No. 25-6795

IN THE

Supreme Court of the United States

NORMAN LEE SCOTT, SR.,
Petitioner,
v.

THE CHILDREN'S HOSPITAL OF PHILADELPHIA AND WHITNEY R. BAILEY,
Respondents.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

BRIEF IN OPPOSITION

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QUESTIONS PRESENTED

1. Whether certiorari is warranted to review a fact-bound application of judicial estoppel where the plaintiff failed to disclose multiple pending lawsuits in his bankruptcy asset schedule, obtained a discharge of substantial debt based on the deficient schedule, had his bankruptcy case closed following the discharge, and reopened the bankruptcy to file an amended bankruptcy schedule only after being called out on his concealment by the opposing litigant in the lawsuits.

2. Whether this case presents an appropriate vehicle to review any question concerning bad faith or prejudice in the judicial-estoppel analysis where the Third Circuit's standard already requires bad faith, considers prejudice, and the courts below found both.

3. Whether certiorari is warranted to review an issue not raised below: whether the Bankruptcy Code's "fresh start" policy bars application of judicial estoppel to a claim omitted from a bankruptcy schedule.

4. Whether a due-process question is presented where the District Court reconsidered an interlocutory ruling following an intervening appellate decision, explained its reasoning on the record, and the affected party was given a full opportunity to present argument.

PARTIES TO THE PROCEEDING AND CORPORATE DISCLOSURE STATEMENT

Petitioner Norman L. Scott, Sr. (“Scott”) was the appellant in the Third Circuit and plaintiff in the District Court.

Respondents The Children’s Hospital of Philadelphia (“CHOP”) and Whitney R. Bailey were the appellees in the Third Circuit and the defendants in the District Court.

Respondent CHOP is a non-governmental, non-profit corporate party. CHOP’s parent corporation is The Children’s Hospital of Philadelphia Foundation, and no publicly held corporation owns 10% or more of CHOP’s stock.

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INTRODUCTION

This case arises from Scott's failure to disclose multiple pending lawsuits while seeking Chapter 7 bankruptcy protection. While litigating three lawsuits against CHOP, as well as another lawsuit against a different party, Scott filed for bankruptcy and submitted an asset schedule representing under penalty of perjury that he had no claims against any third parties. Based on that representation, the Bankruptcy Court discharged more than $630,000 in debt and closed the bankruptcy case.

Only after CHOP discovered the omission and moved to dismiss Scott's lawsuits on judicial-estoppel grounds did Scott seek to reopen the bankruptcy proceedings and amend his schedule. Two district court judges thereafter concluded that judicial estoppel barred Scott's claims. The Third Circuit affirmed those rulings, finding that Scott acted in bad faith, that he failed to rebut the resulting inference of concealment, and that no lesser sanction would adequately address the harm caused by his inconsistent positions. Scott now seeks this Court's review of the judgment arising from the latter of those rulings but not from the earlier one.

The Petition does not warrant review for four reasons.

First, Scott principally challenges a fact-bound application of settled judicial-estoppel principles to the unique circumstances of his case. The decision below was rendered under an abuse-of-discretion standard and turned on the lower courts' assessment of Scott's particular conduct under the totality of circumstances specific to the case (consistent with *Keathley v. Buddy Ayers Construction, Inc.*, 146 S. Ct. 1532 (2026)), not on any novel or contested legal rule. Moreover, the judgment from which Scott seeks review is inextricably tied to the Third Circuit's earlier affirmance of judicial estoppel in Scott's companion actions arising from the same bankruptcy proceeding and the same nondisclosure, a judgment Scott never sought to have reviewed in this Court. This case is therefore a poor vehicle for resolving any broader questions concerning judicial estoppel.

Second, to the extent Scott seeks review of the role of bad faith or prejudice in the judicial-estoppel analysis, this case is likewise a poor vehicle. The Third Circuit's holistic judicial-estoppel framework already requires a finding of bad faith and takes account of prejudice-related harms. The District Court and the Court of Appeals expressly found both present here. Thus, even if this Court were interested in addressing those issues, resolution of them would not alter the judgment below.

Third, Scott asks this Court to consider whether the Bankruptcy Code's "fresh start" policy bars application of judicial estoppel after a debtor amends previously deficient bankruptcy schedules. But Scott never presented that issue to the courts below, and those courts never passed upon it. This Court ordinarily does not grant certiorari to review issues neither pressed nor decided below. In any case, Scott was never deprived of any right under the Bankruptcy Code.

Finally, Scott's due-process challenge presents no certiorari-worthy question. Judicial estoppel was fully litigated from the outset. The District Court's initial denial of CHOP's judicial-estoppel motion was expressly without prejudice, and its subsequent reconsideration followed an intervening Third Circuit decision in Scott's companion actions arising from the same bankruptcy proceeding and the same nondisclosures. Scott had notice of the issue, multiple opportunities to present his arguments, and suffered no prejudice from reconsideration.

For these reasons, and those discussed more fully below, the Petition for a Writ of Certiorari should be denied.

STATEMENT OF THE CASE

A. Legal Background

1. Judicial estoppel is an equitable doctrine designed to prevent litigants from asserting a position inconsistent with one that they asserted in the same or in a previous proceeding. *New Hampshire v. Maine*, 532 U.S. 742, 749 (2001). The doctrine's principal purpose is to "'to protect the integrity of the judicial process,' . . . by 'prohibiting parties from deliberately changing positions according to the

exigencies of the moment.'" *Id.* (first quoting *Edwards v. Aetna Life Ins. Co.*, 690 F.2d 595, 598 (6th Cir. 1982), then quoting *United States v. McCaskey*, 9 F.3d 368, 378 (5th Cir. 1993)).

In *New Hampshire*, the Court recognized that "[t]he circumstances under which judicial estoppel may appropriately be invoked are probably not reducible to any general formulation of principle," but identified several non-exhaustive factors that "typically inform the decision whether to apply the doctrine in a particular case." *Id.* at 750. Those include whether (1) a party's later position is "clearly inconsistent with its earlier position," (2) "the party has succeeded in persuading a court to accept that party's earlier position, so that judicial acceptance of an inconsistent position in a later proceeding would create the perception that either the first or the second court was misled," and (3) "the party seeking to assert an inconsistent position would derive an unfair advantage or impose an unfair detriment on the opposing party if not estopped." *Id.* at 750-51. *New Hampshire* left open the question whether it "may be appropriate to resist application of judicial estoppel" when the party's prior inconsistent position was due to "inadvertence or mistake." *Id.* at 753.

In *Keathley*, the Court held that, to determine whether a debtor's omission of a claim on a bankruptcy schedule was due to inadvertence or mistake, a court must take a holistic, totality-of-the-circumstances approach. *Keathley*, 146 S. Ct. at 1536. The Court rejected as too-narrow the approach used by the Fifth and Tenth Circuits in favor of "a more fact-specific inquiry [that does] not so stringently limit the analysis" and decides the issue "'on case-by-case basis,' considering all relevant facts and circumstances." *Id.* at 1538-39 (quoting *Holland v. Florida*, 560 U.S. 631, 649-50 (2010)).

2. The Third Circuit takes a holistic, totality-of-the-circumstances approach toward judicial estoppel. *In re Kane*, 628 F.3d 631, 639-40 (3d Cir. 2010). Although "there is no rigid test for judicial estoppel," *G-I Holdings, Inc. v. Reliance Ins. Co.*, 586 F.3d 247, 262 (3d Cir. 2009), *as amended* (Dec. 4, 2009), the Third Circuit typically asks whether (1) the party took two positions that are irreconcilably inconsistent, (2) the party changed position in bad faith—i.e., with intent to play fast and loose with the court, and (3) application of the doctrine would address the harm identified and no lesser sanction would adequately remedy the damage done by the party's misconduct. *In re Kane*, 628 F.3d at 638-39; *G-I Holdings, Inc.*, 586 F.3d at 262.

3. Chapter 7 bankruptcy allows qualified debtors to be released from personal liability for most unsecured debts and prevents the creditors to whom those debts are owed from instituting collection actions against the debtors. 11 U.S.C. § 701, *et seq.*

A debtor in a Chapter 7 bankruptcy must file a schedule of assets and liabilities. 11 U.S.C. § 521(a)(1)(B); Fed. R. Bankr. P. 1007(b). Under the Bankruptcy Code, Chapter 7 debtors have an affirmative duty to fully disclose all their assets on their schedules to guarantee an accurate bankruptcy estate, which "is necessary for orderly bankruptcy proceedings." *Keathley*, 146 S. Ct. at 1536; *see also Ryan Operations G.P. v. Santiam-Midwest Lumber Co.*, 81 F.3d 355, 361 (3d Cir. 1996).

"The principal purpose of the Bankruptcy Code is to grant a fresh start to the *honest* but unfortunate debtor." *Marrama v. Citizens Bank of Mass.*, 549 U.S. 365, 367 (2007) (citing *Grogan v. Garner*, 498 U.S. 279, 286 (1991)) (internal quotations omitted, emphasis added). Where a debtor engages in bad faith, such as by fraudulently concealing assets, the debtor may forfeit rights under the Bankruptcy Code, which forfeiture is consistent with the purpose of the Code. *Id.* at 367, 373-74.

4. The Fifth Amendment to the Constitution provides that "[n]o person shall be . . . deprived of life, liberty, or property, without due process of law." U.S. Const. amend. V. "An essential principle of due process is that a deprivation of life, liberty, or property 'be preceded by notice and opportunity for hearing appropriate to the nature of the case.'" *Cleveland Bd. of Educ. v. Loudermill Parma Bd. of Educ.,* 470 U.S. 532, 542 (1985) (quoting *Mullane v. Cent. Hanover Bank & Tr. Co.*, 339 U.S. 306, 313

(1950)). Consistent with that tenet, in the Third Circuit, before a court revisits a ruling in a case it must first (1) explain on the record its reasoning for doing so, and (2) take appropriate steps to ensure a party is not prejudiced by reliance on the prior ruling. *Williams v. Runyon*, 130 F.3d 568, 573 (3d Cir. 1997). In evaluating the second factor, courts assess whether, in relying on the prior ruling, a party was precluded from presenting evidence or making arguments in support of its position. *Id.*

B. Factual and Procedural Background

The facts and procedural histories of four district court cases relate to this matter:

- In District Court Case No. 2:21-cv-05067-MMB ("*Scott I*"), filed on November 15, 2021, Scott asserted employment-discrimination claims against CHOP based on alleged race-based disparate-pay practices.
- In District Court Case No. 2:22-cv-03654-CMR ("*Scott II*"), filed on March 2, 2022, Scott asserted a single count of defamation against CHOP and his former supervisors Whitney Bailey and Donald Glover.
- In District Court Case No. 2:22-cv-04582-MMB ("*Scott III*"), filed on November 16, 2022, Scott asserted various employment-discrimination claims against CHOP based on CHOP's alleged failure to promote him and its termination of his employment.

- In Bankruptcy Court Case No. 22-19638-ABA, filed on December 6, 2022, Scott filed for Chapter 7 bankruptcy.

The relevant factual and procedural histories of these cases follow.

1. Scott Files *Scott I*

On November 15, 2021, Scott initiated *Scott I* by filing a pro se complaint in the U.S. District Court for the Eastern District of Pennsylvania, asserting sex, race, age, disability, harassment, and retaliation claims. (C.A.S.App.006-007.)[1] The case was assigned to District Court Judge Michael Baylson. (C.A.S.App.014.)

2. Scott Files *Scott II*

On March 2, 2022, Scott initiated *Scott II* by filing a pro se complaint in the U.S. District Court for the District of New Jersey, asserting one count of defamation against CHOP and his two former supervisors, Whitney Bailey and Donald Glover. (Supp.App.0001-0005.)[2] On September 8, 2022, the District of New Jersey *sua sponte*

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[1] Respondent cites to the Supplemental Appendix it filed with the Third Circuit Court of Appeals as "C.A.S.App."

[2] Respondent cites to its Supplemental Appendix as "Supp.App."

transferred the case to the Eastern District of Pennsylvania, and the case was assigned to District Court Judge Cynthia Rufe. (Supp.App.0015.)

3. Scott Files *Scott III*

On November 16, 2022, while litigating both *Scott I* and *Scott II*, Scott filed another pro se complaint against CHOP in the Eastern District of Pennsylvania asserting claims of race, national-origin, sex, disability, and age discrimination, among others. (C.A.S.App.017-019.) The case was assigned to Judge Baylson as a related case to *Scott I*. (*Id.*)

4. Scott Files for Chapter 7 Bankruptcy, Does Not Disclose His Three Pending Lawsuits Against CHOP to the Bankruptcy Court, and the Court Discharges Over $630,000 of His Debt and Closes the Case

On December 6, 2022, while litigating *Scott I*, *Scott II*, and *Scott III*, Scott filed a pro se petition for Chapter 7 bankruptcy in the United States District Court for the District of New Jersey. (C.A.S.App.026, Dkt. 1.) Scott filed a Schedule A/B: Property form in that matter. (C.A.S.App.030, Dkt. 30.) Schedule A/B required Scott to describe all his financial assets, specifically obliging him to state whether he had any "[c]laims against third parties, whether or not [he] filed a lawsuit or made a demand for payment." (C.A.S.App.037, ¶ 33.) The schedule listed examples of the claims Scott had to disclose: "Accidents, *employment disputes*, insurance claims, or rights to sue." (*Id.* (emphasis added).) In response, Scott answered "No," representing under penalty of perjury that he had no such claims. (*Id.*)

On May 26, 2023, based on Scott's sworn representations regarding his assets and liabilities he made to the Bankruptcy Court, the Court discharged over $630,000 of Scott's debt. (C.A.S.App.031-032, Dkt. Entry dated May 16, 2023, Chapter 7 Trustee's Report of No Distribution.) The Bankruptcy Court closed the case on June 16, 2023. (C.A.S.App.032, Dkt. Entry dated June 16, 2023.)

5. CHOP Moves for Dismissal of *Scott I*, *Scott II*, and *Scott III* on Judicial-Estoppel Grounds

On June 2, 2023, after CHOP learned that (1) Scott had filed for bankruptcy, (2) Scott concealed his cases against it in Schedule A/B, and (3) the Bankruptcy Court thus discharged over $630,000 of his debts, CHOP filed identical motions to dismiss his cases in *Scott I*, *Scott II*, and *Scott III.* Each motion was based on judicial estoppel. (Supp.App.0016-0035.)

6. Judge Baylson Grants CHOP's Judicial-Estoppel Motion in *Scott I* and *Scott III*

On August 3, 2023, Scott filed a letter to Judge Baylson requesting that he deem CHOP's judicial-estoppel motion in *Scott I* and *Scott III* moot, stating that, after CHOP filed its judicial-estoppel motion, he "reopened" his bankruptcy case and filed an amended Schedule A/B: Property, in which he disclosed his pending lawsuits against CHOP. (C.A.S.App.040.) On August 4, 2023, CHOP wrote to Judge Baylson, informing him that Scott had not "reopened" his bankruptcy case: he never filed a motion with the Bankruptcy Court to reopen the case and never served a copy of such motion on the U.S. Trustee. (C.A.S.App.042-043.) CHOP also noted in its letter that, even if Scott moved to reopen his bankruptcy case, judicial estoppel still applied and therefore its judicial-estoppel motion was not mooted. (*Id.*) On August 7, 2023, Scott filed a motion with the Bankruptcy Court to reopen his case. (C.A.S.App.032, Dkt. 51.) On August 10, 2023, Judge Baylson held a telephone conference with the parties and later that day entered an order granting CHOP's judicial-estoppel motion (as well as CHOP's pending motion to dismiss for failure to state a claim) and dismissing the complaints in *Scott I* and *Scott III* without prejudice. (C.A.S.App.044.)

7. Judge Rufe Denies CHOP's Judicial-Estoppel Motion in *Scott II*

On August 31, 2023, after considering the parties' arguments, Judge Rufe issued an order in *Scott II* denying CHOP's judicial-estoppel motion *without prejudice*. (C.A.S.App.052.) In her opinion, Judge Rufe stated that Scott's "failure to disclose pending cases in the bankruptcy proceeding could warrant the application of judicial estoppel," but, because Scott had recently moved to reopen his bankruptcy case, she determined to "deny the motion based on judicial estoppel *at this time*." (C.A.S.App.051 (emphasis added).)

In the same order in which Judge Rufe denied CHOP's judicial-estoppel motion, she granted CHOP's motion to dismiss Scott's complaint for failure to state a claim, which CHOP had filed on January 1, 2023. (*Id.*) Judge Rufe ruled that Scott failed to plausibly allege a claim for defamation and dismissed his complaint without prejudice. (C.A.S.App.047-050.) Scott filed an amended complaint on November 28, 2023, again asserting one count of defamation against CHOP, Ms. Bailey, and Mr. Glover. (Supp.App.0161-0169.) CHOP moved to dismiss the amended complaint for failure to state a claim and for timeliness. (Supp.App.0170-0194.)

8. Scott Appeals Judge Baylson's Dismissal of *Scott I* and *Scott III* and the Third Circuit Affirms

On September 1, 2023, Scott appealed from Judge Baylson's August 10, 2023 order dismissing *Scott I* and *Scott III* based on judicial estoppel. (C.A.S.App.093 ¶ 2.) In his appeal, Scott argued in detail against Judge Baylson's dismissal of *Scott I* and *Scott III*. (*Id.* at 093-098.) On August 20, 2024, the Third Circuit affirmed dismissal of *Scott I* and *Scott III*, finding that Judge Baylson did not abuse his discretion in applying the doctrine. (C.A.S.App.099-103.)

In its decision, the Third Circuit explained that, because Scott was litigating the claims he omitted from his bankruptcy schedule at the time he omitted them and had a motive to conceal the claims (disclosure of them would affect the size of the bankruptcy estate), a rebuttable inference of bad faith arose. (C.A.S.App.102-103.) Scott was permitted to offer evidence to rebut the inference and show he was acting in good faith, but, as the Third Circuit found, "Scott [did] not put forth any evidence to rebut it." (C.A.S.App.103.) The Third Circuit also noted that Scott was "a frequent flier in the federal courts" with an extensive history of filing pro se complaints there, including against judges, officers of the court, his divorce attorney, former and prospective employers, and a credit union where he banked. (C.A.S.App.100, 108.) Based on the record before it, the Third Circuit found Judge Baylson did not abuse his discretion in applying judicial estoppel because (1) Scott took irreconcilably inconsistent positions, (2) adopted them in bad faith, and (3) no lesser sanction than estoppel was sufficient to address the resultant harm. (C.A.S.App.102-103.)

9. Judge Rufe *Sua Sponte* Reconsiders Her Earlier Decision and Grants CHOP's Judicial-Estoppel Motion in *Scott II*

About a month after the Third Circuit affirmed Judge Baylson's dismissal of *Scott I* and *Scott III*, Judge Rufe *sua sponte* reconsidered her earlier ruling denying CHOP's judicial-estoppel motion and granted the motion, dismissing *Scott II* on judicial-estoppel grounds. (Pet. App. B.) Judge Rufe stated that "[a]lthough the Court of Appeals did not hold [in *Scott I* and *Scott III*] that dismissal was required, it indisputably ruled that dismissal was wholly appropriate." (*Id.* at pg. 3 of 3.) Judge Rufe reasoned that "[b]ecause the Court of Appeals held that dismissal was the appropriate sanction for Plaintiff's failure to disclose his pending cases, and considering the importance of consistent application of the law, dismissal [of *Scott II* was] warranted." (*Id.*)

Judge Rufe recognized that, in reconsidering her prior ruling, she was obligated under Third Circuit precedent to (1) explain on the record the reasoning behind her decision to reconsider her prior ruling, and (2) take appropriate steps to ensure Scott was not prejudiced by reliance on her prior ruling. (*Id.* (citing *DeFranco v. Wolfe*, 387 F. App'x 147, 156 (3d Cir. 2010)). As to the first consideration, Judge Rufe set forth the reasoning underlying her decision to reconsider her prior ruling in her opinion. (*Id.*) As to the second consideration, Judge Rufe found that, because Scott "had a full opportunity to present his arguments to the Court of Appeals in the other cases [*Scott I* and *Scott III*], there is no prejudice in the Court dismissing this case based on judicial estoppel in these circumstances." (*Id.*)

10. Scott Appeals Judge Rufe's Dismissal and the Third Circuit Affirms

On September 26, 2023, Scott appealed Judge Rufe's dismissal of *Scott II*, arguing that she abused her discretion when she dismissed *Scott II* on judicial-estoppel grounds and erred in *sua sponte* reconsidering her earlier decision denying CHOP's judicial-estoppel motion. (Supp.App.0195-0197.) As with his appeal in *Scott I* and *Scott III*, Scott filed a brief in which he argued his position. (Supp.App.0198-0210.)

On November 4, 2025, the Third Circuit affirmed Judge Rufe's dismissal of *Scott II*. (Pet. App. A.) The Third Circuit relied on its decisions in *Scott I* and *Scott III*, concluding that Scott had presented no evidence to rebut the inference of bad faith arising from his filing of a bankruptcy schedule stating that he had no valuable claims while simultaneously litigating claims against CHOP. (*Id.* at pg. 4 of 5.) The Third Circuit further held that merely reopening the bankruptcy proceedings to amend the schedule—after CHOP moved on judicial-estoppel grounds—was insufficient to rebut that inference. (*Id.*) As to Scott's argument that Judge Rufe erred in *sua sponte* reconsidering her earlier ruling, the Third Circuit found that Judge Rufe sufficiently explained on the record her reasoning for reconsidering her prior ruling and that Scott was not prejudiced by reliance on the earlier ruling, noting that Scott had the opportunity to argue against judicial estoppel in both his appeal in *Scott I* and *Scott III*, "which presented the same circumstances," and in response to CHOP's first motion to dismiss. (*Id.* at pg. 5 of 5.)

