

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

Honorable Margaret M. Cangilos-Ruiz, Presiding

Syracuse Courtroom

Tuesday, May 05, 2009

---

10:00 AM **06-30165** **Neil Richard Klohmann**  
**Doc#: 27** **Motion to Pay Chapter 13 Plan Early**

Reopened on  
12/4/2006

**Chapter:** 13 **Filer:** Debtor (Jeffrey Howard Coleman)  
**Debtor's Attorney:** Jeffrey Howard Coleman **Trustee:** Mark W. Swimelar

---

10:00 AM **06-30355** **Amy Reynolds**  
**Doc#: 32** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

Reopened on  
12/4/2006

**Chapter:** 13 **Filer:** Mark W. Swimelar  
**Debtor's Attorney:** Peter A. Orville **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 34: Reply filed by Amy Reynolds (Orville, Peter)

---

10:00 AM **06-31749** **Michele Therese Dubois-Mazur**  
**Doc#: 36** **Motion for Contempt**

Reopened on  
12/29/2006

**Chapter:** 13 **Filer:** Debtor (Harold P. Goldberg)  
**Debtor's Attorney:** David M Capriotti, Harold P. Goldberg, Harris Beach LLP, Kelly C Griffith, Wendy A. Kinsella **Trustee:** Mark W. Swimelar

---

10:00 AM **06-31749** **Michele Therese Dubois-Mazur**  
**Doc#: 39** **Motion to Vacate**

Reopened on  
12/29/2006

**Chapter:** 13 **Filer:** GMAC Mortgage Corporation (Certilman Balin Adler & Hyman, McCalla, Raymer, Padrick ET AL, Stan L. Goldberg)  
**Debtor's Attorney:** David M Capriotti, Harold P. Goldberg, Harris Beach LLP, Kelly C Griffith, Wendy A. Kinsella **Trustee:** Mark W. Swimelar

---

10:00 AM **06-32251** **Tracey Marie Robinson**  
**Doc#: 24** **Motion to Avoid Lien**

Reopened on  
12/28/2006

**Chapter:** 13 **Filer:** Debtor (Russell S. Simonetta)  
**Debtor's Attorney:** Russell S. Simonetta **Trustee:** Mark W. Swimelar

---

10:00 AM **06-32251** **Tracey Marie Robinson**  
**Doc#: 26** **Motion to Avoid Lien**

Reopened on  
12/28/2006

**Chapter:** 13 **Filer:** Debtor (Russell S. Simonetta)  
**Debtor's Attorney:** Russell S. Simonetta **Trustee:** Mark W. Swimelar

10:00 AM **06-32484** **Frederick L. Zuti**  
**Doc#: 63** **Motion to Approve/Deny**

Reopened on  
12/28/2006

**Chapter:** 13  
**Debtor's Attorney:** David E Zukher, Theodore L. Araujo, Wayne R. Bodow

**Filer:** Frederick L. Zuti (Wayne R. Bodow, Theodore L. Araujo, David E Zukher)  
**Trustee:** Mark W. Swimelar

---

10:00 AM **06-32802** **Gerald M. Rosemellia**  
**Doc#: 59** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

Reopened on  
12/27/2006

**Chapter:** 13  
**Debtor's Attorney:** Russell S. Simonetta

**Filer:** Trustee  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 60: Response filed by Gerald M. Rosemellia (Simonetta, Russell)

---

10:00 AM **06-33730** **Renita G. Kaigler**  
**Doc#: 41** **Motion to Withdraw as Attorney**

Reopened on  
12/22/2006

**Chapter:** 13  
**Debtor's Attorney:** Alison A. Bukata

**Filer:** Debtor (Alison A. Bukata)  
**Trustee:** Mark W. Swimelar

---

10:00 AM **06-33832** **Renee M. Impaglia**  
**Doc#: 32** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

Reopened on  
12/22/2006

**Chapter:** 13  
**Debtor's Attorney:** Kurt D.L. Knudsen

**Filer:** Trustee  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 33: Objection filed by Renee M. Impaglia (Ford, Leigh)

---

10:00 AM **06-33843** **Becki L. Hart**  
**Doc#: 53** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

Reopened on  
12/12/2006

**Chapter:** 13  
**Debtor's Attorney:** Peter D Grubea

**Filer:** Trustee (Mark W. Swimelar)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 54: Response filed by Becki L. Hart (Grubea, Peter)

---

10:00 AM **06-33896** **Sharalynn A. Kellogg**  
**Doc#: 27** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

