

Petitioner: In re: Edward Smith
Prison # 659715

United States Courts
Southern District of Texas

FILED

23-90086

Clerk of Court

JUN 26 2024

Nathan Ochsner, Clerk of Court

Please find enclosed a ^{expedited} legal mail receipt to prove I sent "Reply" to have mediation arranged for I can attend the proceedings.

Also, please process the Habeas Corpus 2 page form to have Michigan Department of Corrections; and the State of Michigan United States District Court produce me to attend Mediation by via Video Zoom, or any other due arrangement required? Please review other exhibits

Thanks for your time and consideration

Edward

~~LS Edward Smith~~

In re: Edward Smith / 659715
Parnall Corr. Fac. (SMT)
1780 Parnall Road
Jackson, MI 49201

June 20 / 2024

Done with help from an non-Attorney clerk



Southern
~~THEODORE LEVIN~~
STATE OF MICHIGAN
JUDICIAL DISTRICT
JUDICIAL CIRCUIT
TEXAS, SOUTHERN DISTRICT
Court address

STATE OF TEXAS
WRIT OF HABEAS CORPUS
TEXAS, Southern Bankruptcy Court

CASE NO. and JUDGE ev-01607
Civil Action No. 4:24-cv-01607
Original Case No. 23bk-90086
Judge Christopher Lopez
Christopher S. Sontchi (ref)
Court telephone no.

IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN:

TO: Wah Wah, Warden of Parnall Corr. Fac. (SUD) Prison, the agency or person having custody of
Edward Smith #659715
Name ID. no. Prisoner Number Date of birth

To bring prisoner to court in the case of:
People of TEHUM CARE SERVICES, INC. et al,
Debtor
v
In re: Edward Smith #659715

To inquire into detention/custody of:
Edward Smith #659715
1780 E. Parnall Road
JACKSON, MI 49201

IT IS ORDERED:

- 1. Answer this writ, stating the authority under which you restrain the prisoner. exercise custody over the minor child. File your answer with the court judge by July 3rd 2024 Date
- 2. Deliver the person named in this writ into the custody of TEXAS, SOUTHERN BANKRUPTCY COURT Name/Title/Agency
for: the prosecution of NA Charge and MCL citation or PACC code felony. misdemeanor.
 Mediation Court Ordered by Texas, Southern Bankruptcy Court Specify purpose (witness testimony, etc.)

Immediately after the prisoner completes his/her appearance, the prisoner shall be returned to your custody.

- 3. Bring the person named in this writ before Jesbe Lopez and Christopher S. Sontchi (ref) Mediator Name of Judge/Referee/Magistrate
at 515 Rusk, Houston, TX 77002, on July 8th, 2024 at 9:00 AM or Time
Bring this writ with you: or in the alternative:
- 4. Produce the prisoner via compatible two-way interactive video technology for the purpose indicated above on

_____ at _____
Date Time

5. Fees are allowed in the amount of \$ _____

Judge signature and date

Case No. 23pk-90086

Writ of Habeas Corpus (9/23)
Page 2 of 2

PROOF OF SERVICE

STATE OF MICHIGAN, COUNTY OF JACKSON MI 49201

I certify that on June 20, 2024 at 9:00 am, I personally served the original writ of habeas

corpus on Clerk of the Texas, Southern Bankruptcy Court, and Michigan East. Dist. Ct.

June 20, 2024
Date

Edward Smith
Signature

See Attachment B through D

Required only under MCR 3.303

ANSWER

STATE OF MICHIGAN, COUNTY OF JACKSON

I, _____, state:

- 1. I do not have _____ under my custody, power, or restraint.
Person named in writ
- 2. On _____ by authority of _____
Date released.
_____ was transferred to _____ (exhibits attached).
Location
- 3. I have _____ under my custody, power, or restraint under a
Person named in writ
 - warrant charging the prisoner with the offense of _____
 - commitment
 - other: _____

issued by _____ . A copy of the document is attached and the original
Name
will be produced at the hearing.

I declare that the statements above are true to the best of my information, knowledge, and belief.

June 20, 2024
Date

ES Released to Son / Complete
Signature
Prison Counselor (PC) Amboy
Title

When required by MCR 3.303(L)(2).

NOTICE TO PROSECUTING ATTORNEY

TO: The prosecuting attorney of _____ County

You are notified that the annexed writ of habeas corpus has been issued. _____
is believed to have custody of the prisoner. Name/Title/Agency

Date

Prisoner Attorney/Bar no.

Address

City, state, zip Telephone no.



UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS

In Re: Tehum Care Services, Inc.
Debtor

Case No.: 23-90086

Chapter: 11

NOTICE OF FILING OF OFFICIAL TRANSCRIPT

An official transcript has been filed in this case and it may contain information protected under the E-Government Act of 2002, and Fed. R. Bank. P. 9037.

Transcripts will be electronically available on PACER to the public 90 days after their filing with the court. To comply with privacy requirements of Fed. R. Bank. P. 9037, the parties must ensure that certain protected information is redacted from transcripts prior to their availability on PACER.

If redaction is necessary, the parties must file a statement of redaction listing the items to be redacted, citing the transcript's docket number, the item's location by page and line, and including only the following portions of the protected information. This statement must be filed within 21 days of the transcript being filed. A suggested form for the statement of redaction is available at <https://www.txs.uscourts.gov/>.

- the last four digits of the social security number or taxpayer identification number;
- the year of the individual's birth;
- the minor's initials;
- the last four digits of the financial account number; and
- the city and state of the home address.

Any additional redaction requires a separate motion and Court approval.

