

**U.S. Bankruptcy Court Northern District of Texas**

**The Honorable Robert L. Jones, Presiding**

**Amarillo, Suite 100 - VIDEO**

**02/13/2014 Thursday**

**01:30 PM Amarillo Video SMAT**

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1. **08-20240-7** **Jose Jesus Luna, Jr AND Mariza Hernandez**

Trustee s motion to dismiss case (93)

Response opposed to - filed by Debtors (96)

Patrick Alan Swindell representing Debtor  
Patrick Alan Swindell representing Joint Debtor  
Harvey Leon Morton (Trustee)  
United States Trustee (U.S. Trustee)  
Harvey Leon Morton (Attorney)

2. **10-20168-11** **Borger Properties, Inc.**

Objection to claim(s) 4 of Creditor(s) Chero-Key Piping Company.. Filed by Debtor Borger Properties, Inc.. (170)

Response opposed to -filed by Creditor Chero-Key Piping Company. (174)

John Thomas Boyd representing Debtor  
John Thomas Boyd representing Govind Patel (Creditor)  
John Thomas Boyd representing Harish Patel (Creditor)  
John Thomas Boyd representing Vinod Patel (Creditor)  
John Thomas Boyd representing Lallubhai Patel (Creditor)  
United States Trustee (U.S. Trustee)

Status Conference on the Post Confirmation Order

John Thomas Boyd representing Debtor  
United States Trustee (U.S. Trustee)

3. **11-2014** **OCheskey VS John Does 1-50**

**09-20232** **American Housing Foundation**

Motion for summary judgment -filed by Defendant Greystone Servicing Corporation, Inc. (106) [mtn for continuance on file]

Objection to -filed by Plaintiff Walter OCheskey. (122)

Motion for withdrawal of reference (Reiteration of Motion to Withdraw the Reference per Order of the Court dated 9/6/13). - filed by Defendant Greystone Servicing Corporation, Inc. (100) [mtn for continuance on file]

Benjamin H. Price representing Walter OCheskey (Plaintiff)  
David B Goroff representing Greystone Servicing Corporation, Inc.

4. **11-2137** **OCheskey VS Houston One Willow Chase, Ltd**  
09-20232 American Housing Foundation  
Motion to set aside (RE: related document(s)[14](#) Default judgment) filed by Plaintiff Walter OCheskey (21)  
  
Evan Russell Baker representing Walter OCheskey (Plaintiff)
5. **12-2013** **Bank of America VS Metcalf**  
12-20086 Barry Keith Metcalf  
Trial on the Complaint by Bank of America against Barry Keith Metcalf, Diana Lynne Metcalf. Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 91 (Declaratory judgment). (1)  
  
Richard G. Dafoe representing Bank of America (Plaintiff)  
Jeffery D. Carruth representing Diana Lynne Metcalf (Defendant)  
Jeffery D. Carruth representing Barry Keith Metcalf (Defendant)  
Kent David Ries representing Kent Ries (Trustee)  
Richard G. Dafoe representing Bank of America (Counter-Defendant)  
Bank of America (Counter-Defendant)  
  
Motion for summary judgment *as to the counterclaims of Defendants* -filed by Plaintiff Bank of America (27)  
  
Richard G. Dafoe representing Bank of America (Plaintiff)  
Jeffery D. Carruth representing Barry Keith Metcalf (Defendant)  
Jeffery D. Carruth representing Diana Lynne Metcalf (Defendant)  
Kent David Ries representing Kent Ries (Trustee)
6. **12-2025** **O Cheskey, Trustee VS Sterquell PSF Settlement, L.L.C.**  
09-20232 American Housing Foundation  
Status Conference on the Complaint by Walter O Cheskey, Trustee against Sterquell PSF Settlement, L.L.C..Nature(s) of suit: 91 (Declaratory judgment). 13 (Recovery of money/property - 548 fraudulent transfer). (1)  
  
Rachael L. Smiley representing Walter O Cheskey, Trustee (Plaintiff)  
Jeffery D. Carruth representing Sterquell PSF Settlement, L.L.C. (Defendant)
7. **12-20405-11** **Friendship Dairies, a General Partnership**

Motion for relief from stay -Motion of Lone Star Milk Producers, Inc. to Modify the Automatic Stay to Allow for Recoupment or Setoff - Filed by Creditor Lone Star Milk Producers, Inc. (35)