Scott requests review from this Court of the Third Circuit's ruling in *Scott II.* As discussed herein, the Court should deny his request.

REASONS TO DENY CERTIORARI

A. Certiorari Is Unwarranted to Review the Third Circuit's Application of Judicial Estoppel in This Case

1. The Third Circuit's Judicial Estoppel Standard is Sound, and Scott Only Seeks Review of Application of that Sound Standard to the Specific Facts of his Case

In *Keathley*, the Court held that lower courts must take a holistic, totality-of-the-circumstances approach when determining whether omission of a claim on a bankruptcy schedule was the result of inadvertence or mistake, rejecting as too-narrow the approach used by the Fifth and Tenth Circuits. *Keathley*, 146 S. Ct. at 1536. The Court cited favorably those circuits that, unlike the Fifth and Tenth Circuits, "conduct a more fact-specific inquiry and do not so stringently limit the analysis." *Id.* at 1538-39.

The Third Circuit is among those circuits that take a holistic, totality-of-the-circumstances approach to judicial estoppel. *See, e.g., Danise v. Saxon Mortg. Servs. Inc.,* 738 F. App'x 47, 49 (3d Cir. *2018)* (quoting *McNemar v. Disney Store, Inc.*, 91 F.3d 610, 613 (3d Cir. 1996)) ("[T]he doctrine of judicial estoppel always is factually driven."); *In re Kane*, 628 F.3d at 639, 643 (citing *Howard Hess Dental Labs. Inc. v. Dentsply Int'l, Inc.*, 602 F.3d 237, 253 n.6 (3d Cir. 2010)) (stating "[t]he applicability *vel non* of judicial estoppel is fact-specific" and finding that "judicial estoppel [was] unwarranted in light of the totality of facts relevant to [the debtor's] disclosures in bankruptcy"); *G-I Holdings, Inc.*, 586 F.3d at 262 ("[T]here is no rigid test for judicial estoppel[.]"); *Krystal Cadillac-Oldsmobile GMC Truck, Inc. v. Gen. Motors Corp.*, 337 F.3d 314, 324 (3d Cir. 2003) (describing review of "totality of the circumstances" to determine whether debtor omitted claim on bankruptcy schedule in bad faith).

That is the approach the Third Circuit took here. Before determining Scott's claims against CHOP were properly dismissed based on judicial estoppel, the Third Circuit reviewed the totality of the record and identified facts supporting a finding that he acted in bad faith by actively pursuing claims for damages in the District Court against CHOP while representing to the Bankruptcy Court he had no legal claims of value. As the Third Circuit found, Scott was litigating three lawsuits against CHOP at the time he filed for bankruptcy and submitted a schedule in which he stated under oath that he had no lawsuits against any third parties, including lawsuits related to employment disputes. (Pet. App. A at pg. 2 of 5.) As the Third Circuit noted, Scott had a history of litigation in the federal courts—he was a "frequent flier" there (C.A.S.App.100)—and not a novice in court, further supporting an inference that his failure to disclose his pending claims in bankruptcy was not due to inadvertence or naïveté. When Scott was given the opportunity to identify evidence he was acting in good faith when he omitted his three pending lawsuits from his bankruptcy schedule, he provided nothing. (C.A.S.App.102-103.) Although Scott reopened his bankruptcy case and filed an amended schedule after CHOP moved for judicial estoppel, that post-hoc correction, found the Third Circuit, was insufficient to rebut the inference of bad faith arising under the circumstances. (Pet. App. A at pg. 4 of 5.)

The Third Circuit also evaluated whether application of judicial estoppel appropriately addressed the harm engendered by Scott's non-disclosure of his pending claims in the Bankruptcy Court and deemed that no sanction short of dismissal of his claims could preserve the integrity of the bankruptcy proceedings. (C.A.S.App.103; Pet. App. A at pg. 5 of 5.) The decision below was rendered under the abuse-of-discretion standard. (Pet. App. A at pg. 4 of 5.) The Third Circuit did not announce a novel legal rule or create a conflict. Rather, it concluded that the District Court acted within its discretion when applying settled judicial-estoppel principles to the particular facts before it—an approach comporting with the *Keathley*'s command to apply the doctrine holistically. This Court does not ordinarily grant certiorari to review such fact-bound applications of settled law. Sup. Ct. R. 10.

Scott does not like how the Third Circuit applied its judicial-estoppel framework to the facts of his case and the result it reached, but he does not seriously contest the propriety of the framework itself. Consequently, certiorari should be denied.

2. This Case is a Poor Vehicle to Review the Role of Bad Faith or Prejudice in the Judicial-Estoppel Analysis

Scott urges review of this case to resolve what he characterizes as a circuit split over whether a court must find a debtor acted in bad faith when failing to include a claim on a bankruptcy schedule to invoke judicial estoppel. (Pet. 5-6.) In *Keathley*, the Court did not decide whether bad faith is a prerequisite to application of judicial estoppel. *Keathley*, 146 S. Ct. at 1540 n.5. If the Court wishes to review that question, this case would be a poor vehicle to do so because the framework the Third Circuit employs in determining whether to apply judicial estoppel, and the one the District Court applied in this case, already requires a showing of bad faith. *In re Kane*, 628 F.3d at 638-39 (citing *Krystal Cadillac*, 337 F.3d at 319-20); *see also Chao v. Roy's Const., Inc.*, 517 F.3d 180, 186 n.5 (3d Cir. 2008) ("[J]udicial estoppel is an extreme remedy, to be used only when the inconsistent positions are tantamount to a knowing misrepresentation to or even fraud on the court.") (internal quotation marks and citation omitted).

The Third Circuit's judicial-estoppel framework analyzes whether (1) the party took two positions that are irreconcilably inconsistent, (2) the party changed position in bad faith—i.e., with intent to play fast and loose with the court, and (3) application of the doctrine would address the harm identified and no lesser sanction would adequately remedy the damage done by the party's misconduct. *In re Kane*, 628 F.3d at 638-39.[3] As is evident, a finding of bad faith is central to this framework. Thus, even if the Court were to grant review on whether judicial estoppel requires a showing of bad faith, it is unlikely that resolution of that question in Scott's favor would alter the judgment below because the Third Circuit expressly found bad faith under its existing standard.[4]

The Third Circuit has permitted an inference of bad faith to arise where the facts "demonstrate both [the debtor's] knowledge of a claim and a motive to conceal that claim in the face of an affirmative duty to disclose," such as where evidence shows

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[3] Scott's contention that the Third Circuit applies judicial estoppel "automatically" without analyzing intent, bad faith, or whether a lesser sanction would suffice (Pet. 5) is thus incorrect.

[4] When Judge Rufe initially denied CHOP's motion for judicial estoppel, she granted CHOP's motion to dismiss Scott's complaint for failure to state a claim for defamation. (C.A.S.App.051.) It is thus likely that even if Judge Rufe's decision to dismiss on judicial-estoppel grounds were reversed, Scott's complaint would still fail on alternate grounds, and the outcome of the case would be the same. This further militates in favor of denying certiorari.

the debtor was actively contemplating or litigating claims in court that he omitted from his bankruptcy schedule at the time he filed the schedule with the court. *See Krystal Cadillac*, 337 F.3d at 321, 325; *Danise*, 738 F. App'x at 51.[5] However, the inference that arises is merely a rebuttable one, and if the debtor identifies evidence to rebut it, no bad faith will be found. *Danise*, 738 F. App'x at 51; *Krystal Cadillac*, 337 F.3d at 321. The Third Circuit's judicial-estoppel framework mandates that "the presiding court give the party to be estopped a meaningful opportunity to provide an explanation for its changed position" before judicial estoppel may be applied. *In re Kane*, 628 F.3d at 638-39 (citing *Krystal Cadillac*, 337 F.3d at 319-20). This approach comports with that endorsed in *Keathley*, requiring that a court make a holistic, fact-specific inquiry in determining whether a party's failure to disclose a claim in bankruptcy was inadvertent or mistaken.

And this is precisely the approach the District Court and the Third Circuit took in this case. Each inferred that Scott acted in bad faith because Scott (1) had recently filed and was litigating three lawsuits at the time he filed for bankruptcy and

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[5] *Cf. Ryan*, 81 F.3d at 364 ("[P]olicy considerations militate against adopting a rule that the requisite intent for judicial estoppel can be inferred from the mere fact of nondisclosure in a bankruptcy proceeding. Such a rule would unduly expand the reach of judicial estoppel in post-bankruptcy proceedings and would inevitably result in the preclusion of viable claims on the basis of inadvertent or good-faith inconsistencies.").

submitted a bankruptcy schedule that concealed those claims; (2) had a motive to conceal the claims from the Bankruptcy Court: doing so would minimize the bankruptcy estate; and (3) could have, but did not, point to evidence countering those indicia of bad faith. (C.A.S.App.103; Pet. App. A at pg. 4-5 of 5; Pet. App. B at pg. 3 of 3).

This case thus presents circumstances significantly different from those in *Keathley*. In *Keathley*, the debtor initially filed an accurate bankruptcy schedule; his claims arose while the bankruptcy case was pending; he filed an amended schedule disclosing the claims before the bankruptcy case was closed; and he submitted affidavits in response to the judicial-estoppel motion explaining why omission of his claims on his bankruptcy schedule was the result of inadvertence. *Keathley*, 146 S. Ct. at 1537-38; *id.* at 1543-44 (Sotomayor, J. concurring); *cf. Ah Quin v. County of Kauai Dep't of Transp.*, 733 F.3d 267, 278 (9th Cir. 2013) (reversing summary judgment on judicial estoppel grounds because affidavit submitted by plaintiff explaining basis for her belief that she was not required to disclose an active claim in her bankruptcy schedule created issue of fact).

Because a finding of bad faith, based on the totality of the specific facts of the case, is already part of the Third Circuit's judicial-estoppel framework, and because the

Third Circuit found bad faith in this case by properly applying its framework to the specific facts here, this case would be a poor one through which to review whether bad faith should be a prerequisite to judicial estoppel. If the Court is interested in reviewing that question, respectfully, it should wait for a case where the lower court applied a framework that did not require bad faith or did not make a finding of bad faith under the totality of the facts before it: one in which resolution of the question of bad faith would actually affect the outcome of the case.

Scott also appears to ask this court to review this case to consider whether a finding of prejudice should be a prerequisite to application of judicial estoppel. (Pet. i, 5.) It is unclear from Scott's Petition which parties or entities he believes should be found to have been prejudiced before judicial estoppel should be applied (i.e., the party urging estoppel, the creditors in the bankruptcy, or the courts). But even if the Court deems worthy of review the question of whether some finding of prejudice to some party is required for judicial estoppel to apply, this case would be a poor vehicle to review that question too.

Although the Third Circuit does not require a showing of prejudice to the party urging estoppel as a precondition of the doctrine's application, *see Ryan*, 81 F.3d at 360-61, its judicial-estoppel framework prohibits application of the doctrine "unless it is 'tailored to address the harm identified' and no lesser sanction would adequately remedy the damage done by the litigant's misconduct." *Krystal Cadillac*, 337 F.3d at 319 (emphasis omitted) (quoting *Montrose Med. Grp. Participating Sav. Plan v. Bulger*, 243 F.3d 773 (3d Cir. 2001)). Thus, the Third Circuit requires a court to meaningfully take into account any prejudice engendered by the inconsistent positions being challenged and determine whether estoppel, or some lesser remedy, adequately addresses that prejudice. So, even under Scott's preferred formulation, this case would still involve prejudice to the integrity of the bankruptcy process, the bankruptcy court's administration of the estate, and creditors evaluating the estate's assets. In the bankruptcy context, the Third Circuit has also considered whether a court adopted the debtor's initial position and whether creditors relied on it as (non-dispositive) factors in determining whether judicial estoppel should apply (*see G-I Holdings, Inc.*, 586 F.3d at 262), an approach comporting with the holistic, fact-driven one endorsed in *Keathley*.

Scott contends that this case is "extraordinary" because, when Judge Rufe dismissed his case (on September 23, 2024), the Bankruptcy Court had already accepted the amended schedule Scott filed with it and reclosed his bankruptcy (on January 4, 2024). (Pet. 6.) Thus, according to Scott, when Judge Rufe applied judicial estoppel to his case before her, "no court was misled anymore" and "no creditor was misled," which Scott argues militates against application of judicial estoppel. (*Id.* at 5-6.)

Scott's argument overlooks the procedural posture of the case. Both Judge Rufe and the Third Circuit (when it affirmed Judge Rufe's ruling) relied squarely on the Third Circuit's prior decision affirming Judge Baylson's application of judicial estoppel to Scott's cases. (Pet. App. A at pg. 4-5 of 5; Pet. App. B at pg. 3 of 3.) When Judge Baylson dismissed Scott's cases based on judicial estoppel (on August 10, 2023) both Scott's creditors and the courts handling his cases had been misled by Scott's inconsistent positions. To wit, at that time, the Bankruptcy Court had processed and closed Scott's bankruptcy case with the deficient schedules he filed in place and, based on those deficient schedules, discharged over $630,000 of his debt, all while Scott was pursuing claims in court in which he sought to recover hundreds of thousands of dollars in damages from CHOP. (C.A.S.App.031-032, Dkt. Entry dated May 16, 2023, Chapter 7 Trustee's Report of No Distribution.)[6] Given the factual and procedural

---

[6] Again, this case presents significantly different circumstances than those presented in *Keathley*. In *Keathley*, the bankruptcy case was still open at the time the debtor filed his amended schedule disclosing the claim he was pursuing, and the bankruptcy court processed the bankruptcy case with the corrected schedule. *Keathley*, 146 S. Ct., at 1537-38; *id.* at 1543-44 (Sotomayor, J., concurring). As

histories unique to this case, including that the Third Circuit's ruling from which Scott appeals in this case is inextricably bound to its earlier decision from which Scott did not appeal, this case is a particularly poor vehicle to review the role prejudice should play in the application of judicial estoppel.

3. Whether Applying Judicial Estoppel After a Debtor Corrects His Deficient Bankruptcy Schedule Is Contrary to the Bankruptcy Code's "Fresh-Start" Policy Does Not Warrant Review

Scott requests that the Court review this case in hopes it will reach a rule prohibiting district courts from applying judicial estoppel to dismiss a claim that a debtor did not disclose in a bankruptcy schedule where the debtor later amends the schedule to include the claim because such action is purportedly at odds with the "fresh start" policy underlying the Bankruptcy Code. The Court should deny Scott's request for review of this issue for two reasons.

First, Scott never raised the issue below, and the lower courts never considered it. *Duignan v. United States*, 274 U.S. 195, 200 (1927) ("This court sits as a court of review. It is only in exceptional cases coming here from the federal courts that questions not pressed or passed upon below are reviewed.").

Justice Sotomayor noted in her concurring opinion, "the judicial estoppel calculus may look different if the debtor takes an inconsistent position long after discharge." *Id.* at 1545.

Second, even if this issue had been raised or considered below, it is not one of significance or controversy warranting this Court's review. Under this Court's precedent, where, as here, a debtor is found to have engaged in bad faith or abusive litigation practices, the debtor may forfeit certain rights under the Bankruptcy Code, and such forfeiture comports with "[t]he principal purpose of the Bankruptcy Code . . . to grant a fresh start to the *honest* but unfortunate debtor." *Marrama*, 549 U.S. at 367 (citing *Grogan*, 498 U.S. at 286) (internal quotations omitted, emphasis added). There is no reason to revisit that precedent, and certainly not with this case considering Scott never lost any right under the Bankruptcy Code. The Bankruptcy Court discharged over $630,000 of Scott's debt, and that result did not change even after Scott was caught filing a deficient asset schedule, moved to reopen the bankruptcy case, and filed an amended schedule. (C.A.S.App.031-033.) Certiorari is thus unwarranted on this issue.

B. Certiorari Is Unwarranted to Review Whether a Due Process Violation Occurred

Finally, Scott requests review of whether Judge Rufe's decision to *sua sponte* reconsider her prior ruling denying CHOP's judicial-estoppel motion violated due process under the Fifth Amendment. Review is unwarranted for two independent reasons.

First, the Third Circuit's standard governing reconsideration of prior rulings safeguards the core protections the Due Process Clause requires. "An essential principle of due process is that a deprivation of life, liberty, or property 'be preceded by notice and opportunity for hearing appropriate to the nature of the case.'" *Cleveland Bd. of Educ. v. Loudermill*, 470 U.S. 532, 542 (1985) (quoting *Mullane v. Cent. Hanover Bank & Tr. Co.*, 339 U.S. 306, 313 (1950)). The Third Circuit standard Judge Rufe applied reflects those principles. Under that standard, before a court revisits a prior ruling, it must (1) explain on the record its reasons for doing so and (2) take appropriate steps to ensure that a party is not prejudiced by reliance on the prior ruling. *Williams v. Runyon*, 130 F.3d 568, 573 (3d Cir. 1997).

In evaluating prejudice, courts assess whether reliance on the earlier ruling caused a party to forgo presenting evidence or arguments that otherwise would have been offered. *Id.* Because the Third Circuit's framework expressly protects the interests of notice, an opportunity to be heard, and freedom from unfair prejudice, there is no reason for this Court to review it for compliance with the Fifth Amendment.

Second, this case is both a poor vehicle for review, and an unsuitable one in which to find a due-process violation, because Scott cannot identify any prejudice resulting from Judge Rufe's reconsideration. The circumstances surrounding Judge Rufe's reconsideration provided Scott with all the process the Fifth Amendment requires. Judge Rufe did not reverse course based on some newly raised theory that Scott had never confronted. To the contrary, judicial estoppel had been fully litigated from the outset. CHOP filed and extensively briefed its judicial-estoppel motion, Scott responded to that motion, and Judge Rufe's initial denial was expressly entered without prejudice. While the case remained pending, the Third Circuit issued a decision in Scott's companion cases arising from the same bankruptcy proceeding, the same nondisclosures, and the same conduct. In reconsidering her earlier ruling, therefore, Judge Rufe merely revisited an issue that the parties had squarely presented and extensively litigated. Under these circumstances, Scott cannot plausibly claim he lacked notice that judicial estoppel remained at issue in the case.

Nor can Scott demonstrate that reconsideration deprived him of a meaningful opportunity to be heard. Before Judge Rufe revisited the issue, Scott had already presented his arguments against judicial estoppel to the District Court and, separately, to the Third Circuit in his appeal from Judge Baylson's dismissals. Indeed, the Third Circuit observed that those proceedings involved materially identical facts and afforded Scott a full opportunity to contest the very inference of bad faith and judicial-estoppel analysis on which Judge Rufe later relied. Because Scott has never identified any evidence, argument, or litigation step forgone in reliance on Judge Rufe's earlier ruling, he cannot show the kind of prejudice that due process is designed to prevent. *See Williams*, 130 F.3d at 573.

At bottom, Scott's complaint is not that he was denied notice or an opportunity to be heard, but that after the Third Circuit's intervening decision in his companion cases, Judge Rufe ultimately reached a different conclusion than the one she initially reached *without prejudice*. But the Fifth Amendment neither freezes interlocutory rulings in place nor prohibits a district court from revisiting them as a case develops. So long as the affected party has notice of the issue and a fair opportunity to present a position, as Scott indisputably did here, there is no Fifth Amendment violation and no question warranting this Court's review. The Court should therefore deny Scott's request for review of the due-process issue.

CONCLUSION

The Court should deny Scott's Petition for a Writ of Certiorari.

Respectfully submitted.

PAUL J. SOPHER
Counsel of Record
STEPHEN DOUGLAS ALLEN
LITTLER MENDELSON, P.C.
Three Parkway
1601 Cherry Street, Suite 1400
Philadelphia, PA 19102.1321
267.402.3019 (t)
psopher@littler.com
Counsel for Respondents

JULY 9, 2026

APPENDIX

APPENDIX

TABLE OF CONTENTS

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

RECEIVED
MAR 02 2022
AT 8:30 ____M
WILLIAM T. WALSH
CLERK

Norman Lee Scott, Sr Pro Se

(In the space above enter the full name(s) of the plaintiff(s).)

- against -

Whitney R Bailey
Donald Glover
The Children's Hospital of
Philadelpnia

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

COMPLAINT

Jury Trial: ☒ Yes ☐ No

(check one)

I. Parties in this complaint:

A. List your name, address and telephone number. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff
Name: Norman Lee Scott, Sr Pro Se
Street Address: 1175 MarlKress Rd, Unit 3658
County, City: Camden, Cherry Hill
State & Zip Code: NJ 08034
Telephone Number: 267-235-7736

B. List all defendants. You should state the full name of the defendants, even if that defendant is a government agency, an organization, a corporation, or an individual. Include the address where each defendant can be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1

Name Whitney R Bailey
Street Address 3401 Civic Center Blvd.
County, City Philadelphia, Philadelphia
State & Zip Code PA, 19104

Defendant No. 2

Name Donald Glover
Street Address 3401 Civic Center BlVD.
County, City Philadelphia Philadelphia
State & Zip Code PA 19104

Defendant No. 3

Name The Children's Hospital of Philadelphia
Street Address 3401 Civic Center Blvd
County, City Philadelphia Philadelphia
State & Zip Code PA 19104

Defendant No. 4

Name
Street Address
County, City
State & Zip Code

II. Basis for Jurisdiction:

Federal courts are courts of limited jurisdiction. There are four types of cases that can be heard in federal court: 1) Federal Question - Under 28 U.S.C. § 1331, a case involving the United States Constitution or federal laws or treaties is a federal question case; 2) Diversity of Citizenship - Under 28 U.S.C. § 1332, a case in which a citizen of one state sues a citizen of another state and the amount in damages is more than $75,000 is a diversity of citizenship case; 3) U.S. Government Plaintiff; and 4) U.S. Government Defendant.

