

U.S. Bankruptcy Court - Northern District of New York

Honorable Robert E. Littlefield Jr., Presiding

Albany Courtroom

Wednesday, February 10, 2010

8:30 AM **07-13037** **David B Horton and Mary A. Horton**

Doc#: 41 **Trustee's Final Rpt/Acct-Asset**

Converted on
5/27/2008, Case
Closed on
9/17/2009

Chapter: 7

Debtor's Attorney: Darrell L. Bowen

Filer: Trustee

Trustee: Douglas J. Wolinsky

8:30 AM **07-13283** **Jason L. Ebersol**

Doc#: 19 **Trustee's Final Rpt/Acct-Asset**

Chapter: 7

Debtor's Attorney: Robert A. Kagan

Filer: Trustee

Trustee: Douglas J. Wolinsky

8:30 AM **08-11107** **Davy L. McDonald and Melissa A. McDonald**

Doc#: 36 **Trustee's Final Rpt/Acct-Asset**

Chapter: 7

Debtor's Attorney: Darrell L. Bowen

Filer: Trustee

Trustee: Douglas J. Wolinsky

8:45 AM

09-14355

Cindy Lee Seyboth

Doc#: 8

Reaffirmation Agreement (pro se)

Chapter: 7

Debtor's Attorney: PRO SE

Filer: Cindy Lee Seyboth

Trustee: Gregory G. Harris

9:00 AM **05-17252** **Adriana Feldman**
Doc#: 21 **Motion to Approve compromise of personal injury action, Application for Compensation and reimbursement of costs and disbursements for Eli B. Basch, Esq., Special Counsel**
Chapter: 7 **Filer:** Philip J Danaher, Philip J. Danaher (,), Eli B. Basch, Esq. (Philip J. Danaher)
Debtor's Attorney: Chester G Krom **Trustee:** Philip J. Danaher

OBJECTIONS:

- Doc# 23: Response filed by Diana G. Adams (Purcell, Kevin)

9:00 AM **06-12344** **Patricia Wieczynski**
Doc#: 56 **Application for Compensation RE: Attorney for Trustee**
Chapter: 7 **Filer:** Philip J. Danaher (Christian H. Dribusch)
Debtor's Attorney: Kristie H. Hanson **Trustee:** Philip J. Danaher

OBJECTIONS:

- Doc# 59: Objection filed by Patricia Wieczynski (Hanson, Kristie)

9:00 AM **07-12393** **Mark J. King**
Doc#: 31 **Motion to Delay Discharge**
Chapter: 7 **Filer:** Mark J. King (Marc S. Ehrlich)
Debtor's Attorney: Marc S. Ehrlich **Trustee:** William M. McCarthy

Converted on
8/6/2009

9:00 AM **08-11676** **Auger N Chonou and Karen C. Chonou**
Doc#: 59 **Motion to Redeem 2004 Hyundai Sonata**
Chapter: 7 **Filer:** Auger N Chonou, Karen C. Chonou (Laura L. Silva)
Debtor's Attorney: Laura L. Silva **Trustee:** William M. McCarthy

Converted on
10/15/2009

OBJECTIONS:

- Doc# 62: Letter filed by Wachovia Dealer Services, Inc.

9:00 AM **08-13675** **Joseph Pomponio**
Doc#: 27 **Motion for 707a Dismissal and 521 or For Extension of the Time to File a Motion Pursuant to 707(b) and to Extend the Time to File a Complaint Objecting to Discharge**
Chapter: 7 **Filer:** Diana G. Adams (Kevin Purcell)
Debtor's Attorney: Guy J. Criscione Jr. **Trustee:** Gregory G. Harris

Converted on
10/7/2009

9:00 AM **09-13081** **Theresa M Reutzel**
Doc#: 20 **Motion to Compel**

Chapter: 7
Debtor's Attorney: Richard Croak

Filer: Marc S. Ehrlich (Ehrlich & Arcodia, P.C.)
Trustee: Marc S. Ehrlich

OBJECTIONS:

- Doc# 22: Response filed by Theresa M Reutzel (Croak, Richard)

9:00 AM **09-13267** **Dennis A. Beckert**
Doc#: 19 **Objection to Debtor's Claim of Exemptions**

Chapter: 7
Debtor's Attorney: Richard H. Weiskopf

Filer: Trustee
Trustee: Michael Jude OConnor

OBJECTIONS:

- Doc# 25: Response filed by Dennis A. Beckert (Chest, Lynn).

