Docket #2721 Date Filed: 09/02/2026

Stephen Floyd Ullaich
#56989 - I.S.C.I - Med. Anx. 56
P.O. Box 14
Boise, Idaho - 83707

Wayne Douglas Merkley
#87699 - I.S.C.I. - MedAnx. 7
P.O. Box 14
Boise, Idaho - 83707

United States District Court
For The Middle District of Texas

In Re Tehuma Care Services No 23-90086-CML

Motion For Reconsideration

Comes now Stephen Floyd Ullaich, and Wayne Douglas Merkley, jointly responding to a Notice from Tehuma Personal Injury Settlement Trust, (x2 - seperately as attached) that they did not qualify for a settlement payment.

It is alleged the Jurisdiction or Authority for this Motion is at Rules of Civil Procedure, at this Courts discreation should be Rule 59, or 60; however,

in pleadings sent to this Court and information provided to Tehuma -, was the information, (1.) Both are mentally disabled, (2) they are in a prison without a reasonable law library, (3) with no legal assistance, (4) AND a prison resource center will not make services available to litigate this case, (5) etc.;

Rec-1.

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in general a Motion For Assistance of Council was filed, and pending;
thus pursuant to R.Civ.P. 17., it is asked in the nature of Guardian-ad litem-Non sui juris, to liberally construe our pleadings and not Reject the Motions (x2) upon technicalities, etc.; Thank You.

We do ask for Reconsideration upon;

A. The denial of qualification was based upon a failure to demonstaite, medical mal practice", (attached) this Not the standard for qualification approved by this court, or given in the Tehuma Notices;

B Though there is frustrating and hindering of access, Tehuma was notified of and had access to a class action Balla ts Idaho Board of Corrections, U.S. Dist. Ida. 01;81-cv-01165 BLW, (i.e), 595 F.Supp 1158 (1984); 2016 U.S. Dist. LEXIS 188836; 119 F. Supp. 3d 1271; 220 U.S Dist. LEXIS 95915; 2005 U.S. Dist. LEXIS 51482;

2005/51482 B., ..., The Court also issued a notice of its intent to appoint an expert pursuant to Federal Rules of Evidence 706, and the parties jointly nominated Chase Riveland to be the Courts expert"; (III)., IV., ... Seventeen

years after the injuntive orders in Balla II.,
Defendants Return to Court Requesting
Relief under conditions that are worse
..." (ongoing)
119 F Supp., I., A., Appointment of Dr. Marc
Stern as special master, (The egrigous vio
lations of eighth amendment, IV. Remedies,
... the willfulness of the destructive act and
the prejudice suffered;

There was also a Stipulation Agreement,
and pg. 10, No 10., "File your own individual
claims" for monetary compensation;
and when Ullrich and Merkley filed
Seperate §1985 actions on the medical pro
vider the Court - U.S. Idaho dismissed the
cases, instructing both to file into this
U.S. Texas Bankruptcy Court.

Thus, the actual injury was pre-de
termined by the U.S. Dist. Court Ida, with
two experts.

Therefore Ullrich and Merkley do

Pray that this Court find they are
Amenable to a Settlement.

Respectfully
Wayne A. Merkley
27 August 2026

Rec.-3

Tehum Personal Injury Settlement Trust
Administered by NextClaim Solutions

PO Box 89 Wilmington DE, 19899
(866) 372-2884
support@tehumcareservicessettlement.com

August 19, 2026

Wayne D. Merkley
#87699 Idaho State Correctional Institution Medical Annex
P.O. Box 14
Boise, ID 83707

RE: Notice of Disallowed Claim[1] – Wayne D. Merkley (Token# GZZ47NZC)

Dear Mr. Merkley,

The Trustee of the Tehum Personal Injury Settlement Trust has reviewed your Trust Claim Submission. Based upon his review, the Trustee has determined that the Claim does not satisfy the criteria required under the TDPs to receive a distribution from the Trust. Therefore, your Claim is disallowed and is not eligible to receive compensation from the Trust.

The primary basis for the Trustee's determination is that the information and documentation submitted you submitted does not support a claim for medical malpractice against Corizon Health Services, Inc.

This letter serves as notice of the Trustee's determination that the Trust Claim is a Disallowed Claim and that you are not entitled to receive a distribution from the Trust.

Please reach out to the Tehum Care Services Settlement Trust with all questions.