Reopened on  
12/13/2006

**Chapter:** 13  
**Debtor's Attorney:** Peter D Grubea

**Filer:** Trustee  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 28: Response filed by Sharalynn A. Kellogg (Grubea, Peter)

10:00 AM **06-34023** **Susan L Branston**  
**Doc#: 34** **Motion to Modify Plan**

Reopened on  
12/14/2006

**Chapter:** 13  
**Debtor's Attorney:** Thomas Miller

**Filer:** Debtor (Thomas Miller)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 40: Objection filed by Mark W. Swimelar (Swimelar, Mark)

---

10:00 AM **06-34673** **Gordon Elwyn Jones and Melissa Ashley Jones**  
**Doc#: 49** **Motion to Sever Chapter 13 Case**

**Chapter:** 13  
**Debtor's Attorney:** David J. Gruenewald

**Filer:** Debtor (David J. Gruenewald)  
**Trustee:** Mark W. Swimelar

---

10:00 AM **07-30006** **Christopher L. O'Reilly and Tami O'Reilly**  
**Doc#: 28** **Motion for Relief From Stay, Application for Compensation**

**Chapter:** 13  
**Debtor's Attorney:** Kristin M. Sunser-King

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 34: Response filed by Mark W. Swimelar (zSwimelar, Mark)
- Doc# 35: Response filed by Christopher L. O'Reilly, Tami O'Reilly (Sunser-King, Kristin)

---

10:00 AM **07-30240** **Steven E Saumier**  
**Doc#: 49** **Motion for Relief From Stay**

**Chapter:** 13  
**Debtor's Attorney:** Jessica G. Grady, Laura M. Harris

**Filer:** GMAC MORTGAGE, LLC SUCCESSOR BY  
MERGER TO GMAC MORTGAGE  
CORPORATION (Marc D. Hess)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 51: Objection filed by Steven E Saumier (Grady, Jessica)

---

10:00 AM **07-30310** **Bruce W. Burlingame and Mary E. Burlingame**  
**Doc#: 50** **Motion for Relief From Stay, Application for Compensation**

**Chapter:** 13  
**Debtor's Attorney:** Craig C. Humpleby

**Filer:** WELLS FARGO BANK, N.A (Amy E. Przewozny,  
Hilary B. Bonial, Marc D. Hess)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 52: Response filed by Mark W. Swimelar (zSwimelar, Mark)

10:00 AM **07-30472** **Cynthia A. Brunson**  
**Doc#: 49** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee (Mark Swimelar)  
**Debtor's Attorney:** Kristin M. Sunser-King **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 52: Response filed by Cynthia A. Brunson (Sunser-King, Kristin)
- Doc# 55: Supplemental Response filed by Cynthia A. Brunson (Sunser-King, Kristin)

---

10:00 AM **07-30960** **Cherrie L. Alexander**  
**Doc#: 26** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee  
**Debtor's Attorney:** Peter D Grubea **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 27: Response filed by Cherrie L. Alexander (Grubea, Peter)

---

10:00 AM **07-31054** **David S. Rea and Eleanor R. Rea**  
**Doc#: 51** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee  
**Debtor's Attorney:** Jessica G. Grady,Laura M. Harris **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 52: Agreed Objection filed by David S. Rea, Eleanor R. Rea (Grady, Jessica)

---

10:00 AM **07-31089** **Michael Alexander Aguayo**  
**Doc#: 29** **Motion for Adequate Protection, Application for Compensation, Motion for Relief From Stay**

**Chapter:** 13 **Filer:** Bank of America, NA (Barbara Dunleavy, Richard Postiglione)  
**Debtor's Attorney:** Russell S. Simonetta **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 31: Response filed by Michael Alexander Aguayo (Simonetta, Russell)

---

10:00 AM **07-31767** **Joseph Sparrow and Mary Louise Sparrow**  
**Doc#: 22** **Motion to Modify Plan**

**Chapter:** 13 **Filer:** Debtors (Robert H. Fix)  
**Debtor's Attorney:** Robert H. Fix **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 24: Objection filed by Mark W. Swimelar (Swimelar, Mark)

10:00 AM **07-31809** **James P. Wheelden**  
**Doc#: 38** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Mary Lannon Fangio

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 39: Objection filed by James P. Wheelden (Fangio, Mary)

---

10:00 AM **07-32184** **Michael Kinnie**  
**Doc#: 14** **Motion to Avoid Lien, Application for Compensation**

