

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS

United States Courts
Southern District of Texas
FILED

DEC 06 2024

Nathan Ochsner, Clerk of Court

In re:

Case No. 24-90377 (MI)

Zachry Holdings, Inc., et al.

Chapter 11

(Jointly Administered)

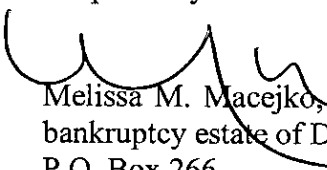
Debtors

RESPONSE TO DEBTOR'S TWELFTH OMNIBUS CLAIMS OBJECTIONS

NOW COMES Melissa M. Macejko, the Chapter 7 Trustee for the bankruptcy estate of Davey Kent, Inc. ("Davey Kent"), Case No. 21-51022, U.S. Bankruptcy Court for the Northern District of Ohio and for her response to the Debtor's Twelfth Omnibus Claims Objections (Docket No. 1402) states as follow: on the schedules of liabilities, the Debtor listed an undisputed, noncontingent unsecured claim owed to Davey Kent in the amount of \$6,167.61 (see attached). Proof of claim #1656 was timely filed on behalf of Davey Kent in the undisputed amount. Bankruptcy Rule 3001(f) provides that a proof of claim shall constitute prima facie evidence of the validity and amount of a claim. Thus, when a proof of claim is filed, the objecting party must come forward with evidence that rebuts the presumptive validity and amount of the claim. The Debtor has not produced any evidence to overcome this presumption.

WHEREFORE, Melissa M. Macejko, the Chapter 7 Trustee for the bankruptcy estate of Davey Kent respectfully requests the entry of an Order overruling the Objection and allowing the unsecured claim of Davey Kent in the amount of \$6,167.71.

Respectfully submitted,


Melissa M. Macejko, Chapter 7 Trustee for the
bankruptcy estate of Davey Kent, Inc.
P.O. Box 266
Cuyahoga Falls, OH 44222
Tel (330) 744-9007 ext. 6
Email akrontr@suharlaw.com



249037724120600000000001

Case 24-90377 Document 518 Filed in TXSB on 07/16/24 Page 95 of 226

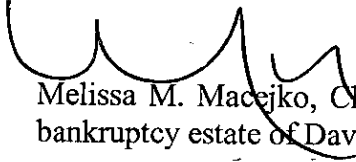
In re: Zachry Industrial, Inc.
Case No. 24-90385
Schedule B/F, Part 2
Creditors Who Have NONPRIORITY Unsecured Claims