9:00 AM **09-13631** **Daniel Apolito**
Doc#: 20 **Motion for Turnover**

Chapter: 7
Debtor's Attorney: Richard Croak

Filer: Trustee
Trustee: Marc S. Ehrlich

9:00 AM **09-13740** **Lynne Milos**
Doc#: 12 **Motion to Vacate Discharge to File Reaffirmation Agreement**

Chapter: 7
Debtor's Attorney: Michael Jude OConnor

Filer: Lynne Milos (Michael Jude OConnor)
Trustee: Christian H. Dribusch

9:00 AM **09-13838** **Christine C Vandepas**
Doc#: 7 **Motion to Dismiss Chapter 7 case for cause pursuant to 11 U.S.C. section 521 and 707(a), or for Extension of the Time to File a Motion pursuant to U.S.C. section 707(b)(1), and to Extend the Time to file a Complaint Objecting to Discharge**

Chapter: 7
Debtor's Attorney: Robert L. Katzman

Filer: Diana G. Adams
Trustee: Gregory G. Harris

9:00 AM **09-14193** **John J Boni**
Doc#: 15 **Motion to Sell Property under Section 363(b)**

Chapter: 7
Debtor's Attorney: Douglas A Shartrand

Filer: Trustee
Trustee: Gregory G. Harris

9:00 AM **09-14518** **MARGARET L CALLINS**
Doc#: 15 **Motion to Approve/Deny Sale**
Chapter: 7 **Filer:** Trustee
Debtor's Attorney: Charles T. Kriss **Trustee:** Marc S. Ehrlich

9:00 AM **09-14685** **Mazell Young**
Doc#: 7 **Scheduling Order RE: Application to Waive Filing Fee**
Chapter: 7 **Trustee:** Marc S. Ehrlich
Debtor's Attorney: PRO SE

9:00 AM **09-14759** **Mohammed A. Barat and Tayaba Barat**
Doc#: 12 **Motion to Dismiss Case**
Chapter: 7 **Filer:** Mohammed A. Barat, Tayaba Barat (Peter B. McHugh, Richard H. Weiskopf)
Debtor's Attorney: Richard H. Weiskopf **Trustee:** Philip J. Danaher

9:00 AM **09-14846** **Victor M Debonis**
Doc#: 9 **Motion for Relief From Stay, Application for Compensation**
Chapter: 7 **Trustee:** Marc S. Ehrlich
Debtor's Attorney: Barbara Whipple, Paula M. Barbaruolo

OBJECTIONS:

- Doc# 13: Reply filed by Victor M Debonis (Whipple, Barbara)

9:00 AM **09-90056** **Professional Assistance and Support Services, LLC v. O'Hara et al**
Doc#: 46 **Motion to Reconsider RE: doc#28 - Order on Motion For Summary Judgment**
Defendant's Attorney: Douglas J. Wolinsky, Mark D. Glastetter, Peter A. Pastore, Richard L. Weisz **Filer:** Innovative Solutions Group Cos, LLC (Peter A. Pastore, Peter A. Pastore)
Plaintiff's Attorney: David L. Ganje

OBJECTIONS:

- Doc# 51: Reply filed by Professional Assistance and Support Services, LLC a/k/a PASS, LLC, Mike Martin, Ed Kear and Vince Lane (Ganje, David)
- Doc# 52: Affidavit filed by Professional Assistance and Support Services, LLC