**Chapter:** 13

**Filer:** Michael Kinnie (Anthony Inserra)

**Debtor's Attorney:** Anthony Inserra

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 16: Objection filed by Manufacturers and Traders Trust Company (Levine, Louis)

---

10:00 AM **07-32330** **Christopher J Pollichemi**  
**Doc#: 30** **Trustee's Default Motion to Dismiss Case**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Kristin M. Sunser-King

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 31: Response filed by Christopher J Pollichemi (Sunser-King, Kristin)

---

10:00 AM **07-32457** **Lois Gertrude Aldrich**  
**Doc#: 13** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Russell S. Simonetta

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 14: Response filed by Lois Gertrude Aldrich (Simonetta, Russell)

---

10:00 AM **08-30286** **Casandra A. Borland**  
**Doc#: 12** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Peter D Grubea

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 13: Response filed by Casandra A. Borland (Grubea, Peter)

10:00 AM **08-30481** **Linda A. Streeter and Jerry L. Streeter**  
**Doc#: 33** **Motion for Relief From Stay, Motion for Adequate Protection**  
**Chapter:** 13 **Filer:** Deutsche Bank National Trust Company, as Trustee  
**Debtor's Attorney:** Richard T. Ward for Saxon Asset Securities Trust 2006-2 (Barbara Dunleavy)  
**Trustee:** Mark W. Swimelar

---

10:00 AM **08-30854** **Helene B. Wienclawski**  
**Doc#: 22** **Motion for Relief From Stay, Motion for Relief from Co-Debtor Stay, Application for Compensation**  
**Chapter:** 13 **Filer:** Datta, Pranali  
**Debtor's Attorney:** Jeffrey Lee Drimer **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 24: Response filed by Helene B. Wienclawski (Drimer, Jeffrey)

---

10:00 AM **08-31250** **Michael Angelo Millimaci and Susan Lynn Millimaci**  
**Doc#: 21** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**  
**Chapter:** 13 **Filer:** Trustee (Mark W Swimelar)  
**Debtor's Attorney:** Alison A. Bukata **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 22: Response filed by Michael Angelo Millimaci, Susan Lynn Millimaci (Bukata, Alison)
- Doc# 24: Response filed by Michael Angelo Millimaci, Susan Lynn Millimaci (Bukata, Alison)

---

10:00 AM **08-31493** **John A. Caiella and Cheri W Caiella**  
**Doc#: 27** **Motion for Relief From Stay**  
**Chapter:** 13 **Filer:** American Home Mortgage Servicing, Inc. (Mark R. Knuckles)  
**Debtor's Attorney:** Alison A. Bukata **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 31: Response filed by Cheri W Caiella, John A. Caiella (Bukata, Alison)

---

10:00 AM **08-31737** **Ronald J Marsden**  
**Doc#: 17** **Motion for Relief From Stay**  
**Chapter:** 13 **Filer:** WELLS FARGO BANK, NA AS SERVICER FOR  
**Debtor's Attorney:** Robert H. Fix US BANK NATIONAL ASSOCIATION, AS  
TRUSTEE HEAT 2006-1 (Marc D. Hess)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 21: Response filed by Ronald J Marsden (Fix, Robert)

10:00 AM **08-31795** **Michael James Stell and Pamela Dawn Stell**

**Doc#: 40** **Motion to Withdraw as Attorney**

**Chapter:** 13

**Filer:** Debtors (Richard J. Sardano)

**Debtor's Attorney:** Richard J. Sardano

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 43: Response filed by Mark W. Swimelar (zSwimelar, Mark)

---

10:00 AM **08-31813** **Duane L Stanton and Holly A Stanton**

**Doc#: 37** **Motion to Vacate**

Dismissed on  
3/26/2009

**Chapter:** 13

**Filer:** Debtors (Robert H. Fix)

**Debtor's Attorney:** Robert H. Fix

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 40: Response filed by Mark W. Swimelar (zSwimelar, Mark)

---

10:00 AM **08-31948** **Vanessa Ann Daniels**

**Doc#: 22** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Russell S. Simonetta

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 23: Response filed by Vanessa Ann Daniels (Simonetta, Russell)

---

10:00 AM **08-32011** **Kenneth W. Wheeler and Catherine E. Wheeler**

**Doc#: 17** **Motion for Relief From Stay**

**Chapter:** 13

**Filer:** Pathfinder Bank (Thomas P. Givas)

**Debtor's Attorney:** Peter D Grubea

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 21: Response filed by Kenneth W. Wheeler (Grubea, Peter)

