Docket #0160 Date Filed: 10/11/2023

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United States Courts
Southern District of Texas
FILED
OCT 11 2023
Nathan Ochsner, Clerk of Court

October 9, 2023

Mr. Nathan Ochsner
Clerk of Court
United Sates Bankruptcy Court
Southern District of Texas, Houston Division
P. O. Box 61010
Houston, TX 77208

Re: **Tehum Bankruptcy Care Services, Inc. Chapter 11, Case No. 23-90086 (CML). Adv. Pro, Tripati v Tirschwell, Adv. Pro No. 23-03072 (CML).**

Mr. Oshner:

I am Sara Tirschwell's New York attorney. I am not licensed in Texas but am admitted to various federal and bankruptcy courts and to the United States Supreme Court. I am writing because of the urgency of the matter and to seek additional time for my client to engage Texas counsel to represent her in this matter.

On October 3, 2023, the pro se inmate Anant Kumar Tripati filed a motion for a default judgment against my client. Mr. Tripati claims that service of the summons and complaint was effectuated by mail, apparently on or about September 12, 2023, on my client at 205 Powell Place #104, Brentwood, Tennessee 37027 which is the address of YesCare and Corizon Health the debtor's predecessor in interest. A simple Google search would reveal that my client has not been associated with those companies since March 2023. My client does not have an office or residence at the address which Mr. Tripati alleges to have effectuated service. My client does not, and has never, resided in Tennessee. Furthermore, the manner of service is questionable.

A copy of Mr. Tripati's motion accompanies this letter.

I respectfully request an additional 21 days for my client to find a Texas attorney to represent her in opposing Mr. Tripati's motion for a default judgment. Under these circumstances,

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entry of a default would only result in a motion to vacate such default and impose needless costs, as well as unnecessarily take up judicial resources.

Thank you for your consideration.

Very truly yours,

Steven G. Storch

Cc. Anant Kumar Tripati
Scott King, Esq.

Docket #0156 Date Filed: 10/3/2023

United States Courts
Southern District of Texas
FILED

OCT 0 3 2023

Nathan Ochsner, Clerk of Court

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

In Re: Tehum Care Services, Inc Debtor.	Case No: 23-90086 (CML) CHAPTER 11
Anant Kumar Tripati Plaintiff, Vs. Sarah Tirschwell, et al., Defendants.	Adv. Pro. No. 23-03072 (CML)

1. **APPLICATION TO THE CLERK FOR ENTRY OF DEFAULT AGAINST** Sarah Tirschwell **FOR FAILURE TO PLEAD OR RESPOND OTHERWIS. DECLARATION OF MILITARY SERVICE**

This motion seeks an order that may adversely affect you. If you oppose the motion, you should immediately contact the moving party to resolve the dispute. If you and the moving party cannot agree, you must file a response and send a copy to the moving party. You must file and serve your response within 21 days of the date this was served on you. Your response must state why the motion should not be granted. If you do not file a timely response, the relief may be granted without further notice to you. If you oppose the motion and have not reached an agreement, you must attend the hearing. Unless the parties agree otherwise, the court may consider evidence at the hearing and may decide the motion at the hearing. Represented parties should act through counsel.

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Plaintiff, requests the Clerk to enter default against the above Defendant as the Defendant has neither responded, nor pled otherwise, and if the Defendant has responded, the Defendant has failed to serve me a copy by mail. This Defendant is neither a minor nor incompetent, nor in military duty.

In support Plaintiff submits his Declaration

Respectfully submitted,

Anant Kumar Tripati 102081
P.O.Box 8909, Yuma, Az 85349
(928) 627-8871 ext 17226 or 17361

DECLARATION OF ANANT KUMAR TRIPATI

I, Anant Kumar Tripati declare under the penalty of perjury that these facts are true and correct and I am competent to so testify:

1. As is evidenced by the proof of service on file this Defendant has been served the summons and complaint. The Defendant has failed to respond or plead otherwise. In the event Defendant has filed any response, that has not been served upon me by mail, as I am not on the efiling system.
2. The Defendant is neither a minor nor incompetent and is not in military duty.

Executed under penalty of perjury under the laws of the United States on September 12th, 2003.

Anant Kumar Tripati

Copies served by mail to:

Sarah Tirschwell 205 Powell Place # 104 Brentwood, TN 37027

A.K.Tripati 9/12/23

Case 23-03072 Document 150 Filed in TXSB on 10/03/23 Page 5 of 5

INMATE MAIL: ARIZONA DEPARTMENT OF CORRECTIONS
Inmate
ADC#
Arizona State Prison Complex
Unit
City AZ

PHOENIX AZ 852
29 SEP 2023 PM 11 L

USA FOREVER

United States Courts
Southern District of Texas
FILED
OCT 03 2023
Nathan Ochsner, Clerk of Court

US Bankruptcy Court
515 Rusk Ave
Houston TX 77002

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