

U.S. Bankruptcy Court Northern District of Texas

The Honorable Robert L. Jones, Presiding

Lubbock Judge Jones Ctrm

12/17/2014 Wednesday

09:00 AM Lubbock Ch 13 Docket - Wilson

1. **09-50412-13**

Hiram Franklin Euresti

Debtor s certification and motion for entry of Chapter 13 discharge. Filed by Debtor (41)

Sammy Clay Gregory representing Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

2. **09-50433-13**

Jason Lee Martinez AND Naomi DaNae Martinez

Debtor s and Joint Debtor's certification and motion for entry of Chapter 13 discharge pursuant to 11 U.S.C. section 1328(a). Filed by Debtors (41)

Elizabeth S. Huffman representing Debtor
Elizabeth S. Huffman representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

3. **11-50154-13**

Michael Lane Claxton AND Maudina Lou Claxton

Debtor s and Joint Debtor's certification and motion for entry of Chapter 13 discharge pursuant to 11 U.S.C. section 1328(a). Filed by Debtors (39 & 40)

William Bruce Magness representing Debtor
William Bruce Magness representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)
Robert B. -Lubbock Wilson (Attorney)

4. **12-50005-13**

Vincent Albert Brenner

Chapter 13 plan modified after confirmation – Filed by Debtor (43)

Sammy Clay Gregory representing Debtor
Robert B. -Lubbock Wilson (Trustee)
Robert B. -Lubbock Wilson (Attorney)
United States Trustee (U.S. Trustee)

5. 12-50014-13

Jesse Salazar AND Maria Herminia Salazar

Chapter 13 plan modified after confirmation – Filed by Debtors (37)

William Bruce Magness representing Debtor
William Bruce Magness representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)
Robert B. -Lubbock Wilson (Attorney)

6. 12-50289-13

Juan Antonio Lopez AND Deborah Ann Lopez

Chapter 13 plan modified after confirmation – Filed by Debtors (50)

Elizabeth S. Huffman representing Debtor
Elizabeth S. Huffman representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
Robert B. -Lubbock Wilson (Attorney)
United States Trustee (U.S. Trustee)

7. 12-50413-13

Nelson Phi Tran

Debtor s certification and motion for entry of Chapter 13 discharge -Filed by Debtor Nelson Phi Tran (42)

Van W. Northern representing Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

8. 12-50458-13

Jaun Antonio Vega AND Juanita Torres Vega

Chapter 13 plan modified after confirmation – Filed by Debtors (70)

Van W. Northern representing Debtor
Van W. Northern representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)
Robert B. -Lubbock Wilson (Attorney)

9. 13-50094-13

Randal Kevin Yarbrough

Debtor s certification and motion for entry of Chapter 13 discharge -Filed by Debtor (63)

Sammy Clay Gregory representing Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

10. **13-50121-13** **Francisco Rafael Sanchez Collazo AND Guadalupe Lara Sanchez**

Chapter 13 plan modified after confirmation – Filed by Debtors (47)

Van W. Northern representing Debtor
Van W. Northern representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

~~11. **13-50205-13** **Gregg Allan Morgan AND Christina Marie Morgan**~~

~~Trustee's recommendation concerning claims, objection to claims and plan modification if required (45)~~

~~Clinton W. Cook representing Debtor
Clinton W. Cook representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
-United States Trustee (U.S. Trustee)~~

12. **14-50076-13** **Michael Berry Jordan AND Alissa Mary Jordan**

Chapter 13 plan modified after confirmation – Filed by Debtors (49)

Sammy Clay Gregory representing Debtor
Sammy Clay Gregory representing Joint Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

13. **14-50110-13** **David E. Garcia**

Chapter 13 plan modified after confirmation – Filed by Debtor (20)

Elizabeth S. Huffman representing Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

14. **14-50246-13** **Nelda Garza Baldwin**

Motion to extend automatic stay -Filed by Debtor (7)

Sammy Clay Gregory representing Debtor
Robert B. -Lubbock Wilson (Trustee)
United States Trustee (U.S. Trustee)

1. **01-51003-7** **Robert Dean Schooler AND Tina Marie Schooler**

Second Application for administrative expenses -Filed by Creditor Lamesa National Bank (149)