---

10:00 AM **08-32101** **Thomas G. Billhardt**

**Doc#: 24** **Objection to Claim 4, 5 by Claimant Select Portfolio Servicing Inc et al.  
AMENDED**

**Chapter:** 13

**Filer:** Debtor (Kristin M. Sunser-King)

**Debtor's Attorney:** Kristin M. Sunser-King

**Trustee:** Mark W. Swimelar

10:00 AM **08-32483** **David E. Rein**  
**Doc#: 14** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee  
**Debtor's Attorney:** Steven R. Dolson **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 15: Response filed by David E. Rein (Dolson, Steven)

---

10:00 AM **08-32483** **David E. Rein**  
**Doc#: 16** **Motion for Relief From Stay**

**Chapter:** 13 **Filer:** Wachovia Dealer Services, Inc. f/k/a WFS Financial  
**Debtor's Attorney:** Steven R. Dolson Inc. (George Schmergel)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 19: Response filed by David E. Rein (Dolson, Steven)

---

10:00 AM **08-32601** **Xiaoqin Irminger**  
**Doc#: 14** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee (Mark W Swimelar)  
**Debtor's Attorney:** Robert J. Gallamore **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 15: Response filed by Xiaoqin Irminger (Gallamore, Robert)
- Doc# 16: Response filed by Xiaoqin Irminger (Gallamore, Robert)
- Doc# 20: Response filed by Xiaoqin Irminger (Gallamore, Robert)

---

10:00 AM **08-32601** **Xiaoqin Irminger**  
**Doc#: 17** **Motion for Relief From Stay**

**Chapter:** 13 **Filer:** Countrywide Home Loans, Inc. (Linda P. Manfredi)  
**Debtor's Attorney:** Robert J. Gallamore **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 19: Objection filed by Xiaoqin Irminger(Gallamore, Robert)

---

10:00 AM **08-32824** **Thomas D. Millage and Marcy M. Millage**  
**Doc#: 31** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13 **Filer:** Trustee  
**Debtor's Attorney:** Peter D Grubea **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 36: Response filed by Marcy M. Millage, Thomas D. Millage (Grubea, Peter)

10:00 AM **08-50059** **Mayer v. Beneficial Homeowner Service Corp.**  
**Doc#: 14** **Motion for Default Judgment**

**Plaintiff's Attorney:** Robert H. Fix

**Filer:** Joanne P Mayer (Robert H. Fix)

**Trustee:** Mark W. Swimelar

---

10:00 AM **09-30011** **Christopher W. Olp**  
**Doc#: 17** **Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments**

**Chapter:** 13

**Filer:** Trustee

**Debtor's Attorney:** Russell S. Simonetta

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 18: Response filed by Christopher W. Olp (Simonetta, Russell)

---

10:00 AM **09-30024** **John C Randall**  
**Doc#: 17** **Motion for Relief From Stay**

**Chapter:** 13

**Filer:** Household Finance Corporation of New York  
(Jonathan D. Pincus)

**Debtor's Attorney:** Kristin M. Sunser-King

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 22: Response filed by John C Randall (Sunser-King, Kristin)

---

10:00 AM **09-30391** **Barbara A. Gallagher**  
**Doc#: 10** **Motion for Relief From Stay, Application for Compensation**

**Chapter:** 13

**Filer:** PHH MORTGAGE CORPORATION (Pranali  
Datta)

**Debtor's Attorney:** Robert B. Ribarovski

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 13: Response filed by Barbara A. Gallagher (Ribarovski, Robert)

---

10:00 AM **09-30470** **Betty J Freeman**  
**Doc#: 8** **Motion for Relief From Stay, Motion for Relief from Co-Debtor Stay, Motion for Adequate Protection**

**Chapter:** 13

**Filer:** Wells Fargo Financial Acceptance (Tonia L.  
Summers)

**Debtor's Attorney:** James F. Selbach

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 11: Response filed by Betty J Freeman (Selbach, James)

10:00 AM **09-30507** **Mitchell Joseph Sherman and Margaret Ann Sherman**  
**Doc#: 8** **Motion For Willful Violation of the Automatic Stay, Motion for Sanctions for Violation of the Automatic Stay, Motion for Damages for Creditor Misconduct, Application for Compensation**

**Chapter:** 13

**Filer:** Debtors (James F. Selbach)

**Debtor's Attorney:** James F. Selbach

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 15: Opposition Response filed by NYS Dept. of Taxation & Finance (Cook, Robert)

