

U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO

Honorable JESSICA E. PRICE SMITH

Tuesday, April 9, 2024

Current as of 4/5/2024 at 9:42 AM

(Items Stricken from Calendar Shown)

Courtroom #2B

H.M. Metzenbaum Courthouse
201 Superior Avenue
Cleveland, OH 44114

9:30 AM 21-11590-jps Gina Marie Naylor
Ch 7
Trustee: Stein

Moving: Sheldon Stein
Opposing:

Matter: **Doc #52** **Motion to Vacate Filed by Trustee Sheldon Stein**

9:30 AM 22-11347-jps Van Harold Frisco
Ch 7
Trustee: Stein

Show Cause Hearing

Moving: Sheldon Stein
Opposing:

Matter: **Hearing on Order to Show Cause**

Doc# 43 Order to Appear and Show Cause

9:30 AM 23-14185-jps Felix Lee Rodriguez and
Ch 7 Janelle Sara Rodriguez
Trustee: Simon, Trustee

Moving: David O. Simon, Trustee
Opposing:

Matter: **Doc #35 Motion for Turnover of Property Filed by Trustee David O. Simon, Trustee**
 ****Adj from 3/26/24**

****Doc #38 Response to Motion for Turnover of Property Filed by Felix Lee Rodriguez, Janelle Sara Rodriguez**

9:30 AM 23-13859-jps Tonya Alesia Collins
Ch 7
Trustee: Coniglio

Moving: Spencer Lutz

Opposing: Craig Gill

Matter: **Doc #24 Motion To Review Fees / Motion of the United States Trustee to Review Attorney Fees, Return Any Paid Fees Deemed Excessive, and Cancel Fee Agreement Filed by United States Trustee.**

****Doc #27 Opposition Memorandum in Opposition to To the United States Trustees Motion to Review Attorney Fees, Return any Paid Fees Deemed Excessive, and Cancel Fee Agreement Filed by Attorney Craig Gill.**

9:30 AM 23-13617-jps Breonna C. Jones
Ch 7
Trustee: Treinish

Moving: Lee R. Kravitz

Opposing:

Matter: **Doc #20 Motion to Vacate Discharge Filed by Debtor Breonna C. Jones**
****Adj from 3/26/24**

9:30 AM 24-10188-jps Thresea A. Dedrick
Ch 7
Trustee: Stein

Moving: Peter Mehler

Opposing: Walter V. Landow

Matter: **Doc #18 Motion for Relief From Stay and Abandonment. Filed by Creditor Joseph Assily**

****Doc #22 Response to Motion for Relief From Stay of Joseph Assily Filed by Thresea A. Dedrick**

9:30 AM 23-14185-jps Felix Lee Rodriguez and
Ch 7 Janelle Sara Rodriguez
Trustee: Simon, Trustee

Moving: Nova Levante

Opposing: David O. Simon, Trustee

Matter: **Doc #32 Motion to Vacate Order Filed by Felix Lee Rodriguez, Janelle Sara Rodriguez**
****Adj from 3/26/24**

****Doc #34 Response to Motion to Vacate Order Filed by David O. Simon, Trustee**

9:30 AM 15-15400-jps Marvin F. Johnson, Sr.
Ch 7
Trustee: Stein

Moving:
Opposing:

Matter: Doc #13 Motion to Reopen Chapter 7 Case. Filed by Debtor Marvin F. Johnson Sr.

****Doc#22 - Motion for an Order Granting Debtor's Motion to Reopen Bankruptcy Case Filed by Debtor Marvin F. Johnson Sr.**

9:30 AM 23-11135-jps Bettina D. Thompson
Ch 7
Trustee: Brown

Moving: Craig W. Relman
Opposing: Joseph M. Romano

Matter: Doc #30 Motion for Turnover of Property Filed by Attorney CRAIG W RELMAN

****Doc #35 Objection to Trustee's Motion For Turnover Filed by Bettina D. Thompson**

9:30 AM 23-13011-jps Joshua DeJesus
Ch 7
Trustee: Treinish

Moving: Michael H. Shaut
Opposing:

Matter: Doc #24 Motion to Reopen Chapter 7 Case . Fee Amount \$260 Filed by Debtor Joshua DeJesus

9:30 AM 22-01106-jps Stein v. Nemanic
† Ch 7
22-11289-jps Natalie I. Nemanic

Show Cause Hearing

Moving:
Opposing:

Matter: Hearing on Order to Show Cause

Doc #28 Order to Appear and Show Cause for Failure to Prosecute

9:30 AM 22-01107-jps Stein v. Nemanic
† Ch 7
22-11289-jps Natalie I. Nemanic

Show Cause Hearing

Moving:
Opposing:

Matter: **Hearing on Order to Show Cause**

Doc #27 Order to Appear and Show Cause for Failure to Prosecute

9:30 AM 24-10070-jps Lauren A. McKay
Ch 7
Trustee: Barr

Moving: Charles J. Van Ness
Opposing: Cynthia A. Jeffrey

Matter: **Doc #11 Motion to Redeem Under 11 U.S.C. Section 722 Filed by Debtor Lauren A. McKay**

****Doc #13 Objection to Motion to Redeem Filed by Santander Consumer USA Inc.**

****Doc #14 Support Document Filed by Creditor Santander Consumer USA Inc.**

9:30 AM 23-13809-jps Monica Naughton
Ch 7
Trustee: Treinish

Moving: Jann C Washington
Opposing: Jann C Washington

Matter: **Doc #34 Motion to Reconsider Order on Motion to Avoid Lien Filed by Diana Rynes, Robert Rynes**

****Doc #38 Correspondence (Public Document) 34 Motion to Reconsider Order on Motion to Avoid Lien Filed by Diana Rynes, Robert Rynes. Filed by Diana L. Rynes, Robert J. Rynes**

****Doc #45 Response to Motion to Reconsider Filed by Monica Naughton**

9:30 AM 24-10449-jps Lovetta Freeman
Ch 7
Trustee: Wojcik

Moving:
Opposing:

Matter: **Doc 7 Application to Have Chapter 7 Filing Fee Waived Filed by Debtor Lovetta Freeman**
****Adj from 3/12/24**

9:30 AM 24-10552-jps Carece Janel Bell
Ch 7
Trustee: Barr

Moving:
Opposing: Amy Good ust08

Matter: **Doc #6 Petition Preparer Disclosure of Compensation Filed by Debtor Carece Janel Bell**
****Adj from 3/26/24**

****Doc #18 Response to Notice of Hearing on Disclosure of Compensation of Bankruptcy Petition Preparer Filed by United States Trustee**

9:30 AM 24-10973-jps Bianca Davis
Ch 7
Trustee: Barr

Moving:
Opposing:

Matter: **Doc #8 Application to Have Chapter 7 Filing Fee Waived Filed by Debtor Bianca Davis**

9:30 AM 24-10890-jps Harry Castro
Ch 7
Trustee: Simon, Trustee
Show Cause Hearing

Moving:
Opposing:
****Stricken**

Matter: **Hearing on Order to Show Cause**

Doc #7 Order to Appear and Show Cause for failure to file Certificate of Credit Counseling and Declaration RE: Electronic Filing
****Concluded**

10:30 AM 21-10171-jps Plasma Igniters LLC
Ch 7
Trustee: Simon, Trustee

Moving: Ellen M. Kramer
Opposing:

Matter: **Doc#51 - Motion to Withdraw as Attorney Filed by Creditor Wayne Serra**

Ch 7

Trustee: Simon, Trustee

Moving: Ellen M. Kramer

Opposing: Amy Good ust08

Matter: Status Conference

****Adj from 3/26/24**

Doc #34 Motion to Reopen Chapter 7 Case. Filed by Creditor Wayne Serra

****Adj from 7/25/23 & 8/15/23**

****Doc #37 Response to Creditor's Motion to Reopen Case Filed by David O. Simon, Trustee**

****Doc #38 Response to Motion to Reopen Chapter 7 Case Filed by Plasma Igniters LLC**

****Doc #41 Reply to Support Wayne Serra's Motion to Reopen Case Filed by Wayne Serra**

****Doc# 49 Supplemental Brief in Support to Wayne M. Serra's Motion to Reopen Case Filed by Creditor Wayne Serra**

U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO

Honorable JESSICA E. PRICE SMITH

Wednesday, April 10, 2024

Current as of 4/5/2024 at 9:42 AM

(Items Stricken from Calendar Shown)

Courtroom #2B

H.M. Metzenbaum Courthouse
201 Superior Avenue
Cleveland, OH 44114

10:00 AM 23-01090-jps Brown, Jr v. Cumberlander et al
† Ch 7
20-11907-jps Linda Diane Bishop-Cumberlander

Moving: Joanne Brown

Opposing:

Matter: **Pre-Trial Conference**
****Adj from 3/13/24**

Doc #1 Complaint to Determine Validty and Priority of Liens, Claims and Ownership Interets in Property of the Bankurptcy Estate (Real Property); and for Approval of Sale of Co-Owners' Interests in property pursuant to 11 U.S.C. Sec. 363(h) and Rule 7001(3) of the Federal Rules of Bankruptcy Procedure.

