# CRAIG SHOPNECK, CHAPTER 13 TRUSTEE PHIL LAMOS & HOLLY DAVALA, STAFF COUNSEL

DOCKET AS OF 10/2/08 @ 10:00 AM FINAL DOCKET PLEASE NOTE:

- 1. THIS DOCKET MAY BE REVISED AFTER INITIAL POSTING DUE TO CHANGES AND/OR ADDITIONS.
- 2. UNOPPOSED MOTIONS OR OBJECTIONS ARE NOT ALWAYS GRANTED. FOR EXAMPLE, THE COURT MAY DENY RELIEF -- IF THE MOTION OR OBJECTION DOES NOT DEMONSTRATE THAT THE MOVANT IS ENTITLED TO THE RELIEF REQUESTED, IF THE PROPER PARTIES ARE NOT SERVED, OR IF THE NOTICE OF HEARING DOES NOT SUBSTANTIALLY COMPLY WITH OFFICIAL FORM 20A OR 20B.

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#### PRO-SE (DRUCKER)

04-16611

**ELAINE AKINS** 

1. TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND.
(7 DAY CLAUSE)

\*\* DEBTOR'S RESPONSE.

#### **PRO-SE**

08-14509

**MELODY REED** 

1. ORDER TO SHOW CAUSE FOR FAILURE TO TO MAKE INSTALLMENT PAYMENTS.

[MOOT; CASE DISMISSED 9/4/08]

08-15129 1. CONFIRMATION OF PLAN

**LOIS HARDY** 

C. Jeffrey, JPMorgan \*\* TRUSTEE'S OBJECTION

\*Adj'd from 9/18/08 \*\* OBJECTION BY JPMORGAN CHASE BANK, NA

PRO-SE, CONT.

**ANGEL** 

08-15524 VALORIE STRICKLAND	1.	TRUSTEE'S MOTION TO DISMISS CASE WITH SANCTIONS (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-16122 RHONDA BLANCHE	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE PLAN, SCHEDULES, MEANS TEST AND PAYMENT ADVISES.  [DISMISSED AT HEARING ON 8/28/08]
08-16201 WILLIAM & RHOLANDA RANCE S. Graham, Essex	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE PLAN, SCHEDULES, CERTIFICATE OF CREDIT COUNSELING, MEANS TEST AND PAYMENT ADVISES.
*Nothing as of 9/29/08	2.	MOTION OF ESSEX HOUSE APARTMENTS FOR RELIEF FROM STAY. (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-16314 JILL MANOA	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE PLAN AND PAYMENT ADVICES.
*Nothing as of 9/29/08		
08-16484 JAMES HUFNAGLE	1.	AMENDED ORDER TO SHOW CAUSE FOR FAILURE TO FILE A MATRIX; CERTIFICATE OF CREDIT COUNSELING; EXHIBIT "D", PLAN, SCHEDULES, STATEMENTS AND MEANS TEST TIMELY
*Case filed 8/22/08 NOTHING AS OF 9/29/08		
08-16501 CHANTEL GLOVER	1.	ORDER TO SHOW CAUSE FOR FAILURE TO PAY FILING FEE INSTALLMENTS
*Nothing as of 9/29/08		
08-16503 FRED STAMPER	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE PLAN, SCHEDULES, STATEMENTS, CERTIFICATE OF CREDIT COUNSELING AND MEANS TEST
*Nothing as of 9/29/08		

# BAKER, JASON

\*Nothing as of 9/29/08

06-14874 1. TRUSTEE'S MOTION TO MODIFY DEBTORS'
ISMAEL & DENISE TORRES CONFIRMED PLAN
(7 DAY CLAUSE)

[NO RESPONSE; GRANTED]