---

10:00 AM **09-30519** **Pamela A DeJohn**  
**Doc#: 18** **Motion for Relief From Stay**

**Chapter:** 13

**Filer:** Diane L. Romeo (Kevin E. Whelan)

**Debtor's Attorney:** Kristin M. Sunser-King

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 29: Response filed by Pamela A DeJohn (Sunser-King, Kristin)

---

10:00 AM **09-30605** **Laurene M. Martino**  
**Doc#: 25** **Motion to Reconsider**

**Chapter:** 13

**Filer:** Laurene M. Martino

**Debtor's Attorney:** PRO SE

**Trustee:** Mark W. Swimelar

---

10:00 AM **09-30934** **Jeff B Earl**  
**Doc#: 8** **Motion to Extend Automatic Stay**

**Chapter:** 13

**Filer:** Jeff B Earl (Jeffrey Howard Coleman)

**Debtor's Attorney:** Jeffrey Howard Coleman

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 11: Response filed by Mark W. Swimelar (zSwimelar, Mark)

2:00 PM **08-30988** **Scott P Brosnan**  
**Doc#: 2** **Confirmation of Plan (Amended Plan Doc# 17)**

**Chapter:** 13 **Filer:** Debtor (Robert H. Fix)  
**Debtor's Attorney:** Robert H. Fix **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 14: Trustee's Objection filed by Swimelar, Mark
- Doc# 15: Supplemental Trustee's Objection filed by Swimelar, Mark
- Doc# 18: Trustee's Objection filed by Swimelar, Mark

---

2:00 PM **08-32101** **Thomas G. Billhardt**  
**Doc#: 12** **Confirmation of Plan**

**Chapter:** 13 **Filer:** Debtor (Kristin M. Sunser-King)  
**Debtor's Attorney:** Kristin M. Sunser-King **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 19: Objection filed by Select Portfolio Servicing, Inc.,as Servicing Agent. (May, Ted)
- Doc# 21: Trustee's Objection filed by Swimelar, Mark

---

2:00 PM **08-32862** **James D Smith**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13 **Filer:** Debtor (Robert H. Fix)  
**Debtor's Attorney:** Robert H. Fix **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 10: Trustee's Objection filed by Swimelar, Mark
- Doc# 11: Objection filed by Empower Federal Credit Union, successor by merger of Power Federal Credit Union and Empire Federal Credit Union (Hanley, Anthony)

---

2:00 PM **08-33026** **Vanessa L. Randle**  
**Doc#: 23** **Confirmation of Plan**

*Converted on 2/11/2009* **Chapter:** 13 **Filer:** Vanessa L. Randle (Russell S. Simonetta)  
**Debtor's Attorney:** Russell S. Simonetta **Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 28: Trustee's Objection filed by ZZSwimelar, Mark

2:00 PM **08-33031** **Frank E. Talotta**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Anthony Inserra

**Filer:** Debtor (Anthony Inserra)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 13: Objection filed by Capital One Auto Finance (Dunleavy, Barbara)

---

2:00 PM **08-33154** **Michael David Lindsley**  
**Doc#: 13** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Russell S. Simonetta

**Filer:** Debtors (Russell S. Simonetta)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 16: Objection filed by Ford Motor Credit Company, LLC (Rasmussen, David)
- Doc# 22: Trustee's Objection filed by zSwimelar, Mark

---

2:00 PM **08-33230** **James M Warner**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Robert H. Fix

**Filer:** Debtor (Robert H. Fix)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 11: Trustee's Objection filed by Swimelar, Mark

---

2:00 PM **09-30013** **Roger M Cornelius and Michelle L Cornelius**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Robert H. Fix

**Filer:** Michelle L Cornelius, Roger M Cornelius (Robert H. Fix)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 8: Objection filed by Green Tree Servicing LLC. (Connell, Edward)
- Doc# 17: Trustee's Objection filed by ZZSwimelar, Mark

---

2:00 PM **09-30056** **Marjorie Lynn Crisafulli**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Robert H. Fix

**Filer:** Debtor (Robert H. Fix)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 12: Objection filed by Wells Fargo Bank, N. A., as Trustee for Morgan Stanley ABS Capital I Inc. Trust 2007-HE4 Mortgage Pass-Through Certificates, Series 2007-HE4 c/o Countrywide Home Loans Servicing, L.P. (Manfredi, Linda)
- Doc# 13: Trustee's Objection filed by ZZSwimelar, Mark