Thank you,

Tehum Personal Injury Settlement Trust Claims Administrator

[1] Capitalized terms not otherwise defined herein shall have the same meaning as provided in the Confirmed Plan (DE # 2014), the Tehum Personal Injury Settlement Trust Agreement, or the Tehum Care Services, Inc. Trust Distribution Procedures for Personal Injury Claims (the "TDPs"), all of which are available on at the website listed below.

Tehum Personal Injury Settlement Trust
Administered by NextClaim Solutions

PO Box 89 Wilmington DE, 19899
(866) 372-2884
support@tehumcareservicessettlement.com

August 19, 2026

Stephen Floyd Ullrich
#56989 Idaho State Correctional Institution Medical Annex
P.O. Box 14
Boise, ID 83707

RE: Notice of Disallowed Claim[1] – Stephen Floyd Ullrich (Token# JKJRDHCY)

Dear Mr. Ullrich,

The Trustee of the Tehum Personal Injury Settlement Trust has reviewed your Trust Claim Submission. Based upon his review, the Trustee has determined that the Claim does not satisfy the criteria required under the TDPs to receive a distribution from the Trust. Therefore, your Claim is disallowed and is not eligible to receive compensation from the Trust.

The primary basis for the Trustee's determination is that the information and documentation submitted you submitted does not support a claim for medical malpractice against Corizon Health Services, Inc.

This letter serves as notice of the Trustee's determination that the Trust Claim is a Disallowed Claim and that you are not entitled to receive a distribution from the Trust.

Please reach out to the Tehum Care Services Settlement Trust with all questions.

Thank you,

Tehum Personal Injury Settlement Trust Claims Administrator

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A

Definition of Terms

Capitalized terms used but not defined in this document have the meanings ascribed to them in the Plan or the Trust Agreement and such definitions are incorporated in these instructions by reference. The following terms have the respective meanings set forth below:

"Acceptance and Release" means that for an Allowed Trust Claim to receive payment from the Trust, the Claimant must submit, as a precondition to receiving such payment from the Trust, an executed acceptance and release, which shall include a release of the Trust, the Trustee, the TAC, and each of their respective Representatives

"Allowed Claim Amount" means allowed liability amount for each Allowed Trust Claim.

"Allowed Trust Claim" means a creditor's claim that has been formally approved for payment.

"Allowed Personal Injury Claim" If a Personal Injury Claimant has satisfied 11 U.S.C. § 502 and the Personal Injury Claim Criteria and has submitted the required Trust Claims Submission, then it shall have an Allowed Personal Injury Claim.

"Basic Claim Submission" shall mean the submission of Identifying Information to the Trust and the election to make or not make the Expedited Distribution Election.

"Channeled PI/WD Claim" means a PI/WD Claim asserted by a PI/WD Claimant (a) who does not opt out of the Consensual Claimant Release or (b) who does not opt out to pursue his or her PI/WD Claims in the Civil Justice System for the purpose of pursuing a recovery from one or more PI/WD Insurance Companies, provided, however, that an Opt-Out Insured PI/WD Claim shall become a Channeled PI/WD Claim if the Holder of the Opt-Out Insured PI/WD Claim elects or is deemed to elect to return to the PI/WD Trust under and in accordance with the PI/WD Trust Distribution Procedures. A PI/WD Claim asserted by the Holder of an Opt-Out PI/WD Claim shall not be a Channeled PI/WD Claim.

"Claims Matrix" shall mean (as specifically defined and described in ARTICLE VI.C and ARTICLE VI.D of the Trust Distribution Procedures) a table scheduling the five tiers of Personal Injury Types, and identifying the Base Matrix Value, and Maximum Matrix Value for each tier.

"Claimant" means the holder of a Personal Injury Claim or the holder of an Indirect Claim.

"Exigent Claim" shall mean an Exigent Health Claim or an Exigent Hardship Claim.

"Exigent Hardship Claim" shall mean a Personal Injury Claim that is compensable hereunder, for which the Trustee, in his or her sole discretion, determines that the claimant needs immediate financial assistance based on the claimant's expenses and all sources of available income.

"Exigent Health Claim" shall mean a Personal Injury Claim for which the Personal Injury Claimant has provided a declaration or affidavit made under penalty of perjury by a physician who has examined the Personal Injury Claimant within one hundred and twenty (120) days of the declaration or affidavit in which the physician states that there is substantial medical doubt that the Personal Injury Claimant will survive beyond six (6) months from the date of the declaration or affidavit.

