



HARRELL, MARTIN
& PEACE, P.A.

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*Of Counsel
**Certified Mediator/Arbitrator

February 18, 2025

VIA EMAIL AND REGULAR, FIRST-CLASS MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
FEB 24 2025
SC Court of Appeals

Re: Vicki Lynn Vergeldt, et al. v. John Edward Vergeldt
C/A No.: 2024-000947
Our File No: 3490.00001/TAP

Dear Ms. Kitchings:

Please find enclosed a Notice of Chapter 13 Bankruptcy filing indicating Appellant John Edward Vergeldt has filed for protection under Chapter 13 of the United States Bankruptcy Code, and his case was given C/A No.: 25-00359-jd.

At your earliest convenience, please advise if you need anything further from us on this matter, and, in particular, whether we still need to submit six (6) additional bound copies of the record on appeal and all final briefs as indicated in the Court's correspondence dated February 10, 2025.

Thank you for your courtesy and cooperation in this matter.

Sincerely,

HARRELL, MARTIN & PEACE, P.A.

Taylor A. Peace, Esq.

Enclosures

Cc: Desa Ballard and Haley Hubbard, via email only

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
FEB 24 2025
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
MIKELL R. SCARBOROUGH, MASTER-IN-EQUITY

Appellate Case No. 2024-000947
Lower Case No. 2021-CP-10-04257

Vicki Lynn Vergeldt, individually, and as
Successor Trustee of the John Vergeldt, Jr.
Revocable Living Trust dated
September 27, 1978, Plaintiff..... Respondent,

v.

John Edward Vergeldt and
Teresa Shaw-Vergeldt, Defendants,

Of whom John Edward Vergeldt is the..... Appellant.

PROOF OF SERVICE

I, Tracy Slice Moore, an employee with the firm of Harrell, Martin & Peace, P.A., do hereby certify that, on February 18, 2025, I served a copy of the February 18, 2025 letter to the South Carolina Court of Appeals containing a copy of Appellant's Notice of Chapter 13 Bankruptcy Case filing on the following individuals by electronic mail using their email address listed in the Attorney Information System, addressed as follows:

Desa Ballard
Ballard & Watson
desab@desaballard.com

Haley Hubbard
Ballard & Watson
haley@desaballard.com

By: Tracy Slice Moore
Tracy Slice Moore, Paralegal

February 18, 2025

Information to identify the case:			
Debtor 1	John Edward Vergeldt		
	First Name	Middle Name	Last Name
	[REDACTED] Social Security number or ITIN		
	EIN _____		
Debtor 2 (Spouse, if filing)	First Name	Middle Name	Last Name
	Last 4 digits of Social Security number or ITIN _____		
	EIN _____		
United States Bankruptcy Court		District of South Carolina	
Case number: 25-00359-jd		Date case filed for chapter 13 1/31/25	

Official Form 309I

Notice of Chapter 13 Bankruptcy Case

10/20

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <https://pacer.uscourts.gov>).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

	About Debtor 1:	About Debtor 2:
1. Debtor's full name	John Edward Vergeldt	
2. All other names used in the last 8 years		
3. Address	1523 Star Flower Aly Johns Island, SC 29455	
4. Debtor's attorney Name and address	Michael Conrady Campbell Law Firm, PA PO Box 684 Mt. Pleasant, SC 29465	Contact phone 843-884-6874 Email mconrady@campbell-law-firm.com
5. Bankruptcy trustee Name and address	James M. Wyman PO Box 997 Mount Pleasant, SC 29465-0997	Contact phone (843) 388-9844 Email 13info@charleston13.com
6. Bankruptcy clerk's office Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at https://pacer.uscourts.gov .	J. Bratton Davis United States Bankruptcy Courthouse 1100 Laurel Street Columbia, SC 29201-2423	Hours open 8:30 am -- 4:30 pm Contact phone 803-765-5436 Date: 1/31/25
7. Meeting of creditors Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.	March 17, 2025 at 10:30 AM The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	Location: Zoom video meeting. Go to Zoom.us/join , Enter Meeting ID and Passcode or call telephone number listed below: Meeting ID: 320 853 8018, Passcode: 2272208201, Telephone: 1-854-228-8680

For additional meeting information go to <https://www.uscourts.gov/ust/moc>.