10:00 AM 23-01040-jps GEICO Secure Insurance Co. v. Carter
†
23-10693-jps Kevin L. Carter

Moving: Shaun D. Byroads

Opposing: Anna Marie Wall

Matter: **Pre-Trial Conference**
****Adj form 7/5/23, 8/2/23, 10/11/23, 11/8/23, 1/17/24, 2/14/24 & 3/13/24**

Doc #1 Complaint to Determine Dischargeability of Debt Section 523 (a)(4)

****Doc #7 Answer to Complaint Filed by Kevin L. Carter**

****Dispositive Motions Due 4/15/24**

10:00 AM 24-01012-jps Simon, Chapter 7 Trustee v. Ideal Tax Solutions
† Ch 7
23-14323-jps Tracy Alison Grant

Moving: David O Simon, Chapter 7 Trustee
Opposing:

Matter: Pre-Trial Conference

Doc #1 Complaint to Avoid and Recover Frqudulent Transfers

10:00 AM 24-01008-jps Stein v. Cross Country Bank
† Ch 7
23-13849-jps Jeremy M. Rider

Moving: Sheldon Stein
Opposing:

Matter: Pre-Trial Conference
**Adj from 3/13/24

Doc #1 Complaint to Avoid and Recover Preferential Transfers

10:00 AM 17-01049-jps Leonard et al v. Rohaley, II
†
17-10514-jps Albert Charles Rohaley, II

Moving: Erik Lee Walter
Opposing:

Matter: Status Conference
**Adj from 3/18/20, 6/10/20, 9/23/20, 10/7/20, 12/9/20, 3/10/21, 4/21/21, 6/16/21, 7/7/21, 12/8/21, 1/19/22, 3/9/22, 6/1/22, 8/10/22, 12/7/22, 3/8/23, 7/5/23, 12/13/23 & 3/13/24

Doc# 1 Complaint to determine dischargeability of debt Journal Entry # 8 Exhibit H-12/23/16 Opinion & Judgment Entry) Nature of Suit:62 (Dischargeability [523(a)(2) Fraud, False Pretenses, Actual Fraud; Rule 7001(6)]),68 (Dischargeability - 523(a)(6), willful and malicious injury),67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) Journal Entry # 8 Exhibit H-12/23/16 Opinion & Judgment Entry) Nature of Suit:62 (Dischargeability [523(a)(2) Fraud, False Pretenses, Actual Fraud; Rule 7001(6)]),68 (Dischargeability - 523(a)(6), willful and malicious injury),67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)

10:00 AM 23-01074-jps Gracon v. United States Department of Education

†

23-12520-jps Shelly Gracon

Moving: Shelly Gracon

Opposing: Rema Ina

Matter: Pre-Trial Conference

****Adj from 11/8/23, 12/13/23 & 3/13/24**

Doc #1 Complaint by Shelly Gracon against United States Department of Education. Nature of Suit:63 (Dischargeability - 523(a)(8), student loan)

****Doc #4 Answer to Complaint filed by the United States Department of Education**

10:00 AM 23-01086-jps Barr v. Shephard

† Ch 7

23-12620-jps Erica Shephard

Moving: Robert D. Barr

Opposing:

****Stricken**

Matter: Pre-Trial Conference

****Adj from 12/13/23, 1/17/24, 2/14/24 & 3/13/24**

Doc #1 Complaint to Avoid and Recover Preferential Transfer, and for Monetary Judgment

****Moot - Notice of Voluntary Dismissal filed 4/2/24**

10:00 AM 23-01060-jps Adult Life Care Centers, LLC et al v. Gebrael

†

23-10611-jps Christine Gebrael

Moving: David G. Finley

Opposing: Guy E. Tweed II

****Stricken**

Matter: Pre-Trial Conference

****Adj from 9/13/23, 11/8/23, 12/13/23 & 1/17/24**

Doc #1 Complaint to Determine Non-Dischargeability of Certain Debts

****Doc #5 Answer to Complaint Filed by Christine Gebrael**

****Adjourned to: 5/8/24 @ 10:00 a.m. **Discovery cutoff 1/26/24 - **Dispositive Motions Due 3/9/24**

10:00 AM 23-01064-jps Forthner v. United States Department of Education
† Ch 7
23-12645-jps Desiree D Forthner