A. What is the basis for federal court jurisdiction? *(check all that apply)*

☐ Federal Questions ☒ Diversity of Citizenship

☐ U.S. Government Plaintiff ☐ U.S. Government Defendant

B. If the basis for jurisdiction is Federal Question, what federal Constitutional, statutory or treaty right is at issue?

C. If the basis for jurisdiction is Diversity of Citizenship, what is the state of citizenship of each party?

Plaintiff(s) state(s) of citizenship New Jersey

Defendant(s) state(s) of citizenship Pennsylvania

III. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. Where did the events giving rise to your claim(s) occur? The Children's Hospital of Philadelphia main campus 3401 Civic Center Blvd.

B. What date and approximate time did the events giving rise to your claim(s) occur? On or about December 2020, April 2021.

What happened to you?

Who did what?

C. Facts: The defendants made an utterly false and defamatory statement against the Plaintiff accusing him of secretly recording a meeting. The defendants knew or should have known the statement were false when made. Defendants made the statement with actual malice and willful intent. The defendants acted intentionally, maliciously willfully and with intent to injure the Plaintiff. Defendants cooperated among themselves to publish a false and defamatory statement, The statements injured the Plaintiff. The character and reputation of the Plaintiff were harmed. Plaintiff suffered financially, personal humiliation, and mental anguish. Plaintiff suffered harm and continues to suffer.

Was anyone else involved?

The whole Biomedical Department at The Children's Hospital of Philadelphia. More than 35 people.

Who else saw what happened?

" " " "

IV. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. Plaintiff SUFFERED FINACIALLY, Personal humiliation, And Mental Anguish.

V. Relief:

State what you want the Court to do for you and the amount of monetary compensation, if any, you are seeking, and the basis for such compensation.

Plaintiff IS OWED monetary Compensation DUE TO The MALICIOUSLY ATTACKED BY DEFENDANTS. Plaintiff IS due Punitive damages for the ongoing mental Anguish IN the Amount of $300,000.00.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 2 day of MArch, 2022.

Signature of Plaintiff Norman L Scott, Sr Pro Se
Mailing Address 1175 MArlKress RD unit 3658
Cherry Hill, NJ 08034

Telephone Number 267-235-7736
Fax Number *(if you have one)* 215-729-5941
E-mail Address Norman_scott@yahoo.com

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint.

Signature of Plaintiff: Norman L Scott, Sr Pro Se

Retirement *(such as social security, pensions, annuities, insurance)*	$ 0	$ 0	$ 0	$ 0
Disability *(such as social security, insurance payments)*	$ 0	$ 0	$ 0	$ 0
Unemployment payments	$ 0	$ 0	$ 0	$ 0
Public-assistance *(such as welfare)* SNAP	$ 200	$ 0	$ 0	$ 0
Other *(specify)*:	$ 0	$ 0	$ 0	$ 0
Total monthly income:	$ 0.00	$ 0.00	$ 0.00	$ 0.00

2. List your employment history for the past two years, most recent employer first. *(Gross monthly pay is before taxes or other deductions.)*

Employer	**Address**	**Dates of employment**	**Gross monthly pay**
CHOP	3401 Civic Center Blvd	10/07 - 6/20	$ 3530.00
			$

3. List your spouse's employment history for the past two years, most recent employer first. *(Gross monthly pay is before taxes or other deductions.)* N/A

Employer	**Address**	**Dates of employment**	**Gross monthly pay**
		d	$
			$
			$

4. How much cash do you and your spouse have? $ ____________

Below, state any money you or your spouse have in bank accounts or in any other financial institution. N/A

Financial institution	**Type of account**	**Amount you have**	**Amount your spouse has**
		$	$
		$	$
		$	$

If you are a prisoner, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Assets owned by you or your spouse	
Home *(Value)*	$ 0
Other real estate *(Value)*	$ 0
Motor vehicle *#1* *(Value)*	$ 0
Make and year:	
Model:	
Registration #:	
Motor vehicle *#2* *(Value)*	$ 0
Make and year:	
Model:	
Registration #:	
Other assets *(Value)*	$
Other assets *(Value)*	$

6. State every person, business, or organization owing you or your spouse money, and the amount owed. N/A

Person owing you or your spouse money	**Amount owed to you**	**Amount owed to your spouse**
N/A	$ 0	$ 0
	$	$
	$	$

7. State the persons who rely on you or your spouse for support.

Name (or, if under 18, initials only)	**Relationship**	**Age**

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment *(including lot rented for mobile home)* Are real estate taxes included? ☐ Yes ☐ No Is property insurance included? ☐ Yes ☐ No	$ 1200.00	$
Utilities *(electricity, heating fuel, water, sewer, and telephone)*	$ 235.00	$
Home maintenance *(repairs and upkeep)*	$ 175.00	$
Food	$ 350.00	$
Clothing	$ 400.00	$
Laundry and dry-cleaning	$ 125.00	$
Medical and dental expenses	$ 200.00	$
Transportation *(not including motor vehicle payments)*	$ 300.00	$
Recreation, entertainment, newspapers, magazines, etc.	$ 125.00	$
Insurance *(not deducted from wages or included in mortgage payments)*		
Homeowner's or renter's:	$ 45.00	$
Life:	$ 0	$
Health:	$ 0	$
Motor vehicle:	$ 0	$
Other:	$ 0	$
Taxes *(not deducted from wages or included in mortgage payments) (specify):*	$ 0	$
Installment payments		
Motor vehicle:	$ 0	$
Credit card *(name)*: DISCOVER	$ 85.00	$
Department store *(name)*: BOSCOVS	$ 65.00	$
Other:	$	$
Alimony, maintenance, and support paid to others	$	$

Regular expenses for operation of business, profession, or farm *(attach detailed statement)*	$ 0	$
Other *(specify)*:	$ 0	$
Total monthly expenses:	$ 3305 **0.00**	$ **0.00**

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☑ No If yes, describe on an attached sheet.

10. Have you spent — or will you be spending — any money for expenses or attorney fees in conjunction with this lawsuit? ☑ Yes ☐ No

If yes, how much? $ NOT SURE YET

11. Provide any other information that will help explain why you cannot pay the costs of these proceedings.

I AM DISABLE AT THE MOMENT AND TRYING TO APPLY FOR SERVICES.

12. Identify the city and state of your legal residence. Cherry Hill, NJ

Your daytime phone number: 267-235-7736

Your age: 50 Your years of schooling: 16

EXHIBIT A

Fw: Follow up

From: Scott, Norman (scottn@chop.edu)
To: norman_scott@yahoo.com
Date: Friday, December 4, 2020, 04:17 PM EST

From: Springer, Dana M <SPRINGERD@chop.edu>
Sent: Tuesday, December 1, 2020 2:26 PM
To: Scott, Norman <SCOTTN@chop.edu>
Subject: RE: Follow up

Norman-
As discussed, I am following up in writing to confirm that there was no evidence of audio recording on your part when you met with your management team some months back. As you may recall, your managers felt as though you may have taped a conversation with them, which would be illegal given two party consent rules in Pennsylvania, because you had your phone out on the desk during a meeting. Diana Kloda investigated this matter and found that there was no sufficient evidence to show that you'd engaged in this behavior. This matter is now closed.

Best regards,
Dana Springer

From: Scott, Norman <SCOTTN@chop.edu>
Sent: Tuesday, December 1, 2020 1:51 PM
To: Springer, Dana M <SPRINGERD@chop.edu>
Cc: Allen, Calvin <ALLENC5@chop.edu>
Subject: Follow up

Good day, Dana,

I am following up with the items we discussed. I would like to know when to anticipate receiving them.
Thanks,

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

Pro se (Non Prisoner)
Consent & Registration Form to Receive Documents Electronically

Pursuant to Fed. R. Civ. P. 5(b), and Fed. R. Civ. P. 77(d), Local Civil Rule 5.2 and the Court's Electronic Case Filing Policies and Procedures, documents may be served through the court's transmission facilities by electronic means. Documents that are not permitted to be served electronically are pleadings that are to be served with process under Fed.R.Civ.P. 4.

I Norman Lee Scott, Sr ProSe hereby consent to receive service of documents and notice of electronic filings via the Court's electronic filing system to the extent and in the manner authorized by the above rules and waiving the right to receive notice by first class mail pursuant to Fed.R.Civ.P. 5(b)(2)(D) and Fed.R.Civ.P. 77(d).

Pursuant to Local Civil Rule 10.1, I will promptly notify the Court if there is a change in my personal data, such as name, address, and/or e-mail address. I will promptly notify the Court to request cancellation of electronic service.

Litigants who have consented to receive documents electronically will be sent a **Notice of Electronic Filing** via e-mail. Upon receipt of the notice, they are permitted **one "free look"** at the document by clicking on the hyperlinked document number. The one "free look" will expire 15 days from the date the notice was sent. After the "free look" is used or expires, the document can only be accessed through PACER (**P**ublic **A**ccess to **C**ourt **E**lectronic **R**ecords.) It is recommended that litigants establish a PACER account. This can be accomplished by visiting the PACER web site at http://pacer.psc.uscourts.gov. PACER is an automated system that allows an individual to view, print, and download documents for a fee.

My e-mail address is: Norman_Scott@yahoo.com

My case number is: ______________________

Norman L Scott, Sr ProSe
Signature of Litigant

1175 MarlKress RD, #3658
Mailing Address

Cherry Hill, NJ 08034
City, State, Zip Code

267-235-7736
Telephone Number

Date: 3/2/2022

JS 44 (Rev. 10/20)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

RECEIVED
MAR 02 2022
AT 8:30________M
WILLIAM T. WALSH
CLERK

I. (a) PLAINTIFFS
Norman Lee Scott, Sr Pro Se

(b) County of Residence of First Listed Plaintiff CAMDEN
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys *(Firm Name, Address, and Telephone Number)*
Norman Lee Scott, Sr Pro Se
1175 MarlKress RD, #3658
Cherry Hill, NJ 08034 267-235-7736

DEFENDANTS
WHITNET R BAILET

County of Residence of First Listed Defendant Philadelphia
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys *(If Known)*
3401 Civic Center Blvd
Phila, PA 19104
215-590-1000

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

☐ 1 U.S. Government Plaintiff
☐ 3 Federal Question *(U.S. Government Not a Party)*
☐ 2 U.S. Government Defendant
☑ 4 Diversity *(Indicate Citizenship of Parties in Item III)*

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff and One Box for Defendant)*
(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	☑ 1	☐ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☑ 2	Incorporated *and* Principal Place of Business In Another State	☐ 5	☑ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

Click here for: Nature of Suit Code Descriptions.

CONTRACT
- ☐ 110 Insurance
- ☐ 120 Marine
- ☐ 130 Miller Act
- ☐ 140 Negotiable Instrument
- ☐ 150 Recovery of Overpayment & Enforcement of Judgment
- ☐ 151 Medicare Act
- ☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans)
- ☐ 153 Recovery of Overpayment of Veteran's Benefits
- ☐ 160 Stockholders' Suits
- ☐ 190 Other Contract
- ☐ 195 Contract Product Liability
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REAL PROPERTY
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- ☐ 230 Rent Lease & Ejectment
- ☐ 240 Torts to Land
- ☐ 245 Tort Product Liability
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TORTS

PERSONAL INJURY
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- ☑ 320 Assault, Libel & Slander
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- ☐ 450 Commerce
- ☐ 460 Deportation
- ☐ 470 Racketeer Influenced and Corrupt Organizations
- ☐ 480 Consumer Credit (15 USC 1681 or 1692)
- ☐ 485 Telephone Consumer Protection Act
- ☐ 490 Cable/Sat TV
- ☐ 850 Securities/Commodities/ Exchange
- ☐ 890 Other Statutory Actions
- ☐ 891 Agricultural Acts
- ☐ 893 Environmental Matters
- ☐ 895 Freedom of Information Act
- ☐ 896 Arbitration
- ☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision
- ☐ 950 Constitutionality of State Statutes

V. ORIGIN *(Place an "X" in One Box Only)*

☑ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from Another District *(specify)*
☐ 6 Multidistrict Litigation - Transfer
☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing ***(Do not cite jurisdictional statutes unless diversity)***:
~~ASSAULT~~, Libel, SLANDER

Brief description of cause:
DEFAMATION OF CHARACTER

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND $

CHECK YES only if demanded in complaint:
JURY DEMAND: ☑ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE ____________ DOCKET NUMBER ____________

DATE 3/2/22

SIGNATURE OF ATTORNEY OF RECORD Norman L Scott, Sr Pro Se

FOR OFFICE USE ONLY

RECEIPT # ________ AMOUNT ________ APPLYING IFP ________ JUDGE ________ MAG. JUDGE ________

ERK, UNITED STATES DISTRICT COURT
P.O. BOX 2797
CAMDEN, NJ 08101
OFFICIAL BUSINESS

Clerk

CLERK
U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED
2022 MAR -2 P 2:02

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

NORMAN LEE SCOTT, SR., *pro se*, Plaintiff, v. WHITNEY R. BAILEY, *et al.*, Defendants.	HONORABLE KAREN M. WILLIAMS Civil Action No. 22-01155-KMW-MJS **ORDER**

THIS MATTER having come before the Court on the Court's *sua sponte* screening of Plaintiff Norman Lee Scott, Sr.'s ("Plaintiff") civil complaint given Plaintiff's application to proceed *in forma pauperis* status in this case [ECF No. 1]; the Court having considered Plaintiff's submissions; for the reasons explained in the accompanying Opinion of even date; and for good cause shown;

IT IS this **8th** day of **September, 2022,** hereby

ORDERED the case has been filed in an improper venue and therefore the Court shall transfer Plaintiff's complaint to the Eastern District of Pennsylvania under 28 U.S.C. § 1406(a) for consideration of his application to proceed *in forma pauperis* status and for *sua sponte* screening of the complaint pursuant to 28 U.S.C. § 1915(e)(2)(B).

KAREN M. WILLIAMS
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:21-cv-05067-MMB
NORMAN LEE SCOTT, SR, PRO SE, Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, et al., Defendants.	No. 2:22-cv-03654-CMR
NORMAN L. SCOTT, SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:22-cv-04582-MMB

DEFENDANT THE CHILDREN'S HOSPITAL OF PHILADELPHIA'S MOTION TO DISMISS BASED ON JUDICIAL ESTOPPEL

Defendant The Children's Hospital of Philadelphia ("CHOP") hereby moves for the dismissal of the above-captioned lawsuits in their entirety with prejudice. In support of this Motion, CHOP submits an accompanying Brief, which is incorporated herein by reference.

Respectfully submitted,

s/ Paul J. Sopher

Paul J. Sopher (PA #313543)
Bridget Devlin (PA #328516)
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psopher@littler.com
bdevlin@littler.com

Dated: June 2, 2023

Attorneys for Defendant
The Children's Hospital of Philadelphia

CERTIFICATE OF SERVICE

I, Paul J. Sopher, hereby certify that on this 2nd day of June 2023, the foregoing Defendant The Children's Hospital of Philadelphia's Motion to Dismiss Based on Judicial Estoppel, along with a Brief in Support thereof, and Proposed Order were filed using the Eastern District of Pennsylvania's ECF system, through which these documents are available for viewing and downloading, causing a notice of electronic filing to be served upon all parties of record.

s/ Paul J. Sopher
Paul J. Sopher

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:21-cv-05067-MMB
NORMAN L. SCOTT, SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:22-cv-04582-MMB

[PROPOSED] ORDER

AND NOW, this ___ day of ___________ 2023, upon consideration of Defendant The Children's Hospital of Philadelphia's Motion to Dismiss Based on Judicial Estoppel, it is hereby ORDERED:

1. Defendant's Motion is GRANTED;

2. Plaintiff's Complaint in Case No. 2:21-cv-05067 is DISMISSED in its entirety with prejudice; and

3. Plaintiff's Complaint in Case No. 2:22-cv-04582 is DISMISSED in its entirety with prejudice.

____
HON. MICHAEL M. BAYLSON

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:21-cv-05067-MMB
NORMAN LEE SCOTT, SR, PRO SE, Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, et al., Defendants.	No. 2:22-cv-03654-CMR
NORMAN L. SCOTT, SR., Plaintiff, v. THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendant.	No. 2:22-cv-04582-MMB

THE CHILDREN'S HOSPITAL OF PHILADELPHIA'S BRIEF IN SUPPORT OF ITS MOTION TO DISMISS BASED ON JUDICIAL ESTOPPEL

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I. INTRODUCTION

Norman L. Scott, Sr., a former employee of The Children's Hospital of Philadelphia ("CHOP"), filed the three above-captioned lawsuits against CHOP in November 2021 (2:21-cv-05067-MMB), March 2022 (2:22-cv-03654-CMR)[1], and November 2022 (2:22-cv-04582-MMB), asserting employment discrimination and defamation claims. All three lawsuits are active, and Mr. Scott seeks damages in excess of $300,000 in them.

In December 2022, with the above three lawsuits actively pending, Mr. Scott filed for Chapter 7 bankruptcy. In his bankruptcy filings, Mr. Scott was required to disclose to the Bankruptcy Court all assets he had, including any pending lawsuits, so that the Bankruptcy Court could determine the complete scope and extent of his assets and liabilities. In the bankruptcy proceeding, Mr. Scott was asked directly whether he had any assets in the form of "[c]laims against third parties, whether or not [he has] filed a lawsuit or made a demand for payment, [including any] employment disputes . . . or rights to sue." Under penalty of perjury, Mr. Scott replied "No." Based on this (mis)representation, the Bankruptcy Court discharged over $638,000 of debts Mr. Scott owed to his creditors.

Mr. Scott is barred from pursuing the above-captioned lawsuits against CHOP under the doctrine of judicial estoppel. Mr. Scott has actively pursued the three above-captioned lawsuits against CHOP in which he claims entitlement to hundreds of thousands of dollars while taking a wholly contradictory position in his bankruptcy case, i.e., that he has no claims of any value against any party. Mr. Scott should be judicially estopped from receiving any benefit from the position he takes in his lawsuits against CHOP while having reaped the benefit of a wholly contradictory position he took in his bankruptcy case. Accordingly, for the reasons discussed herein, the Court

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[1] Mr. Scott also named two of his former supervisors as defendants in this lawsuit.

should judicially estop Mr. Scott from pursuing his claims against CHOP and dismiss the above-captioned lawsuits with prejudice.

II. FACTUAL AND PROCEDURAL BACKGROUND

A. Mr. Scott Files Three Lawsuits Against CHOP

Mr. Scott, a former employee of CHOP, filed the following three lawsuits against CHOP:

- In Case No. 2:21-cv-05067-MMB (hereinafter "***Scott I***"), filed on November 15, 2021, Mr. Scott asserts various employment discrimination claims against CHOP based on alleged race-based disparate pay practices.

- In Case No. 2:22-cv-03654-CMR (hereinafter "***Scott II***"), filed on March 2, 2022, Mr. Scott asserts a single count of defamation against CHOP and his former supervisors Whitney Bailey and Donald Glover.

- In Case No. 2:22-cv-04582-MMB (hereinafter "***Scott III***"), filed on November 16, 2022, Mr. Scott asserts various employment discrimination claims against CHOP based on CHOP's alleged failure to promote him and its termination of his employment.

Mr. Scott had been litigating these cases pro se until recently, when he was appointed counsel in *Scott I* and *Scott II*. (*See Scott I*, ECF 31; *Scott III*, ECF 14.) He continues to proceed pro se in *Scott II*. A summary of the procedural history of each case follows.

Scott I – 2:21-cv-05067-MMB

Mr. Scott filed a charge of discrimination with the Philadelphia Commission on Human Relations (PCHR) in or about June 2019, dual-filed with the U.S. Equal Employment Opportunity Commission (EEOC). (*Scott I*, ECF 14, Exhibit A.) In the PCHR charge, Mr. Scott asserted claims of race-based disparate pay. (*Id.*) The PCHR dismissed the charge in April 2021, finding it was not substantiated. (*Scott I*, ECF 14, Exhibit B.) The EEOC adopted the PCHR's finding and issued Mr. Scott a Notice Right to Sue on August 18, 2021. (*Scott I*, ECF 14, Exhibit C.)

On November 15, 2021, Mr. Scott filed a pro se complaint in the Eastern District of Pennsylvania, asserting sex, race, age, disability, harassment, and retaliation claims. (*Scott I*, ECF

2.) He seeks back pay, front pay, compensatory, and punitive damages. (*Scott I*, ECF 2 at p. 6 of 9.) On December 29, 2021, the Court issued an Order referring the case to the Attorney Panel for Pro Se Plaintiffs in Employment Cases. (*Scott I*, ECF 7.)