R. Byrn Bass representing Debtor
R. Byrn Bass representing Joint Debtor
James L. Gorsuch representing Lamesa National Bank (Creditor)
Mary Frances Durham representing William T. Neary (Trustee)

2. **09-50371-12** **Jerry Phillip Bingham, Jr. AND Mary Anne Bingham**

Trustee s motion to dismiss chapter 12 case i for arrears. (274)

Response opposed to - filed by Debtor Jerry Phillip Bingham Jr., Joint Debtor Mary Anne Bingham. (278)

R. Byrn Bass representing Debtor
R. Byrn Bass representing Joint Debtor
Michael B. Kloiber (Trustee)
United States Trustee (U.S. Trustee)

3. **13-10283-13** **Gery Paul Camp AND Janice Lynn Camp**

Motion for relief from stay - Filed by Creditor West Texas State Bank (40)

Response opposed to -filed by Debtors (42)

Kevin W. Willhelm representing Debtor
Kevin W. Willhelm representing Joint Debtor
Myrtle Davis McDonald representing West Texas State Bank (Creditor)
Robert B. (AB-AM-SA-WF) Wilson (Trustee)
United States Trustee (U.S. Trustee)

4. **13-50301-11** **Roxwell Performance Drilling, LLC**

Disclosure statement -filed by Trustee Harrel L. Davis III. (400)

Max Ralph Tarbox representing Debtor
Todd Jeffrey Johnston representing Harrel L. Davis (Trustee)
Nancy Sue Resnick representing United States Trustee (U.S. Trustee)
Todd Jeffrey Johnston representing McWhorter Cobb & Johnson, LLP (Attorney)
Todd Jeffrey Johnston representing Harrel L. Davis (Attorney)

5. **14-5011** **Scopia Windmill Fund, LP VS West Texas Guar, Inc.**
14-50056 West Texas Guar, Inc.
Motion to dismiss adversary proceeding *Pursuant to Rule 12 and Brief in Support Thereof* filed by Defendants Wade Cowan, Klint Forbes (37)
Motion to dismiss adversary proceeding filed by Defendant West Texas Guar, Inc. (39)
6. **14-5012** **West Texas Guar, Inc. VS 2G FARMS**
14-50056 West Texas Guar, Inc.
Motion for summary judgment - filed by Plaintiff West Texas Guar, Inc. (3)

Samuel Martin Stricklin representing West Texas Guar, Inc. (Plaintiff)
Jody Dewayne Jenkins representing Klint Forbes (Defendant)
7. **14-5014** **Cozart VS Scopia Windmill Fund, LP**
14-50056 West Texas Guar, Inc.
Status Conference. - Complaint by Clayton Cozart, Joe Cozart, Michael Cozart, Will Cozart, Brad Cude, Madison Matt Farmer, Hutch Hawkins, Kim & Freda Hawkins, Carl Henderson, Kalin Farms, Inc., Quinten Kearney, Key Farms, Inc., Travis & Kay Mires, Morgan Farms, J.V., Chad Raines, Jeff Riddle, Kenneth Riddle, Gary Don Sharp, Cody Swafford, Kirk Tidwell against Scopia Windmill Fund, LP, Scopia Capital Management, LLC, Scopia Capital GP, LLC, Leadout Partners, LP, BL3 Management Corp., Brad Romanchuk, Dylan Dahmann, Klint Forbes, Wade Cowan, Mark Stanley, Michael Dworkis. Nature(s) of suit: 01 (Determination of removed claim or cause). (1)
8. **14-5015** **Albus VS Scopia Windmill Fund, LP**
14-50056 West Texas Guar, Inc.
Status Conference - Complaint by David Albus, Michael Albus, Bagley & Company, Kent Barrington, Russell Beakley, Brad Bevel, Blackjack Land & Cattle, LLC, Jim Bridwell, FRED CARVER, W. David Denton, Glenn N. Davis, Mickey Dunnam, J. Keith Fry, Chad Glover, John Ben Glover, Godsey Brothers, Jay Don Hawkins, Glenn Herring, Nathan Herring, Kevin Herring, Hertel Farms Mutual, Highland Hill Farm, Josh Hodges, Brian Keith, Luther Don Keith, Neeley Keith, Robert Keith, Rick Kittley, Lambrecht Farm, LLC, Milford S. Logan, M & B Farms, Terry Mathis, David McGaughey, Mark McGaughey, Mike McGuire, David Muhle, Ed Murphy, Tres Myers, R. Greg Oliver, O. D. Poole, John Pribyla, Jay Proctor, Kerry Quade, Jonathan Ramirez, Flint