### **BALENA**

08-15950 DAVID & SARAH SCHAT S. Patterson, Bank of NY  BAYER	1. Z **	CONFIRMATION OF PLAN [ADJ. 10/16/08 @ 1:00 PM; for mod] OBJECTION BY BANK OF NEW YORK TRUST CO. [SETTLED; AGREED]
08-14850 CHANELLE BROWN	1.	CONFIRMATION OF PLAN
B. Schenz, 3 <sup>rd</sup> Fed.	**	OBJECTION BY THIRD FEDERAL S & L ASSOC.
	**	TRUSTEE'S OBJECTION.
	2.	MOTION TO MODIFY PLAN.
*#3 Adj'd from 9/18/08	3.	MOTION OF THIRD FEDERAL S/L ASSOCIATION OF CLEVELAND FOR RELIEF FROM STAY
	**	DEBTOR'S OBJECTION
BERGRIN 05-92612 HAROLD & MILDRED	1.	DEBTORS' MOTION TO MODIFY CONFIRMED PLAN
JACKSON	**	TRUSTEE'S OBJECTION
*Adj'd from 8/28/08		
07-18487 WALTER MOORE	1.	TRUSTEE'S MOTION TO MODIFY DEBTORS' CONFIRMED PLAN. (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-15127	1.	CONFIRMATION OF PLAN
H. JEAN DORGHAM	**	TRUSTEE'S OBJECTION
BERK 04-10344 SCOTT & CAROLYN BAC *NO Opposition by Truster		MOTION TO REINSTATE CHAPTER 13 CASE. (NO CLAUSE) [MOTION GRANTED]
BERK, CONT. 07-18076 DANIEL PODD	1.	DEBTOR'S AMENDED OBJECTION TO CLAIM #8 - US DEPARTMENT OF EDUCATION

*Adj'd from 8/14/08		(7 DAY CLAUSE) [NO RESPONSE; SUSTAINED]
08-15388 MICHAEL TURNER	1.	TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO APPEAR AT MEETING OF CREDITORS (7 DAY CLAUSE)
	**	DEBTOR'S OBJECTION
08-16836 LINDA ALLEN	1.	MOTION OF DEBTOR FOR PRE-CONFIRMATION ADEQUATE PROTECTION PAYMENTS (CHASE AUTO FINANCE) (NO CLAUSE) [MOTION GRANTED]
*NO Opposition by Trustee on either one	2.	MOTION OF DEBTOR FOR PRE-CONFIRMATION ADEQUATE PROTECTION PAYMENTS (SECURITY AUTO) (NO CLAUSE) [MOTION GRANTED]
BLAKELY		[MOTION GRANTED]
08-10367 DANIEL PUGSLEY	1.	TRUSTEE'S MOTION FOR DISGORGEMENT OF ATTORNEY FEES. (7 DAY CLAUSE)
<u>BLECH</u>	**	[WITHDRAWN] DEBTOR'S OBJECTION (9/29/088) LATE [MOOT]
08-15401 RICHARD & ELIZABETI	1.	CONFIRMATION OF PLAN
COGAR M. Lembright, Cap. One	**	TRUSTEE'S OBJECTION.
BOOHER	**	OBJECTION BY CAPITAL ONE (8/26/08)
07-11976 DEBRA FURLEY	1.	TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND. (7 DAY CLAUSE) [WITHDRAWN 9/2/08]
BOOHER, CONT. 07-18312 CARLA & THOMAS	1.	MOTION OF DAIMLERCHRYSLER FIN. SERVS. AMERS. LLC FOR RELIEF FROM STAY.

08-12280

RANDY ROGUSKI &

ROPELEWSKI		(7 DAY CLAUSE)
G. Stout, DaimlerChrysler	**	DEBTOR'S RESPONSE [ADJ. 11/4/08 @ 10:00 AM; Case converted to Chapter 7 on 9/30/08]
08-12451 JOHN & DEBORAH SIM	1.	TRUSTEE'S MOTION TO AMEND CONFIRMATION ORDER. (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-14988 GERALDINE TYES S. Patterson, IndyMac	1.	CONFIRMATION OF PLAN
201 400013311, 11149 11240	**	TRUSTEE'S OBJECTION
*Adj'd from 9/4/08 per ord	ler	[WITHDRAWN]
	2.	AMENDED CHAPTER 13 PLAN. [MODIFIED PLAN CONFIRMED]
	3.	MOTION OF INDYMAC FEDERAL BANK FSB
		FOR RELIEF FROM STAY AND CO-DEBTOR
		STAY.
	**	DEBTOR'S RESPONSE.
		[SETTLED; AGREED]
08-15618	1.	CONFIRMATION OF PLAN
ROBERT & LISA SHERRY	•	[CONFIRMED]
08-16635 RICHARD & CHRISTINE I	1. LIPP	MOTION FOR ADEQUATE PROTECTION PAYMENTS PURSUANT TO 11 USC SEC. 1326 (GMAC) (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-16648 SHANNON ACEVEDO	1.	MOTION FOR ADEQUATE PROTECTION PAYMENTS PURSUANT TO 11 USC SEC. 1326 (CNAC) (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
BUDWAY	1	CONFIDMATION OF DLAN