On April 26, 2022, CHOP filed a motion for partial dismissal of Mr. Scott's Complaint. (*Scott I*, ECF 14.) Mr. Scott thereafter amended his complaint three times. (*Scott I*, ECF 20, 23, 26.) After his third amendment, on November 10, 2022, CHOP filed a Motion to Strike the Third Amended Complaint. (*Scott I*, ECF 27.) On November 23, 2023, Mr. Scott filed an Opposition to CHOP's Motion to Strike in which he argued he "clearly set forth his claim for relief" in his Third Amended Complaint. (*Scott I*, ECF 28 at p. 2 of 3.) On April 5, 2023, the Court entered an Order denying CHOP's Motion to Strike and requiring CHOP to respond to Plaintiff's Third Amended Complaint. (*Scott I*, ECF 29.) On April 26, 2023, CHOP filed a Motion for Partial Dismissal of Plaintiff's Third Amended Complaint for Failure to State a Claim. (*Scott I*, ECF 30.) On May 10, 2023, the Court appointed Roderick L. Foxworth as counsel for Plaintiff. (*Scott I*, ECF 32.) On May 19, 2023, the Court ordered Mr. Scott to file a response to CHOP's Motion for Partial Dismissal of Plaintiff's Third Amended Complaint for Failure to State a Claim by June 9, 2023. (*Scott I*, ECF 35.)

Scott II – 2:22-cv-03654-CMR

On March 2, 2022, Mr. Scott filed a pro se Complaint in U.S. District Court District for the District of New Jersey asserting one count of defamation against CHOP and his two former supervisors, Whitney Bailey and Donald Glover. (*Scott II*, ECF 1.) In the Complaint, Mr. Scott indicates he seeks monetary damages, including punitive damages, in excess of $300,000. (*Id*. at p. 4 of 5.) On September 8, 2022, the District of New Jersey *sua sponte* transferred the case to the Eastern District of Pennsylvania. (*Scott II*, ECF 9.)

Mr. Scott served CHOP with a Summons and Complaint on December 20, 2022. (*See* **Exhibit A** hereto, Summons and Complaint Served.) On January 10, 2023, CHOP and Ms. Bailey filed a Motion to Dismiss Plaintiff's Complaint in its entirety for failure to state a claim. (*Scott II*, ECF 17.) Mr. Scott never responded to the Motion and it is currently pending before the Court.

***Scott III* – 2:22-cv-04582-MMB**

On July 1, 2022, Mr. Scott filed a charge of discrimination with the EEOC, dual-filed with the Pennsylvania Human Relations Commission (PHRC), alleging race discrimination in connection with his termination of employment from CHOP in April 2021. (*Scott III*, ECF 2 at pp. 7-8 of 11.) On August 24, 2022, the EEOC issued Mr. Scott a Dismissal and Notice of Right to Sue. (*Id. at* p. 9 of 11.)

On November 16, 2022, Mr. Scott filed a pro se Complaint in the Eastern District of Pennsylvania. (*Scott III*, ECF 2.) In his Complaint, Mr. Scott asserts claims of race, national origin, sex, disability, and age discrimination, among others. (*Id.*) He seeks back pay, front pay, compensatory and punitive damages, as well as attorneys' fees. (*Id.* at p. 5 of 11.) On May 2, 2023, Mr. Scott filed with the Court proof of service of the Complaint he served on CHOP. (*Scott III*, ECF 12.) On May 10, 2023, the Court appointed Roderick L. Foxworth as counsel for Mr. Scott. (*Scott III*, ECF 14.) On June 2, 2023, CHOP filed a Motion to Dismiss Plaintiff's Complaint in its entirety for failure to state a claim. (*Scott III*, ECF 20.) That Motion is pending.

B. Mr. Scott Files For Chapter 7 Bankruptcy, Does Not Disclose Any Of His Pending Lawsuits Against CHOP To The Bankruptcy Court, And The Court Discharges Over $638,000 Of His Debt

On December 6, 2022, while actively litigating *Scott I*, *Scott II*, and *Scott III*, Mr. Scott filed a pro se petition for Chapter 7 Bankruptcy in the United States District Court for the District of New Jersey. (**Exhibit B** hereto, Chapter 7 Voluntary Petition in *In re Norman Lee Scott, Sr.*, 22-19638-ABA (Bankr. D.N.J.).)

On February 14, 2023, Mr. Scott filed a "Schedule A/B: Property" form (Official Form 106A/B) with the Bankruptcy Court. (**Exhibit C** hereto, Schedule A/B: Property.) According to the Schedule A/B: Property form's instructions, "[a]ll individuals filing for bankruptcy must list [on the Form] everything they own or have a legal or equitable interest in. Legal or equitable interest is a broad term and includes all kinds of property interests in both tangible and intangible property, whether or not anyone else has an interest in that property."[2] (**Exhibit D** hereto, Instructions for Schedule A/B: Property (Official Form 106A/B).) Part 4 of Schedule A/B asked Mr. Scott to describe all his financial assets. (**Exhibit C** hereto, Schedule A/B: Property, p. 6 of 66.) The Form specifically asked Mr. Scott to state whether he had any "[c]laims against third parties, whether or not you filed a lawsuit or made a demand for payment." (**Exhibit C** hereto at p. 9 of 66 ¶ 33.) The Schedule listed examples of the types of claims Mr. Scott was required to disclose: "Accidents, ***employment disputes,*** insurance claims, or ***rights to sue***." (*Id.*) (emphases added.) In response, Mr. Scott checked the box "No," representing he had no such claims:

33. **Claims against third parties, whether or not you have filed a lawsuit or made a demand for payment**

Examples: Accidents, employment disputes, insurance claims, or rights to sue

☒ No

☐ Yes. Describe each claim. .... $__________

(*Id.*)[3] Mr. Scott verified under penalty of perjury that the information he provided in the Schedule

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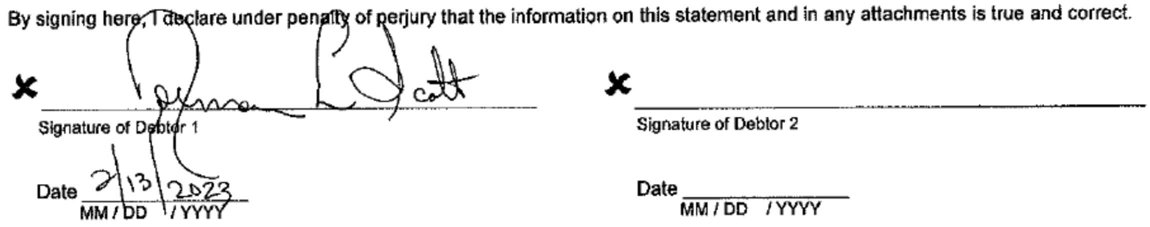
[2] The instructions further provide the filer "must verify under penalty of perjury that the information you provide is complete and accurate. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571." (**Exhibit D** hereto.)

[3] Not only did Mr. Scott misrepresent to the Bankruptcy Court the fact that he had three active lawsuits against CHOP, he also failed to disclose another employment discrimination lawsuit he was (and is) actively litigating against Cooper Health System. *See Norman L. Scott, Sr. v. The Cooper Health System*, No. 1:22-cv-4123 (D.N.J.).

A/B: Property form was accurate:



By signing here, I declare under penalty of perjury that the information on this statement and in any attachments is true and correct.

✘ ______________________________
Signature of Debtor 1

Date 2\13\2023
MM / DD / YYYY

✘ ______________________________
Signature of Debtor 2

Date ______________
MM / DD / YYYY

(Exhibit C hereto at p. 66 of 66; *see also* **Exhibit E** hereto at p. 8 of 9, Declaration About an Individual Debtor's Schedules.)

On May 26, 2023, based on Mr. Scott's sworn representations regarding his assets and liabilities he made to the Bankruptcy Court, the Court discharged Mr. Scott's debt. (**Exhibit F** hereto, Order of Discharge; **Exhibit G** hereto at p. 7 of 8, Chapter 7 Trustee's Report of No Distribution.) Specifically, the Court discharged over $638,000 in debts Mr. Scott owed to his creditors. (*Id.*)

III. ARGUMENT

A. Judicial Estoppel Applies Here

Judicial estoppel is a judge-made doctrine that "seeks to prevent a litigant from asserting a position inconsistent with one that she has previously asserted in the same or in a previous proceeding." *Ryan Operations G.P. v. Santiam-Midwest Lumber Co.*, 81 F.3d 355, 358 (3d Cir. 1995). Through judicial estoppel, courts have the intrinsic ability to dismiss a complaint without considering the merits of the underlying claims when such dismissal is necessary to prevent a litigant from "playing fast and loose with the courts." *Id.* (quoting *Scarano v. Central R.R. Co. of New Jersey*, 203 F.2d 510, 513 (3d Cir.1953)). "The basic principle is that absent any good explanation, a party should not be allowed to gain an advantage by litigation on one theory, and then seek an inconsistent advantage by pursuing an incompatible theory." *Quick v. Albert Einstein*

Healthcare, CIV.A. 05-4940, 2007 WL 3085868, at *6 (E.D. Pa. Oct. 23, 2007).

Courts apply judicial estoppel to preclude a bankruptcy debtor who has failed to disclose a pending claim during bankruptcy proceedings from later asserting and potentially profiting off that claim. *See Krystal Cadillac-Oldsmobile GMC Truck, Inc. v. General Motors Corp*., 337 F.3d 314, 323 (3rd Cir. 2003) (affirming dismissal of complaint in its entirety under theory of judicial estoppel because the plaintiff failed to disclose claims asserted in the complaint in earlier bankruptcy proceeding); *Danise v. Saxon Mortgage Servs. Inc.*, 738 F. App'x 47, 50 (3d Cir. 2018) ("[Judicial estoppel] frequently arises in the context of a failure to schedule a claim as an asset in a bankruptcy, and the inconsistent pursuit of the undisclosed claim.").

Courts assess three factors in determining whether the doctrine of judicial estoppel applies: (1) the party to be estopped is asserting a position that is irreconcilably inconsistent with one he asserted in a prior proceeding; (2) the party changed his position in bad faith, i.e., in a culpable manner threatening to the court's authority or integrity; and (3) no lesser sanction would adequately remedy the damage. *Krystal*, 337 F.3d at 319 (citing *Montrose Med. Grp. Participating Savings Plan v. Bulger*, 243 F.3d 773, 779-80 (3d Cir. 2001)); *Danise*, 738 F. App'x at 50. These three factors are satisfied here.

B. Mr. Scott Has Taken Irreconcilably Inconsistent Positions In The Bankruptcy Proceeding And In His Three Lawsuits Against CHOP

Mr. Scott's failure to disclose his pending lawsuits against CHOP in the bankruptcy proceeding, while simultaneously actively pursuing those claims, presents an inconsistency for which he can provide no credible explanation. Thus, this factor is easily satisfied.

The U.S Bankruptcy Code imposes on debtors an affirmative duty of full disclosure. *Danise*, 738 F. App'x at 50 (citing *Ryan Operations G.P. v. Forrest Paint Co., Inc.*, 81 F.3d 355, 362 (3d Cir. 1996)). As such, a debtor has a duty to file with the bankruptcy court a complete schedule of assets and liabilities and a statement of his financial affairs. 11 U.S.C.§ 521(1); *Danise*, 738 F. App'x at 50. The debtor's duty to disclose is continuous throughout the course of a bankruptcy proceeding. *Id.* (citing *In re Superior Crewboats, Inc.*, 374 F.3d 330, 335 (5th Cir. 2004)). Emphasizing the importance of the debtor's duty to disclose, the Third Circuit has made clear:

> These disclosure requirements are crucial to the effective functioning of the federal bankruptcy system. Because creditors and the bankruptcy court rely heavily on the debtor's disclosure statement in determining whether to approve a proposed reorganization plan, the importance of full and honest disclosure cannot be overstated.

Ryan Operations, 81 F.3d at 362 (citing *Oneida Motor Freight, Inc. v. United Jersey Bank*, 848 F.2d 414, 417-18 (3d Cir.1988)).

In his assets and liabilities schedule, Mr. Scott was directly asked to disclose all "[c]laims against third parties," including any "employment disputes . . . or rights to sue." (**Exhibit C** hereto at p. 9 of 66 ¶ 33). Despite these clear instructions, Mr. Scott stated under penalty of perjury that he had "No" such claims. (*Id.*) At the time he made that false statement to the Bankruptcy Court, Mr. Scott had already filed and was actively litigating three lawsuits against CHOP, asserting employment discrimination and defamation claims after receiving multiple rights to sue from the EEOC. (*See Scott I*, ECF 2; *Scott II*, ECF 1; *Scott III*, ECF 2).[4] In his three lawsuits against CHOP, Mr. Scott seeks a host of alleged damages, including back pay, front pay, compensatory, and punitive damages, as well as attorneys' fees. (*Scott I*, ECF 26 at pp. 6-7; *Scott II*, ECF 1 at p. 4 of 5; *Scott III*, ECF 2 at p. 5 of 11). However, in the bankruptcy proceeding, Mr. Scott took the position that he had no claims of any value against any third party. (**Exhibit C** hereto at p. 9 of 66

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[4] He was also actively litigating an employment discrimination claim against Cooper Health System. *See Norman L. Scott, Sr. v. The Cooper Health System*, No. 1:22-cv-4123 (D.N.J.)

¶ 33). Thus, the position Mr. Scott takes in his lawsuits against CHOP is diametrically and irreconcilably inconsistent with the position he took before the Bankruptcy Court. The first judicial estoppel factor is satisfied.

C. Mr. Scott Took Inconsistent Positions In Bad Faith

An inference of bad faith sufficient to permit the application of judicial estoppel arises "when averments in the pleadings demonstrate both knowledge of a claim and a motive to conceal that claim in the face of an affirmative duty to disclose." *Krystal*, 337 F.3d at 321 (citing *Oneida*, 848 F.2d at 416-18); *Danise*, 738 F. App'x at 51. The sequence of Mr. Scott's court filings and the representations he made in those filings demonstrate he had knowledge of his claims against CHOP and a motive to conceal them from the Bankruptcy Court:

Date	Event
August 18, 2021	The EEOC issues Mr. Scott a Notice of Right to Sue. (*Scott I*, ECF 14, Exhibit C.)
November 15, 2021	Mr. Scott files a court Complaint against CHOP in *Scott I*, asserting employment discrimination claims and seeking monetary damages. (*Scott I*, ECF 2.)
March 2, 2022	Mr. Scott files a court Complaint in *Scott III*, asserting a defamation claim against CHOP and two of his former supervisors and seeking monetary damages, including punitive damages, in excess of $300,000. (*Scott II*, ECF 2.)
July 1, 2022	Mr. Scott files a Charge of Discrimination with the EEOC, asserting employment discrimination claims against CHOP. (*Scott III*, ECF 2 at pp. 7-8 of 11.)
August 24, 2022	The EEOC issues Mr. Scott a Dismissal and Notice of Right to Sue. (*Scott III*, ECF 2 at p. 9 of 11.)
November 10, 2022	CHOP files a Motion to Strike Mr. Scott's Third Amended Complaint in Scott I. (*Scott I*, ECF 27.)

November 16, 2022	Mr. Scott files a Complaint against CHOP in *Scott III*, asserting employment discrimination claims and seeking monetary damages. (*Scott III*, ECF 2.)
November 23, 2022	Mr. Scott files an Opposition to CHOP's Motion to Strike his Third Amended Complaint in *Scott I*, arguing he has "clearly set forth his claim for relief" in his Third Amended Complaint. (*Scott I*, ECF 28.)
December 6, 2022	Mr. Scott files for Chapter 7 Bankruptcy. (**Exhibit B** hereto, Chapter 7 Voluntary Petition in *In re Norman Lee Scott, Sr.*, 22-19638-ABA (Bankr. D.N.J.).)
December 20, 2022	Mr. Scott serves CHOP with the Complaint in *Scott II*. (*See* **Exhibit A** hereto, Summons and Complaint Served.)
February 14, 2023	Mr. Scott files a Schedule A/B: Property in his bankruptcy case, stating under penalty of perjury he has no assets in the form of claims against third parties, including employment discrimination claims or rights to sue. (**Exhibit C** hereto at p. 9 of 66 ¶ 33.)
May 2, 2023	In *Scott III*, Mr. Scott files with the Court proof of service of the Complaint he served on CHOP. (*Scott III*, ECF 12.)
May 26, 2023	The Bankruptcy Court orders discharge of over $638,000 of Mr. Scott's debt to his creditors based on Mr. Scott's sworn representations regarding his assets and liabilities he made to the Court. (**Exhibit F** hereto, Order of Discharge; **Exhibit G** hereto at p. 7 of 8, Chapter 7 Trustee's Report of No Distribution.)

Based on this sequence of events, it is clear Mr. Scott knew of his pending claims against CHOP at the time he did not disclose them in the bankruptcy action; indeed, he was actively litigating the claims at that time (along with another employment discrimination claim against another party). Evidence of Mr. Scott's knowledge of his claims is even more pronounced here than in those cases where courts judicially estopped debtors from pursuing undisclosed claims that had accrued but which the debtors had not yet filed at the time of their bankruptcy. *See, e.g.*, *Krystal*, 337 F.3d at 323 ("If the debtor has enough information prior to confirmation [of the bankruptcy plan] to suggest that it may have a *possible* cause of action, then that is a 'known' cause of action such that it must be disclosed.") (emphasis added); *Danise*, 738 F. App'x at 51 (inferring debtor had knowledge of claims during bankruptcy where debtor filed the claims three months after having debts discharged in bankruptcy); *Petroski v. First Horizon Home Loans Inc.*, No. 02-8022, 2004 WL 1551736, at *3 (E.D. Pa. Jul. 9, 2004) ("Plaintiffs had enough information to suggest that they had a possible cause of action that should have been disclosed. Therefore, Plaintiffs' claims are barred by judicial estoppel.")

Mr. Scott's motive to conceal his claims against CHOP from his creditors in the bankruptcy action is apparent. Had Mr. Scott disclosed the claims in the bankruptcy action, any potential recovery of damages on those claims would have affected the size of his bankruptcy estate to his own financial detriment and to the benefit of his creditors. A motive to conceal may be inferred from that alone. *See Danise*, 738 F. App'x at 51 (finding "[a] motive to conceal was apparent from the damages that [plaintiff] seeks" in the claim that he failed to disclose in bankruptcy); *Clark v. Strober–Haddonfield Group, Inc.*, Civ. No. 07–910, 2008 WL 2945972 (D.N.J. July 29, 2008) ("[A] person seeking to discharge his debts in bankruptcy [has] a motive to conceal potential assets."); *Castillo v. Coca-Cola Bottling Co. of E. Great Lakes*, CIV.A. 06-183, 2006 WL 1410045, at *3 (E.D. Pa. May 22, 2006) (inferring bad faith where plaintiff filed administrative charge two months before filing bankruptcy petition and plaintiff was in process of drafting factually detailed court complaint while bankruptcy case was pending).

D. Judicial Estoppel Is The Appropriate Remedy

A lesser remedy than judicial estoppel is not appropriate here, as "permit[ting Mr. Scott] to seek damages [against CHOP] would potentially confer upon [him] an unfair advantage over [his] creditors, who did not receive the full value of their debts, and reward [Mr. Scott] for what appears to be duplicitous conduct in the course of [his] bankruptcy proceeding." *Danise*, 38 F. App'x at 51. When, as here, a debtor fails to disclose claims in bankruptcy and is later permitted to pursue them, it "send[s] a message that a debtor should consider disclosing potential assets only if he is caught concealing them." *Id.* (quoting *Krystal*, 337 F.3d at 325). Mr. Scott's concealment of his active lawsuits against CHOP in the Bankruptcy Court allowed him to gain an unfair advantage to the detriment of his creditors (to the tune of over $638,000 in discharged debts) while simultaneously allowing him to profit from potential recovery against CHOP in this Court based on a wholly contradictory position. Such conduct is quintessentially "playing fast and loose with the courts" and it should be estopped. Judicial estoppel is therefore the appropriate remedy here.

This is especially the case given Mr. Scott's history as a serial litigant whose many lawsuits demonstrate a lack of seriousness toward the judicial system: Mr. Scott has filed numerous frivolous lawsuits over the years, including against judges, officers of the court, his former divorce attorney, former and prospective employers, and a credit union where he banked. (*See* **Exhibit H** hereto, List of Lawsuits Filed by Mr. Scott.) Mr. Scott should not be permitted to profit off inconsistent, contradictory positions he takes across his multiple lawsuits. Permitting him to do so would undermine the integrity of the judicial system.

IV. CONCLUSION

As demonstrated above, the requirements of judicial estoppel are satisfied here. Therefore, CHOP respectfully requests that the Court judicially estop Mr. Scott from pursuing his claims against CHOP and dismiss the above-captioned lawsuits in their entirety with prejudice.

Respectfully submitted,

s/ Paul J. Sopher

Paul J. Sopher (PA #313543)
Bridget Devlin (PA #328516)
LITTLER MENDELSON, P.C.
Three Parkway
1601 Cherry Street, Suite 1400
Philadelphia, PA 19102.1321
267.402.3000 (t)
psopher@littler.com
bdevlin@littler.com

Dated: June 2, 2023

Attorneys for Defendant
The Children's Hospital of Philadelphia

EXHIBIT A

UNITED STATES DISTRICT COURT

for the

Eastern District of Pennsylvania

NORMAN LEE SCOTT, SR
Plaintiff(s)
v.
WHITNEY R BAILEY; DONALD GLOVER AND THE CHILDREN'S HOSPITAL OF PHILADELPHIA
Defendant(s)

Civil Action No. 22-3654

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

NORMAN LEE SCOTT, SR
1175 MARLKRESS ROAD
UNIT 3658
CHERRY HILL, NJ 08034

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

George Wylesol, Clerk of Court
U.S. District Court, Eastern District of PA

CLERK OF COURT

Date: 11/30/2022

s/Brian J. Weissman
Signature of Clerk or Deputy Clerk

Civil Action No. 22-3654

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* ______________________

was received by me on *(date)* ______________ .

