

JUDGE MARVIN ISGUR
Yvonne V. Valdez, Trustee
August 10, 2022 11:00 am

Next 3 Panels:
09/14/2022
10/19/2022
11/09/2022

Attorney <i>Pet Filed</i> Bar Date <i>Month/Term</i>	Case # Debtor(s) <i>AMI/BMI-ESF/PPR</i>	Matters Notes	Arrears <i>Last Rcpt</i> Plan Pmt <i>Pmt Method</i>	Trustee Recommendation
*PRO SE DEBTOR 06/07/22 08/16/22 2/0	22-60032 WHITNEY A KING BMI-	Confirmation 1. Debtor did not appear at the Meeting of Creditors on 07/19/22. Meeting of Creditors was reset to 08/16/22. 2. Debtor has filed to file a plan or make a plan payment.	no pymts received <i>01/01/00</i> \$0.00	Trustee does not recommend confirmation.
BROWN 03/31/22 06/09/22 5/60	22-60016 ANASTASHA B KEITH BMI-PPR	Confirmation Amended Plan #43 filed 06/13/22 works, paying 100% to all creditors. Plan payments: 1 (Apr 2022) - 60 (Mar 2027) \$1,725.00.	\$1,725.00 or 1.00 mth <i>08/01/22</i> \$1,725.00 <i>ePay</i>	Trustee recommends confirmation of Plan #43 filed 06/13/22.
BROWN 05/03/22 07/12/22 3/60	22-60025 CHARLIE G NAISER JR BMI-	Confirmation Dismissal 1. Plan #18 filed on 05/26/22 fails to fully provide for the claim of U.S. Bank National c/o Rushmore Loan #4 filed 07/06/22. 2. Debtor is delinquent 2 payments through August totaling \$3,956.00.	\$3,956.00 or 2.00 mth <i>07/25/22</i> \$1,978.00 <i>Wage Order</i>	Trustee does not recommend confirmation and recommends dismissal.

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3. Debtor has not provided proof to substantiate the debt paid to A1 Used Cars through the Plan. Creditor has not filed a claim and Trustee must disburse according to plan.

4. Debtor has failed to provide Trustee with proof of income to substantiate the income amounts listed on Debtor's Official Form 122C.

5. Plan #18 filed on 05/26/22 fails to comply with 1322(b)(10), as it appears to provide interest on the IRS priority claim in Paragraph #6 without paying all allowed claims in full.

Payments:
1 (Jun 2022) - 60 (May 2027) \$1,978.00.

Trustee's Motion to Dismiss filed 07/13/22 at #30.
No Response filed by Debtor.

BROWN	22-60028	Confirmation	Current	Trustee does not recommend confirmation.
<i>06/06/22</i> <i>08/15/22</i> <i>2/48</i>	DARLENE G GARZA		<i>07/12/22</i> \$750.00 <i>ePay</i>	
	<i>BMI-</i>			

1. Plan #20 filed 06/30/22 fails to provide sufficient funds for payment in full of all secured and priority claims.

2. Plan proposes to credit the entire escrowed mortgage payment towards principal and interest in Paragraph #8.

3. Debtor has failed to provide proof to substantiate the direct monthly payment listed on Schedule J.

4. Debtor has failed to provide Schedule C-1, Domestic Support Obligation affidavit, bank statements and pay advices for non filing spouse.

5. Debtor has failed to provide Trustee with proof of income to substantiate the income amounts listed on Debtor's Official Form 122C.

Plan payments:
1 (Jul 2022) - 48 (Jun 2026) \$750.00

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PAYNE & ASSOCIATES PLLC 06/06/22 08/15/22 2/60	22-60031 FERMIN R HERNANDEZ TAMMY J HERNANDEZ <i>BMI-</i>	Confirmation	no pymts received <i>01/01/00</i> \$1,590.00	Trustee does not recommend confirmation.
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1. Debtors appeared at the 07/19/22 Creditor's Meeting, however, was continued to 08/16/22 for additional documents.
2. Plan #6 filed on 06/10/22 fails to provide sufficient funds for payment in full of all secured and priority claims.
3. Debtor has failed to provide Trustee with proof of income to substantiate the income amounts listed on Schedule I and Debtor's Official Form 122C.
4. Plan fails to provide for the June 2022 on-going mortgage payment.
5. Plan fails to fully provide for Rushmore Loan Services claim #6 filed 07/18/22.
6. Plan fails to provide for IRS claim #4 filed 07/08/22.
7. Debtor failed to provide a copy of the 2021 tax return.
8. Debtor failed to provide bank statements.
9. Debtor failed to provide an ID and Social Security Affidavit.