Response opposed to -filed by Creditor AgStar Financial Services, ACA. (61)

Objection to - filed by Debtor Friendship Dairies, a General Partnership. (62)

Objection to - filed by Creditor Official Unsecured Creditors' Committee. (76)

J. Bennett White representing Debtor

Jason B. Binford representing Lone Star Milk Producers, Inc. (Creditor)

Mary Frances Durham representing United States Trustee (U.S. Trustee)

Objection to claim(s) 14 of Creditor(s) AgStar Financial Services.- Filed by Debtor (481)

Response opposed to -filed by Creditor AgStar Financial Services, ACA. (564)

Motion to allow claims -(Contingent Section 507(b) Administrative Claim) - Filed by Creditor AgStar Financial Services, ACA (658)

Objection to - - filed by Debtor Friendship Dairies, a General Partnership. (677)

Application for compensation for J. Bennett White, Debtor's Attorney, Period: 5/21/2013 to 6/20/2013, Fee: \$19,848.75, Expenses: \$2,736.16. Filed by Attorney J. Bennett White (701)

Application for compensation for J. Bennett White, Debtor's Attorney, Period: 6/21/2013 to 7/20/2013, Fee: \$42,363.75, Expenses: \$4,246.89. Filed by Attorney J. Bennett White (704)

J. Bennett White representing Debtor

Mary Frances Durham representing United States Trustee (U.S. Trustee)

8. 13-20330-7

**Cipriano Rueda AND Ramona Irene Rueda**

Motion to disgorge fees *and review Debtors' transactions with Attorney under 11 U.S.C. 329.* -Filed by U.S. Trustee (17)

Response opposed to - filed by Respondent Jason Wheeler Barger. (22)

Jason W. Barger representing Debtor

Jason W. Barger representing Joint Debtor

Kent David Ries (Trustee)

Mary Frances Durham representing United States Trustee (U.S. Trustee)

9. 13-20376-11

**Messer Enterprises, Inc.**

Motion for relief from stay - Filed by Creditor GE Capital (31)

Response opposed to -filed by Debtor Messer Enterprises, Inc.. (35)

Patrick Alan Swindell representing Debtor  
Claude D. Smith representing GE Capital (Creditor)  
Mary Frances Durham representing United States Trustee (U.S. Trustee)

10. 13-20393-11

**Amarillo Biosciences, Inc.**

Motion to assume executory contract or unexpired lease -Filed by Debtor  
Amarillo Biosciences, Inc. (82)

Roger S. Cox representing Debtor  
United States Trustee (U.S. Trustee)

Motion to extend or limit the exclusivity period- Filed by Debtor Amarillo  
Biosciences, Inc. (89)

Roger S. Cox representing Debtor  
United States Trustee (U.S. Trustee)

11. 13-20408-7

**Phyllis Ann Johnson**

Motion for relief from stay -Filed by Creditor M&T Bank (12)

Troy A. Blackwell representing Debtor  
Lance Justin Erickson representing M&T Bank (Creditor)  
Harvey Leon Morton (Trustee)  
United States Trustee (U.S. Trustee)

12. 13-20410-7

**Gary Don Johnson AND Derima Little Johnson**

Reaffirmation agreement between debtor and Amarillo National Bank -filed by  
Creditor Amarillo National Bank. (15)

Dennis Ray Boren representing Debtor  
Dennis Ray Boren representing Joint Debtor  
Michael S. Smiley representing Amarillo National Bank (Creditor)  
Harvey Leon Morton (Trustee)  
United States Trustee (U.S. Trustee)

13. 13-20441-7

**Patricia Ann Bailey**

Motion for relief from stay - Filed by Creditor American Honda Finance  
Corporation (10)

Troy A. Blackwell representing Debtor  
Earl Ferdinand Sundmaker representing American Honda Finance  
Corporation  
Kent David Ries (Trustee)  
United States Trustee (U.S. Trustee)

**2:00 p.,m. Special Setting.**

13-50301-rlj11 Roxwell Performance Drilling, LLC

Emergency Motion to sell property under Section 363(b) -Filed by Trustee Harrel L. Davis III (173)

Emergency Motion to sell property under Section 363(b) -Filed by Trustee Harrel L. Davis III (176)

Emergency Motion to sell property under Section 363(b) -Filed by Trustee Harrel L. Davis III (179)

Emergency Motion to sell property under Section 363(b) -Filed by Trustee Harrel L. Davis III (182)