☐ I personally served the summons on the individual at *(place)* ______________________

______________________ on *(date)* ______________ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* ______________

______________________ , a person of suitable age and discretion who resides there,

on *(date)* ______________ , and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* ______________________ , who is

designated by law to accept service of process on behalf of *(name of organization)* ______________

______________________ on *(date)* ______________ ; or

☐ I returned the summons unexecuted because ______________________ ; or

☐ Other *(specify)*: ______________________

______________________ .

My fees are $ ________ for travel and $ ________ for services, for a total of $ ________ .

I declare under penalty of perjury that this information is true.

Date: ______________

____
Server's signature

____
Printed name and title

____
Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

RECEIVED
MAR 02 2022
AT 8:30____M
WILLIAM T. WALSH
CLERK

Norman Lee Scott, Sr Pro Se

(In the space above enter the full name(s) of the plaintiff(s).)

- against -

Whitney R Bailey
Donald Glover
The Children's Hospital of
Philadelpnia

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

COMPLAINT

Jury Trial: ☒ Yes ☐ No

(check one)

I. **Parties in this complaint:**

A. List your name, address and telephone number. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff
Name: Norman Lee Scott, Sr Pro Se
Street Address: 1175 MARIKress RD, Unit 3658
County, City: CAMDEN, Cherry Hill
State & Zip Code: NJ 08034
Telephone Number: 267-235-7736

B. List all defendants. You should state the full name of the defendants, even if that defendant is a government agency, an organization, a corporation, or an individual. Include the address where each defendant can be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1
Name Whitney R Bailey
Street Address 3401 Civic Center Blvd.
County, City Philadelphia, Philadelphia
State & Zip Code PA , 19104

Defendant No. 2
Name Donald Glover
Street Address 3401 Civic Center Blvd.
County, City Philadelphia Philadelphia
State & Zip Code PA 19104

Defendant No. 3
Name The Children's Hospital of Philadelphia
Street Address 3401 Civic Center Blvd
County, City Philadelphia Philadelphia
State & Zip Code PA 19104

Defendant No. 4
Name
Street Address
County, City
State & Zip Code

II. Basis for Jurisdiction:

Federal courts are courts of limited jurisdiction. There are four types of cases that can be heard in federal court: 1) Federal Question - Under 28 U.S.C. § 1331, a case involving the United States Constitution or federal laws or treaties is a federal question case; 2) Diversity of Citizenship - Under 28 U.S.C. § 1332, a case in which a citizen of one state sues a citizen of another state and the amount in damages is more than $75,000 is a diversity of citizenship case; 3) U.S. Government Plaintiff; and 4) U.S. Government Defendant.

A. What is the basis for federal court jurisdiction? *(check all that apply)*

☐ Federal Questions ☒ Diversity of Citizenship

☐ U.S. Government Plaintiff ☐ U.S. Government Defendant

B. If the basis for jurisdiction is Federal Question, what federal Constitutional, statutory or treaty right is at issue?

C. If the basis for jurisdiction is Diversity of Citizenship, what is the state of citizenship of each party?

Plaintiff(s) state(s) of citizenship New Jersey

Defendant(s) state(s) of citizenship Pennsylvania

III. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. Where did the events giving rise to your claim(s) occur? The Children's Hospital Of Philadelphia main campus 3401 Civic Center Blvd.

B. What date and approximate time did the events giving rise to your claim(s) occur? On or about December 2020, April 2021.

What happened to you?

C. Facts: The defendants made an Utterly False and defamatory Statement against the Plaintiff accusing him of Secretly recording A meeting. The defendants Knew or Should have Known the Statement were False when made. Defendants made the Statement with actual malice And willful intent. The defendants ACTED Intentionally, maliciously willfully And with Intent to Injure the Plaintiff. DEFendants Cooperated Among themselves to publish A FALSE AND DEFamatory STATEMENT, The Statements InJured the Plaintiff. The Character And reputation OF The Plaintiff Were harmed. Plaintiff Suffered FinanciALLY, Personal humiliATion, And Mental Anguish. Plaintiff SUFFERED harm And Continues to SUFFER.

Who did what?

Was anyone else involved?

The Whole Biomedical DepARTMENT AT The Children's Hospital OF Philadelphia. More than 35 people.

Who else saw what happened?

" " " "

IV. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. Plaintiff SUFFERED FINACIALLY, Personal humiliation, And Mental Anguish.

V. Relief:

State what you want the Court to do for you and the amount of monetary compensation, if any, you are seeking, and the basis for such compensation.

Plaintiff IS OWED monetary Compensation DUE TO The MALICIOUSLY ATTACKED BY DEFENDANTS. Plaintiff IS due Punitive damages for the ongoing mental Anguish In the Amount OF $300,000.00.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 2 day of March, 2022.

Signature of Plaintiff Norman L Scott, Sr Pro Se
Mailing Address 1175 MarlKress RD unit 3658
Cherry Hill, NJ 08034

Telephone Number 267-235-7736
Fax Number *(if you have one)* 215-729-5941
E-mail Address Norman_Scott@yahoo.com

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint.

Signature of Plaintiff: Norman L Scott, Sr Pro Se

Retirement *(such as social security, pensions, annuities, insurance)*	$ 0	$ 0	$ 0	$ 0
Disability *(such as social security, insurance payments)*	$ 0	$ 0	$ 0	$ 0
Unemployment payments	$ 0	$ 0	$ 0	$ 0
Public-assistance *(such as welfare)* SNAP	$ 200	$ 0	$ 0	$ 0
Other *(specify)*:	$ 0	$ 0	$ 0	$ 0
Total monthly income:	$ 0.00	$ 0.00	$ 0.00	$ 0.00

2. List your employment history for the past two years, most recent employer first. *(Gross monthly pay is before taxes or other deductions.)*

Employer	**Address**	**Dates of employment**	**Gross monthly pay**
CHOP	3401 Civic Center Blvd	10/07 – 6/20	$ 3530.00
			$

3. List your spouse's employment history for the past two years, most recent employer first. *(Gross monthly pay is before taxes or other deductions.)* N/A

Employer	**Address**	**Dates of employment**	**Gross monthly pay**
		d	$
			$
			$

4. How much cash do you and your spouse have? $ ______________

Below, state any money you or your spouse have in bank accounts or in any other financial institution. N/A

Financial institution	**Type of account**	**Amount you have**	**Amount your spouse has**
		$	$
		$	$
		$	$

If you are a prisoner, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Assets owned by you or your spouse	
Home *(Value)*	$ 0
Other real estate *(Value)*	$ 0
Motor vehicle *#1 (Value)*	$ 0
Make and year:	
Model:	
Registration #:	
Motor vehicle *#2 (Value)*	$ 0
Make and year:	
Model:	
Registration #:	
Other assets *(Value)*	$
Other assets *(Value)*	$

6. State every person, business, or organization owing you or your spouse money, and the amount owed. N/A

Person owing you or your spouse money	**Amount owed to you**	**Amount owed to your spouse**
N/A	$ 0	$ 0
	$	$
	$	$

7. State the persons who rely on you or your spouse for support.

Name (or, if under 18, initials only)	**Relationship**	**Age**

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment *(including lot rented for mobile home)* Are real estate taxes included? ☐ Yes ☐ No Is property insurance included? ☐ Yes ☐ No	$ 1200.00	$
Utilities *(electricity, heating fuel, water, sewer, and telephone)*	$ 235.00	$
Home maintenance *(repairs and upkeep)*	$ 175.00	$
Food	$ 350.00	$
Clothing	$ 400.00	$
Laundry and dry-cleaning	$ 125.00	$
Medical and dental expenses	$ 200.00	$
Transportation *(not including motor vehicle payments)*	$ 300.00	$
Recreation, entertainment, newspapers, magazines, etc.	$ 125.00	$
Insurance *(not deducted from wages or included in mortgage payments)*		
Homeowner's or renter's:	$ 45.00	$
Life:	$ 0	$
Health:	$ 0	$
Motor vehicle:	$ 0	$
Other:	$ 0	$
Taxes *(not deducted from wages or included in mortgage payments) (specify):*	$ 0	$
Installment payments		
Motor vehicle:	$ 0	$
Credit card *(name)*: DISCOVER	$ 85.00	$
Department store *(name)*: BOSCOVS	$ 65.00	$
Other:	$	$
Alimony, maintenance, and support paid to others	$	$

Regular expenses for operation of business, profession, or farm *(attach detailed statement)*	$ 0	$
Other *(specify)*:	$ 0	$
Total monthly expenses:	$ 3305 **0.00**	$ **0.00**

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☑ No If yes, describe on an attached sheet.

10. Have you spent — or will you be spending — any money for expenses or attorney fees in conjunction with this lawsuit? ☑ Yes ☐ No

If yes, how much? $ NOT SURE YET

11. Provide any other information that will help explain why you cannot pay the costs of these proceedings.

I Am DISABLE AT THE MOMENT AND TRYING TO APPLY FOR SERVICES.

12. Identify the city and state of your legal residence. Cherry Hill, NJ

Your daytime phone number: 267-235-7736

Your age: 50 Your years of schooling: 16

EXHIBIT A

Fw: Follow up

From: Scott, Norman (scottn@chop.edu)

To: norman_scott@yahoo.com

Date: Friday, December 4, 2020, 04:17 PM EST

From: Springer, Dana M <SPRINGERD@chop.edu>
Sent: Tuesday, December 1, 2020 2:26 PM
To: Scott, Norman <SCOTTN@chop.edu>
Subject: RE: Follow up

Norman-
As discussed, I am following up in writing to confirm that there was no evidence of audio recording on your part when you met with your management team some months back. As you may recall, your managers felt as though you may have taped a conversation with them, which would be illegal given two party consent rules in Pennsylvania, because you had your phone out on the desk during a meeting. Diana Kloda investigated this matter and found that there was no sufficient evidence to show that you'd engaged in this behavior. This matter is now closed.

Best regards,
Dana Springer

From: Scott, Norman <SCOTTN@chop.edu>
Sent: Tuesday, December 1, 2020 1:51 PM
To: Springer, Dana M <SPRINGERD@chop.edu>
Cc: Allen, Calvin <ALLENC5@chop.edu>
Subject: Follow up

Good day, Dana,

I am following up with the items we discussed. I would like to know when to anticipate receiving them.
Thanks,

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

Pro se (Non Prisoner)
Consent & Registration Form to Receive Documents Electronically

Pursuant to Fed. R. Civ. P. 5(b), and Fed. R. Civ. P. 77(d), Local Civil Rule 5.2 and the Court's Electronic Case Filing Policies and Procedures, documents may be served through the court's transmission facilities by electronic means. Documents that are not permitted to be served electronically are pleadings that are to be served with process under Fed.R.Civ.P. 4.

I Norman Lee Scott, Sr ProSe hereby consent to receive service of documents and notice of electronic filings via the Court's electronic filing system to the extent and in the manner authorized by the above rules and waiving the right to receive notice by first class mail pursuant to Fed.R.Civ.P. 5(b)(2)(D) and Fed.R.Civ.P. 77(d).

Pursuant to Local Civil Rule 10.1, I will promptly notify the Court if there is a change in my personal data, such as name, address, and/or e-mail address. I will promptly notify the Court to request cancellation of electronic service.

Litigants who have consented to receive documents electronically will be sent a **Notice of Electronic Filing** via e-mail. Upon receipt of the notice, they are permitted **one "free look"** at the document by clicking on the hyperlinked document number. The one "free look" will expire 15 days from the date the notice was sent. After the "free look" is used or expires, the document can only be accessed through PACER (**P**ublic **A**ccess to **C**ourt **E**lectronic **R**ecords.) It is recommended that litigants establish a PACER account. This can be accomplished by visiting the PACER web site at http://pacer.psc.uscourts.gov. PACER is an automated system that allows an individual to view, print, and download documents for a fee.

My e-mail address is: Norman_Scott@yahoo.com

My case number is: ____________

Norman L Scott, Sr ProSe
Signature of Litigant

1175 MarlKress Rd, #3658
Mailing Address

Cherry Hill, NJ 08034
City, State, Zip Code

267-235-7736
Telephone Number

Date: 3/2/2022

JS 44 (Rev. 10/20)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

I. (a) PLAINTIFFS Norman Lee Scott, Sr Pro Se

DEFENDANTS WHITNET R BAILEY

(b) County of Residence of First Listed Plaintiff CAMDEN
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Philadelphia
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

RECEIVED
MAR 02 2022
AT 8:30 ________ M
WILLIAM T. WALSH
CLERK

(c) Attorneys *(Firm Name, Address, and Telephone Number)*
Norman Lee Scott, Sr Pro Se
1175 Marlkress RD, #3658
Cherry Hill, NJ 08034 267-235-77[illegible]

Attorneys *(If Known)*
3401 Civic Center Blvd
Phila, PA 19104
215-590-1000

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

☐ 1 U.S. Government Plaintiff
☐ 3 Federal Question *(U.S. Government Not a Party)*
☐ 2 U.S. Government Defendant
☑ 4 Diversity *(Indicate Citizenship of Parties in Item III)*

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff and One Box for Defendant)*
(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	☑ 1	☐ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☑ 2	Incorporated *and* Principal Place of Business In Another State	☐ 5	☑ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*
Click here for: Nature of Suit Code Descriptions.

CONTRACT
☐ 110 Insurance
☐ 120 Marine
☐ 130 Miller Act
☐ 140 Negotiable Instrument
☐ 150 Recovery of Overpayment & Enforcement of Judgment
☐ 151 Medicare Act
☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans)
☐ 153 Recovery of Overpayment of Veteran's Benefits
☐ 160 Stockholders' Suits
☐ 190 Other Contract
☐ 195 Contract Product Liability
☐ 196 Franchise

REAL PROPERTY
☐ 210 Land Condemnation
☐ 220 Foreclosure
☐ 230 Rent Lease & Ejectment
☐ 240 Torts to Land
☐ 245 Tort Product Liability
☐ 290 All Other Real Property

TORTS

PERSONAL INJURY
☐ 310 Airplane
☐ 315 Airplane Product Liability
☑ 320 Assault, Libel & Slander
☐ 330 Federal Employers' Liability
☐ 340 Marine
☐ 345 Marine Product Liability
☐ 350 Motor Vehicle
☐ 355 Motor Vehicle Product Liability
☐ 360 Other Personal Injury
☐ 362 Personal Injury - Medical Malpractice

CIVIL RIGHTS
☐ 440 Other Civil Rights
☐ 441 Voting
☐ 442 Employment
☐ 443 Housing/ Accommodations
☐ 445 Amer. w/Disabilities - Employment
☐ 446 Amer. w/Disabilities - Other
☐ 448 Education

PERSONAL INJURY
☐ 365 Personal Injury - Product Liability
☐ 367 Health Care/ Pharmaceutical Personal Injury Product Liability
☐ 368 Asbestos Personal Injury Product Liability

PERSONAL PROPERTY
☐ 370 Other Fraud
☐ 371 Truth in Lending
☐ 380 Other Personal Property Damage
☐ 385 Property Damage Product Liability

PRISONER PETITIONS
Habeas Corpus:
☐ 463 Alien Detainee
☐ 510 Motions to Vacate Sentence
☐ 530 General
☐ 535 Death Penalty
Other:
☐ 540 Mandamus & Other
☐ 550 Civil Rights
☐ 555 Prison Condition
☐ 560 Civil Detainee - Conditions of Confinement

FORFEITURE/PENALTY
☐ 625 Drug Related Seizure of Property 21 USC 881
☐ 690 Other

LABOR
☐ 710 Fair Labor Standards Act
☐ 720 Labor/Management Relations
☐ 740 Railway Labor Act
☐ 751 Family and Medical Leave Act
☐ 790 Other Labor Litigation
☐ 791 Employee Retirement Income Security Act

IMMIGRATION
☐ 462 Naturalization Application
☐ 465 Other Immigration Actions

BANKRUPTCY
☐ 422 Appeal 28 USC 158
☐ 423 Withdrawal 28 USC 157

PROPERTY RIGHTS
☐ 820 Copyrights
☐ 830 Patent
☐ 835 Patent - Abbreviated New Drug Application
☐ 840 Trademark
☐ 880 Defend Trade Secrets Act of 2016

SOCIAL SECURITY
☐ 861 HIA (1395ff)
☐ 862 Black Lung (923)
☐ 863 DIWC/DIWW (405(g))
☐ 864 SSID Title XVI
☐ 865 RSI (405(g))

FEDERAL TAX SUITS
☐ 870 Taxes (U.S. Plaintiff or Defendant)
☐ 871 IRS—Third Party 26 USC 7609

OTHER STATUTES
☐ 375 False Claims Act
☐ 376 Qui Tam (31 USC 3729(a))
☐ 400 State Reapportionment
☐ 410 Antitrust
☐ 430 Banks and Banking
☐ 450 Commerce
☐ 460 Deportation
☐ 470 Racketeer Influenced and Corrupt Organizations
☐ 480 Consumer Credit (15 USC 1681 or 1692)
☐ 485 Telephone Consumer Protection Act
☐ 490 Cable/Sat TV
☐ 850 Securities/Commodities/ Exchange
☐ 890 Other Statutory Actions
☐ 891 Agricultural Acts
☐ 893 Environmental Matters
☐ 895 Freedom of Information Act
☐ 896 Arbitration
☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision
☐ 950 Constitutionality of State Statutes

V. ORIGIN *(Place an "X" in One Box Only)*
☑ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from Another District *(specify)*
☐ 6 Multidistrict Litigation - Transfer
☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION
Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*: [redacted], Libel, SLANDER
Brief description of cause: DEFAMATION OF CHARACTER

VII. REQUESTED IN COMPLAINT:
☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.
DEMAND $
CHECK YES only if demanded in complaint:
JURY DEMAND: ☑ Yes ☐ No

VIII. RELATED CASE(S) IF ANY *(See instructions):*
JUDGE ________ DOCKET NUMBER ________

DATE 3/2/22
SIGNATURE OF ATTORNEY OF RECORD Norman L Scott, Sr Pro Se

FOR OFFICE USE ONLY
RECEIPT # ______ AMOUNT ______ APPLYING IFP ______ JUDGE ______ MAG. JUDGE ______

U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED

[illegible] -2 P 2:02

Clerk

ERK, UNITED STATES DISTRICT COURT
P.O. BOX 2797
CAMDEN, NJ 08101

OFFICIAL BUSINESS

EXHIBIT B

Fill in this information to identify your case:

United States Bankruptcy Court for the:

__________ District of __________ (State)

Case number (*If known*): 22-19638

Chapter you are filing under:
☒ Chapter 7
☐ Chapter 11
☐ Chapter 12
☐ Chapter 13

US BANKRUPTCY COURT
FILED
CAMDEN, NJ
2022 DEC -6 P 12:24
JEANNE A. NAUGHTON
BY: DEPUTY CLERK

☑ Check if this is an amended filing

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

12/22

The bankruptcy forms use *you* and *Debtor 1* to refer to a debtor filing alone. A married couple may file a bankruptcy case together—called a *joint case*—and in joint cases, these forms use *you* to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be *yes* if either debtor owns a car. When information is needed about the spouses separately, the form uses *Debtor 1* and *Debtor 2* to distinguish between them. In joint cases, one of the spouses must report information as *Debtor 1* and the other as *Debtor 2*. The same person must be *Debtor 1* in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Identify Yourself

	About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
1. Your full name Write the name that is on your government-issued picture identification (for example, your driver's license or passport). Bring your picture identification to your meeting with the trustee.	Norman First name Lee Middle name Scott Last name Sr Suffix (Sr., Jr., II, III)	First name Middle name Last name Suffix (Sr., Jr., II, III)
2. All other names you have used in the last 8 years Include your married or maiden names and any assumed, trade names and *doing business as* names. Do NOT list the name of any separate legal entity such as a corporation, partnership, or LLC that is not filing this petition.	First name Middle name Last name First name Middle name Last name Business name (if applicable) Business name (if applicable)	First name
3. Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)	xxx – xx [redacted] OR 9xx – xx – __ __ __ __	xxx – xx – __ __ __ __ OR 9xx – xx – __ __ __ __

```
Case # : 22-19638-7NEW
Debtor.: NORMAN LEE SCOTT
Chapter: 7NEW
------------------------------------
Filed   : December 06, 2022  13:43:55
Deputy  : LINDA G. MARTIN
Receipt: 430935
Amount  : $0.00
------------------------------------
RELIEF ORDERED
Clerk, U.S. Bankruptcy Court
District Of New Jersey
```

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) ______

	About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
4. Your Employer Identification Number (EIN), if any.	EIN __ __ - __ __ __ __ __ __ __ EIN __ __ - __ __ __ __ __ __ __	EIN __ __ - __ __ __ __ __ __ __ EIN __ __ - __ __ __ __ __ __ __
5. Where you live	1175 MarKress RD, Number Street #3658 Cherry Hill NJ 08034 City State ZIP Code CAMDEN County	**If Debtor 2 lives at a different address:** Number Street City State ZIP Code County
	If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address. Number Street P.O. Box City State ZIP Code	**If Debtor 2's mailing address is different from yours, fill it in here.** Note that the court will send any notices to this mailing address. Number Street P.O. Box City State ZIP Code
6. Why you are choosing *this district* to file for bankruptcy	*Check one:* ☐ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district. ☒ I have another reason. Explain. (See 28 U.S.C. § 1408.) DisAbALE	*Check one:* ☐ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district. ☐ I have another reason. Explain. (See 28 U.S.C. § 1408.)

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known)________________

Part 2: Tell the Court About Your Bankruptcy Case

7. The chapter of the Bankruptcy Code you are choosing to file under

Check one. (For a brief description of each, see *Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy* (Form 2010)). Also, go to the top of page 1 and check the appropriate box.