Plan payments:
1 (Jul 2022) - 60 (Jun 2027) \$1,590.00

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SCHUMACHE R LANE PLLC 05/20/22 07/29/22 3/60	22-60040 JOSE G GARCIA SR LINDA A GARCIA BMI-	Confirmation Obj POC Resurgent Capital Claim 1 Obj POC Resurgent Capital Claim 2 Obj POC Resurgent Capital Claim 5 Obj Conf Carol De Atley Obj POC Resurgent Capital Claim 9	Current 07/19/22 \$930.00 <i>Cashiers Check</i>	Trustee does not recommend confirmation.

1. Plan #18 filed on 06/09/22 fails to fully provide for the claim of Carol De Atley #11 filed 07/27/22.
2. Plan fails to provide for payment in full of the secured and priority claims within the term of the plan.
3. Plan proposes to credit the entire escrowed mortgage payment towards principal and interest in Paragraph #8.
4. Debtors have failed to disclose all assets, file complete schedules, bank statements and pay advices.
5. Debtors have failed to file an EFT Order with the Court.

Plan payments:
1 (Jul 2022) - 60 (Jun 2027) \$930.00

Objection to POC of Claim No. 1-1 by Resurgent Capital Services filed 06/25/22 at #20.
Objection to POC of Claim No. 2-1 by Resurgent Capital Services filed 06/25/22 at #21.
Objection to POC of Claim No. 5-1 by Resurgent Capital Services filed 06/25/22 at #22.
Objection to POC of Claim No. 9-1 by Resurgent Capital Services filed 07/06/22 at #24.
Objection to POC of Claim No. 12-1 by Resurgent Capital Services filed 07/29/22 at #30.

Amended Objection to Confirmation filed 07/27/22 by Carol De Atley #28.

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VASQUEZ LAW GROUP PLLC 06/17/22 08/26/22 2/60	22-60033 HAROLD D GIFT JANET L GIFT <i>BMI-</i>	Confirmation Obj Conf PHH Mortgage Corp	Current 08/01/22 \$1,475.00 ePay	Trustee does not recommend confirmation.
<ol style="list-style-type: none"> 1. Plan #2 filed 06/17/22 fails to provide for the current Chapter 13 Trustee's fee. 2. Debtor has failed to provide a copy of the 2020 tax return, mortgage statement and bank statements. 3. Debtor has failed to provide Trustee with proof of income for son's contribution. 4. Debtor has failed to file a wage deduction order with the Court. 5. Debtor has failed to provide Trustee with proof of income to substantiate the income amounts listed on Debtor's Official Form 122C. <p>Plan payments: 1 (Jul 2022) - 60 (Jun 2027) \$1,475.00</p>				
Objection to Confirmation filed 06/29/22 by PHH Mortgage Corporation. Doc 17.				

WERNER LAW GROUP 06/06/22 08/15/22 2/60	22-60030 JAMES A SIMS II <i>AMI-</i>	Confirmation	Current 07/28/22 \$3,210.00 Cashiers Check	Trustee does not recommend confirmation.
<ol style="list-style-type: none"> 1. Debtor appeared at the 07/19/22 Creditor's Meeting; however, the meeting was continued to 08/16/22 pending copies of the tax returns. 2. Plan #18 filed 07/05/22 fails to provide a 100% dividend to the general unsecured creditors as required by Debtor's Official Form 122-C #17. 3. Plan does not specify the last payment date for Harley Davidson Finance under paragraph #10. 				

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4. Plan nor budget address disposable income when Harley Davidson Finance debt is paid off.
5. Plan does not address Notice of Mortgage payment change #16 filed 07/05/22.
6. Debtor failed to provide a copy of the 2021 tax return.
7. Debtor failed to provide an ID and Social Security Affidavit.
8. Debtor failed to file a Wage Order with Court.
9. Debtor failed to provide a full six months of pay stubs to support the Means Test.
10. Trustee alleges Schedule I is inaccurate as the income appears overstated according to the Debtor's pay stub.
11. Trustee alleges Schedule I is incomplete as it does not include Debtor's VA income.

Plan payments:
1 (Jul 2022) - 60 (Jun 2027) \$3,210.00.