1. CONFIRMATION OF PLAN

MARY CHIPMAN	**	TRUSTEE'S OBJECTION
*Adj'd from 7/17/08, 8/28/0	<b>)</b> 8	
BUTLER, DONALD/SMIT		
04-18876 ANNIE MEEKS C. Jeffrey, FMCC	1.	TRUSTEE'S MOTION TO RECONVERT CASE TO A CHAPTER 7 PURSUANT TO USC 1307
•	**	DEBTOR'S OBJECTION
*Adj'd from 5/22/08	2.	DEBTOR'S MOTION FOR MORATORIUM FROM AUGUST 2007 THROUGH CURRENT (7 DAY CLAUSE)
	**	TRUSTEE'S OBJECTION
*Adj'd from 6/19/08, 7/3/08	<b>3</b> .	DEBTOR'S OBJECTION TO CLAIM OF FMCC
*NO Form 20(B)	<i>3</i> .	DEDICK S OBJECTION TO CEANING OF TIMES
*Adj'd from 8/14/08, 9/4/08	**	RESPONSE BY FMCC [#3 - SETTLED; AGREED ORDER 9/26/08
<b>COUTURE</b>		
08-15399 ERICA DENSON	1.	CONFIRMATION OF PLAN
ERICA DENSON	**	[CONFIRMED] TRUSTEE'S OBJECTION. [WITHDRAWN]
<u>DAVIS</u>		[
08-16675	1.	MOTION TO HAVE ADEQUATE PROTECTION
JOSEPH & VICKIE MOZIN	IA	PAYMENTS MADE BY TRUSTEE.
		(7 DAY CLAUSE) [NO RESPONSE; GRANTED]
<u>DELCHIN</u>		
08-12815	1.	AMENDED MOTION OF DEUTSCHE BANK NAT'L
JOSEPH DAWSON JR.		TRUSTEE CO. FOR RELIEF FROM STAY.
A. Blythe, Deutsche Bank		(7 DAY CLAUSE)
	2.	[SETTLED; AGREED] AMENDED MOTION OF DEUTSCHE BANK NAT'L
	۷.	TRUSTEE CO. FOR RELIEF OF CO-DEBTOR STAY.
		(7 DAY CLAUSE)
		[SETTLED; AGREED]
<b>FITZGERALD</b>		
05-19375	1.	TRUSTEE'S MOTION TO DISMISS CASE FOR
MARIA MALDONADO		FAILURE TO FUND.

(7 DAY CLAUSE)

## [NO RESPONSE; GRANTED]

		[NO RESPONSE; GRANTED]
FOOTE 07-18490 WILLIAM GIERNACKY D. Sottile, Argent Mtg.	1.	AMENDED MOTION OF ARGENT MORTGAGE CO. LLC FOR RELIEF FROM STAY. (7 DAY CLAUSE)
	**	DEBTOR'S OBJECTION. [ADJ. 10/30/08 @ 1:00 PM; AGREED]
08-16392 TERENCE & VANESSA JACKSON	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE DECLARATION RE: ELECTRONIC FILING.  [CONCLUDED; Filed 9/17/08]
08-16812 NATALIE MORSE	1.	MOTION OF FIRST DAY ORDER RE: ADEQUATE PROTECTION PAYMENTS. (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
FREEBURG 08-11179 AMOS FUNK E. Bailey, Huntington	1.	MOTION OF HUNTINGTON NATIONAL BANK FOR RELIEF FROM STAY. (7 DAY CLAUSE)
	**	DEBTOR'S RESPONSE (9/26/08) LATE [SETTLED; AGREED]
FREEMAN, KENNETH 08-13737 TIMOTHY ZOLNOWSKI	1.	CONFIRMATION OF PLAN  TRUSTEE'S ORIECTION
*Adj'd from 8/14/08	4-4-	TRUSTEE'S OBJECTION
08-15554 DEBRA MAHONEY	1.	CONFIRMATION OF PLAN [CONFIRMED]
08-15748 WENDY WRIGHT	1.	CONFIRMATION OF PLAN
C. Cantrell-Swartz, Nat'l Cit	y **	OBJECTION BY NATIONAL CITY MORTGAGE. [SETTLED; AGREED]
GOLDSTEIN 08-16161 RICHARD WEAVER S. Patterson, HSBC Bank	1.	MOTION OF HSBC BANK USA, NA FOR RELIEF FROM STAY. (7 DAY CLAUSE)