☒ Chapter 7
☐ Chapter 11
☐ Chapter 12
☐ Chapter 13

8. How you will pay the fee

☐ **I will pay the entire fee when I file my petition.** Please check with the clerk's office in your local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or check with a pre-printed address.

☐ **I need to pay the fee in installments.** If you choose this option, sign and attach the *Application for Individuals to Pay The Filing Fee in Installments* (Official Form 103A).

☒ **I request that my fee be waived** (You may request this option only if you are filing for Chapter 7. By law, a judge may, but is not required to, waive your fee, and may do so only if your income is less than 150% of the official poverty line that applies to your family size and you are unable to pay the fee in installments). If you choose this option, you must fill out the *Application to Have the Chapter 7 Filing Fee Waived* (Official Form 103B) and file it with your petition.

9. Have you filed for bankruptcy within the last 8 years?

☒ No
☐ Yes. District ________ When ________ MM / DD / YYYY Case number ________
District ________ When ________ MM / DD / YYYY Case number ________
District ________ When ________ MM / DD / YYYY Case number ________

10. Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?

☒ No
☐ Yes. Debtor ________ Relationship to you ________
District ________ When ________ MM / DD / YYYY Case number, if known________
Debtor ________ Relationship to you ________
District ________ When ________ MM / DD / YYYY Case number, if known________

11. Do you rent your residence?

☒ No. Go to line 12.
☐ Yes. Has your landlord obtained an eviction judgment against you?
  ☐ No. Go to line 12.
  ☐ Yes. Fill out *Initial Statement About an Eviction Judgment Against You* (Form 101A) and file it as part of this bankruptcy petition.

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number *(if known)*

Part 3: Report About Any Businesses You Own as a Sole Proprietor

12. Are you a sole proprietor of any full- or part-time business?

A sole proprietorship is a business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.

If you have more than one sole proprietorship, use a separate sheet and attach it to this petition.

☒ No. Go to Part 4.

☐ Yes. Name and location of business

Name of business, if any

Number Street

City State ZIP Code

Check the appropriate box to describe your business:

☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))

☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))

☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))

☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))

☐ None of the above

13. Are you filing under Chapter 11 of the Bankruptcy Code, and are you a *small business debtor* or a debtor as defined by 11 U.S. C. § 1182(1)?

For a definition of *small business debtor*, see 11 U.S.C. § 101(51D).

If you are filing under Chapter 11, the court must know whether you are a small business debtor or a debtor choosing to proceed under Subchapter V so that it can set appropriate deadlines. If you indicate that you are a small business debtor or you are choosing to proceed under Subchapter V, you must attach your most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).

☒ No. I am not filing under Chapter 11.

☐ No. I am filing under Chapter 11, but I am NOT a small business debtor according to the definition in the Bankruptcy Code.

☐ Yes. I am filing under Chapter 11, I am a small business debtor according to the definition in the Bankruptcy Code, and I do not choose to proceed under Subchapter V of Chapter 11.

☐ Yes. I am filing under Chapter 11, I am a debtor according to the definition in § 1182(1) of the Bankruptcy Code, and I choose to proceed under Subchapter V of Chapter 11.

Part 4: Report if You Own or Have Any Hazardous Property or Any Property That Needs Immediate Attention

14. Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?

For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?

☒ No

☐ Yes. What is the hazard?

If immediate attention is needed, why is it needed?

Where is the property?
Number Street

City State ZIP Code

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known)____________________

Part 5: Explain Your Efforts to Receive a Briefing About Credit Counseling

15. Tell the court whether you have received a briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

About Debtor 1:

You must check one:

☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

☒ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

☒ **I am not required to receive a briefing about credit counseling because of:**

- ☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.
- ☒ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.
- ☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

☐ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

☐ **I am not required to receive a briefing about credit counseling because of:**

- ☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.
- ☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.
- ☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (If known)____________________

Part 6: Answer These Questions for Reporting Purposes

16. What kind of debts do you have?

16a. **Are your debts primarily consumer debts?** *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

☐ No. Go to line 16b.
☒ Yes. Go to line 17.

16b. **Are your debts primarily business debts?** *Business debts* are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.

☐ No. Go to line 16c.
☐ Yes. Go to line 17.

16c. State the type of debts you owe that are not consumer debts or business debts.

____

17. Are you filing under Chapter 7?

Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available for distribution to unsecured creditors?

☐ No. I am not filing under Chapter 7. Go to line 18.
☒ Yes. I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?
  ☒ No
  ☐ Yes

18. How many creditors do you estimate that you owe?

☒ 1-49
☐ 50-99
☐ 100-199
☐ 200-999
☐ 1,000-5,000
☐ 5,001-10,000
☐ 10,001-25,000
☐ 25,001-50,000
☐ 50,001-100,000
☐ More than 100,000

19. How much do you estimate your assets to be worth?

☐ $0-$50,000
☐ $50,001-$100,000
☒ $100,001-$500,000
☐ $500,001-$1 million
☐ $1,000,001-$10 million
☐ $10,000,001-$50 million
☐ $50,000,001-$100 million
☐ $100,000,001-$500 million
☐ $500,000,001-$1 billion
☐ $1,000,000,001-$10 billion
☐ $10,000,000,001-$50 billion
☐ More than $50 billion

20. How much do you estimate your liabilities to be?

☐ $0-$50,000
☐ $50,001-$100,000
☒ $100,001-$500,000
☐ $500,001-$1 million
☐ $1,000,001-$10 million
☐ $10,000,001-$50 million
☐ $50,000,001-$100 million
☐ $100,000,001-$500 million
☐ $500,000,001-$1 billion
☐ $1,000,000,001-$10 billion
☐ $10,000,000,001-$50 billion
☐ More than $50 billion

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (If known)________________

Part 7: Sign Below

For you

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11,12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

✗ ________________
Signature of Debtor 1

Executed on 12/6/2022
MM / DD / YYYY

✗ ________________
Signature of Debtor 2

Executed on ________
MM / DD / YYYY

For your attorney, if you are represented by one

If you are not represented by an attorney, you do not need to file this page.

I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

✗ ________________
Signature of Attorney for Debtor

Date ________
MM / DD / YYYY

____
Printed name

____
Firm name

____
Number Street

____
City State ZIP Code

Contact phone ________ Email address ________

____
Bar number State

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (If known)________________

For you if you are filing this bankruptcy without an attorney

If you are represented by an attorney, you do not need to file this page.

The law allows you, as an individual, to represent yourself in bankruptcy court, but **you should understand that many people find it extremely difficult to represent themselves successfully. Because bankruptcy has long-term financial and legal consequences, you are strongly urged to hire a qualified attorney.**

To be successful, you must correctly file and handle your bankruptcy case. The rules are very technical, and a mistake or inaction may affect your rights. For example, your case may be dismissed because you did not file a required document, pay a fee on time, attend a meeting or hearing, or cooperate with the court, case trustee, U.S. trustee, bankruptcy administrator, or audit firm if your case is selected for audit. If that happens, you could lose your right to file another case, or you may lose protections, including the benefit of the automatic stay.

You must list all your property and debts in the schedules that you are required to file with the court. Even if you plan to pay a particular debt outside of your bankruptcy, you must list that debt in your schedules. If you do not list a debt, the debt may not be discharged. If you do not list property or properly claim it as exempt, you may not be able to keep the property. The judge can also deny you a discharge of all your debts if you do something dishonest in your bankruptcy case, such as destroying or hiding property, falsifying records, or lying. Individual bankruptcy cases are randomly audited to determine if debtors have been accurate, truthful, and complete. **Bankruptcy fraud is a serious crime; you could be fined and imprisoned.**

If you decide to file without an attorney, the court expects you to follow the rules as if you had hired an attorney. The court will not treat you differently because you are filing for yourself. To be successful, you must be familiar with the United States Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and the local rules of the court in which your case is filed. You must also be familiar with any state exemption laws that apply.

Are you aware that filing for bankruptcy is a serious action with long-term financial and legal consequences?

☐ No
☒ Yes

Are you aware that bankruptcy fraud is a serious crime and that if your bankruptcy forms are inaccurate or incomplete, you could be fined or imprisoned?

☐ No
☒ Yes

Did you pay or agree to pay someone who is not an attorney to help you fill out your bankruptcy forms?

☒ No
☐ Yes. Name of Person____________________.
Attach *Bankruptcy Petition Preparer's Notice, Declaration, and Signature* (Official Form 119).

By signing here, I acknowledge that I understand the risks involved in filing without an attorney. I have read and understood this notice, and I am aware that filing a bankruptcy case without an attorney may cause me to lose my rights or property if I do not properly handle the case.

✗ ________________
Signature of Debtor 1

Date 12/6/2022
MM / DD / YYYY

Contact phone ________________

Cell phone 267-235-7736

Email address Norman- Scott@yahoo.com

✗ ________________
Signature of Debtor 2

Date ________
MM / DD / YYYY

Contact phone ________________

Cell phone ________________

Email address ________________

22-19638

US BANKRUPTCY COURT
FILED
CAMDEN, NJ
2022 DEC -6 P 12:21
JEANNE A. NAUGHTON
BY: UR
DEPUTY CLERK

LIST OF CREDITORS

Under Federal Bankruptcy Rule 1007, you must include with your petition a list containing the name and address of each entity included or to be included on Schedules D, E/F, G and H. You may use the space below to list these parties and their addresses. (Add additional pages if necessary.)

Ally
P.O. Box 380902
Bloomington, MN 55438-0902

American Express
P.O. Box 650448
Dallas, TX 75265-0448

Credit ONE
P.O. Box 60500
City of Industry, CA 91716-0500

Capital ONE
P.O. Box 30285
Salt Lake City, UT 84130

AAdvantage
P.O. Box 183015
Columbus, OH 43128

Best Buy
P.O. Box 9001007
Louisville, KY 40290-1007

Police and Fire Federal Credit Union
901 Arch Street
Phila PA 19107

OVER →

Discover P.O Box 30943, SALT LAKE City UT ~~843~~ 84130-0943

Trumark Financial 1701 Market Street
Phila PA 19103

AVANT P.O. Box 1429
Carol Stream, IL 60132-1429

EXHIBIT C

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ________ District of ________

Case number 22-19638-ABA
(If known)

U.S BANKRUPTCY COURT
CAMDEN, NJ
2023 FEB 14 A 10:3
JEANNE A. NAUGHTON
BY:
DEPUTY CLERK

☐ Check if this is an amended filing

Official Form 106Sum

Summary of Your Assets and Liabilities and Certain Statistical Information 12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Fill out all of your schedules first; then complete the information on this form. If you are filing amended schedules after you file your original forms, you must fill out a new *Summary* and check the box at the top of this page.

Part 1: Summarize Your Assets

	Your assets Value of what you own
1. *Schedule A/B: Property* (Official Form 106A/B)	
1a. Copy line 55, Total real estate, from *Schedule A/B*	$ 0
1b. Copy line 62, Total personal property, from *Schedule A/B*	$ 0
1c. Copy line 63, Total of all property on *Schedule A/B*	$ 0

Part 2: Summarize Your Liabilities

	Your liabilities Amount you owe
2. *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 106D)	
2a. Copy the total you listed in Column A, *Amount of claim,* at the bottom of the last page of Part 1 of *Schedule D*	$ 0
3. *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 106E/F)	
3a. Copy the total claims from Part 1 (priority unsecured claims) from line 6e of *Schedule E/F*	$ 0
3b. Copy the total claims from Part 2 (nonpriority unsecured claims) from line 6j of *Schedule E/F*	+ $ 0
Your total liabilities	$

Part 3: Summarize Your Income and Expenses

4. *Schedule I: Your Income* (Official Form 106I) Copy your combined monthly income from line 12 of *Schedule I*	$
5. *Schedule J: Your Expenses* (Official Form 106J) Copy your monthly expenses from line 22c of *Schedule J*	$

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known)____________________

Part 4: Answer These Questions for Administrative and Statistical Records

6. **Are you filing for bankruptcy under Chapters 7, 11, or 13?**

☐ No. You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.

☒ Yes

7. **What kind of debt do you have?**

☒ **Your debts are primarily consumer debts.** *Consumer debts* are those "incurred by an individual primarily for a personal, family, or household purpose." 11 U.S.C. § 101(8). Fill out lines 8-9g for statistical purposes. 28 U.S.C. § 159.

☐ **Your debts are not primarily consumer debts.** You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.

8. **From the *Statement of Your Current Monthly Income*:** Copy your total current monthly income from Official Form 122A-1 Line 11; **OR**, Form 122B Line 11; **OR**, Form 122C-1 Line 14. $ 0

9. **Copy the following special categories of claims from Part 4, line 6 of *Schedule E/F*:**

	Total claim
From Part 4 on *Schedule E/F*, copy the following:	
9a. Domestic support obligations (Copy line 6a.)	$ 980.00
9b. Taxes and certain other debts you owe the government. (Copy line 6b.)	$ 30,000.00
9c. Claims for death or personal injury while you were intoxicated. (Copy line 6c.)	$ 0
9d. Student loans. (Copy line 6f.)	$ 178,664.00
9e. Obligations arising out of a separation agreement or divorce that you did not report as priority claims. (Copy line 6g.)	$ 0
9f. Debts to pension or profit-sharing plans, and other similar debts. (Copy line 6h.)	+ $ 0
9g. **Total.** Add lines 9a through 9f.	$ 209,644.00

Fill in this information to identify your case and this filing:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 ____________________
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number 22-19638-ABA

☐ Check if this is an amended filing

Official Form 106A/B

Schedule A/B: Property

12/15

In each category, separately list and describe items. List an asset only once. If an asset fits in more than one category, list the asset in the category where you think it fits best. Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Describe Each Residence, Building, Land, or Other Real Estate You Own or Have an Interest In

1. **Do you own or have any legal or equitable interest in any residence, building, land, or similar property?**

☒ No. Go to Part 2.
☐ Yes. Where is the property?

1.1. ____________________
Street address, if available, or other description

____

____
City State ZIP Code

____
County

What is the property? Check all that apply.
☐ Single-family home
☐ Duplex or multi-unit building
☐ Condominium or cooperative
☐ Manufactured or mobile home
☐ Land
☐ Investment property
☐ Timeshare
☐ Other ____________________

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property? $__________
Current value of the portion you own? $__________

Describe the nature of your ownership interest (such as fee simple, tenancy by the entireties, or a life estate), if known.
____

☐ **Check if this is community property** (see instructions)

Other information you wish to add about this item, such as local property identification number: ____________________

If you own or have more than one, list here:

1.2. ____________________
Street address, if available, or other description

____

____
City State ZIP Code

____
County

What is the property? Check all that apply.
☐ Single-family home
☐ Duplex or multi-unit building
☐ Condominium or cooperative
☐ Manufactured or mobile home
☐ Land
☐ Investment property
☐ Timeshare
☐ Other ____________________

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property? $__________
Current value of the portion you own? $__________

Describe the nature of your ownership interest (such as fee simple, tenancy by the entireties, or a life estate), if known.
____

☐ **Check if this is community property** (see instructions)

Other information you wish to add about this item, such as local property identification number: ____________________

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

3.3. Make: ______
Model: ______
Year: ______
Approximate mileage: ______
Other information:

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this is community property** (see instructions)

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property?	**Current value of the portion you own?**
$______	$______

3.4. Make: ______
Model: ______
Year: ______
Approximate mileage: ______
Other information:

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this is community property** (see instructions)

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property?	**Current value of the portion you own?**
$______	$______

4. **Watercraft, aircraft, motor homes, ATVs and other recreational vehicles, other vehicles, and accessories**

Examples: Boats, trailers, motors, personal watercraft, fishing vessels, snowmobiles, motorcycle accessories

☒ No
☐ Yes

4.1. Make: ______
Model: ______
Year: ______
Other information:

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this is community property** (see instructions)

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property?	**Current value of the portion you own?**
$______	$______

If you own or have more than one, list here:

4.2. Make: ______
Model: ______
Year: ______
Other information:

Who has an interest in the property? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this is community property** (see instructions)

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property.*

Current value of the entire property?	**Current value of the portion you own?**
$______	$______

5. **Add the dollar value of the portion you own for all of your entries from Part 2, including any entries for pages you have attached for Part 2. Write that number here** .... ➔ $______

Debtor 1 Norman Lee Scott — First Name / Middle Name / Last Name — Case number (if known) 22-19638-ABA

Part 3: Describe Your Personal and Household Items

Do you own or have any legal or equitable interest in any of the following items?

Current value of the portion you own?
Do not deduct secured claims or exemptions.

6. **Household goods and furnishings**

Examples: Major appliances, furniture, linens, china, kitchenware

☒ No
☒ Yes. Describe......... $

7. **Electronics**

Examples: Televisions and radios; audio, video, stereo, and digital equipment; computers, printers, scanners; music collections; electronic devices including cell phones, cameras, media players, games

☐ No
☒ Yes. Describe.......... TV, RADIO, Printer, CAMERA $ # 300.00

8. **Collectibles of value**

Examples: Antiques and figurines; paintings, prints, or other artwork; books, pictures, or other art objects; stamp, coin, or baseball card collections; other collections, memorabilia, collectibles

☒ No
☐ Yes. Describe.......... $

9. **Equipment for sports and hobbies**

Examples: Sports, photographic, exercise, and other hobby equipment; bicycles, pool tables, golf clubs, skis; canoes and kayaks; carpentry tools; musical instruments

☐ No
☒ Yes. Describe.......... Golf Clubs $ # 100.00

10. **Firearms**

Examples: Pistols, rifles, shotguns, ammunition, and related equipment

☒ No
☐ Yes. Describe.......... $

11. **Clothes**

Examples: Everyday clothes, furs, leather coats, designer wear, shoes, accessories

☐ No
☒ Yes. Describe.......... Everyday clothes, shoes, $ # 200.00

12. **Jewelry**

Examples: Everyday jewelry, costume jewelry, engagement rings, wedding rings, heirloom jewelry, watches, gems, gold, silver

☐ No
☒ Yes. Describe.......... watch, rings. $ # 75

13. **Non-farm animals**

Examples: Dogs, cats, birds, horses

☒ No
☐ Yes. Describe.......... $

14. **Any other personal and household items you did not already list, including any health aids you did not list**

☒ No
☐ Yes. Give specific information. .... $

15. **Add the dollar value of all of your entries from Part 3, including any entries for pages you have attached for Part 3. Write that number here** .... ➔ $

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name
Case number (if known) 22-19638-ABA

Part 4: Describe Your Financial Assets

Do you own or have any legal or equitable interest in any of the following?

Current value of the portion you own?
Do not deduct secured claims or exemptions.

16. Cash

Examples: Money you have in your wallet, in your home, in a safe deposit box, and on hand when you file your petition

☒ No
☐ Yes .... Cash: .... $______

17. Deposits of money

Examples: Checking, savings, or other financial accounts; certificates of deposit; shares in credit unions, brokerage houses, and other similar institutions. If you have multiple accounts with the same institution, list each.

☒ No
☐ Yes ....

	Institution name:	
17.1. Checking account:		$
17.2. Checking account:		$
17.3. Savings account:		$
17.4. Savings account:		$
17.5. Certificates of deposit:		$
17.6. Other financial account:		$
17.7. Other financial account:		$
17.8. Other financial account:		$
17.9. Other financial account:		$

18. Bonds, mutual funds, or publicly traded stocks

Examples: Bond funds, investment accounts with brokerage firms, money market accounts

☒ No
☐ Yes .... Institution or issuer name:

	$
	$
	$

19. Non-publicly traded stock and interests in incorporated and unincorporated businesses, including an interest in an LLC, partnership, and joint venture

☒ No
☐ Yes. Give specific information about them........

Name of entity:	% of ownership:	
	% %	$
	% %	$
	% %	$

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

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20. **Government and corporate bonds and other negotiable and non-negotiable instruments**

Negotiable instruments include personal checks, cashiers' checks, promissory notes, and money orders.
Non-negotiable instruments are those you cannot transfer to someone by signing or delivering them.

☒ No
☐ Yes. Give specific information about them...................... Issuer name:

$
$
$

21. **Retirement or pension accounts**

Examples: Interests in IRA, ERISA, Keogh, 401(k), 403(b), thrift savings accounts, or other pension or profit-sharing plans

☒ No
☐ Yes. List each account separately.

Type of account:	Institution name:	
401(k) or similar plan:		$
Pension plan:		$
IRA:		$
Retirement account:		$
Keogh:		$
Additional account:		$
Additional account:		$

22. **Security deposits and prepayments**

Your share of all unused deposits you have made so that you may continue service or use from a company
Examples: Agreements with landlords, prepaid rent, public utilities (electric, gas, water), telecommunications companies, or others

☒ No
☐ Yes.........................

	Institution name or individual:	
Electric:		$
Gas:		$
Heating oil:		$
Security deposit on rental unit:		$
Prepaid rent:		$
Telephone:		$
Water:		$
Rented furniture:		$
Other:		$

23. **Annuities** (A contract for a periodic payment of money to you, either for life or for a number of years)

☒ No
☐ Yes......................... Issuer name and description:

$
$
$

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

24. Interests in an education IRA, in an account in a qualified ABLE program, or under a qualified state tuition program.
26 U.S.C. §§ 530(b)(1), 529A(b), and 529(b)(1).

☒ No
☐ Yes .... Institution name and description. Separately file the records of any interests.11 U.S.C. § 521(c):

$________
$________
$________

25. Trusts, equitable or future interests in property (other than anything listed in line 1), and rights or powers exercisable for your benefit

☒ No
☐ Yes. Give specific information about them.... $________

26. Patents, copyrights, trademarks, trade secrets, and other intellectual property
Examples: Internet domain names, websites, proceeds from royalties and licensing agreements

☒ No
☐ Yes. Give specific information about them.... $________

27. Licenses, franchises, and other general intangibles
Examples: Building permits, exclusive licenses, cooperative association holdings, liquor licenses, professional licenses

☒ No
☐ Yes. Give specific information about them.... $________

Money or property owed to you?

