

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
FILED

SEP 16 2025

IN RE:

Chapter 11

Nathan Ochsner, Clerk of Court

TEHUM CARE SERVICES, INC.,

Case No. 23-90086 (CML)

Debtor.

ARDRA YOUNG'S RESPONSE TO CHS TX INC.'S CLAIMS IN ITS
SUPPLEMENTARY MEMORANDUM OF LAW IN SUPPORT OF
ITS OMNIBUS MOTION TO ENJOIN PLAINTIFFS FROM
PROSECUTING CASES AGAINST RELEASED PARTIES

Ardra Young, one of the claimants identified in "Exhibit C" of this Court's August 7, 2025 "Decision and Order on YesCare's Omnibus Motion to Enjoin Plaintiffs from Prosecuting Cases Against Released Parties," respectfully files this response to CHS TX, Inc.'s claims presented in its Supplementary Memorandum of Law in Support of its Omnibus Motion to Enjoin Plaintiffs from Prosecuting Cases Against Released Parties ("Supplementary Memorandum").

CHS TX, Inc. reasserts that Ardra Young should be enjoined from prosecuting his case against released party Rosilyn Jindal because he "[n]ever argued lack of notice in [his] response to [its] Omnibus Motion." Supplementary Memorandum, p. 2.

On May 29, 2025, counsel for Rosilyn Jindal served Ardra Young with the "Former Michigan Corizon Employee's [sic] Motion and Concurrence in YesCare's Omnibus Motion to Enjoin Plaintiffs from Prosecuting Cases



Against Released Parties" ("Document 2178"). On June 2, 2025, Ardra Young filed a response ("Response") lamenting that he "has been kept in the dark regarding the goings-on in the bankruptcy proceedings" and that he has not been served with the Bankruptcy Plan, the opt-in option or notice of option or the deadline to file a proof of claim. Response, at p. 3. He also filed a "Motion to Be Provided With Notice of All Relevant Bankruptcy Proceedings" ("Motion") wherein he requested the Court to order Hackney Odlum & Dardas to "provide him with Notice of all relevant proceedings in the...bankruptcy proceeding[s]." Motion, p. 1. Thus, contrary to CHS TX, Inc.'s claim, Ardra Young *has* complained of lack of notice in his response to its Omnibus Motion. Supplementary Memorandum, at p. 2.

CHS TX, Inc. nevertheless asserts that because Ardra Young "w[as] served an Opt-Out Release Form, Notice of Non-Voting Status, and the Confirmation Hearing Notice," he is "bound by the consensual third-party releases in the Plan." Supplementary Memorandum, at p. 21.

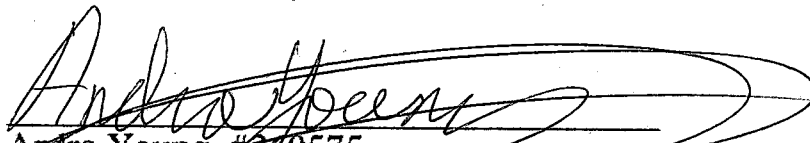
"A confirmed plan will not bind a creditor if that creditor did not receive adequate notice of the bankruptcy proceedings." In re Newstar Energy of Texas, LLC, 280 B.R. 623, 626 (Bankr. W.D. Mich. 2002). However, Ardra Young has not been served with an Opt-Out Release Form, Notice of Non-Voting Status, or Confirmation Hearing Notice. Indeed, the Supplementary Memorandum represents the *only* item that he has ever received from counsel representing CHS TX, Inc. See Affidavit of Ardra Young, appended as backmatter. Moreover, it is only until recently that counsel for Rosilyn Jindal informed the United States District Court for the Eastern District of Michigan, Southern Division that he will "monitor the

bankruptcy proceedings and keep...Plaintiff updated." See Ardra Young v. Rosilyn Jindal, et al., Case No. 2:21-cv-12170, ECF 149, PageID.1733. Because Ardra Young has not heretofore been served with notice of the bankruptcy proceedings by CHS TX, Inc. or counsel for Rosilyn Jindal, he cannot be bound by the consensual third-party releases.

Relief Requested

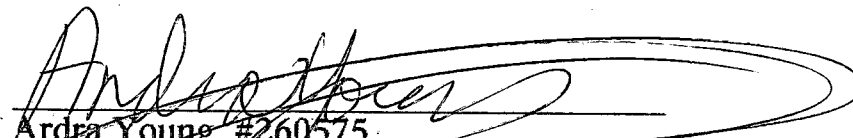
WHEREFORE, on the basis of the foregoing, Ardra Young prays that this Honorable Court will FIND AND ADJUDGE that he has not been served with notice of the proceedings in this case and is not bound by the consensual third-party releases of the Bankruptcy Plan.

Respectfully submitted,


Ardra Young, #260575
Richard A. Handlon Correctional Facility
1728 Bluewater Highway
Ionia, Michigan 48846

Proof of Service

I, Ardra Young, do hereby certify that on even date with filing of same in this Court, I sent Bowman and Brooke, LLP, counsel for CHS TX, Inc., a copy of the instant Response via pre-franked first-class mail.


Ardra Young, #260575
Richard A. Handlon Correctional Facility
1728 Bluewater Highway
Ionia, Michigan 48846

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Chapter 11

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Debtor.

AFFIDAVIT OF ARDRA YOUNG

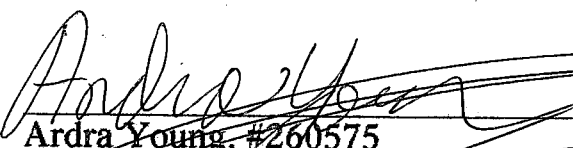
I, Ardra Young, a known creditor in the above-titled action and one of the claimants identified in "Exhibit C" of this Court's August 7, 2025 "Decision and Order on YesCare's Omnibus Motion," being of sound mind and majority age, do hereby state and depose under oath and penalty of perjury pursuant to Title 28, U.S.C. § 1746(2) that the following attestations are true and correct based upon my personal and direct knowledge of the matters attested to and that I am competent to testify to same, to wit:

1. THAT I am the plaintiff in the matter of Ardra Young v. Rosilyn Jindal, et al., United States District Court for the Eastern District of Michigan, Southern Division, Case No. 2:21-cv-12170;

2. THAT I have not been served with the Bankruptcy Plan issued in this case, the opt-in option or notice of option, the deadline to file a proof of claim, the Opt-Out Release Form, Notice of Non-Voting Status, or the Confirmation Hearing Notice;

3. THAT the Supplementary Memorandum is the *only* item that I have ever received from Bowman & Brooke, LLP;

Further, I sayeth NAUGHT.


Ardra Young, #260575
Richard A. Handlon Correctional Facility
1728 Bluewater Highway
Ionia, Michigan 48846

Executed on September 9, 2025

Andrea Young #260575
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Houston Division
515 Rusk Street
Houston, Texas 77002