Richardson, Sandy Creek Farms, R. A. Shaver III, Short Farms, Lance Sloan, Marvin Stegemoeller, Eric Strand, Tommy Stryker, Jimmy & Ann Tankersley Partnership, Bruce Tibbets, Gary Tidwell Farm, Tidwell Cattle Co. Inc., Bobby Ward, Terry White, Jarek Wilde, Jerry Wilde, Craig Wilde, Wilde Farms Partnership, Yates Farms, Zeissel Farms against Scopia Windmill Fund, LP, Scopia Capital Management, LLC, Scopia Capital GP, LLC, Leadout Partners, LP, BL3 Management Corp., Brad Romanchuk, Dylan Dahmann, Klint Forbes, Wade Cowan, Mark Stanley, Michael Dworkis. Fee Amount \$350. Nature(s) of suit: 01 (Determination of removed claim or cause). (Albergotti, Robert) (1)

9. **14-5016**

2G FARMS VS Scopia Windmill Fund, LP

14-50056

West Texas Guar, Inc.

Status Conference - Complaint by 2G FARMS, 3 Ring Farms, LLC, Addison Farms, David Alvarez, Alan Bayer, Josh Bell, Benco, Coyote Canyon Farms, Inc., Danny Cook, David Cook, Cook Farms, Matt Danysh, Brian J. Durham, Gary Dutton, Curtis Ericson, Ronald Shane Faught, Shea Floyd, Aaron Foshee, Keith Foshee, Eddie Garza, Brandon Grimshaw, Gene Grimshaw, David Groschke, J. Walt Hagood, Guy Henson Jr., Joel N. Hicks, Integrated AG IV, LLC, Integrated AG 3 LLC, Johnson Brothers Farms, LLC, Johnson Farms, Inc., Donald Kirksey, Knight Farms, Koepnick Family Farms, Ronald Luker, Philip Manske, Jerry Martin, Mark Martin, Tommy & Beth Mason JV, Mattered Arizona Farming Company LLC, Shane McCullough, Keith McIlvain, Merle Moerbe Farms, Frank Meyer, Juan Jesus Moreno, Chad Nichols, Jerry Nock, Garry Nock, Brian Sandbothe, Andy Sandbothe, Alan Sandbothe, Lyndall Sharp, John Snell, Valton Stephens, Dan Stone, Davy Stone, Drew Stone, Craig Taylor, Shelby Williams Tomlinson, Jacob Wiens, Brad Williams, W.L. Farms, LLC, Joe D. Barnes against Scopia Windmill Fund, LP, Scopia Capital Management, LLC, Scopia Capital GP, LLC, Leadout Partners, LP, BL3 Management Corp., Brad Romanchuk, Dylan Dahmann, Klint Forbes, Wade Cowan, Mark Stanley, Michael Dworkis. Fee Amount \$350. Nature(s) of suit: 01 (Determination of removed claim or cause). (Albergotti, Robert) (1)

John W. Shanklin representing Alan Bayer (Plaintiff)

John W. Shanklin representing 2G FARMS (Plaintiff)

10. **14-5017**

Bachman, Jr. VS Scopia Windmill Fund, LP

14-50056

West Texas Guar, Inc.

Status Conference - Complaint by Otto Bachman, Jr., Rocky Bachman, Carl Brockriede, Stephan Donald Bryant, Cole Byars, Jason Cox, Dan Dockery, Walter Frank, William Mark Halencak, Bud Handley, Heatly Farms, Steve Jansa, Richard Lockett, Frank Meyer, Mints Farm & Ranch, Harlan Moore, Don Musser, Larry Oswalt, Joshua Patterson, Perkins Farm, Mike Riggins, Legado Farms, Inc., Spears Land Partnership, Neal Stephenson, Darren Streit Farms, Inc., Don Streit, Kress Walker, Clint White, Dan White, Ronnie Wilson against Scopia Windmill Fund, LP, Scopia Capital Management, LLC, Scopia Capital GP, LLC, Leadout Partners, LP, BL3 Management Corp., Brad Romanchuk, Dylan Dahmann, Klint Forbes, Wade Cowan, Mark Stanley, Michael Dworkis. Fee Amount \$350. Nature(s) of suit: 01 (Determination of removed claim or cause). (Albergotti, Robert) (1)