2:00 PM **09-30092** **Robert L Smith and Erica R Smith**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13

**Debtor's Attorney:** Steven R. Dolson

**Filer:** Debtors (Steven R. Dolson)

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 8: Objection filed by Citizens Automobile Finance (Peters, Geoffrey)

---

2:00 PM **09-30095** **David Allen Sayles and Jennifer Lee Sayles**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13

**Debtor's Attorney:** Peter A. Orville

**Filer:** Debtors

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 13: Objection filed by Deutsche Bank National Trust Company as Trustee for Mogan Stanley ABS Capital 1 Inc. Trust 2007-SEA 1 (Dunleavy, Barbara)
- Doc# 16: Objection filed by Wells Fargo Bank, NA (Hess, Marc)

---

2:00 PM **09-30144** **Jennifer McKinley**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13

**Debtor's Attorney:** Steven R. Dolson

**Filer:** Debtor (Steven R. Dolson)

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 9: Objection filed by Onyx Acceptance Corp. (Postiglione, Richard)
- Doc# 10: Trustee's Objection filed by Swimelar, Mark

---

2:00 PM **09-30149** **Craig Michael LaVere**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13

**Debtor's Attorney:** Peter A. Orville

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 14: Limited Objection filed by Mary Ellen Whidden, Rose Mary Petit, James F. Easterly (Kennedy, Thomas)

---

2:00 PM **09-30172** **Merri Elizabeth Renaud**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13

**Debtor's Attorney:** Kurt D.L. Knudsen

**Filer:** Debtor (Kurt D.L. Knudsen)

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 8: Objection filed by Ford Motor Credit Company, LLC (Rasmussen, David)
- Doc# 10: Trustee's Objection filed by Swimelar, Mark

2:00 PM **09-30220** **Emily A. Carpenter**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Craig C. Humpleby

**Filer:** Debtor (Craig C. Humpleby)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 9: Trustee's Objection filed by Swimelar, Mark

---

2:00 PM **09-30328** **Jean K Dembinski**  
**Doc#: 11** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Richard P. Ruswick

**Filer:** Debtor (Richard P. Ruswick)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 16: Objection filed by Internal Revenue Service (Larkin, William)

---

2:00 PM **09-30409** **David M. McManus**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Peter N. Talev

**Filer:** David M. McManus (Peter N. Talev)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 11: Trustee's Objection filed by ZZSwimelar, Mark

---

2:00 PM **09-30412** **Patrick Frances Merritt and Robin Marie Merritt**  
**Doc#: 4** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Anthony Inserra

**Filer:** Patrick Frances Merritt, Robin Marie Merritt  
(Anthony Inserra)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 10: Objection filed by Wells Fargo Financial New York, Inc. (Summers, Tonia)

---

2:00 PM **09-30493** **Jamie Spaulding**  
**Doc#: 2** **Confirmation of Plan**

**Chapter:** 13  
**Debtor's Attorney:** Erin P. Champion

**Filer:** Debtor (Erin P. Champion)  
**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 11: Objection filed by CHASE HOME FINANCE, LLC (Hess, Marc)

2:00 PM **09-30507 Mitchell Joseph Sherman and Margaret Ann Sherman**  
**Doc#: 2 Confirmation of Plan**

**Chapter:** 13

**Filer:** Debtors (James F. Selbach)

**Debtor's Attorney:** James F. Selbach

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 14: Objection filed by M&T Bank as Successor by merger to Partners Trust Bank (Hess, Marc)
- Doc# 16: Objection filed by NYS Dept. of Taxation & Finance (Cook, Robert)
- Doc# 17: Trustee's Objection filed by ZZSwimelar, Mark

---

2:00 PM **09-30517 Walter S. Carr and Laurie A Carr**  
**Doc#: 2 Confirmation of Plan**

**Chapter:** 13

**Filer:** Laurie A Carr, Walter S. Carr (Jerrold W. Bartman)

**Debtor's Attorney:** Jerrold W. Bartman

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 12: Trustee's Objection filed by ZZSwimelar, Mark

---

2:00 PM **09-30526 Paul Walts and Patricia M. Walts**  
**Doc#: 2 Confirmation of Plan**

**Chapter:** 13

**Filer:** Patricia M. Walts, Paul Walts (Steven R. Dolson)

**Debtor's Attorney:** Steven R. Dolson

**Trustee:** Mark W. Swimelar

**OBJECTIONS:**

- Doc# 14: Trustee's Objection filed by ZZSwimelar, Mark