

# U.S. BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF NEW YORK

Hearings to be held via  
AT&T Conference Line:

Honorable Diane Davis

Dial in #: 877-411-9748  
Access Code: 3229032

Tuesday, May 24, 2022  
Current as of 05/18/2022 at 2:37 PM

Utica Courtroom

Alexander Pirnie Federal Building  
10 Broad Street, Room 236  
Utica, NY 13501

09:29 AM 22-30107-6-dd Steven John Morse and Deborah Ann Atwood

Ch 7

Trustee: Schaal-Trustee

Moving: Molly Chapman

Opposing

Matter: [Doc# 27](#) ----- Reaffirmation Agreement Between Debtor and Ford Motor Credit Company, LLC

09:30 AM 16-60806-6-dd Mohamed Salem Ghanem and Darlene Mary Ghanem

Ch 7

Trustee: Zube-Trustee

Moving: Erin Champion

Opposing

Matter: [Doc# 14](#) ----- Motion to Reopen Case to Appoint a Trustee to Administer an Estate Asset

Objections:

[Doc# 20](#): Objection by Darlene Mary Ghanem, Mohamed Salem Ghanem filed by Darcy Davis

09:30 AM 22-60133-6-dd Donald L. Beech

Ch 7

Trustee: Dolson-Trustee

**Moving:** James F. Selbach

**Opposing**

**Matter:** [Doc# 11 ----- Motion For Willful Violation of the Automatic Stay Against Citizens Bank, Sanctions and Fees](#)

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09:30 AM 22-60290-6-dd Melissa L. Johnson

Ch 7

Trustee: Schaal-Trustee

**Moving:** James F. Selbach

**Opposing**

**Matter:** [Doc# 6 ----- Motion For Willful Violation of the Automatic Stay Against Otsego Electric Cooperative, Inc., Sanctions, Damages & Fees](#)

09:30 AM 17-60757-6-dd Carmine J. Luongo

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 60](#) ----- [Loss Mitigation Status Hearing](#)

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09:30 AM 17-60757-6-dd Carmine J. Luongo

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Lisa Milas

**Opposing**

**Matter:** [Doc# 49](#) ----- [Motion for Relief from Stay, Application for Compensation](#)

Objections:

[Doc# 51](#): Objection by Carmine J. Luongo filed by Zachary McDonald

[Doc# 58](#): Objection by Carmine J. Luongo filed by Zachary McDonald

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09:30 AM 18-60442-6-dd Dale W. Furman and Julie A. Furman

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 38](#) ----- [Motion For Willful Violation of the Automatic Stay Against the Commissioner of Social Security, Sanctions and Fees](#)

Objections:

[Doc# 42](#): Objection by Social Security Administration filed by Carl Eurenus

09:30 AM 18-61211-6-dd Lea Randesi

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Melissa Sue DiCerbo

**Opposing**

**Matter:** [Doc# 94](#) ----- Motion for Relief from Stay and Co-Debtor Stay, Application for Compensation

Objections:

[Doc# 98](#): Objection by Lea Randesi filed by Zachary McDonald

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09:30 AM 19-60777-6-dd Terry R. Merz

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Jonathan D. Warner

**Opposing**

**Matter:** [Doc# 61](#) ----- Application for Compensation Loss Mitigation

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09:30 AM 19-60990-6-dd Laurette Carns

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 23](#) ----- Objection to Claimed Exemption

Objections:

[Doc# 24](#): Objection by Laurette Carns filed by Zachary McDonald

09:30 AM 19-61192-6-dd Richard Hunter

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter L. Burgess

**Opposing**

**Matter:** [Doc# 44 ----- Motion for Relief from Stay](#)

Objections:

[Doc# 52: Objection by Richard Hunter filed by Peter Orville](#)

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09:30 AM 19-61751-6-dd Maire Lowery

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Michael Chatwin

**Opposing**

**Matter:** [Doc# 44 ----- Motion for Relief from Stay](#)

Objections:

[Doc# 49: Objection by Maire Lowery filed by Zachary McDonald](#)

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09:30 AM 20-60029-6-dd Eric Wendt and Renee Guiles

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 56 ----- Motion for Relief from Stay, Application for Compensation](#)

Objections:

[Doc# 58: Objection by Renee Guiles, Eric Wendt filed by Zachary McDonald](#)

09:30 AM 20-60626-6-dd Shannon L Brandt

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 34](#) ----- Telephonic Status Conference

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09:30 AM 21-60382-6-dd Thomas Brewster

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 23](#) ----- Motion to Sell Property under Section 363(b)

Objections:

[Doc# 27](#): Objection by M&T BANK filed by Peter Lawrence

09:30 AM 21-60776-6-dd Marcus Dattoria and Sharon Dattoria

Ch 13

Trustee: Swimelar-Trustee

Moving: Elizabeth L Doyaga

**Opposing**

Matter: [Doc# 33](#) ----- Motion for Relief from Stay by Bridgecrest Credit Company, LLC as servicer for Carvana, LLC.

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09:30 AM 21-60776-6-dd Marcus Dattoria and Sharon Dattoria

Ch 13

Trustee: Swimelar-Trustee

Moving: Wesley Thurmond Kozeny

**Opposing**

Matter: [Doc# 27](#) ----- Motion for Relief from Stay by Toyota Motor Credit Corporation

Objections:

[Doc# 31](#): Objection by Marcus Dattoria, Sharon Dattoria filed by Peter Orville

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09:30 AM 22-60094-6-dd Kenneth W Worden and Patricia M Worden

Ch 12

Trustee: Swimelar-Trustee

Moving: Stephen Vlock

**Opposing**

Matter: [Doc# 10](#) ----- Motion to Dismiss Case or in the Alternative Relief from Stay

Objections:

[Doc# 13](#): Objection by NG Solutions LLC filed by Stephen Vlock

[Doc# 14](#): Objection by Kenneth W Worden, Patricia M Worden filed by Peter Orville

10:29 AM 22-60038-6-dd Dawn M. Thomson

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Dawn M. Thomson

**Opposing**

**Matter:** [Doc# 20](#) ----- Confirmation Hearing

Objections:

[Doc# 24](#): Objection by U.S. Bank, National Association, as Trustee, as successor-in-interest to Bank of America, N.A., as successor to LaSalle Bank National Association, as Trustee for EMC Mortgage Loan Trust 2005-A, Mortga filed by Mark Broyles

[Doc# 30](#): Objection by New York State Department of Taxation and Finance filed by Robert Cook

[Doc# 31](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

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10:29 AM 22-60070-6-dd Ernest D Arduini

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 14](#): Objection by New York State Department of Taxation and Finance filed by Robert Cook

[Doc# 16](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

10:29 AM 22-60129-6-dd Yosseline E. Genao

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 15](#): Objection by New York State Department of Taxation and Finance filed by Robert Cook

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10:29 AM 22-60141-6-dd Mark W Davis

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 15](#): Objection by New York State Department of Taxation and Finance filed by Robert Cook

[Doc# 17](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

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10:30 AM 20-60283-6-dd Michael D. Morosi, Sr. and Ann M. Morosi

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 75](#) ----- Confirmation Hearing

Objections:

[Doc# 84](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

[Doc# 86](#): Objection by ReadyCap Lending, LLC filed by Teresa Sadutto-Carley

[Doc# 101](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

10:30 AM 20-60637-6-dd Melanie Y. Clerveau

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 9](#) ----- Loss Mitigation Status Hearing

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10:30 AM 20-60637-6-dd Melanie Y. Clerveau

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 19: Objection by HSBC Bank USA, N.A. filed by Courtney Williams](#)

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10:30 AM 21-60409-6-dd Robert J. Gross

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Kiernan M. Crowley

**Opposing**

**Matter:** [Doc# 46](#) ----- Confirmation Hearing

Objections:

[Doc# 56: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

[Doc# 60: Objection by Timothy Coulson, Fidencia Pla filed by Merritt Locke](#)

10:30 AM 21-60639-6-dd Robert Prush

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 7](#) ----- Loss Mitigation Status Hearing

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10:30 AM 21-60639-6-dd Robert Prush

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 21: Objection by The Bank of New York Mellon Trust Company, National Association fka The Bank of New York Trust Company, N.A. as successor to JPMorgan Chase Bank, N.A., as Trustee for Residential Asset Mortgage Produc filed by Kathy McCullough Day](#)