"Expediated Distribution" means a one-time payment of $5,000, less any medical liens, in exchange for full satisfaction of a Personal Injury Claim, as provided in Article V.A of the Trust Distribution Procedures.

"TAC" means the Trust Advisory Committee appointed to oversee the Trust in accordance with the Chapter 11 Plan and the Trust Agreement.

"TDP" means the Trust Distribution Procedures of Personal Injury Claims. The TDPs are designed to provide fair, equitable, and substantially similar treatment for Allowed Trust Claims. The TDPs provide the means for resolving all Trust Claims that were assumed by the Trust and for which the Debtor had or is alleged to have legal responsibility.

"Threshold Criteria" means to be eligible to potentially receive compensation from the Trust on account of a Trust Claim, each Claimant must:

(1) have timely filed, or have been deemed to have timely filed, a Proof of Claim with the Bankruptcy Court;

(2) have personally signed his or her Proof of Claim attesting to the truth of its contents under penalty of perjury, or supplements his or her Proof of Claim to so provide such verification;

(3) have filed a Proof of Claim that is free of material defect such that the Trustee is able to determine from the Proof of Claim that Trust Claim is prima facie valid and is not barred by any applicable federal or state statute of limitations or repose; and

(4) have not previously had his or her Trust Claim dismissed on the merits or have received payments on his or her Trust Claim so that no recovery from the Trust would be permissible under the TDP, including ARTICLE X of the Trust Distribution Procedures.

Trust Claims asserted by Claimants who do not satisfy this threshold eligibility criteria (the "Threshold Criteria") shall be deemed by the Trustee to be Disallowed Claims after a Disallowed Claim Notice has been delivered in accordance with ARTICLE IV.H of the Trust Distribution Procedures, and shall not be paid by the Trust.

"Trust" means – The Tehum Personal Injury Settlement Trust. The purpose of the Personal Injury Settlement Trust (or the "Trust") is to, among other things, (i) assume legal liability for Channeled PI/WD Trust Claims—i.e., Channeled PI/WD Claim, which are referred to herein as "Personal Injury Claims" and Channeled Indirect PI/WD Claims, which are referred to herein as "Indirect Claims"—pursuant to the terms of the Plan, (ii) prosecute and assert the Retained Trust Causes of Action and the PI/WD Retained Trust Causes of Action, (iii) to hold, preserve, maximize, liquidate, and administer the PI/WD Trust Assets (the "Trust Assets") for the benefit of the beneficiaries of the Trust, (iv) liquidate the Trust Assets, (v) employ procedures to allow valid Trust Claims (as further set forth herein) in accordance with section 502 of the Bankruptcy Code and/or applicable law (each, an "Allowed Personal Injury Claim" or an "Allowed Indirect Claim"), (vi) determine an allowed liability amount for each Allowed Trust Claim (the "Allowed Claim Amount"), and (vii) process and direct payment of all Allowed Trust Claims. These Trust Distribution Procedures (the "TDPs") are adopted pursuant to the PI/WD Trust Agreement (the "Trust Agreement") and have been approved as fair, equitable, and reasonable by the United States Bankruptcy Court for the Southern District of Texas (the "Bankruptcy Court").

"Trust Claim" means a Channeled PI/WD Trust Claim or a Channeled Indirect PI/WD Claim.

"Trust Claim Submission Form" is the document prepared to collect Trust Claims. Note: the Trust Claim Submission Form does not replace a Proof of Claim, and in no way modifies or changes the Order

B

Who Can Submit A Trust Claim Submission?

Only an Allowed Claim Amount can be paid by the Trust. To be eligible to receive compensation from the Tehum Personal Injury Settlement Trust, the following Threshold Criteria must be met:

(1) Filed a timely Proof of Claim with the Bankruptcy Court;

(2) Personally signed a Proof of Claim attesting to the truth of its contents under penalty of perjury, or supplements the filed Proof of Claim to provide such verification;

(3) Filed a Proof of Claim that is complete and free of material defect and valid under applicable law;

(4) Have not previously had his or her Trust Claim dismissed on the merits or have received payments on his or her Trust Claim so that no recovery would be permissible under the TDP.

