Docket #1887 Date Filed: 11/10/2026

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

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In re:
MODIVCARE INC., et al.,
Reorganized Debtors. 1

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United States Courts
Southern District of Texas
FILED

NOV 10 2026

Nathan Ochsner, Clerk of Court

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x
Chapter 11
Case No. 25-90309 (ARP)
(Jointly Administered)

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**Concise Statement Why Court Should NOT Grant Omnibus Objection With Respect To NOTICE OF REORGANIZED DEBTORS' THIRTY-SECOND OMNIBUS CLAIM OBJECTION - INSUFFICIENT DOCUMENTATION CLAIMS**

**FACTS**

1. Modivcare Inc. et al., (from now on "Modivcare"), is a NEMT, Non Emergency Medical Transportation, provider during the years of 2024 and 2025 who also initially identified Donaldson for this lawsuit involving Donaldson's unpaid NEMT gas mileage and/or food reimbursement payment claim(s) in which Modivcare is in sole possession of the records including accounting documents involving Donaldson's unpaid claim(s) such that discovery is needed and has been requested as of the date of this response via e-mail.

2. Modivcare erroneously sought to remove Donaldson's proof of claim in this lawsuit which Donaldson timely contested and succeeded in.

3. Modivcare knew that Donaldson's NEMT claim(s) still existed in which they previously initiated contacted with Donaldson via e-mail back on Dec. 30, 2025.



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4. Pursuant to page 3 of the current order, Donaldson does now determine that discovery is necessary in advance of a hearing concerning the Omnibus Objection **Insufficient Documentation Claims** in which Donaldson's discovery request was timely filed and served upon Modivcare and counsel of record along with this response.

**ARGUMENT**

Without any doubt Modivcare clearly knew of Donaldson's NEMT unpaid claim(s) since Modivcare did (1) identified Donaldson as an appropriate party involving claim(s) against Modivcare and (2) went so far as to contact Donaldson via e-mail after the filing of this lawsuit. Modivcare as a NEMT provider who has the claims' records including Donaldson's gas mileage and food reimbursement requests, payments, and claims. Modivcare has all the records involving Donaldson's claims in which discovery has now been timely requested and filed on Modivcare. Also, Donaldson before the pending hearing and once the discovery request has been responded to properly can timely file an amended response with additional information obtained via discovery filed upon Modivcare and if discovery is not timely provided by Modivcare, Donaldson can also timely file a motion to compel discovery already available to him as set forth in the order.

**RELIEF**

Dismiss and/or overrule with prejudice Debtors Omnibus Objection - INSUFFICIENT DOCUMENTATION CLAIMS with respect to Mark P. Donaldson's Claim(s) against MODIVCARE INC., et al..

Respectfully Submitted,

/s/Mark P. Donaldson (pro se)
103 Deerwood Court
Roscommon, MI 48653
E-mail: mmpd55@yahoo.com

Date: Nov. 3, 2026

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
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In re:
MODIVCARE INC., et al.,
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Chapter 11
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**PROOF OF SERVICE**

I, Mark P. Donaldson, on 11-3-2026 sent this **Concise Statement Why Court Should NOT Grant Omnibus Objection With Respect To NOTICE OF REORGANIZED DEBTORS' THIRTY-SECOND OMNIBUS CLAIM OBJECTION - INSUFFICIENT DOCUMENTATION CLAIMS** to the debtor via their e-mail address that their notice was sent to me via e-mail from along with a discovery request to them and their noted counsel. Also, this response was sent to the Bankruptcy Court PO Box 61010 Houston, TX 77208 via USPS mail.

Sincerely,

/s/Mark P. Donaldson (pro se)
103 Deerwood Court
Roscommon, MI 48653
E-mail: mmpd55@yahoo.com

Date: Nov. 3, 2026