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10:30 AM 21-60762-6-dd John Lopez and Leticia Lopez

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 17: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

10:30 AM 21-60864-6-dd Michele R Marble

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 19 ----- Loss Mitigation Status Hearing](#)

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10:30 AM 21-60864-6-dd Michele R Marble

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 2 ----- Confirmation Hearing](#)

Objections:

[Doc# 16: Objection by Wells Fargo Bank, N.A. filed by Courtney Williams](#)

[Doc# 20: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

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10:30 AM 22-60021-6-dd Joseph P Rico

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 2 ----- Confirmation Hearing](#)

Objections:

[Doc# 18: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

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10:30 AM 22-60065-6-dd Mark A. Spratley

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 9](#) ----- Loss Mitigation Status Hearing

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10:30 AM 22-60065-6-dd Mark A. Spratley

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 2](#) ----- Confirmation Hearing

Objections:

[Doc# 21](#): Objection by NewRez LLC d/b/a Shellpoint Mortgage Servicing filed by Kathy McCullough Day

[Doc# 34](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

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10:30 AM 22-60101-6-dd Frank J. Borush, Jr.

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 4](#) ----- Confirmation Hearing

Objections:

[Doc# 18](#): Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee

10:30 AM 22-60102-6-dd Laurel L. Cism

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 4 ----- Confirmation Hearing](#)

Objections:

[Doc# 12: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

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10:30 AM 22-60114-6-dd Phoebe Ann Baer

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Maxsen D Champion

**Opposing**

**Matter:** [Doc# 18 ----- Confirmation Hearing](#)

Objections:

[Doc# 15: Objection by JP Morgan Chase Bank, National Association filed by Phillip Raymond](#)

[Doc# 22: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

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10:30 AM 22-60146-6-dd Freddie G. Thompson

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 2 ----- Confirmation Hearing](#)

Objections:

[Doc# 19: Objection by Rushmore Loan Management Services, LLC, as servicing agent filed by Ted May](#)

[Doc# 20: Objection by Mark W. Swimelar-Trustee filed by Mark Swimelar-Trustee](#)

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11:15 AM 17-60138-6-dd Richard J Barrows

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 39 ----- Trustee's Motion to Dismiss Case for Failure to Make Plan Payments](#)

Objections:

[Doc# 41: Objection by Richard J Barrows filed by Peter Orville](#)

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11:15 AM 17-61575-6-dd Lisa Ann Page and Timothy Todd Harmon

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 176 --- Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments](#)

Objections:

[Doc# 178: Objection by Lisa Ann Page, Timothy Todd Harmon, filed by Mark Gugino](#)

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11:15 AM 19-60090-6-dd Nanci J. Rauch

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 38 ----- Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments](#)

Objections:

[Doc# 40: Objection by Nanci J. Rauch filed by Zachary McDonald](#)

11:15 AM 22-60065-6-dd Mark A. Spratley

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 30 ----- Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments](#)

Objections:

[Doc# 32: Objection by Mark A. Spratley filed by Zachary McDonald](#)

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11:15 AM 22-60101-6-dd Frank J. Borush, Jr.

Ch 13

Trustee: Swimelar-Trustee

**Moving:**

**Opposing**

**Matter:** [Doc# 15 ----- Trustee's Default Motion to Dismiss Case for Failure to Make Plan Payments](#)

Objections:

[Doc# 16: Objection by Frank J. Borush Jr. filed by Peter Orville](#)

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11:30 AM 19-61103-6-dd Kenneth Green, III and Jean Green

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 26 ----- Loss Mitigation Status Hearing](#)

11:30 AM 20-60371-6-dd Charles Moshier, Jr.

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 55 ----- Loss Mitigation Status Hearing](#)

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11:30 AM 21-60947-6-dd Jennifer C. Butts

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Zachary DeCurtis McDonald

**Opposing**

**Matter:** [Doc# 10 ----- Loss Mitigation Status Hearing](#)

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11:30 AM 22-60146-6-dd Freddie G. Thompson

Ch 13

Trustee: Swimelar-Trustee

**Moving:** Peter Alan Orville

**Opposing**

**Matter:** [Doc# 7 ----- Loss Mitigation Status Hearing](#)

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