A party may review the transcript at the Clerk's Office public terminals or purchase it by following the instruction on our website at <https://www.txs.uscourts.gov/> or by calling (713) 250-5500. A party is only responsible for reviewing the:

- opening and closing statements made on the party's behalf;
- statements of the party;
- testimony of any witness called by the party; and
- any other portion of the transcript as ordered by the court.

Redaction is your responsibility. The Clerk, court reporter, or transcriber will not review this transcript for compliance.

Nathan Ochsner
Clerk of Court



ENTERED

May 01, 2024

Nathan Ochsner, Clerk

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

In re: <i>Edward Smith #659715</i>)	Chapter 11
TEHUM CARE SERVICES, INC., ¹)	Case No. 23-90086 (CML)
Debtor.)	

**THIRD AMENDED STIPULATION AND AGREED
ORDER REGARDING MEDIATION PROCEDURES**

Tehum Care Services, Inc., the above-captioned debtor and debtor in possession (the "Debtor"), the Official Committee of Unsecured Creditors appointed in this chapter 11 case (the "Creditors' Committee"), the Official Tort Claimants' Committee appointed in this chapter 11 case on November 20, 2023 (the "Tort Committee"), M2 LoanCo, LLC, YesCare Corp., M2 HoldCo, LLC, Perigrove 1018, LLC, and Geneva Consulting, LLC (collectively, the "Parties" and all of the Parties without the Tort Committee being the "Original Parties"), hereby enter into this Stipulation and Agreed Order as follows:

WHEREAS, on February 13, 2023 (the "Petition Date"), the Debtor filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") commencing the above-captioned chapter 11 case (the "Bankruptcy Case");

WHEREAS, pursuant to an agreed order entered on May 22, 2023 [Docket No. 603], a three-day mediation was held on August 21–23, 2023, which was attended by representatives of the Original Parties and mediated by Judge David R. Jones (the "Original Mediation");

¹ The last four digits of the Debtor's federal tax identification number is 8853. The Debtor's service address is: 205 Powell Place, Suite 104, Brentwood, Tennessee 37027.

4894-1451-3080



WHEREAS, the Original Mediation resulted in a settlement (the "August Settlement"), which was incorporated into a joint plan filed by the Debtor and the Creditors' Committee (the "Joint Plan");²

WHEREAS, on November 8, 2023, the Court entered an agreed order appointing Judge Christopher S. Sontchi (ret.), a well-known and respected jurist with no prior connections to this Bankruptcy Case, this district, or the parties involved in this matter, as mediator (the "Mediator") for a second mediation (the "Second Mediation");

WHEREAS, on November 20, 2023, the United States Trustee appointed the Tort Committee;³

WHEREAS, on November 29, 2023, at the request of the Debtor, the Creditors' Committee, and the Tort Committee, the Court entered an amended order rescheduling the Second Mediation to December 14, 2023, and including the Tort Committee in the participants to the Second Mediation;⁴

WHEREAS, the Second Mediation resulted in a new settlement among all Parties except the Tort Committee (the "January Settlement");

WHEREAS, the Debtor and the Creditors' Committee filed a joint motion to approve the January Settlement (the "9019 Motion"),⁵ and the Tort Committee filed a motion to dismiss the Bankruptcy Case (the "Dismissal Motion")⁶ and, together with the 9019 Motion, the "Motions";

² Docket No. 985, as amended at Docket Nos. 1043 and 1072.

³ Docket No. 1095.

⁴ Docket No. 1158.

⁵ Docket No. 1259.

⁶ Docket No. 1260.

MICHIGAN DEPARTMENT OF CORRECTIONS

CSJ-318

DISBURSEMENT AUTHORIZATION (EXPEDITED LEGAL MAIL - PRISONER)

REV. 11/15 4835-3318

Please PRINT clearly, illegible and/or incomplete forms will not be processed.

Lock 10-2 Institution 5075

Prisoner Number 489715 Prisoner Name Edward Smith
Type or Print Clearly

Legal Postage Filing Fee \$ Certified Mail (Must Be a Court Ordered Requirement)

New Case Case Number 238 X 900 10

Pay To NSOC - 7701 - Boston Court

Mailing Address P.O. Box 4410
Houston TX 77008

The Following Section Must Be Completed In Authorizing Staff Member's Presence

Prisoner Signature [Signature] Date & Time Submitted 1/31/13 10:13 AM

Received by [Signature] Staff Signature [Signature]
Type or Print Name & Title

Date & Time Received by Authorizing Staff 1/31/13 10:13 AM

Authorization Denied

- Does not meet definition of legal mail or court filing fee as identified in OP 05.03.118
- Not hand delivered to authorizing staff member New case or case number not on form
- Does not include court order for handling as certified mail Other (explain)
- Prisoner refused to sign & date in staff member's presence

Denied by [Signature] Signature
Type or Print Name & Title

Section Below to be Completed by Mail Room Staff

Placed in Mail by [Signature] Signature
Type or Print Name & Title

Postage Amount \$ Date Placed in Outgoing Mail

Only Business Office Staff are to Write in the Section Below

Postage \$ Total Obligation \$ Court Filing Fee Denied Due to NSF

Filing Fee \$ Check #

Date Copy Sent to Prisoner

Processed by [Signature] Signature
Type or Print Name & Title

Edward Smith #65976
Parnall Correctional Facility (SMF)
1980 East Parnall Road
Jackson MI 49201

METROPLEX MI 480
21 JUN 2024 PM 10



US POSTAGE
PARTNERSHIP BOWES
ZIP 49201 \$ 000.88⁰
02 4M
0000386677 JUN 21 2024

United States Courts
Southern District of Texas
FILED

JUN 26 2024

Mathew Ochsmere, Clerk of Court

To: Clerk of the Court
Assigned Mediator
Christophers, Sontchi (ref)
to whom this concerns
515 Rusk
Houston Texas 77002

77002-250099