Line	Nonpriority Creditor's Name	Creditor Notice Name	Address 1	Address 2	City	State	Zip	Country	Date Incurred	Basis for claim	Class	Amount of claim
3.721	O REYNOLDS COMPANY LP		P O BOX 896889		CHARLOTTE	NC	28289-6889		Undetermined	Trade Payables	N	17,264,263.44
3.722	D&C INSPECTION SERVICES LLC		1265 BUTLER RD		LEAGUE CITY	TX	77573		Undetermined	Trade Payables	N	9,600.38
3.723	D&G ENTERPRISES INC		PO BOX 564		HELOTES	TX	78023		Undetermined	Trade Payables	N	408.00
3.724	D&S TRUCK REPAIR		2700 AVE H		ROSENBERG	TX	77471		Undetermined	Trade Payables	N	1.96
3.725	D&S WRECKING		2626 CAMP JACKSON ROAD		CAHOKIA	IL	62206		Undetermined	Trade Payables	N	52.40
3.726	D.R. MYERS DISTRIBUTING COMPAN	DRIVERS LICENSE GUIDE COMPANY	1492 ODDSTAD DRIVE		REDWOOD CITY	CA	94063		Undetermined	Trade Payables	N	1,642.00
3.727	DAJOHS USA INC		5701 CRAWFORD ST SUITE A		HARAHAN	LA	70123		Undetermined	Trade Payables	N	323.68
3.728	DALE CAMPBELL		Address on File						Undetermined	Trade Payables	N	199.82
3.729	DALES TRASH SERVICE INC		PO BOX 116		BENNINGTON	NE	68007		Undetermined	Trade Payables	N	72,114.54
3.730	DALLAS AND MAVIS SPECIALIZED		PO BOX 405828		ATLANTA	GA	30384-5828		Undetermined	Trade Payables	N	8,381.83
3.731	DALLAS BEACHAM		Address on File						Undetermined	Trade Payables	N	150.00
3.732	DALLAS FORT WORTH INDUSTRIAL		1915 PETERS ROAD #205		IRVING	TX	75061		Undetermined	Trade Payables	N	1,957.95
3.733	DALLAS LITE & BARRICADE		PO BOX 223724		DALLAS	TX	75222		Undetermined	Trade Payables	N	3,175.00
3.734	DALLAS PETERBILT INC		PO BOX 560228		DALLAS	TX	75356-0228		Undetermined	Trade Payables	N	208.85
3.735	DALLAS POLICE DEPARMENT		1600 S LAMAR		DALLAS	TX	75215		Undetermined	Trade Payables	N	572.26
3.736	DANANN LTD		PO BOX 41027		HOUSTON	TX	77241-0000		Undetermined	Trade Payables	N	10,207.79
3.737	DANIEL FLOW PRODUCTS INC		BOX 200748		HOUSTON	TX	77216-0748		Undetermined	Trade Payables	N	71,788.83
3.738	DANIEL INDUSTRIES INC		PO BOX 55891		HOUSTON	TX	77255		Undetermined	Trade Payables	N	7,190.00
3.739	DANIELLS PORTABLE TOILET		PO BOX 1483		BULLHEAD CITY	AZ	86430		Undetermined	Trade Payables	N	1,580.00
3.740	DANKA INDUSTRIES		PO BOX 21487		TAMPA	FL	33622-1487		Undetermined	Trade Payables	N	276.05
3.741	DANKA INDUSTRIES INC		PO BOX 1471		FORT WORTH	TX	76101-1471		Undetermined	Trade Payables	N	3,329.75
3.742	DANTACK CORPORATION		PO BOX 5483		ARLINGTON	TX	76005-5483		Undetermined	Trade Payables	N	1,570.39
3.743	DARR EQUIPMENT COMPANY		PO BOX 970455		DALLAS	TX	75397-0455		Undetermined	Trade Payables	N	28,857.41
3.744	DARR RENTAL CO		PO BOX 971589		DALLAS	TX	75397-1589		Undetermined	Trade Payables	N	1,225.00
3.745	DARRYL SMITH		Address on File						Undetermined	Trade Payables	N	29.93
3.746	DASHIELL CORPORATION		PO BOX 840246		DALLAS	TX	75284-0946		Undetermined	Trade Payables	N	361,712.37
3.747	DATA OPTICS SUPPLY		250 E RAMSEY		SAN ANTONIO	TX	78216		Undetermined	Trade Payables	N	53.45
3.748	DATA POWER TECHNOLOGY LLC		6565 S 118TH STREET		OMAHA	NE	68137		Undetermined	Trade Payables	N	1,302.00
3.749	DAVEY KENT ACCEPTANCE CORP		PO BOX 400		KENT	OH	44240-0007		Undetermined	Trade Payables	N	6,167.61
3.750	DAVID C CLAYBAR		Address on File						Undetermined	Trade Payables	N	1,759.65

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Response was served on the 2nd day of December, 2024 via first class U.S. mail, postage fully pre-paid to:

Charles R. Koster, Esq.
WHITE & CASE LLP
609 Main St., Suite 2900
Houston, TX 77002



Melissa M. Macejko, Chapter 7 Trustee for the
bankruptcy estate of Davey Kent, Inc.