Moving: Kathryn Harlow

Opposing: Rema Ina

****Stricken**

Matter: **Pre-Trial Conference**

****Adj from 10/11/23, 11/8/23 & 1/17/24**

Doc #1 Complaint by Desiree D Forthner against United States Department of Education. Nature of Suit:63 (Dischargeability - 523(a)(8), student loan)

Doc #5 Answer to Complaint Filed by United States Department of Education

****Resolved by Agreed Order**

10:00 AM 24-01013-jps Vara v. Collins
†
23-13859-jps Tonya Alesia Collins

Moving: Spencer Lutz

Opposing:

****Stricken**

Matter: **Pre-Trial Conference**

Doc #1 Complaint of the United States Trustee Objecting to Discharge pursuant to 11 U.S.C. §727(a)(4)(D) or, in the alternative to Dismiss the Case for Abuse with Prejudice pursuant to 11 U.S.C. §707(a) or (b)(3)(A) After the administration of any assets

****Voluntary Dismissal filed 3/12/24**

10:00 AM 24-01011-jps Orourke v. United States of America
† Ch 7
23-13949-jps Colleen M Orourke

Moving: David O. Simon

Opposing:

****Stricken**

Matter: **Pre-Trial Conference**

Doc #1 Complaint to Determine Dischargeability of Student Loan Debt pursuant to 11 U.S.C. §523(a)(8)

****Adj to 5/8/24 @ 10:00 a.m.**

10:00 AM 23-01080-jps Simon, Chapter 7 Trustee et al v. Primerica Life Insurance Company et al
† Ch 7
23-13110-jps Kenneth Lee Ruble and Aimee Leah Ruble

Moving: David O Simon, Chapter 7 Trustee

Opposing: Adam S. Baker

****Stricken**

Matter: Pre-Trial Conference

****Adj from 12/13/23, 1/17/24 & 3/13/24**

Doc #1 Complaint for Turover of Property of the Estate or Alternatively, to Avoid and recover unauthorized post-petition transfer.

****Doc# 5 Answer to Complaint , Crossclaim by Dicken Funeral Home, Inc. against Kenneth Lee Ruble Filed by Dicken Funeral Home, Inc..**

****Doc# 17 Answer to Complaint Filed by Primerica Life Insurance Company.**

****Adversary Case Dismissed on 3/26/24**

10:00 AM 23-01085-jps Simon, Chapter 7 Trustee v. Patel et al
† Ch 7
23-12895-jps Dharmishta Patel

Moving: David O Simon, Chapter 7 Trustee

Opposing: Jonathan P. Blakely

****Stricken**

Matter: Pre-Trial Conference

****Adj from 12/13/23, 1/17/24, 2/14/24 & 3/13/24**

Doc #1 Complaint to Avoid and Recover Fraudulent Transfers

****Doc# 5 Answer to Complaint Filed by Dharmishta Patel, Pradipkumar Patel.**

****Adversary Dismissed 3/26/24**

10:00 AM 23-01088-jps Stein v. Benamon
† Ch 7
21-11239-jps Phillip L Benamon

Moving: Sheldon Stein

Opposing:

****Stricken**

Matter: Pre-Trial Conference

****Adj from 12/13/23, 1/17/24, 2/14/24 & 3/13/24**

Doc #1 Complaint to Revoke Discharge

****Moot - Default Judgement Granted 3/14/24**

10:00 AM 24-01009-jps Stein v. LendingClub Corporation
† Ch 7
23-13849-jps Jeremy M. Rider

Moving: Sheldon Stein

Opposing:

****Stricken**

Matter: Pre-Trial Conference

****Adj from 3/13/24**

Doc #1 Complaint to Avoid and Recover Preferential Transfers

****Voluntary Dismissal filed 3/14/24**

10:00 AM 23-01073-jps Falconer v. Education Department Office of General Counsel
† Ch 7
23-12455-jps Desiree Elizabeth Falconer

Moving: Eric S. Zell

Opposing: Rema Ina

****Stricken**

Matter: Pre-Trial Conference

****Adj from 11/8/23 & 1/17/24**

Doc #1 Complaint by Desiree Elizabeth Falconer against Education Department Office of General Counsel. Nature of Suit:63 (Dischargeability - 523(a)(8), student loan)

Doc #5 Answer to Complaint Filed by Education Department Office of General Counsel

****Resolved by Agreed Order**