John W. Shanklin representing Otto Bachman, Jr. (Plaintiff)

11. **14-5018** **Custom Food Group, LP VS McCulloch**
11-50396 Rodney Wayne Wilson
Motion to dismiss adversary proceeding - filed by Defendant Jonell McCulloch (7)
Response opposed to - filed by Plaintiff Custom Food Group, LP. (12)
A. Lee Hogewood representing Custom Food Group, LP (Plaintiff)
Max Ralph Tarbox representing Jonell McCulloch (Defendant)
Max Ralph Tarbox representing Max Tarbox Tarbox Law PC (Attorney)
12. **14-20374-12** **Adam Joseph Skalsky**
Motion to extend automatic stay -Filed by Debtor (6)
Response opposed to -filed by Creditor Happy State Bank. (12)
Max Ralph Tarbox representing Debtor
Michael B. Kloiber (Trustee)
United States Trustee (U.S. Trustee)
13. **14-50056-11** **West Texas Guar, Inc.**
Application for compensation *First Interim* for Lain Faulkner & Co., P.C., Accountant, Period: 4/25/2014 to 9/30/2014, Fee: \$217,590.00, Expenses: \$1,238.74. Filed by Attorney Samuel Martin Stricklin (Attachments: # [1](#) Exhibit # [2](#) Proposed Order # [3](#) Master Service List) (285) [o/p]

Application for compensation *First Interim* for Bracewell & Giuliani LLP, Debtor's Attorney, Period: 4/25/2014 to 9/30/2014, Fee: \$925,653.54, Expenses: \$19,034.16. Filed by Attorney Samuel Martin Stricklin (Attachments: # [1](#) Exhibit A # [2](#) Proposed Order # [3](#) Master Service List) (286)

Application for compensation *Final Fee Application* for Bracewell & Giuliani LLP, Debtor's Attorney, Period: 4/25/2014 to 10/31/2014, Fee: \$1077228.65, Expenses: \$20919.64. Filed by (Attachments: # [1](#) Exhibit A # [2](#) Exhibit B)(320)

Support/supplemental document *Supplement to Final Fee Application of Bracewell & Giuliani LLP for Compensation and Reimbursement of Expenses of Professionals for the Period November 1, 2014 through December 12, 2014* filed by Attorney Bracewell & Giuliani (RE: related document(s)[320](#) Application for compensation *Final Fee Application* for Bracewell & Giuliani LLP, Debtor's Attorney, Period: 4/25/2014 to 10/31/2014, Fee: \$1077228.65, Expenses: \$20919.64.). (Attachments: # [1](#) Exhibit A # [2](#) Exhibit B # [3](#) Proposed Order # [4](#) Master Service List) (Stricklin, Samuel)(344) [o/p]

Motion to compel Performance Under Pre-Petition Contract and Enforce the Automatic Stay. Filed by Debtor West Texas Guar, Inc. (114)

Motion to assume executory contract or unexpired lease Filed by Wade Cowan,
Klint Forbes(181)

Tricia Robinson DeLeon representing Debtor
Jody Dewayne Jenkins representing Wade Cowan (Creditor)
Jody Dewayne Jenkins representing Valerie Cowan (Creditor)
Jody Dewayne Jenkins representing Klint Forbes (Creditor)
United States Trustee (U.S. Trustee)

Tricia Robinson DeLeon representing Debtor
United States Trustee (U.S. Trustee)

14. ~~14-50141-7~~

Terry Lynn Love AND Catherine Love

~~Motion for relief from stay—Filed by Creditor BMO Harris Bank (21)~~

~~Myrtle Davis McDonald representing Debtor
Myrtle Davis McDonald representing Joint Debtor
John W. Mee representing BMO Harris Bank (Creditor)
Tarbox Law, P.C. representing Max R Tarbox (Trustee)
United States Trustee (U.S. Trustee)
Max R Tarbox (Attorney)~~