		[NO RESPONSE; GRANTED]
<b>GOTTEHRER</b>		
08-15389	1.	CONFIRMATION OF PLAN
LILLIAN CHAPPELL		
	**	TRUSTEE'S OBJECTION.
		[ADJ. 10/30/08 @ 1:00 PM; Per mo. cont.]
<u>GRAY</u>		
08-11253	1.	TRUSTEE'S OBJECTION TO FEE APPLICATION.
EDWARD SCHALLON		
	**	FEE APPLICATION BY ATTORNEY SUSAN GRAY.
	**	RESPONSE TO OBJECTION BY SUSAN GRAY.
08-13923 GARY & MARY MATZEK	1.	TRUSTEE'S MOTION FOR DISGORGEMENT OF ATTORNEY FEES.
	**	[WITHDRAWN] RESPONSE IN OPPOSITION
		[MOOT]
GRESLEY		
07-10962	1.	MOTION OF DEBTOR FOR A TEMPORARY
RICHARD BERAN JR.	1.	SUSPENSION OF PLAN PAYMENTS.
		(7 DAY CLAUSE)
		[NO RESPONSE; GRANTED]
		, ,
08-14416	1.	CONFIRMATION OF PLAN
MARY & RANDY HANSO	N	
	**	TRUSTEE'S OBJECTION
*Adj'd from 9/4/08		
<b>HUFFORD</b>		
08-15862	1.	ORDER TO SHOW CAUSE FOR FAILURE TO PAY
WANDA HOLLIDAY		FILING FEE INSTALLMENTS.
		[CONCLUDED; paid 9/10/08]
HUFFORD, CONT.		
08-16756	1.	ORDER TO SHOW CAUSE FOR FAILURE TO FILE
ROSE ALLISON	1.	CERTIFICATE OF CREDIT COUNSELING.
HODE HELIOUT		CERTIFICATE OF CREDIT COUNDEDING.

### \*Nothing as of 9/29/08

#### **JUDD**

07-18386 1. TRUSTEE'S MOTION TO DISMISS CASE FOR

FAZAL SHAMSI FAILURE TO FUND. (7 DAY CLAUSE)

[NO RESPONSE; GRANTED]

**KAPLAN** 

05-29475 1. TRUSTEE'S MOTION TO DISMISS FOR FAILURE TO

WILLIAM WILLIAMS, SR. FUND

S. Patterson, Everhome, Mtg. (7 DAY CLAUSE)

\*\* DEBTOR'S RESPONSE (8/28/08)

\*Adj'd from 7/17/08, 8/28/08

#### **KELLER**

**DELORES WILLIS** 

05-27606 1. DEBTOR'S OBJECTION TO CLAIM #16 FILED BY

ECAST SETTLEMENT CORP.

(7 DAY CLAUSE)

[NO RESPONSE; SUSTAINED]

2. DEBTOR'S OBJECTION TO CLAIM #22 FILED BY

LVNV FUNDING LLC.

(7 DAY CLAUSE)

[MOOT; Claim #22 - WITHDRAWN 9/9/08]]

3. DEBTOR'S OBJECTION TO CLAIN #12 FILED BY

CITY OF CLEVELAND DIVISION OF WATER.

(7 DAY CLAUSE)

[SETTLED; AGREED ORDER 9/26/08]

4. DEBTOR'S OBJECTION TO CLAIM #10 FILED BY

THE OHIO BELL TELEPHONE CO.

(7 DAY CLAUSE)

[NO RESPONSE; SUSTAINED]

## KELLER, CONT.

06-12685 1. DEBTOR'S OBJECTION TO CLAIM #2 FILED BY

STEEL VALLEY FEDERAL CREDIT UNION.

(7 DAY CLAUSE)

GARY & ANTOINETTE SVRAY

*TO GO FORWARD	[NO RESPONSE]
	=

2. DEBTOR'S MOTION FOR AN ORDER AUTHORIZING SALE OR OTHER DISPOSAL OF HIS 1998

CHEVROLET VAN. (7 DAY CLAUSE)

[NO RESPONSE; GRANTED]

**KERNER** 

08-15786 1. CONFIRMATION OF PLAN GEORGE HARRIS, SR. [CONFIRMED]

**KIRK** 

08-10931 1. MOTION OF GMAC MORTGAGE LLC FOR RELIEF RAYMOND GAROFOLO FROM STAY AND CO-DEBTOR STAY.

C. Cantrell-Swartz, GMAC (7 DAY CLAUSE)

[NO RESPONSE; GRANTED]

KNEVEL/SCHNITTKE

07-16311 1. TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND.
(7 DAY CLAUSE)

\*Motion to cont. hrg

until 10/16/08 filed - \*\* DEBTOR'S OBJECTION.