9:00 AM **09-90056** **Professional Assistance and Support Services, LLC v. O'Hara et al**
Doc#: 48 **Motion for Preliminary Injunction and A Temporary Restraining Order**
Defendant's Attorney: Douglas J. Wolinsky, Mark D. Glastetter, Peter A. Pastore, Richard L. Weisz **Filer:** Trustee
Plaintiff's Attorney: David L. Ganje

9:00 AM **09-90114 Professional Assistance and Support Services, LLC v. O' Hara et al**

Doc#: 24 Order to Show Cause to Dismiss RE: Defendants Wolinsky, Abraham, and O'Hara

Defendant's Attorney Mark D. Glastetter, Peter A. Pastore, Richard L. Weisz **Filer:** Trustee

Plaintiff's Attorney: David L. Ganje

OBJECTIONS:

- Doc# 2930: Request/Affidavit filed by Professional Assistance And Support Services, LLC

9:30 AM **09-90080** **Giminiani et al v. Cesar et al**
Doc#: 13 **Letter Requesting Conference RE: Discovery Issues**

Defendant's Attorney James E. D. Doern, James E.D. Doern, Michael E. Basile
Plaintiff's Attorney: Robert J Rock, Robert J. Rock
Filer: Capital District Enterprises, Inc. (Robert J Rock, Robert J. Rock)
Trustee: Philip J. Danaher

10:00 AM **09-90111** **Saari v. Cadlerock Joint Venture II, L.P. et al**
Doc#: 5 **Motion for Declaratory Judgment**

Defendant's Attorney Andrew B. Helfand, William S. Nolan
Plaintiff's Attorney: James E.D. Doern
Filer: Eric D. Saari (James E.D. Doern)

OBJECTIONS:

- Doc# 10: Objection filed by Cadlerock Joint Venture II, L.P. (Helfand, Andrew)
- Doc# 15: Objection filed by Cadlerock Joint Venture II, L.P. (Helfand, Andrew)
- Doc# 21: Supplemental Objection filed by Cadlerock Joint Venture
- Doc# 28: Affidavit in Support filed by Eric D. Saari

10:00 AM **09-90111** **Saari v. Cadlerock Joint Venture II, L.P. et al**
Doc#: 30 **Notice of Pretrial**

Defendant's Attorney Andrew B. Helfand, William S. Nolan
Plaintiff's Attorney: James E.D. Doern
Filer: Trustee

10:30 AM **08-14239 Greener Cleaners, Ltd.**
Doc#: 99 Application for Compensation RE: Debtor's Attorney
Chapter: 11 **Filer:** Greener Cleaners, Ltd. (Christian H. Dribusch,
Debtor's Attorney: Christian H. Dribusch Christian H. Dribusch)

OBJECTIONS:

- Doc# 103: Limited Objection filed by Morwhite, Inc.

10:30 AM **08-14286 JACK HALL PLUMBING AND HEATING, INC.**
Doc#: 71 Confirmation of Plan
Chapter: 11 **Filer:** JACK HALL PLUMBING AND HEATING, INC.
Debtor's Attorney: Richard L. Weisz (Richard L. Weisz)

OBJECTIONS:

- Doc# 90: Objection filed by Russell C. Scudder. (Dribusch, Christian)
- Doc# 91: Objection filed by Diana G. Adams (Lefebvre, Kim)

10:30 AM **08-14286 JACK HALL PLUMBING AND HEATING, INC.**
Doc#: 94 Motion to Approve/Deny Plan Confirmation Under 11 U.S.C. Section 1129(b) (Cramdown) Over Objection of Russell C. Scudder
Chapter: 11 **Filer:** JACK HALL PLUMBING AND HEATING, INC.
Debtor's Attorney: Richard L. Weisz (Richard L. Weisz)

OBJECTIONS:

- Doc# 103: Objection filed by Russell C. Scudder (Dribusch, Christian)
- Doc# 104: Amended Objection filed by Russell C. Scudder (Dribusch, Christian)

10:30 AM **09-10081 EATON CORNERS CORPORATION**
Doc#: 64 Motion for Relief From Stay
Chapter: 11 **Filer:** Berkshire Bank (Lisa M. Penpraze, Paul A.
Debtor's Attorney: Richard L. Weisz Feigenbaum, Russell C. Tharp Jr.)

