

SO ORDERED: June 23, 2021.



James M. Carr
James M. Carr
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

IN RE:)
)
ESI SERVICE CORP.,) Case No. 16-07208-JMC-7A
)
Debtor.)

**ORDER SUSTAINING TRUSTEE’S 3RD OMNIBUS
OBJECTION TO CLAIMS PURSUANT TO BANKRUPTCY RULE 3007(d)(6)**

This matter is before the Court on the *Trustee’s 3rd Omnibus Objection to Claims Pursuant to Bankruptcy Rule 3007(d)(6) and Notice of Response Deadline* (the “3rd Omnibus Objection to Claims”) [Doc 54], filed by Deborah J. Caruso, the chapter 7 trustee in this case (the “Trustee”). Pursuant to Rule 3007(d)(6) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), the Trustee objected to those claims listed on Exhibit 1 to the 3rd Omnibus Objection to Claims on the grounds that the claims were presented in a form that does not comply with applicable rules, and as a result the Trustee was unable to determine the validity of the claims.

The Court, having considered the 2nd Omnibus Objection to Claims and convened a hearing on June 23, 2021 at which the Trustee orally amended her 3rd Omnibus Objection to Claims to withdraw her objection to Claim Nos. 44, 48, 373, and 33, and being otherwise duly advised in the premises, determines that the 3rd Omnibus Objection to Claims, as modified on the record at the hearing, should be, and hereby is, SUSTAINED. Accordingly,

IT IS THEREFORE ORDERED as follows:

1. The 3rd Omnibus Objection to Claims, as modified on the record at the hearing, is SUSTAINED.
2. The Trustee withdrew her objection to Claim Nos. 44, 48, 373, and 33. All other claims to which the Trustee objected pursuant to the 3rd Omnibus Objection to Claims are hereby disallowed in their entirety as indicated on Exhibit A, and in accordance with Bankruptcy Rule 3007(d)(6), on the grounds that such 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. The Trustee is hereby authorized to update the claims register accordingly.
3. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

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EXHIBIT A

[Resolution of Claims]

RESOLUTION OF CLAIMS SUBJECT TO TRUSTEE'S 3RD OMNIBUS OBJECTION TO CLAIMS

| No. | Claimant's Name | Claim # | Debtor/Case # | Final Treatment |
|-----|--|---------|--------------------------------------|--|
| 1 | CHRISTOPHER CRESPO | 43 | ESI Service Corp., Case No. 16-07208 | Disallowed in full. |
| 2 | DANIEL P. KISSEE | 640 | ESI Service Corp., Case No. 16-07208 | Disallowed in full. |
| 3 | DELVIN P. DUMAS | 44 | ESI Service Corp., Case No. 16-07208 | The Trustee withdrew her objection to the claim on the record. |
| 4 | MOUNIR BERRADA | 48 | ESI Service Corp., Case No. 16-07208 | The Trustee withdrew her objection to the claim on the record. |
| 5 | OHIO DEPARTMENT OF COMMERCE DIVISION OF UNCLAIMED FUNDS | 598 | ESI Service Corp., Case No. 16-07208 | Disallowed in full. |
| 6 | RITA G. CRAYTON | 373 | ESI Service Corp., Case No. 16-07208 | The Trustee withdrew her objection to the claim on the record. |
| 7 | RODNEY LIPSCOMB AND UNITED STATES EX. REL. RODNEY LIPSCOMB | 387 | ESI Service Corp., Case No. 16-07208 | Disallowed in full. |
| 8 | SAVINE KHEN | 33 | ESI Service Corp., Case No. 16-07208 | The Trustee withdrew her objection to the claim on the record. |