GR. 9/29/08

[ADJ. 10/16/08 @ 1:00 PM; Per order 9/29/08]

**KRAINESS** 

06-14037 1. TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND.

(7 DAY CLAUSE)

[WITHDRAWN]
\*\* DEBTOR'S OBJECTION.

[MOOT]

2. DEBTOR'S MOTION TO MODIFY CONFIRMED PLAN

(NO CLAUSE)

\*NO Opposition by Trustee

[MOTION GRANTED]

07-10267 1. TRUSTEE'S MOTION TO DISMISS CASE FOR

JOSE FERNANDEZ FAILURE TO FUND. (7 DAY CLAUSE)

[NO RESPONSE; GRANTED]

KRAINESS, CONT.

DONALD STAHL

07-19171 1. TRUSTEE'S MOTION TO DISMISS CASE FOR

FAILURE TO FUND. (7 DAY CLAUSE)

CHAPTER 13 DOCKET	10/2/08	8 AT 1:00 P.M. PAGE I
	**	DEBTOR'S OBJECTION.
08-15844 BRIDGETT GREEN	1.	CONFIRMATION OF PLAN
DRIDGETT GREEN	**	TRUSTEE'S OBJECTION
08-16861 CHRISTIAN JONES	1.	DEBTOR'S MOTION FOR FIRST DAY ORDER RE: LEASE AND OR ADEQUATE PROTECTION PAYMENTS.
	2.	(7 DAY CLAUSE) [NO RESPONSE; GRANTED]  DEBTOR'S MOTION TO EXTEND AUTOMATIC STAY PURSUANT TO 11 USC SEC. 362(c)(3)(B). (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
KRAVITZ 05-27948 EVELYN RODGERS	1.	TRUSTEE'S MOTION TO DISMISS FOR FAILURE TO FUND
*Adj'd from 7/31/08, 8/28/0	**	DEBTOR'S OBJECTION
07-10844 KENNETH REICHERT & SUSAN WILSON-REICHE		TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND. (7 DAY CLAUSE)
	**	DEBTOR'S OBJECTION.
07-10904 <b>JODY TAYLOR</b>	1.	TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND. (7 DAY CLAUSE)
	**	DEBTOR'S OBJECTION.
KRAVITZ, CONT.		
07-19674	1.	CONFIRMATION OF PLAN
OSCAR ALBORES, JR.	**	TRUSTEE'S OBJECTION.

2	DEBTOR'S MOTION TO MODIFY PLAN.
<i>Z</i> .	DEDIOR S MOTION TO MODIFT PLAN.

	2.	DEBTOR'S MOTION TO MODIFY PLAN.
07-19691 GIVONNE HERNDON T. McClatchey, Bank of NY	1.	MOTION OF BANK OF NEW YORK FOR RELIEF FROM STAY AND ABANDONMENT. (7 DAY CLAUSE) [NO RESPONSE; GRANTED]
08-10521 MARIAN & VERNELL ALLEN SR.	1.	TRUSTEE'S MOTION TO DISMISS CASE FOR FAILURE TO FUND. (7 DAY CLAUSE)
	**	DEBTOR'S OBJECTION.
08-13496 BRIAN FERGUSON	1.	CONFIRMATION OF PLAN
*Adj'd from 9/4/08	**	TRUSTEE'S AMENDED OBJECTION
08-15291 DAVID HOLSTON	1.	CONFIRMATION OF PLAN [ADJ. 10/30/08 @ 1:00 PM; for mod]
E. Berndt, USA/IRS	**	TRUSTEE'S OBJECTION [WITHDRAWN]
	2.	DEBTOR'S MOTION TO MODIFY. (9/5/08)  [WITHDRAWN 9/29/08]
	**	OBJECTION BY USA/IRS. [MOOT]

## KRAVITZ, CONT.

08-15781 **LORIANNE WILSON** S. Fink, US Bank

1. CONFIRMATION OF PLAN

\*\* OBJECTION BY US BANK CONSUMER FINANCE. ORDER TO SHOW CAUSE FOR FAILURE TO FILE A DECLARATION RE: ELECTRONIC FILING TIMELY [CONCLUDED; Filed 9/22/08]

\*Case filed 7/28/08 #2 Adj'd from 9/18/08

08-17217 1. TYRONE & VERNADETTE EVANS

\*NO Response deadline given on notice \*NO Opposition by Trustee DEBTOR'S MOTION FOR ORDER REQUESTING TRUSTEE TO TENDER ADEQUATE PROTECTION PAYMENTS THROUGH CHAPTER 13 PLAN.

[MOTION GRANTED]