

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

TEHUM CARE SERVICES, INC.¹

Debtor.

Chapter 11

Case No. 23-90086 (CML)

ORDER GRANTING LIMITED RELIEF FROM THE AUTOMATIC STAY

Antionette Windhurst, individually and as Personal Representative of the Estate of David Windhurst (“Windhurst”) filed her *Motion for Relief from the Automatic Stay* (DE 1573) (the “Motion”). This Court has jurisdiction over this matter pursuant to 28 U.S.C. §1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

The Court reviewed and considered the Motion, *Debtor’s Objection to Antoinette Windhurst’s Motion for Relief from the Automatic Stay* (DE 1594), the *Reply in Support of Windhurst’s Motion for Relief from the Automatic Stay* (DE 1607), argument of counsel at the hearing on July 16, 2024, and the evidence presented and argument of counsel at the Final Hearing on August 16, 2024.

Notice of the Motion and opportunity for a hearing on the Motion were appropriate. Based on the legal and factual record, the Court orders as follows:

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.



IT IS HEREBY ORDERED that the Motion is granted in part. Windhurst and the other parties involved in Pima County Superior Court Case No. C20175978 are granted relief from the automatic stay for the limited purpose of requesting and participating in a hearing to set a date for trial on the merits for all pending claims.

IT IS FURTHER ORDERED that Windhurst may not undertake any other actions before the Superior Court at this time, including requesting or taking discovery, filing any substantive motions, or otherwise filing motions to establish the proper party in interest, pending the termination of the automatic stay or further order of this Court.

IT IS FURTHER ORDERED that Windhurst may return to the Bankruptcy Court for additional relief under the Motion, as and when she believes appropriate.

DATED: August ____, 2024

Christopher M. Lopez
United States Bankruptcy Judge