OBJECTIONS:

- Doc# 66: Objection filed by EATON CORNERS CORPORATION (Weisz, Richard)
- Doc# 88: Appraisal filed by Berkshire Bank
- Doc# 89: Letter filed by Debtor
- Doc# 90: Appraisal filed by Debtor

10:30 AM **09-10081** **EATON CORNERS CORPORATION**

Doc#: 71 **Motion for Relief From Stay**

Chapter: 11

Debtor's Attorney: Richard L. Weisz

Filer: Berkshire Bank (Lisa M. Penpraze, Paul A. Feigenbaum, Russell C. Tharp Jr.)

OBJECTIONS:

- Doc# 76: Objection filed by EATON CORNERS CORPORATION (Weisz, Richard)
- Doc# 87: Appraisal filed by Berkshire Bank
- Doc# 89: Letter filed by Debtor
- Doc# 91: Appraisal filed by Debtor

10:30 AM **09-10081** **EATON CORNERS CORPORATION**

Doc#: 94 **Disclosure Statement**

Chapter: 11

Debtor's Attorney: Richard L. Weisz

Filer: EATON CORNERS CORPORATION (Richard L. Weisz)

10:30 AM **09-10908** **Home Bistro Foods, Inc.**

Doc#: 207 **Third Application for Compensation RE: Lowenstein Sandler PC, Creditor Comm. Aty**

Chapter: 11

Debtor's Attorney: Francis J. Brennan

Filer: Lowenstein Sandler PC (Cassandra M. Porter)

10:30 AM **09-13753** **American Tree Co., Inc.**

Doc#: 33 **Motion for Relief From Stay**

Chapter: 11

Debtor's Attorney: Christian H. Dribusch

Filer: Bank of Kansas City (Matthew F. Kye)

OBJECTIONS:

- Doc# 48: Objection filed by American Tree Co., Inc. (Dribusch, Christian)

10:30 AM **09-13753** **American Tree Co., Inc.**

Doc#: 40 **Motion for Relief From Stay**

Chapter: 11

Debtor's Attorney: Christian H. Dribusch

Filer: The Adirondack Trust Company (Russell C. Tharp Jr.)

OBJECTIONS:

- Doc# 47: Objection filed by American Tree Co., Inc. (Chest, Lynn).

Chapter: 11
Debtor's Attorney: Richard Croak

Filer: NBT Bank, National Association (Peter L. Burgess)

OBJECTIONS:

- Doc# 19: Response filed by Stone Cast Inc, a Corporation (Croak, Richard)
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11:00 AM **05-16436** **Hudson Valley Care Centers, Inc.**
Doc#: 474 **Final Decree**

Chapter: 11
Debtor's Attorney: Michael D. Assaf

Filer: Hudson Valley Care Centers, Inc. (Lisa M. Penpraze, Michael D. Assaf, Michael D. Assaf)

OBJECTIONS:

- Doc# 477: Response filed by Diana G. Adams (Chest, Lynn).

11:00 AM **08-90155** **Hudson Valley Care Centers, Inc. v. Green Manor Dialysis Center, LLC**

Doc#: 65 **Letter Requesting Conference/ORAL DECISION RE: Abstention Issue**

Reopened on
3/31/2009

Defendant's Attorney Frederick Rench, James P. Trainor

Filer: Hudson Valley Care Centers, Inc. (Michael D. Assaf)

Plaintiff's Attorney: Michael D. Assaf

11:00 AM **09-12248** **Adirondack Mines Inc.**
Doc#: 23 **Motion to Determine Value**

Chapter: 11
Debtor's Attorney: Leslie N. Reizes

Filer: Adirondack Mines Inc. (Leslie N. Reizes)

OBJECTIONS:

- Doc# 59: Objection filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)
- Doc# 64: Opposition Response filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)
- Doc# 65: Supplemental Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 68: Supplemental Reply filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)

