

United States Courts
Southern District of Texas
FILED

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
(Houston Division)

JUL 22 2025

Nathan Ochsner, Clerk of Court

In re:

Chapter 11

TEHUM CARE SERVICES, INC.,

Case No. 23-90086 (CML)

APPLICATION FOR LEAVE TO FILE
RESPONSE AS SURREPLY TO YESCARE'S REPLY TO
THE OBJECTION OF GORDON SCOTT DITTMER TO THE OMNIBUS MOTION
TO ENJOIN PLAINTIFF'S FROM PROSECUTING CASES
AGAINST RELEASED PARTIES

NOW COMES Gordon Scott Dittmer (herein, Plaintiff), proceeding in propria persona, and moving this Honorable Court, pursuant to any applicable Rules or Procedures, for leave to file his response as surreply to YesCare's reply to Plaintiff's Objection to a motion filed by Hackney Odum & Dardas. In support of this application, Plaintiff states as follows:

1. While Plaintiff did file an objection to the motion filed by Hackney Odum & Dardas, this would be the first time that Plaintiff has responded to any filing by YesCare.
2. Plaintiff is not attempting to have the last word, as the Debtor will have the opportunity to respond to this surreply motion, and to be present at any Motions Hearing involving this application for leave to file this surreply motion and Plaintiff will not.
3. The surreply sheds light on YesCare's mischaracterization of the language used by Plaintiff in his Original and Amended Complaints.



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4. The surreply will advance the argument in response only to highlight that no Article or other provision within the confirmed Plan, Disclosure Statement, or any other relative document, which is contrary to United States Supreme Court precedent may be binding in the issue at hand.


5. The surreply will advance the argument in response only to highlight that indemnification provisions do not alter real-party-in-interest analysis, nor does a party become a required party for joinder purposes under Fed.R.Civ.P 19 simply by virtue of indemnifying a released party.

6. By presenting to this Court this application and motion, Plaintiff is certifying that, to the best of his knowledge, information, and belief, is reasonable under the circumstances, as,--

- (1) it is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation;
- (2) the claims and other legal contentions therein are warranted by existing United States Supreme Court precedent; and,
- (3) the allegations and other factual contentions have evidentiary support.

WHEREFORE, Plaintiff prays this Honorable Court grant his application for leave to file his surreply motion, and providing YesCare's attorneys opportunity to respond to said surreply motion.

Respectfully submitted,



Gordon S. Dittmer,
In Propria Persona,
MDOC No. 175464,
Lakeland Correctional Facility,
141 First Street,
Coldwater, MI., 49036-9687.

Dated: July 16, 2025

Clerk of the Court,
United States Bankruptcy Court,
Courtroom 401,
515 Rusk,
Houston, TX., 77002.

Gordon Scott Dittmer,
MDOC No. 175464,
Lakeland Correctional Facility,
141 First Street,
Coldwater, MI., 49036-9687.

United States Courts
Southern District of Texas
FILED

RE: In re: TEHUM CARE SERVICES, INC.
(Case No. 23-90086 (CML))

JUL 22 2025

Nathan Ochsner, Clerk of Court


Dear Court Clerk,

Enclosed, please find for filing in the above entitled cause: 1) APPLICATION FOR LEAVE TO FILE RESPONSE AS SURREPLY TO YESCARE'S REPLY TO THE OBJECTION OF GORDON SCOTT DITTMER TO THE OMNIBUS MOTION TO ENJOIN PLAINTIFFS FROM PROSECUTING CASES AGAINST RELEASED PARTIES; 2) GORDON SCOTT DITTMER'S RESPONSE TO YESCARE'S REPLY TO THE OBJECTION OF GORDON SCOTT DITTMER TO THE OMNIBUS MOTION TO ENJOIN PLAINTIFFS FROM PROSECUTING CASES AGAINST RELEASED PARTIES; 3) PROOF OF SERVICE; and 4) CERTIFICATE OF SERVICE.

I thank you in advance for your time and efforts in this most important matter.

Kindest regards,

Dated: July 17, 2025



Gordon S. Dittmer,
Unsecured Creditor,
MDOC No. 175464,
Lakeland Correctional Facility,
141 First Street,
Coldwater, MI., 49036-9687.

Gordon S. Dittmer,
MDOC No. 175464,
Lakeland Correctional Facility,
141 First Street,
Coldwater, MI., 49036-9687.

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Clerk of the Court,
United States Bankruptcy Court,
Courtroom 401,
515 Rusk,
Houston, TX., 77002.

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