

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

IN RE: )  
)  
DANIEL WEBSTER COLLEGE, INC., ) Case No. 16-07209-JMC-7A  
)  
Debtor. )

**TRUSTEE’S 3<sup>RD</sup> OMNIBUS OBJECTION TO CLAIMS PURSUANT TO  
BANKRUPTCY RULE 3007(d)(6) AND NOTICE OF RESPONSE DEADLINE**

Deborah J. Caruso, the chapter 7 trustee in this case (the “Trustee”), files this omnibus objection to claims pursuant to Rule 3007(d)(6) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”). Pursuant to Bankruptcy Rule 3007(d)(6), the Trustee respectfully objects to those claims listed on **Exhibit 1** attached hereto on the grounds that the claims were presented in a form that does not comply with applicable rules, and the Trustee is unable to determine the validity of the claims because of the noncompliance. **Claimants receiving this objection should locate their names and claim number(s) on Exhibit 1 attached hereto.** All inquiries regarding the Trustee’s proposed treatment of a claim should be submitted electronically at [ittchapter7@rubin-levin.net](mailto:ittchapter7@rubin-levin.net).

The Trustee expressly reserves all rights related to this objection, including, without limitation, the right to amend, modify, or supplement this objection and/or raise any additional objections or arguments, prior to or during any hearing(s) regarding the claims listed on **Exhibit 1**. The Trustee also reserves the right to object to the claims listed on **Exhibit 1** on any additional grounds permitted under applicable law. All such rights are expressly reserved and preserved.

**NOTICE: Your claim may be reduced, modified, or eliminated. You should read these papers carefully and discuss them with your attorney, if you have one.**

If you disagree with the Trustee’s proposed treatment of your claim, as listed on **Exhibit 1**, then by no later than **4:00 p.m.** (prevailing Eastern time) on **May 13, 2021** (30 days from the date of service), you or your attorney must file a written response to this objection explaining your position. Any written response should list or otherwise indicate the title of this objection.

Pursuant to General Order 20-0003<sup>1</sup>, parties not represented by an attorney may deliver any written response to this objection as follows:

a. by U.S. Mail at:

Clerk, United States Bankruptcy Court  
Re: *In re ITT Educational Services, Inc., et al.*  
116 U.S. Courthouse

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<sup>1</sup> The filing procedures for parties not represented by an attorney as set forth in S.D. Ind. B-5005-4, have been temporarily amended pursuant to General Order 20-0012 in response to Coronavirus Disease (COVID-19).

46 East Ohio Street  
Indianapolis, IN 46204

- b. by publicly accessible drop box available at the Indianapolis Division located at the New York Street and Pennsylvania Street entrance; or
- c. e-mail to [bankruptcy@insb.uscourts.gov](mailto:bankruptcy@insb.uscourts.gov).

If you mail your response to the Court, you must mail it early enough so the Court will **receive** it on or before the date stated above.

You must also send a copy of your response to:

Deborah J. Caruso, Trustee  
135 N. Pennsylvania Street, Suite 1400  
Indianapolis, IN 46204  
Email: [ittchapter7@rubin-levin.net](mailto:ittchapter7@rubin-levin.net)

If you or your attorney do not take these steps, the Court may decide you do not oppose the Trustee's proposed treatment of your claim and enter an order affecting your claim as proposed on **Exhibit 1**.

**NOTICE:** A hearing on this objection and any responses filed thereto will be conducted telephonically on **May 19, 2021** at **1:30 p.m.** (prevailing Eastern time). Interested parties may participate at the hearing by conference call by calling 1-888-273-3658, passcode 6349352#.

**WHEREFORE**, the Trustee respectfully objects to the claims listed on **Exhibit 1** and requests entry of an order: (i) granting the Trustee's proposed treatment of the claims as listed on **Exhibit 1**; (ii) authorizing the Trustee to update the claims register(s) accordingly, and (iii) granting the Trustee all other just and proper relief.

Date: April 13, 2021

/s/ Deborah J. Caruso  
Deborah J. Caruso, Trustee  
135 N. Pennsylvania Street, Suite 1400  
Indianapolis, IN 46204

**CERTIFICATE OF SERVICE**

I hereby certify that on April 13, 2021, a copy of the foregoing *Trustee's 3<sup>rd</sup> Omnibus Objection to Claims Pursuant to Bankruptcy Rule 3007(d)(6) and Notice of Response Deadline* was filed electronically. Pursuant to Section IV.C.3(a) of the *Notice, Case Management and Administrative Procedures* (the "Case Management Procedures") approved by the Court on October 4, 2016 [Doc 44], Bankruptcy Rule 3007(a)(2)(B) and S.D.Ind. B-3007-1(a), notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

Kayla D. Britton kayla.britton@faegredrinker.com, noticeFRindy@faegrebd.com  
Deborah Caruso dcaruso@rubin-levin.net, dwright@rubin-levin.net;csprague@rubin-levin.net;atty\_dcaruso@bluestylus.com  
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U.S. Trustee ustpreion10.in.ecf@usdoj.gov

I further certify that on April 13, 2021, pursuant to Section IV.C.3(c) of the Case Management Procedures, a copy of the foregoing *Trustee's 3<sup>rd</sup> Omnibus Objection to Claims Pursuant to Bankruptcy Rule 3007(d)(6) and Notice of Response Deadline* was emailed to the following:

Arlington ISD/Richardson ISD: Eboney Cobb at ecobb@pbfc.com  
CEC Red Run, LLC: Alan M. Grochal at agrochal@tydingslaw.com  
SWRE Deal V Building, LLC: Paul Weiser at pweiser@buchalter.com  
Tarrant County/Dallas County: Elizabeth Weller at dallas.bankruptcy@publicans.com  
Northwest Natural Gas Company: Ashlee Minty at Ashlee.Minty@nwnatural.com  
Solar Drive Business, LLC: Chris W. Halling at challing@hallingmeza.com  
Market-Turk Company: Jordan A. Lavinsky at jlavinsky@hansonbridgett.com  
Taxing Authority for Harris County, Texas: John P. Dillman at houston\_bankruptcy@lgbs.com  
Texas Comptroller of Public Accounts: Rachel Obaldo at rachel.obaldo@oag.texas.gov  
Clear Creek Independent School District: Carl O. Sandin at csandin@pbfc.com

Synchrony Bank: Recovery Management Systems Corporation at claims@recoverycorp.com  
Bexar County: Don Stecker at sanantonio.bankruptcy@publicans.com  
SWRE Deal V Building, LLC: Nancy K. Swift at nswift@buchalter.com  
TN Dept. of Revenue: Michael Willey at michael.willey@ag.tn.gov  
Florida Department of Education: Jason Borntreger at jason.borntreger@fldoe.org  
Last Second Media, Inc.: T. Todd Eglan at teglan@beldenblaine.com  
Hung Duong: Kevin Schwin at kevin@schwinlaw.com  
Travis County: Kay D. Brock at kay.brock@traviscountytexas.gov  
Able Building Maintenance: Scott D. Fink at bronationalecf@weltman.com  
Marathon Ventures, LLC: Daniel M. Karger at kargerlaw@gmail.com  
Oklahoma County Treasurer: Tammy Jones at tammy.jones@oklahomacounty.org  
JM Partners LLC: John Marshall at jmarshall@jmpartnersllc.com

I further certify that on April 13, 2021, pursuant to Section IV.C.3(b)(ii) of the Case Management Procedures, Bankruptcy Rule 3007(a)(2)(A) and S.D.Ind. B-3007-1(a), a copy of the foregoing *Trustee's 3<sup>rd</sup> Omnibus Objection to Claims Pursuant to Bankruptcy Rule 3007(d)(6) and Notice of Response Deadline* was mailed either by first-class U.S. Mail or certified mail (as indicated), postage prepaid, and properly addressed to those listed on the Service List attached hereto as **Exhibit 2**.

/s/ Deborah J. Caruso

Deborah J. Caruso, Trustee

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**EXHIBIT 1**

**[Objections to Claims & Trustee's Proposed Treatment]**

TRUSTEE'S 3 <sup>RD</sup> OMNIBUS OBJECTION TO CLAIMS						
No.	Claimant's Name	Claim #	Debtor/Case #	Applicable Bankruptcy Rule for Basis of Objection	Trustee's Objection	Proposed Treatment
1	DELVIN P. DUMAS	32	Daniel Webster College, Inc., Case No. 16-07209	Claim Does Not Comply with Applicable Rules & Trustee Cannot Determine Validity [Bankruptcy Rule 3007(d)(6)];	Claimant failed to attach to the proof of claim any supporting documentation set forth in Bankruptcy Rule 3001(c)(1), and therefore, the Trustee cannot determine the validity of the claim.	Disallow in full.
2	OHIO DEPARTMENT OF COMMERCE DIVISION OF UNCLAIMED FUNDS	492	Daniel Webster College, Inc., Case No. 16-07209	Claim Does Not Comply with Applicable Rules & Trustee Cannot Determine Validity [Bankruptcy Rule 3007(d)(6)];	Claimant failed to provide sufficient information or documentation supporting the claim asserted, and therefore, the Trustee cannot determine the validity of the claim.	Disallow in full.
3	SAVINE KHEN	25	Daniel Webster College, Inc., Case No. 16-07209	Claim Does Not Comply with Applicable Rules & Trustee Cannot Determine Validity [Bankruptcy Rule 3007(d)(6)];	Claimant failed to attach to the proof of claim any supporting documentation set forth in Bankruptcy Rule 3001(c)(1), and therefore, the Trustee cannot determine the validity of the claim.	Disallow in full.

**EXHIBIT 2**

**[Service List]**

**SERVICE LIST FOR TRUSTEE'S 3<sup>RD</sup> OMNIBUS OBJECTION TO CLAIMS**

<b>NAME</b>	<b>ADDRESS 1</b>	<b>ADDRESS 2</b>	<b>ADDRESS 3</b>	<b>MANNER OF SERVICE</b>
DELVIN P. DUMAS	3611 RIVER OAKS DR.	NEW ORLEANS, LA 70131		1st Class U.S. Mail
OHIO DEPARTMENT OF COMMERCE DIVISION OF UNCLAIMED FUNDS	STATE OF OHIO DEPARTMENT OF COMMERCE DIVISION	77 S. HIGH ST., 20TH FL	COLUMBUS, OH 43215	1st Class U.S. Mail
SAVINE KHEN	2634 SWANSONG LN	CHARLOTTE, NC 28213		1st Class U.S. Mail