11:00 AM **09-12248** **Adirondack Mines Inc.**
Doc#: 27 **Motion to Dismiss Case**

Chapter: 11
Debtor's Attorney: Leslie N. Reizes

Filer: Diana G. Adams

OBJECTIONS:

- Doc# 40: Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 56: Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 65: Supplemental Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 68: Supplemental Reply filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)

11:00 AM **09-12248 Adirondack Mines Inc.**
Doc#: 30 Amended Motion to Abandon

Chapter: 11

Filer: Adirondack Mines Inc. (Leslie N. Reizes)

Debtor's Attorney: Leslie N. Reizes

OBJECTIONS:

- Doc# 57: Objection filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)
- Doc# 65: Supplemental Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 68: Supplemental Reply filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)

11:00 AM **09-12248 Adirondack Mines Inc.**
Doc#: 35 Motion to Approve/Deny Disclosure Statement

Chapter: 11

Filer: Adirondack Mines Inc. (Leslie N. Reizes)

Debtor's Attorney: Leslie N. Reizes

OBJECTIONS:

- Doc# 58: Objection filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)
- Doc# 64: Opposition Response filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)
- Doc# 65: Supplemental Response filed by Adirondack Mines Inc. (Reizes, Leslie)
- Doc# 68: Supplemental Reply filed by Countrywide Home Loans n/k/a BAC Home Loan Servicing (Grigg, Natalie)

11:00 AM **09-13312 Friar Tuck Inn of the Catskills, Inc. and Nottingham Village Development Corp.**
Doc#: 78 Motion for Relief From Stay

Chapter: 11

Filer: RCI, LLC f/k/a Resort Condominiums International, LLC (Joseph M Cerra)

Debtor's Attorney: Christian H. Dribusch

OBJECTIONS:

- Doc# 84: Objection filed by Nottingham Village Development Corp. (Dribusch, Christian)
- Doc# 85: Reply filed by RCI, LLC f/k/a Resort Condominiums International, LLC (Cerra, Joseph)

11:00 AM **93-12379** **Olin O. Bleau and M. Jacqueline Bleau**

Doc#: 67 **Letter Requesting Conference**

Converted on
11/3/1994, Case
Closed on
9/24/1998

Chapter: 7
Debtor's Attorney: Stephen F. Bailly

Filer: M. Jacqueline Bleau, Olin O. Bleau (Stephen F. Bailly)
Trustee: Nathan M. Goldberg

11:00 AM **93-12380** **Bleau's Towing Service, Inc.**

Doc#: 64 **Letter Requesting Conference**

Converted on
9/23/1994, Case
Closed on
10/22/1998

Chapter: 7
Debtor's Attorney: Hicks & Bailly

Filer: Bleau's Towing Service, Inc. (Stephen F. Bailly, Hicks & Bailly)
Trustee: Richard H. Weiner

11:30 AM **08-90036** **Khanna v. U.S. Bank ELT Northstar et al**

Doc#: 21 **Scheduling Order/Pre-Trial Conference**

Defendant's Attorney Edward R.
Marinstein, William S.
Nolan

Trustee: Andrea E. Celli

11:30 AM **09-10974** **James Lamont Heath**

Doc#: 18 **Trustee's Motion to Dismiss Case for Failure to Make Plan Payments**

Chapter: 13
Debtor's Attorney: Brad S. Margolis

Filer: Trustee
Trustee: Andrea E. Celli

11:30 AM **09-10974** **James Lamont Heath**

Doc#: 21 **Amended Motion for Relief from Stay**

Chapter: 13
Debtor's Attorney: Brad S. Margolis

Filer: RMS Residential Properties, LLC as Owner
Designee (Mark K. Broyles)
Trustee: Andrea E. Celli

11:30 AM **09-10974** **James Lamont Heath**

Doc#: 27 **Order to Show Cause**

Chapter: 13
Debtor's Attorney: Brad S. Margolis

Trustee: Andrea E. Celli

OBJECTIONS:

- Doc# 29: Response filed by James Lamont Heath (Chest, Lynn).