Current value of the portion you own?
Do not deduct secured claims or exemptions.

28. Tax refunds owed to you

☒ No
☐ Yes. Give specific information about them, including whether you already filed the returns and the tax years. ....

Federal: $________
State: $________
Local: $________

29. Family support
Examples: Past due or lump sum alimony, spousal support, child support, maintenance, divorce settlement, property settlement

☒ No
☐ Yes. Give specific information.............

Alimony: $________
Maintenance: $________
Support: $________
Divorce settlement: $________
Property settlement: $________

30. Other amounts someone owes you
Examples: Unpaid wages, disability insurance payments, disability benefits, sick pay, vacation pay, workers' compensation, Social Security benefits; unpaid loans you made to someone else

☒ No
☐ Yes. Give specific information.............. $________

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

31. **Interests in insurance policies**
Examples: Health, disability, or life insurance; health savings account (HSA); credit, homeowner's, or renter's insurance
☒ No
☐ Yes. Name the insurance company of each policy and list its value. ...

Company name:	Beneficiary:	Surrender or refund value:
		$
		$
		$

32. **Any interest in property that is due you from someone who has died**
If you are the beneficiary of a living trust, expect proceeds from a life insurance policy, or are currently entitled to receive property because someone has died.
☒ No
☐ Yes. Give specific information............. $

33. **Claims against third parties, whether or not you have filed a lawsuit or made a demand for payment**
Examples: Accidents, employment disputes, insurance claims, or rights to sue
☒ No
☐ Yes. Describe each claim. .... $

34. **Other contingent and unliquidated claims of every nature, including counterclaims of the debtor and rights to set off claims**
☒ No
☐ Yes. Describe each claim. .... $

35. **Any financial assets you did not already list**
☒ No
☐ Yes. Give specific information........... $

36. **Add the dollar value of all of your entries from Part 4, including any entries for pages you have attached for Part 4. Write that number here** .... ➔ $

Part 5: Describe Any Business-Related Property You Own or Have an Interest In. List any real estate in Part 1.

37. **Do you own or have any legal or equitable interest in any business-related property?**
☒ No. Go to Part 6.
☐ Yes. Go to line 38.

Current value of the portion you own?
Do not deduct secured claims or exemptions.

38. **Accounts receivable or commissions you already earned**
☒ No
☐ Yes. Describe....... $

39. **Office equipment, furnishings, and supplies**
Examples: Business-related computers, software, modems, printers, copiers, fax machines, rugs, telephones, desks, chairs, electronic devices
☒ No
☐ Yes. Describe...... $

Debtor 1 Norman Lee Scott Case number (if known) 22-19638-ABA
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40. **Machinery, fixtures, equipment, supplies you use in business, and tools of your trade**

☒ No
☐ Yes. Describe....... $______

41. **Inventory**

☒ No
☐ Yes. Describe....... $______

42. **Interests in partnerships or joint ventures**

☒ No
☐ Yes. Describe....... Name of entity: % of ownership:

______ ____% $______
______ ____% $______
______ ____% $______

43. **Customer lists, mailing lists, or other compilations**

☒ No
☐ Yes. **Do your lists include personally identifiable information** (as defined in 11 U.S.C. § 101(41A))?

  ☐ No
  ☐ Yes. Describe....... $______

44. **Any business-related property you did not already list**

☒ No
☐ Yes. Give specific information ....

$______
$______
$______
$______
$______
$______

45. **Add the dollar value of all of your entries from Part 5, including any entries for pages you have attached for Part 5. Write that number here** .... ➔ $______

Part 6: Describe Any Farm- and Commercial Fishing-Related Property You Own or Have an Interest In.

If you own or have an interest in farmland, list it in Part 1.

46. **Do you own or have any legal or equitable interest in any farm- or commercial fishing-related property?**

☒ No. Go to Part 7.
☐ Yes. Go to line 47.

Current value of the portion you own?
Do not deduct secured claims or exemptions.

47. **Farm animals**

Examples: Livestock, poultry, farm-raised fish

☐ No
☐ Yes........................ $______

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name
Case number (if known) 22-19638-ABA

48. **Crops—either growing or harvested**

☑ No
☐ Yes. Give specific information. .... $

49. **Farm and fishing equipment, implements, machinery, fixtures, and tools of trade**

☑ No
☐ Yes .... $

50. **Farm and fishing supplies, chemicals, and feed**

☑ No
☐ Yes .... $

51. **Any farm- and commercial fishing-related property you did not already list**

☒ No
☐ Yes. Give specific information. .... $

52. **Add the dollar value of all of your entries from Part 6, including any entries for pages you have attached for Part 6. Write that number here** .... ➔ $

Part 7: Describe All Property You Own or Have an Interest in That You Did Not List Above

53. **Do you have other property of any kind you did not already list?**
Examples: Season tickets, country club membership

☑ No
☐ Yes. Give specific information. .... $
$
$

54. **Add the dollar value of all of your entries from Part 7. Write that number here** .... ➔ $

Part 8: List the Totals of Each Part of this Form

55. **Part 1: Total real estate, line 2** .... ➔ $

56. **Part 2: Total vehicles, line 5** $

57. **Part 3: Total personal and household items, line 15** $

58. **Part 4: Total financial assets, line 36** $

59. **Part 5: Total business-related property, line 45** $

60. **Part 6: Total farm- and fishing-related property, line 52** $

61. **Part 7: Total other property not listed, line 54** + $

62. **Total personal property.** Add lines 56 through 61. .... $ Copy personal property total ➔ + $

63. **Total of all property on Schedule A/B.** Add line 55 + line 62........................ $

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name
Case number (if known) 22-19638-ABA

Part 2: Additional Page

Brief description of the property and line on *Schedule A/B* that lists this property	Current value of the portion you own Copy the value from *Schedule A/B*	Amount of the exemption you claim *Check only one box for each exemption*	Specific laws that allow exemption
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________
Brief description: ________ Line from *Schedule A/B:* ____	$________	☐ $ ________ ☐ 100% of fair market value, up to any applicable statutory limit	________

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) ______
First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number (If known) 22-19638-ABA

☐ Check if this is an amended filing

Official Form 106C

Schedule C: The Property You Claim as Exempt

04/22

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Using the property you listed on *Schedule A/B: Property* (Official Form 106A/B) as your source, list the property that you claim as exempt. If more space is needed, fill out and attach to this page as many copies of *Part 2: Additional Page* as necessary. On the top of any additional pages, write your name and case number (if known).

For each item of property you claim as exempt, you must specify the amount of the exemption you claim. One way of doing so is to state a specific dollar amount as exempt. Alternatively, you may claim the full fair market value of the property being exempted up to the amount of any applicable statutory limit. Some exemptions—such as those for health aids, rights to receive certain benefits, and tax-exempt retirement funds—may be unlimited in dollar amount. However, if you claim an exemption of 100% of fair market value under a law that limits the exemption to a particular dollar amount and the value of the property is determined to exceed that amount, your exemption would be limited to the applicable statutory amount.

Part 1: Identify the Property You Claim as Exempt

1. **Which set of exemptions are you claiming?** *Check one only, even if your spouse is filing with you.*
   - ☐ You are claiming state and federal nonbankruptcy exemptions. 11 U.S.C. § 522(b)(3)
   - ☐ You are claiming federal exemptions. 11 U.S.C. § 522(b)(2)

2. **For any property you list on *Schedule A/B* that you claim as exempt, fill in the information below.**

Brief description of the property and line on *Schedule A/B* that lists this property	**Current value of the portion you own** Copy the value from *Schedule A/B*	**Amount of the exemption you claim** *Check only one box for each exemption.*	**Specific laws that allow exemption**
Brief description: ______ Line from *Schedule A/B:* ___	$______	☐ $______ ☐ 100% of fair market value, up to any applicable statutory limit	______
Brief description: ______ Line from *Schedule A/B:* ___	$______	☐ $______ ☐ 100% of fair market value, up to any applicable statutory limit	______
Brief description: ______ Line from *Schedule A/B:* ___	$______	☐ $______ ☐ 100% of fair market value, up to any applicable statutory limit	______

3. **Are you claiming a homestead exemption of more than $189,050?**
   (Subject to adjustment on 4/01/25 and every 3 years after that for cases filed on or after the date of adjustment.)
   - ☒ No
   - ☐ Yes. Did you acquire the property covered by the exemption within 1,215 days before you filed this case?
     - ☒ No
     - ☐ Yes

Fill in this information to identify your case:

Debtor 1 NORMAN Lee SCOTT
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ____________ District of ____________

Case number (If known) 22-19638-ABA

☐ Check if this is an amended filing

Official Form 106D

Schedule D: Creditors Who Have Claims Secured by Property

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, number the entries, and attach it to this form. On the top of any additional pages, write your name and case number (if known).

1. **Do any creditors have claims secured by your property?**
   ☒ No. Check this box and submit this form to the court with your other schedules. You have nothing else to report on this form.
   ☐ Yes. Fill in all of the information below.

Part 1: List All Secured Claims

2. **List all secured claims.** If a creditor has more than one secured claim, list the creditor separately for each claim. If more than one creditor has a particular claim, list the other creditors in Part 2. As much as possible, list the claims in alphabetical order according to the creditor's name.

Column A **Amount of claim** Do not deduct the value of collateral.
Column B **Value of collateral that supports this claim**
Column C **Unsecured portion** If any

2.1

Creditor's Name

Number Street

City State ZIP Code

Who owes the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim relates to a community debt**

Date debt was incurred ____________

Describe the property that securing the claim: $____________ $____________ $____________

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Nature of lien. Check all that apply.
☐ An agreement you made (such as mortgage or secured car loan)
☐ Statutory lien (such as tax lien, mechanic's lien)
☐ Judgment lien from a lawsuit
☐ Other (including a right to offset) ____________

Last 4 digits of account number ___ ___ ___ ___

2.2

Creditor's Name

Number Street

City State ZIP Code

Who owes the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim relates to a community debt**

Date debt was incurred ____________

Describe the property that secures the claim: $____________ $____________ $____________

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Nature of lien. Check all that apply.
☐ An agreement you made (such as mortgage or secured car loan)
☐ Statutory lien (such as tax lien, mechanic's lien)
☐ Judgment lien from a lawsuit
☐ Other (including a right to offset) ____________

Last 4 digits of account number ___ ___ ___ ___

Add the dollar value of your entries in Column A on this page. Write that number here: $____________

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 1: **Additional Page**

After listing any entries on this page, number them beginning with 2.3, followed by 2.4, and so forth.

Column A **Amount of claim** Do not deduct the value of collateral.	Column B **Value of collateral that supports this claim**	Column C **Unsecured portion** If any

☐ ______ Creditor's Name

______ Number Street

______

______ City State ZIP Code

Describe the property that secures the claim: $______ $______ $______

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who owes the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim relates to a community debt**

Nature of lien. Check all that apply.
☐ An agreement you made (such as mortgage or secured car loan)
☐ Statutory lien (such as tax lien, mechanic's lien)
☐ Judgment lien from a lawsuit
☐ Other (including a right to offset) ______

Date debt was incurred ______

Last 4 digits of account number ___ ___ ___ ___

☐ ______ Creditor's Name

______ Number Street

______

______ City State ZIP Code

Describe the property that secures the claim: $______ $______ $______

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who owes the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim relates to a community debt**

Nature of lien. Check all that apply.
☐ An agreement you made (such as mortgage or secured car loan)
☐ Statutory lien (such as tax lien, mechanic's lien)
☐ Judgment lien from a lawsuit
☐ Other (including a right to offset) ______

Date debt was incurred ______

Last 4 digits of account number ___ ___ ___ ___

☐ ______ Creditor's Name

______ Number Street

______

______ City State ZIP Code

Describe the property that secures the claim: $______ $______ $______

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who owes the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim relates to a community debt**

Nature of lien. Check all that apply.
☐ An agreement you made (such as mortgage or secured car loan)
☐ Statutory lien (such as tax lien, mechanic's lien)
☐ Judgment lien from a lawsuit
☐ Other (including a right to offset) ______

Date debt was incurred ______

Last 4 digits of account number ___ ___ ___ ___

Add the dollar value of your entries in Column A on this page. Write that number here: $______

If this is the last page of your form, add the dollar value totals from all pages. Write that number here: $______

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 2: List Others to Be Notified for a Debt That You Already Listed

Use this page only if you have others to be notified about your bankruptcy for a debt that you already listed in Part 1. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the creditor in Part 1, and then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Part 1, list the additional creditors here. If you do not have additional persons to be notified for any debts in Part 1, do not fill out or submit this page.

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

☐ Name
Number Street
City State ZIP Code
On which line in Part 1 did you enter the creditor? _____
Last 4 digits of account number ___ ___ ___ ___

Debtor 1 [illegible]
First Name Middle Name Last Name

Case number (if known) [illegible]

Part 4: Add the Amounts for Each Type of Unsecured Claim

6. Total the amounts of certain types of unsecured claims. This information is for statistical reporting purposes only. 28 U.S.C. § 159. Add the amounts for each type of unsecured claim.

			Total claim
Total claims from Part 1	6a. **Domestic support obligations**	6a.	$ 980.00
	6b. **Taxes and certain other debts you owe the government**	6b.	$ 30,000.00
	6c. **Claims for death or personal injury while you were intoxicated**	6c.	$ 0
	6d. **Other.** Add all other priority unsecured claims. Write that amount here.	6d.	+ $ 0
	6e. **Total.** Add lines 6a through 6d.	6e.	$ 0

			Total claim
Total claims from Part 2	6f. **Student loans**	6f.	$ 178,664.00
	6g. **Obligations arising out of a separation agreement or divorce that you did not report as priority claims**	6g.	$ 0
	6h. **Debts to pension or profit-sharing plans, and other similar debts**	6h.	$ 0
	6i. **Other.** Add all other nonpriority unsecured claims. Write that amount here.	6i.	+ $ 0
	6j. **Total.** Add lines 6f through 6i.	6j.	$ 178,664

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 ______
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ______ District of ______

Case number 22-19638-ABA
(If known)

☐ Check if this is an amended filing

Official Form 106E/F

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY claims and Part 2 for creditors with NONPRIORITY claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Property* (Official Form 106A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 106G). Do not include any creditors with partially secured claims that are listed in *Schedule D: Creditors Who Have Claims Secured by Property*. If more space is needed, copy the Part you need, fill it out, number the entries in the boxes on the left. Attach the Continuation Page to this page. On the top of any additional pages, write your name and case number (if known).

Part 1: List All of Your PRIORITY Unsecured Claims

1. **Do any creditors have priority unsecured claims against you?**
   ☒ No. Go to Part 2.
   ☐ Yes.

2. **List all of your priority unsecured claims.** If a creditor has more than one priority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. If a claim has both priority and nonpriority amounts, list that claim here and show both priority and nonpriority amounts. As much as possible, list the claims in alphabetical order according to the creditor's name. If you have more than two priority unsecured claims, fill out the Continuation Page of Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3.

   (For an explanation of each type of claim, see the instructions for this form in the instruction booklet.)

Total claim **Priority amount** **Nonpriority amount**

2.1

______
Priority Creditor's Name

______
Number Street

______

______
City State ZIP Code

Who incurred the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another
☐ **Check if this claim is for a community debt**

Is the claim subject to offset?
☐ No
☐ Yes

Last 4 digits of account number __ __ __ __ $______ $______ $______

When was the debt incurred? ______

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Type of PRIORITY unsecured claim:
☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ______

2.2

______
Priority Creditor's Name

______
Number Street

______

______
City State ZIP Code

Who incurred the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another
☐ **Check if this claim is for a community debt**

Is the claim subject to offset?
☐ No
☐ Yes

Last 4 digits of account number __ __ __ __ $______ $______ $______

When was the debt incurred? ______

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Type of PRIORITY unsecured claim:
☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ______

Debtor 1 ______________________ Case number (if known) ______________________
First Name Middle Name Last Name

Part 1: Your PRIORITY Unsecured Claims — Continuation Page

After listing any entries on this page, number them beginning with 2.3, followed by 2.4, and so forth.

	Total claim	**Priority amount**	**Nonpriority amount**
☐			

____
Priority Creditor's Name

____
Number Street

____

____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Last 4 digits of account number ___ ___ ___ ___ $________ $________ $________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ______________________

☐

____
Priority Creditor's Name

____
Number Street

____

____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Last 4 digits of account number ___ ___ ___ ___ $________ $________ $________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ______________________

☐

____
Priority Creditor's Name

____
Number Street

____

____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Last 4 digits of account number ___ ___ ___ ___ $________ $________ $________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ______________________

Debtor 1 ______________________ Case number (if known) ______________________
First Name Middle Name Last Name

Part 2: List All of Your NONPRIORITY Unsecured Claims

3. Do any creditors have nonpriority unsecured claims against you?

☒ No. You have nothing to report in this part. Submit this form to the court with your other schedules.
☐ Yes

4. List all of your nonpriority unsecured claims in the alphabetical order of the creditor who holds each claim. If a creditor has more than one nonpriority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. Do not list claims already included in Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3.If you have more than three nonpriority unsecured claims fill out the Continuation Page of Part 2.

Total claim

4.1

____
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Last 4 digits of account number ___ ___ ___ ___ $__________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?
☐ No
☐ Yes

Type of NONPRIORITY unsecured claim:
☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify ______________________

4.2

____
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Last 4 digits of account number ___ ___ ___ ___ $__________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?
☐ No
☐ Yes

Type of NONPRIORITY unsecured claim:
☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify ______________________

4.3

____
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Last 4 digits of account number ___ ___ ___ ___ $__________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.
☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.
☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?
☐ No
☐ Yes

Type of NONPRIORITY unsecured claim:
☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify ______________________

Debtor 1 ______________________________
First Name Middle Name Last Name

Case number (if known) ______________________________

Part 2: Your NONPRIORITY Unsecured Claims — Continuation Page

After listing any entries on this page, number them beginning with 4.4, followed by 4.5, and so forth.

Total claim

☐ ______________________________
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Last 4 digits of account number ___ ___ ___ ___

$__________

When was the debt incurred? __________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify______________________

☐ ______________________________
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Last 4 digits of account number ___ ___ ___ ___

$__________

When was the debt incurred? __________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify______________________

☐ ______________________________
Nonpriority Creditor's Name
____
Number Street
____
City State ZIP Code

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

$__________

Last 4 digits of account number ___ ___ ___ ___

When was the debt incurred? __________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify______________________

Debtor 1 ______________________________ Case number (if known) ______________________
First Name Middle Name Last Name

Part 3: List Others to Be Notified About a Debt That You Already Listed

5. Use this page only if you have others to be notified about your bankruptcy, for a debt that you already listed in Parts 1 or 2. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the original creditor in Parts 1 or 2, then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Parts 1 or 2, list the additional creditors here. If you do not have additional persons to be notified for any debts in Parts 1 or 2, do not fill out or submit this page.

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?

Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number ___ ___ ___ ___

Fill in this information to identify your case:

Debtor Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse if filing) ____
First Name Middle Name Last Name

United States Bankruptcy Court for the: ____ District of ____

Case number (If known) 22-19638-ABA

☐ Check if this is an amended filing

Official Form 106G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the additional page, fill it out, number the entries, and attach it to this page. On the top of any additional pages, write your name and case number (if known).

1. **Do you have any executory contracts or unexpired leases?**
   - ☑ No. Check this box and file this form with the court with your other schedules. You have nothing else to report on this form.
   - ☐ Yes. Fill in all of the information below even if the contracts or leases are listed on *Schedule A/B: Property* (Official Form 106A/B).

2. **List separately each person or company with whom you have the contract or lease. Then state what each contract or lease is for (for example, rent, vehicle lease, cell phone).** See the instructions for this form in the instruction booklet for more examples of executory contracts and unexpired leases.

Person or company with whom you have the contract or lease	State what the contract or lease is for
2.1 Name Number Street City State ZIP Code	
2.2 Name Number Street City State ZIP Code	
2.3 Name Number Street City State ZIP Code	
2.4 Name Number Street City State ZIP Code	
2.5 Name Number Street City State ZIP Code	

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Additional Page if You Have More Contracts or Leases

Person or company with whom you have the contract or lease	What the contract or lease is for
2.2 Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	
2._ Name Number Street City State ZIP Code	

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 ____________________
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number 22-19638-ABA
(If known)

☐ Check if this is an amended filing

Official Form 106H

Schedule H: Your Codebtors

12/15

Codebtors are people or entities who are also liable for any debts you may have. Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, and number the entries in the boxes on the left. Attach the Additional Page to this page. On the top of any Additional Pages, write your name and case number (if known). Answer every question.

1. **Do you have any codebtors?** (If you are filing a joint case, do not list either spouse as a codebtor.)
   - ☒ No
   - ☐ Yes
2. **Within the last 8 years, have you lived in a community property state or territory?** (*Community property states and territories* include Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, and Wisconsin.)
   - ☒ No. Go to line 3.
   - ☐ Yes. Did your spouse, former spouse, or legal equivalent live with you at the time?
     - ☐ No
     - ☐ Yes. In which community state or territory did you live? __________. Fill in the name and current address of that person.

