. Telephone Status hearing to be held on 7/10/2013 at 01:30 PM at Courtroom, Flint, 226 West Second St.. \(JAM\)](#)

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1:30 PM **13-03132-dof** Erway et al v. Citibank, NA  
† Ch 13  
13-31378-dof Kenneth E Erway and Julianne M Erway

**Moving:**

**Opposing:**

**Matter:** **Minute Entry. Hearing Adjourned. Telephone Status hearing to be held on 7/10/2013 at 01:30 PM at Courtroom, Flint, 226 West Second St.. (JAM)**

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3:00 PM **12-30191-dof** Terri L.J. Dolan  
Ch 13  
Trustee: Bekofske

**Moving:** Peter T. Mooney

**Opposing:**

**Matter:** **[#57] Ex Parte Motion for Show Cause Order Against Andrew Charles for Violation of the Automatic Stay and Conversion of Property of the Estate Filed by Debtor Terri L.J. Dolan (Attachments: # (1) Proposed Order)**

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