Important Notes:

- Claimants who are represented by an attorney should not submit a claim on their own. The Claimant's attorney should submit the Trust Claim on the Claimants' behalf.
- A Personal Representative can submit a Trust Claim on behalf of a deceased or incapacitated Claimant if they are not represented by an attorney. Appropriate legal documentation will be required.

Claimants will receive a unique identifying number called a "token." This token is required to submit a Trust Claim Submission online. Claimants' attorneys on file will receive a unique token required to submit a Trust Claim on behalf of the Claimant. Claimants and Personal Representatives who are not represented by an attorney will receive a unique token required to submit their Trust Claim Submission online.

Note: Receipt of a token does not mean that you have an Allowed Claim that entitles you to receive payment from the Trust. The Plan and TDP control whether you are entitled to receive payment from the Trust.

Contact Information

For more information on submitting documentation in support of an Allowed Personal Injury Claim Submission or to see Frequently Asked Questions, please visit www.tehumcareservicessettlement.com.

Information may be obtained from the Claims Administrator by: (1) calling toll free at (866) 372-2884, (2) emailing at support@tehumcareservicessettlement.com, or (3) visiting the website at: www.tehumcareservicessettlement.com.

The Claims Administrator cannot and will not provide legal advice.

To speak with a representative of the Claims Administrator, please have the unique token associated with your Trust Claim Submission available.

Hours of Operation: 9:00am – 5:00pm ET

Choice of Trust Claim Process

Expedited Distribution

Claimants who elected the Expedited Distribution option on their Bankruptcy ballots may be entitled to an Expedited Distribution of $5,000, as outlined in the TDP. Trust Claimants seeking an Expedited Distribution must meet the following criteria:

- Elected Expedited Distribution on their ballot submitted before the Plan was confirmed;

Tier	Type of Personal Injury	Base Matrix Value	Maximum Matrix Value
1	Wrongful Death	$1,200,000	$1,597,200
2	Amputation (*e.g.*, Amputation of Limb or Loss of Testicle), Complete or Significant Loss of Mobility (*e.g.*, Paralysis of Arms & Legs, Quadriplegia, Untreated Bone Breaks), Neurological and Cognitive Issues (*e.g.*, Stroke, Parkinson's), Cancer (*e.g.*, Failure to Treat/Diagnose Various Cancers), Organ Rupture / Failure (*e.g.*, Colon Rupture, Renal Failure), Sexual Abuse or Assault.	$600,000	$798,600
3	Infections and Immunological Issues (*e.g.*, Failure to Treat Resulting in Fibrosis, Meningitis, or Other), Cardiac and Vascular Problems (*e.g.*, Heart Attack, Heart Damage), Extreme Pain and Suffering (*e.g.*, Untreated Bowel Incontinence, Untreated Withdrawal).	$200,000	$266,200
4	Pain and Suffering (*e.g.*, Untreated Pain, Emotional Distress), Digestive and Abdominal Issues (*e.g.*, Untreated Crohns Disease, Hernia, Enlarged Prostate), Sensory Impairment (*e.g.*, Complete or Incomplete Loss of Vision, Hearing), Injuries and Traumas (*e.g.*, Bone Breaks, Joint Injuries).	$50,000	$66,550
5	Other Injuries (*e.g.*, COVID-19).	$5,000	$5,000

Note: The Trust Claim valuation is not equal to the amount that Allowed Claimants may receive from the Trust. As estimated in the Disclosure Statement Regarding Joint Chapter 11 Plan of the Tort Claimants' Committee, Official Committee of Unsecured Creditors, and Debtor [Dkt. No. 1740-3], Allowed Claims may receive:

- Substantial Medical Expenses: To account for Personal Injury Claims that result in substantial out-of-pocket medical expenses for which the Personal Injury Claimant has not received and does not expect to receive reimbursement, the Trustee may assign a Scaling Factor of up to 1.1.

For a detailed list of acceptable supporting documentation please see the Trust Claim Submission Form.

Ordering of Claims

Allowed Personal Injury Claims received on or before August 8, 2025 will be ordered for processing on a first-in-first-out ("FIFO") basis. A Claimant's position in the FIFO Processing Queue shall be determined by the date that the Claimant's Trust Clam Submission. A Claimant that seeks recovery on account of an Exigent Claim shall be moved in front of the Trust's FIFO processing of Allowed Personal Injury Claims no matter what the order of processing otherwise would have been under the TDP.

