Docket #0128 Date Filed: 8/22/2023

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:	)	
	)	Case No. 23-90086
Tehum Care Services	)	
	)	
Debtor.	)	
	)	
	)	
Anant Kumar Tripati,	)	
	)	Adversary No. 23-03072
Plaintiff,	)	
	)	
vs.	)	
	)	
Sarah Tirschwell, et al,	)	
	)	
Defendants.	)	

SARAH L. BARNES AND BROENING OBERG WOODS & WILSON, PC JOINDER IN STATE OF ARIZONA DEFENDANTS' RESPONSE TO PLAINTIFF'S MOTION FOR INHERENT POWER AND RULE 11 SANCTIONS AGAINST COUNSEL AND DEFENDANTS

Defendants Sarah L. Barnes and Broening Oberg Woods & Wilson, PC (collectively, "Defendants"), by and through their counsel, Gordon & Rees, hereby file this Joinder In State of Arizona Defendants' Response to Plaintiff's Motion for Inherent Power and Rule 11 Sanctions Against Counsel and Defendants (this "Joinder") and respectfully and states as follows:

INTRODUCTION

1. On or about May 1, 2023, Plaintiff Anant Kumar Tripati ("Plaintiff") filed his Verified Adversary Complaint [Doc. 1] ("Complaint") in the Bankruptcy Court for the Southern District of Texas, thereby commencing the above referenced adversary proceeding.

2. On June 5, 2023, Defendants Struck Love Bojanowski and Acedo, PL, Daniel P. Struck, Michael Gottfried, Betty Ulibarri, and Diane Bohuszewicz ("State of Arizona

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Defendants") filed their Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint and Request for an Extension of Time to File a Responsive Pleading [Doc. 25] (the "Motion").

3. On June 5, 2023, Broening Oberg Woods & Wilson, PC filed its Joinder In Support of State of Arizona Defendants' Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint and Request for an Extension of Time to File a Responsive Pleading [Doc. 33]. On June 20, Sarah L. Barnes filed her Joinder In Support of State of Arizona Defendants' Motion to Screen Plaintiff's Pro Se Inmate Adversary Complaint and Request for an Extension of Time to File a Responsive Pleading [Doc. 46]. The Motion is currently pending.

4. On July 31, 2023, Plaintiff filed a Motion for Inherent Power and Rule 11 Sanctions Against Counsel and Defendants [Doc. 93]. In support of his request for Rule 11 sanctions, Plaintiff appears to allege that he requested certain documents from the Defendants and/or undersigned counsel, but that he was not provided with the documents he requested.

5. He requests that the Court utilize its "inherent power" to impose sanctions on Defendants and to appoint a special prosecutor under 11 U.S.C. 105(a) to prosecute them.

6. The State of Arizona filed its Response to Plaintiff's Motion for Inherent Power and Rule 11 Sanctions Against Counsel and Defendants [Docket No. 124] (the "Response").

ARGUMENT

7. Defendant hereby incorporates herein and joins in the arguments made in the Response, and all papers filed in support thereof.

WHEREFORE, Defendants respectfully request the Court deny Plaintiff's Motion for Inherent Power and Rule 11 Sanctions Against Counsel and Defendants (Doc. 93) in its entirety.

Dated: August 22, 2023

Respectfully submitted,

GORDON & REES

/s/ *Megan M. Adeyemo*

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CERTIFICATE OF SERVICE

The undersigned certifies that on August 22, 2023, a true and correct copy of the foregoing document was electronically filed and served via CM/ECF on all parties that have entered an appearance and requested service in the above-referenced case. On the same date, I served a true copy of the foregoing on Pro Se Plaintiff by first class mail, postage prepaid:

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/s/ Anita Soto
For Gordon & Rees