

CAUSE NO. 2023-66317

**MOISE O ARRAH AND SHERYLL T
ARRAH**
Plaintiff,

v.

**PRESTIGE DEFAULT SERVICES, LLC
AND WILMINGTON SAVINGS FUND
SOCIETY, AND SHELLPOINT
MORTGAGE
SERVICING, AND
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS INC., AMC,
MORTGAGE, AND GOLD FINANCIAL
SERVICES, AND VERUS
SECURITIZATION TRUST 2021-R3,
AND AUCTION.COM, AND ROY CRUSI
AND JEFF LEVA, AND SANDY
DASIGENIS,
AND STEVE LEVA, AND PATRICIA
POSTON, AND MEGAN L. RANDLE, AN
EBBIE MURPHY, AND JACK PALMER,
AND SABRINA PALMER, AND RICK
SNOKE, AND WAYNE DAUGHTREY**

Defendant.

IN THE DISTRICT COURT

HARRIS COUNTY, TEXAS

125TH JUDICIAL DISTRICT

NOTICE OF BANKRUPTCY DISMISSAL

COMES NOW the Defendant PRESTIGE DEFAULT SERVICES, LLC AND WILMINGTON SAVINGS FUND SOCIETY, AND SHELLPOINT MORTGAGE SERVICING, to the above-styled action and notices the court of the following:

1. On November 27, 2023, Sheryll Arrah (“Plaintiff”) filed a Chapter 13 Bankruptcy Petition in the United States Bankruptcy Court for the Southern District as Case Number: 23-34605 (“Bankruptcy”).

2. On February 20, 2024, the Bankruptcy was dismissed. A true and correct copy of the Dismissal Order is attached hereto as Exhibit "A."
3. Based on Plaintiff's dismissal, further prosecution of this action is no longer "stayed" by the automatic stay provisions of 11 U.S.C. Section 362 (a).

Respectfully submitted,

GHIDOTTI | BERGER LLP

/s/ Anthony Schroeder

Anthony Schroeder

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ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing document was served on the following counsel of record in accordance with the Texas Rules of Civil Procedure on February 22, 2024.

By: /s/ Anthony Schroeder

Anthony Schroeder, Esq

EXHIBIT A

Unofficial Copy Office of Marilyn Burgess District Clerk

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS**ENTERED**

February 20, 2024

Nathan Ochsner, Clerk

In Sheryll Arrah
Re:

Case No.: 23-34605

Debtor

Chapter: 13

ORDER OF DISMISSAL

1. On the chapter 13 trustee's motion, this case is dismissed. The Court's reasons for dismissal were stated on the record in open court.

2. The deadline for filing an application for an administrative expense in this case is set at 21 days following entry of this order. The deadline for filing a motion for allowance of a claim arising under § 507(b) in this case is also set at 21 days following entry of this order.

3. If an application for allowance of professional fees and expenses has previously been filed in this case, the applicant is not required to file a new application for allowance of administrative expenses under § 503 if the new application only seeks allowance of the same professional fees and expenses previously requested.

4. Any prior order directing an employer or other person to pay funds to the chapter 13 trustee is terminated. Any prior order authorizing an ACH or other means of electronic payment is terminated.

5. The Court finds good cause to direct the payment of funds held by the chapter 13 trustee at the time of entry of this Order as follows:

- (a) First, the balance on hand in the Emergency Savings Fund will be paid to the Debtor(s);
- (b) Second, to any unpaid chapter 13 trustee's statutory compensation;
- (c) Third, the balance on hand in the Reserves for *ad valorem* taxes, to the holder of the claim secured by the senior security interest against the property for which the Reserves were established;
- (d) Fourth, the balance in any other Reserve account to the Debtor;
- (e) Fifth, to any unpaid payments mandated to be made by the Trustee under a prior Court order, including but not limited to any mandated adequate protection payments;
- (f) Sixth, to pay any unpaid fees to Debtor(s)' attorneys and to reserve for any filed applications for which no order has yet been entered; and
- (g) Seventh, to the Debtor(s).

Any party-in-interest objecting to the "for cause" distributions under this paragraph must file an objection within 14 days of entry of this Order. The chapter 13 trustee will defer making distributions under this paragraph until the next ordinary disbursement date following the later of (i) 22 days following entry of this Order; or (ii) entry of an order resolving any timely filed objection.

Signed and Entered on Docket: 2/20/24



MARVIN ISGUR
United States Bankruptcy Judge

Automated Certificate of eService

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Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Delilah Perez		dperez@ghidottiberger.com	2/22/2024 12:42:46 PM	SENT

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