More information on Exigent Claims can be found in section 5 of the Trust Claim Submission Form.

Preparing the Trust Claim Submission Form

The below instructions should be used for **Personal Injury Claimants, Personal Representatives of Claimants, or Claimants' attorneys**. Please read these instructions carefully. They will help you fill out your Trust Claim Submission Form and will outline additional documents or evidence you may need to support your Personal Injury Claim reflected in your filed Proof of Claim. Please be sure to refer to the TDP for complete guidelines before submitting your claim.

Disclaimer: All Trust Claim Submissions are subject to review. Submitting a Trust Claim Submission does not mean the PI/WD Claimant will be entitled to an Allowed Claim.

Section 1: Identifying Information

One valid form of identification must be submitted for the **Claimant**. If you are filling out this form as a **Personal Representative**, you must also submit one form of ID. *Valid ID examples can be found at the bottom of these filing instructions.*

A. Identity of Claimant- This section is intended to collect the Claimant's personal information:

- **Name, SSN, DOB, and Gender** Please provide the Claimant's name and any applicable suffixes, aliases or other legal names in the appropriate fields. Please also include the Claimant's social security number, date of birth, and gender in the appropriate fields.
- **Is Claimant Living or Deceased?** If the Claimant is deceased, please provide their date of death. A death certificate or medical record proving proof of death is also required.
- **Current Contact Info** Please provide the current mailing address for the Claimant. If the Claimant is deceased or incapacitated, provide the address of the individual submitting the claim. Additionally, please provide an email address that is currently accessible by the filer and the best phone number. The email address will be the primary point of contact for all Trust Claim issues. If the Claimant does not have access to email or telephone, then please select US Mail in part B of this section.
    - **If Claimant is currently incarcerated**, provide the address of the detention facility.

B- Attorney

- **If you are represented by an attorney:** Your attorney should submit the Trust Claim Submission Form on your behalf. The law firm should provide their contact information. Please include the law firm's name, attorney's name, address, email address, phone number and/or fax number.

than one tier, it will be placed in the highest applicable tier. A Personal Injury Claimant cannot have multiple Allowed Personal Injury Claims assigned to different tiers. To the extent that a Personal Injury Claim does not fit within any of the five tiers, the Trustee, at his discretion, will determine the tier.

Nature and Circumstances of Personal Injury: Please use this section to describe any severe personal injury or aggravating circumstances.

Supporting documentation should be submitted to substantiate these circumstances whenever possible. *Please see Section 3 of the Trust Claim Submission Form for examples of supporting documentation.*

If Claimant was incarcerated when medical services were provided, please provide:

- Name of facility and address
- Date when care was initiated
- Date when care was ended (if applicable)
- Relevant medical documentation

If medical services were received from an outside provider, please provide:

- Name of facility and address
- Date when care was initiated
- Date when care was ended (if applicable)
- Relevant medical documentation

Narrative- Please provide a detailed description of injur(y)(ies) including timeline/progression, treatment, outcome and any other relevant details.

Section 4: Impact of Personal Injury

Please use this section to describe the impact resulting from the treatment described in Part 3. Check the appropriate boxes if you experienced aggravating circumstances as a result of your injury. Please include supporting documentation and a narrative to provide context.

a) Physical Health
b) Psychological/Mental Health
c) Inter-Personal Relationships
d) Vocational (Job) Capacity or Success

Please submit any supporting documentation whenever possible. *Please see* Section 3: Injury and Description of Care *of the Trust Claim Submission Form for examples of supporting documentation.*

Section 5: Exigent Claims

Claimants may elect to submit their Personal Injury Claim as either an Exigent Health Claim or an Exigent Hardship Claim. An Exigent Claim will be moved to the front of the FIFO Processing Queue. Please note that Trust Claims will be evaluated upon review to determine if they meet the criteria of an Exigent Claim.

More information on Exigent Claims can be found in Section 5 of the Trust Claim Submission Form.

Are you submitting an Exigent Hardship Claim? – Please check Yes or No

- Please submit any supporting documentation, including medical records, medical bills, financial records, tax records, etc.

Are you submitting an Exigent Health Claim? – Please check Yes or No

Clerk ?

Can a copy be returned to me ?

Thank you

said access issues in pleading

SJG