For more information, see page 2

Debtor John Edward Vergeldt

Case number 25-00359-jd

<p>8. Deadlines The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.</p>	<p>Deadline to file a complaint to challenge dischargeability of certain debts: You must file: Filing deadline: 5/16/25</p> <ul style="list-style-type: none"> a motion if you assert that the debtors are not entitled to receive a discharge under 11 U.S.C. § 1328(f) or a complaint if you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4). <p>Deadline for all creditors to file a proof of claim (except governmental units): Filing deadline: 4/11/25</p> <p>Deadline for governmental units to file a proof of claim: Filing deadline: 7/30/25</p> <hr/> <p>Deadlines for filing proof of claim: A Proof of Claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at www.uscourts.gov or any bankruptcy clerk's office. If you do not file a proof of claim by the deadline, you might not be paid on your claim. To be paid, you must file a proof of claim even if your claim is listed in the schedules that the debtor filed.</p> <p>Secured creditors retain rights in their collateral regardless of whether that creditor files a Proof of Claim.</p> <p>Filing a proof of claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.</p> <p>You may electronically file claims at http://www.scb.uscourts.gov/electronic-filing-claims.</p> <hr/> <p>Deadline to object to exemptions: Filing deadline: 30 days after the conclusion of the meeting of creditors The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.</p>
<p>9. Hearing on Confirmation</p>	<p>The confirmation hearing will be held on: 4/30/25 at 10:00 AM, Location: King and Queen Building, 145 King Street, Room 225, Charleston, SC 29401. A copy of the plan will be sent separately by the debtor. This hearing may be continued or rescheduled as necessary and due notice will be given.</p> <p>Any objection to confirmation of the chapter 13 plan must be filed and served at least seven days prior to the confirmation hearing. Objections to the confirmation may be overruled if the objecting creditor fails to appear and prosecute the objection. If no objection is timely filed, the plan may be confirmed on recommendation of the trustee. The debtor(s) is/are required to appear at the confirmation hearing unless excused by order of the Court or Chambers Guidelines.</p>
<p>10. Creditors with a foreign address</p>	<p>If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadline in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.</p>
<p>11. Filing a chapter 13 bankruptcy case</p>	<p>Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. A copy of the plan will be sent to you later and the confirmation hearing will be held on the date shown in line 9 of this notice. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.</p>
<p>12. Exempt property</p>	<p>The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors, even if the case is converted to chapter 7. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at https://pacer.uscourts.gov. If you believe that the law does not authorize an exemption that debtors claimed, you may file an objection by the deadline.</p>
<p>13. Discharge of debts</p>	<p>Confirmation of a chapter 13 plan may result in a discharge of debts, which may include all or part of a debt. However, unless the court orders otherwise, the debts will not be discharged until all payments under the plan are made. A discharge means that creditors may never try to collect the debt from the debtors personally except as provided in the plan. If you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4), you must file a complaint and pay the filing fee in the bankruptcy clerk's office by the deadline. If you believe that the debtors are not entitled to a discharge of any of their debts under 11 U.S.C. § 1328(f), you must file a motion by the deadline. The bankruptcy clerk's office must receive the objection by the deadline to object to exemptions in line 8.</p>
<p>14. Dismissal Notice</p>	<p>This case may be converted or dismissed at the confirmation hearing for a failure to: file a confirmable chapter 13 plan, pay the applicable filing fee, file or provide documents, attend the meeting of creditors, or timely make payments due under a chapter 13 plan as required by the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, the Local Rules of this Court, or the applicable judge's Chambers Guidelines.</p>
<p>15. Miscellaneous Notice</p>	<p>The Voice Case Information System (VCIS) will give status information on cases filed or converted after 11/30/88. Call 1-866-222-8029. Please refer to the Court's website at www.scb.uscourts.gov for further information.</p>
<p>16. Options to Receive Notices Served by the Clerk by Email Instead of by U.S. Mail</p>	<p>(1) Anyone can register for the Electronic Bankruptcy Noticing program at bankruptcynotices.uscourts.gov OR (2) Debtors can register for electronic notice by filing local form 'Debtor's Electronic Noticing Request (DeBN)' with the Clerk of Court. Both options are FREE and allow the clerk to quickly send you court-issued notices and orders by email. See Local Rule 9036-1.</p>

Notice Recipients

District/Off: 0420-2
Case: 25-00359-jd

User: admin
Form ID: b309i

Date Created: 01/31/2025
Total: 15

Recipients submitted to the BNC (Bankruptcy Noticing Center):

db	John Edward Vergeldt	1523 Star Flower Aly	Johns Island, SC 29455
ust	US Trustee's Office	Strom Thurmond Federal Building	1835 Assembly Street Suite
	953	Columbia, SC 29201	
tr	James M. Wyman	PO Box 997	Mount Pleasant, SC 29465-0997
aty	Michael Conrady	Campbell Law Firm, PA	PO Box 684 Mt. Pleasant, SC 29465
544485511	Desa Ballard	Ballard & Watson, Attorneys at Law	226 State St West Columbia SC 29169
544485512	Harrell, Martin & Peace, PA	135 Columbia Ave	PO Box 1000 Chapin SC 29036
544485513	Hyundai Motor Finance	Attn: Bankruptcy	Po Box 20829 Fountain Valley CA 92728
544485514	Internal Revenue Service	Insolvency Group 6	MDP 39 1835 Assembly St Columbia SC 29201
544485515	Internal Revenue Service	PO Box 931000	Louisville KY 40293
544485516	John Vergeldt, Jr Revocable Living Trust	c/o Taylor A. Peace, Esq.	PO Box 1000 Chapin SC 29036
544485517	Lincoln Automotive Finance	Attn: Bankruptcy	Po Box 542000 Omaha NE 68154
544485518	SC Department of Revenue	Attn: Office of Gen. Counsel-Bankruptcy	300A Outlet Pointe
	Blvd	Columbia SC 29210	
544485519	Synchrony Bank/Care Credit	Attn: Bankruptcy	Po Box 965060 Orlando FL 32896
544485520	US Atty for SC	1441 Main St., Ste 500	Columbia SC 29201
544485521	Viki Lynn Vergeldt	c/o Taylor A. Peace, Esq.	PO Box 1000 Chapin SC 29036

TOTAL: 15

HMP
HARRELL, MARTIN & PEACE, P.A.
ATTORNEYS AT LAW
P.O. BOX 1000
CHAPIN, SC 29036

FIRST-CLASS



US POSTAGE IMPITNEY BOWES



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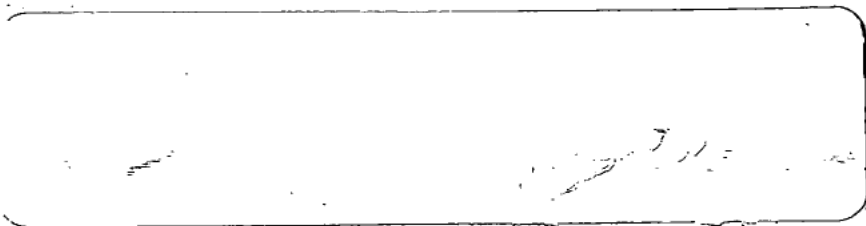
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FEB 24 2025

SC Court of Appeals



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