   ____
   Name of your spouse, former spouse, or legal equivalent

   ____
   Number Street

   ____
   City State ZIP Code

3. **In Column 1, list all of your codebtors. Do not include your spouse as a codebtor if your spouse is filing with you. List the person shown in line 2 again as a codebtor only if that person is a guarantor or cosigner. Make sure you have listed the creditor on *Schedule D* (Official Form 106D), *Schedule E/F* (Official Form 106E/F), or *Schedule G* (Official Form 106G). Use *Schedule D, Schedule E/F, or Schedule G* to fill out Column 2.**

	Column 1: **Your codebtor**	*Column 2:* **The creditor to whom you owe the debt** Check all schedules that apply:
3.1	Name Number Street City State ZIP Code	☐ Schedule D, line ____ ☐ Schedule E/F, line ____ ☐ Schedule G, line ____
3.2	Name Number Street City State ZIP Code	☐ Schedule D, line ____ ☐ Schedule E/F, line ____ ☐ Schedule G, line ____
3.3	Name Number Street City State ZIP Code	☐ Schedule D, line ____ ☐ Schedule E/F, line ____ ☐ Schedule G, line ____

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name
Case number (if known) 22-19638-ABA

Additional Page to List More Codebtors

Column 1: **Your codebtor**

Column 2: **The creditor to whom you owe the debt**

Check all schedules that apply:

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

3._
Name
Number Street
City State ZIP Code
☐ Schedule D, line ______
☐ Schedule E/F, line ______
☐ Schedule G, line ______

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) ________
First Name Middle Name Last Name

United States Bankruptcy Court for the: ________ District of ________

Case number (If known) 22-19638-ABA

Check if this is:

☐ An amended filing

☐ A supplement showing postpetition chapter 13 income as of the following date:

____
MM / DD / YYYY

Official Form 106I

Schedule I: Your Income

12/15

Be as complete and accurate as possible. If two married people are filing together (Debtor 1 and Debtor 2), both are equally responsible for supplying correct information. If you are married and not filing jointly, and your spouse is living with you, include information about your spouse. If you are separated and your spouse is not filing with you, do not include information about your spouse. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Describe Employment

1. **Fill in your employment information.**

If you have more than one job, attach a separate page with information about additional employers.

Include part-time, seasonal, or self-employed work.

Occupation may include student or homemaker, if it applies.

	Debtor 1	Debtor 2 or non-filing spouse
Employment status	☐ Employed ☑ Not employed	☐ Employed ☐ Not employed
Occupation		
Employer's name		
Employer's address	Number Street City State ZIP Code	Number Street City State ZIP Code
How long employed there?		

Part 2: Give Details About Monthly Income

Estimate monthly income as of the date you file this form. If you have nothing to report for any line, write $0 in the space. Include your non-filing spouse unless you are separated.

If you or your non-filing spouse have more than one employer, combine the information for all employers for that person on the lines below. If you need more space, attach a separate sheet to this form.

		For Debtor 1	For Debtor 2 or non-filing spouse
2. **List monthly gross wages, salary, and commissions** (before all payroll deductions). If not paid monthly, calculate what the monthly wage would be.	2.	$ 0	$
3. **Estimate and list monthly overtime pay.**	3.	+ $ 0	+ $
4. **Calculate gross income.** Add line 2 + line 3.	4.	$ 0	$

Debtor 1 Norman Lee Scott (First Name / Middle Name / Last Name) Case number (if known) 22-19638-ABA

		For Debtor 1	For Debtor 2 or non-filing spouse
Copy line 4 here →	4.	$ 0	$
5. **List all payroll deductions:**			
5a. **Tax, Medicare, and Social Security deductions**	5a.	$ 0	$
5b. **Mandatory contributions for retirement plans**	5b.	$ 0	$
5c. **Voluntary contributions for retirement plans**	5c.	$ 0	$
5d. **Required repayments of retirement fund loans**	5d.	$ 0	$
5e. **Insurance**	5e.	$ 0	$
5f. **Domestic support obligations**	5f.	$ 980.00	$
5g. **Union dues**	5g.	$ 0	$
5h. **Other deductions.** Specify:	5h.	+ $ 0	+ $
6. **Add the payroll deductions.** Add lines 5a + 5b + 5c + 5d + 5e +5f + 5g + 5h.	6.	$ 0	$
7. **Calculate total monthly take-home pay.** Subtract line 6 from line 4.	7.	$ 0	$
8. **List all other income regularly received:**			
8a. **Net income from rental property and from operating a business, profession, or farm** Attach a statement for each property and business showing gross receipts, ordinary and necessary business expenses, and the total monthly net income.	8a.	$ 0	$
8b. **Interest and dividends**	8b.	$ 0	$
8c. **Family support payments that you, a non-filing spouse, or a dependent regularly receive** Include alimony, spousal support, child support, maintenance, divorce settlement, and property settlement.	8c.	$ 0	$
8d. **Unemployment compensation**	8d.	$ 0	$
8e. **Social Security**	8e.	$ 0	$
8f. **Other government assistance that you regularly receive** Include cash assistance and the value (if known) of any non-cash assistance that you receive, such as food stamps (benefits under the Supplemental Nutrition Assistance Program) or housing subsidies. Specify: SNAP	8f.	$ 275.00	$
8g. **Pension or retirement income**	8g.	$ 0	$
8h. **Other monthly income.** Specify:	8h.	+ $ 0	+ $
9. **Add all other income.** Add lines 8a + 8b + 8c + 8d + 8e + 8f +8g + 8h.	9.	$ 275.06	$

10. **Calculate monthly income.** Add line 7 + line 9.
Add the entries in line 10 for Debtor 1 and Debtor 2 or non-filing spouse. 10. $ 275.00 + $ 0 = $ 275.00

11. **State all other regular contributions to the expenses that you list in *Schedule J*.**

Include contributions from an unmarried partner, members of your household, your dependents, your roommates, and other friends or relatives.

Do not include any amounts already included in lines 2-10 or amounts that are not available to pay expenses listed in *Schedule J*.

Specify: 11. + $ 0

12. **Add the amount in the last column of line 10 to the amount in line 11.** The result is the combined monthly income.
Write that amount on the *Summary of Your Assets and Liabilities and Certain Statistical Information*, if it applies 12. $ 275.00
Combined monthly income

13. **Do you expect an increase or decrease within the year after you file this form?**

☒ No.
☐ Yes. Explain:

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number 22-19638-ABA
(If known)

Check if this is:

☐ An amended filing

☐ A supplement showing postpetition chapter 13 expenses as of the following date:

MM / DD / YYYY

Official Form 106J

Schedule J: Your Expenses

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach another sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Describe Your Household

1. **Is this a joint case?**

☒ No. Go to line 2.

☐ Yes. **Does Debtor 2 live in a separate household?**

  ☐ No

  ☐ Yes. Debtor 2 must file Official Form 106J-2, *Expenses for Separate Household of Debtor 2.*

2. **Do you have dependents?**

Do not list Debtor 1 and Debtor 2.

Do not state the dependents' names.

☐ No

☒ Yes. Fill out this information for each dependent..........................

Dependent's relationship to Debtor 1 or Debtor 2	Dependent's age	Does dependent live with you?
Son	20	☒ No ☐ Yes
Daughter	20	☒ No ☐ Yes
		☐ No ☐ Yes
		☐ No ☐ Yes
		☐ No ☐ Yes

3. **Do your expenses include expenses of people other than yourself and your dependents?**

☒ No

☐ Yes

Part 2: Estimate Your Ongoing Monthly Expenses

Estimate your expenses as of your bankruptcy filing date unless you are using this form as a supplement in a Chapter 13 case to report expenses as of a date after the bankruptcy is filed. If this is a supplemental *Schedule J*, check the box at the top of the form and fill in the applicable date.

Include expenses paid for with non-cash government assistance if you know the value of such assistance and have included it on *Schedule I: Your Income* (Official Form 106I.)

		Your expenses
4. **The rental or home ownership expenses for your residence.** Include first mortgage payments and any rent for the ground or lot.	4.	$ 0
If not included in line 4:		
4a. Real estate taxes	4a.	$ 0
4b. Property, homeowner's, or renter's insurance	4b.	$ 0
4c. Home maintenance, repair, and upkeep expenses	4c.	$ 0
4d. Homeowner's association or condominium dues	4d.	$ 0

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

			Your expenses
5.	**Additional mortgage payments for your residence,** such as home equity loans	5.	$ 0
6.	**Utilities:**		
6a.	Electricity, heat, natural gas	6a.	$
6b.	Water, sewer, garbage collection	6b.	$
6c.	Telephone, cell phone, Internet, satellite, and cable services	6c.	$ 200.00
6d.	Other. Specify:	6d.	$
7.	**Food and housekeeping supplies**	7.	$ 350.00
8.	**Childcare and children's education costs**	8.	$ 0
9.	**Clothing, laundry, and dry cleaning**	9.	$ 150.06
10.	**Personal care products and services**	10.	$ 175.00
11.	**Medical and dental expenses**	11.	$ 100.00
12.	**Transportation.** Include gas, maintenance, bus or train fare. Do not include car payments.	12.	$ 200.00
13.	**Entertainment, clubs, recreation, newspapers, magazines, and books**	13.	$ 100.00
14.	**Charitable contributions and religious donations**	14.	$ 0
15.	**Insurance.** Do not include insurance deducted from your pay or included in lines 4 or 20.		
15a.	Life insurance	15a.	$ 0
15b.	Health insurance	15b.	$ 0
15c.	Vehicle insurance	15c.	$ 160.00
15d.	Other insurance. Specify:	15d.	$ 0
16.	**Taxes.** Do not include taxes deducted from your pay or included in lines 4 or 20. Specify:	16.	$ 0
17.	**Installment or lease payments:**		
17a.	Car payments for Vehicle 1	17a.	$ 1680.00
17b.	Car payments for Vehicle 2	17b.	$ 0
17c.	Other. Specify:	17c.	$ 0
17d.	Other. Specify:	17d.	$ 0
18.	**Your payments of alimony, maintenance, and support that you did not report as deducted from your pay on line 5, *Schedule I, Your Income* (Official Form 106I).**	18.	$ 985.00
19.	**Other payments you make to support others who do not live with you.** Specify:	19.	$ 0
20.	**Other real property expenses not included in lines 4 or 5 of this form or on *Schedule I: Your Income.***		
20a.	Mortgages on other property	20a.	$ 0
20b.	Real estate taxes	20b.	$ 0
20c.	Property, homeowner's, or renter's insurance	20c.	$ 0
20d.	Maintenance, repair, and upkeep expenses	20d.	$ 0
20e.	Homeowner's association or condominium dues	20e.	$ 0

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

21. **Other.** Specify: ______ 21. +$ 0

22. **Calculate your monthly expenses.**

22a. Add lines 4 through 21. 22a. $ 3,940.00

22b. Copy line 22 (monthly expenses for Debtor 2), if any, from Official Form 106J-2 22b. $ 0

22c. Add line 22a and 22b. The result is your monthly expenses. 22c. $ 3,940.00

23. **Calculate your monthly net income.**

23a. Copy line 12 (*your combined monthly income*) from *Schedule I.* 23a. $ 0

23b. Copy your monthly expenses from line 22c above. 23b. –$ 3,940.00

23c. Subtract your monthly expenses from your monthly income. The result is your *monthly net income*. 23c. $ - 3,940.00

24. **Do you expect an increase or decrease in your expenses within the year after you file this form?**

For example, do you expect to finish paying for your car loan within the year or do you expect your mortgage payment to increase or decrease because of a modification to the terms of your mortgage?

☒ No.

☐ Yes. Explain here:

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ____ District of ____

Case number (If known) 22-19638-ABA

☐ Check if this is an amended filing

Official Form 106Dec

Declaration About an Individual Debtor's Schedules

12/15

If two married people are filing together, both are equally responsible for supplying correct information.

You must file this form whenever you file bankruptcy schedules or amended schedules. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Sign Below

Did you pay or agree to pay someone who is NOT an attorney to help you fill out bankruptcy forms?

☒ No

☐ Yes. Name of person________________________. Attach *Bankruptcy Petition Preparer's Notice, Declaration, and Signature* (Official Form 119).

Under penalty of perjury, I declare that I have read the summary and schedules filed with this declaration and that they are true and correct.

✘ Norman Scott
Signature of Debtor 1

Date 2/14/23
MM / DD / YYYY

✘ ________________
Signature of Debtor 2

Date ________
MM / DD / YYYY

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) ____ First Name Middle Name Last Name

United States Bankruptcy Court for the: ____ District of ____

Case number (If known) 22 - 19638 - ABA

☐ Check if this is an amended filing

Official Form 107

Statement of Financial Affairs for Individuals Filing for Bankruptcy

04/22

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Give Details About Your Marital Status and Where You Lived Before

1. **What is your current marital status?**

☐ Married
☒ Not married

2. **During the last 3 years, have you lived anywhere other than where you live now?**

☒ No
☐ Yes. List all of the places you lived in the last 3 years. Do not include where you live now.

Debtor 1:	Dates Debtor 1 lived there	Debtor 2:	Dates Debtor 2 lived there
		☐ Same as Debtor 1	☐ Same as Debtor 1
Number Street City State ZIP Code	From ____ To ____	Number Street City State ZIP Code	From ____ To ____
		☐ Same as Debtor 1	☐ Same as Debtor 1
Number Street City State ZIP Code	From ____ To ____	Number Street City State ZIP Code	From ____ To ____

3. **Within the last 8 years, did you ever live with a spouse or legal equivalent in a community property state or territory?** (*Community property states and territories* include Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, and Wisconsin.)

☒ No
☐ Yes. Make sure you fill out *Schedule H: Your Codebtors* (Official Form 106H).

Part 2: Explain the Sources of Your Income

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known)__________

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4. **Did you have any income from employment or from operating a business during this year or the two previous calendar years?**
Fill in the total amount of income you received from all jobs and all businesses, including part-time activities.
If you are filing a joint case and you have income that you receive together, list it only once under Debtor 1.

☒ No
☐ Yes. Fill in the details.

	Debtor 1		**Debtor 2**	
	Sources of income Check all that apply.	**Gross income** (before deductions and exclusions)	**Sources of income** Check all that apply.	**Gross income** (before deductions and exclusions)
From January 1 of current year until the date you filed for bankruptcy:	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________
For last calendar year: (January 1 to December 31, ______) YYYY	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________
For the calendar year before that: (January 1 to December 31, ______) YYYY	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________	☐ Wages, commissions, bonuses, tips ☐ Operating a business	$________

5. **Did you receive any other income during this year or the two previous calendar years?**
Include income regardless of whether that income is taxable. Examples of *other income* are alimony; child support; Social Security, unemployment, and other public benefit payments; pensions; rental income; interest; dividends; money collected from lawsuits; royalties; and gambling and lottery winnings. If you are filing a joint case and you have income that you received together, list it only once under Debtor 1.

List each source and the gross income from each source separately. Do not include income that you listed in line 4.

☒ No
☐ Yes. Fill in the details.

	Debtor 1		**Debtor 2**	
	Sources of income Describe below.	**Gross income from each source** (before deductions and exclusions)	**Sources of income** Describe below.	**Gross income from each source** (before deductions and exclusions)
From January 1 of current year until the date you filed for bankruptcy:	________ ________ ________	$______ $______ $______	________ ________ ________	$______ $______ $______
For last calendar year: (January 1 to December 31, ______) YYYY	________ ________ ________	$______ $______ $______	________ ________ ________	$______ $______ $______
For the calendar year before that: (January 1 to December 31, ______) YYYY	________ ________ ________	$______ $______ $______	________ ________ ________	$______ $______ $______

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 3: List Certain Payments You Made Before You Filed for Bankruptcy

6. Are either Debtor 1's or Debtor 2's debts primarily consumer debts?

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
MACY'S Creditor's Name P.O. Box 8218 Number Street [redacted] MASON OH 45050 City State ZIP Code	11/22 10/22 9/22	$ 450	$ 3200.00	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ____
CAPITAL ONE WALMART Creditor's Name P.O. Box 31293 Number Street [redacted] SALT LAKE CITY UT 84131 City State ZIP Code	11/22 10/22 9/22	$ 300	$ # 1900	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ____
BEST BUY / CBNA Creditor's Name P.O. BOX 9001007 Number Street [redacted] Louisville KY 40290 City State ZIP Code	11/22 10/22 9/22	$ 300	$ 2,000	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ____

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 3: List Certain Payments You Made Before You Filed for Bankruptcy

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
Sam Ash Music Creditor's Name	11/22	$ 150	$ 2238^{83}	☐ Mortgage
P.O. Box 965036 Number Street	10/22			☐ Car
[redacted]	9/22			☒ Credit card
				☐ Loan repayment
ORLANDO FL City State ZIP Code				☐ Suppliers or vendors
				☐ Other ______
JC Penney Creditor's Name	11/22	$ 500	$ 2500.00	☐ Mortgage
P.O. Box 965007 Number Street	10/22			☐ Car
[redacted]	9/22			☒ Credit card
				☐ Loan repayment
ORLANDO FL 32896 City State ZIP Code				☐ Suppliers or vendors
				☐ Other ______
Discover Creditor's Name	11/22	$ 350	$ ~~2,852~~ $ 3,170.43	☐ Mortgage
P.O. Box 30939 Number Street	10/22			☐ Car
[redacted]	9/22			☒ Credit card
				☐ Loan repayment
SALT LAKE CITY UT 84130 City State ZIP Code				☐ Suppliers or vendors
				☐ Other ______

Debtor 1 Norman Lee Scott Jr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
AMAZON CHASE Creditor's Name	11/22	$ 150	$ 950.00	☐ Mortgage
P.O. Box 8803 Number Street	10/22			☐ Car ☒ Credit card
[redacted]	9/22			☐ Loan repayment ☐ Suppliers or vendors
Wilmington DE 19899 City State ZIP Code				☐ Other ______
AVANT Creditor's Name	11/22	$ 200	$ *500 ←	☐ Mortgage
P.O. Box 1429 Number Street	10/22			☐ Car ☐ Credit card
	9/22			☐ Loan repayment ☐ Suppliers or vendors
Carol Stream, IL 60132 City State ZIP Code				☐ Other ______
AAdvantage Creditor's Name	11/22	$ 300	$ 2,050	☐ Mortgage
P.O. Box 13337 Number Street	10/22			☐ Car ☒ Credit card
[redacted]	9/22			☐ Loan repayment ☐ Suppliers or vendors
Philadelphia PA 19101 City State ZIP Code				☐ Other ______

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 3: List Certain Payments You Made Before You Filed for Bankruptcy

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
Credit ONE BANK VISA Creditor's Name P.O. Box 98872 Number Street [redacted] LAS VEGAS NV 89193 City State ZIP Code	11/22 10/22 9/22	$ 450.00	$ 2,026	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
CREDIT ONE BANK MC Creditor's Name P.O. Box 98872 Number Street [redacted] LAS VEGAS NV 89193 City State ZIP Code	11/22 10/22 9/22	$ 250	$ 676.00	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Care Credit Creditor's Name P.O. Box 965036 Number Street [redacted] ORLANDO FL 32896 City State ZIP Code	11/22 10/22 9/22	$ 350	$ 1480	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 3: List Certain Payments You Made Before You Filed for Bankruptcy

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
JPMCB Creditor's Name	6/21	$ 2,775.00	$ 7,899.00	☐ Mortgage
P.O. Box 15369 Number Street	5/21			☐ Car
				☒ Credit card
[redacted]	4/21			☐ Loan repayment
				☐ Suppliers or vendors
Wilmington DE 19850 City State ZIP Code				☐ Other ______
ALLY FINANCIAL Creditor's Name	8/22	$ 1689.00	$ 89,791	☐ Mortgage
				☒ Car
P.O. Box 380901 Number Street				☐ Credit card
[redacted]				☒ Loan repayment
				☐ Suppliers or vendors
Bloomington MN 55438 City State ZIP Code				☐ Other ______
American Express Creditor's Name	11/23	$ 600	$ 522 49	☐ Mortgage
				☐ Car
P.O.Box 981537 Number Street	10/23			☒ Credit card
[redacted]	9/23			☐ Loan repayment
				☐ Suppliers or vendors
EL PASO TX 79998 City State ZIP Code				☐ Other ______

Debtor 1 Norman Lee Scott Sr
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Part 3: List Certain Payments You Made Before You Filed for Bankruptcy

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
Police AND Fire Federal Credit Union Creditor's Name 901 Arch Street Number Street Phila PA 19143 City State ZIP Code	11/22 10/22 9/22	$ 300	$ 9,983.01	☐ Mortgage ☐ Car ☒ Credit card ☒ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Trumark Financial Creditor's Name 1701 Market Street Number Street Phila PA 19103 City State ZIP Code	11/22 10/22 9/22	$ 400	$ 19,113.98	☐ Mortgage ☐ Car ☒ Credit card ☒ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

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	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
Toyota Credit Creditor's Name P.O. Box 183003 Number Street Columbus, OH 43218-3003 City State ZIP Code	11/22 10/22 9/22	$ 350.00	$ 3,627.62	☐ Mortgage ☐ Car ☒ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______

Debtor 1 Norman Lee Scott Sr
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Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other

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Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other ______

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* Subject to adjustment on 4/01/25 and every 3 years after that for cases filed on or after the date of adjustment.

☐ Yes. **Debtor 1 or Debtor 2 or both have primarily consumer debts.**

During the 90 days before you filed for bankruptcy, did you pay any creditor a total of $600 or more?

☐ No. Go to line 7.

☒ Yes. List below each creditor to whom you paid a total of $600 or more and the total amount you paid that creditor. Do not include payments for domestic support obligations, such as child support and alimony. Also, do not include payments to an attorney for this bankruptcy case.

	Dates of payment	Total amount paid	Amount you still owe	Was this payment for...
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other
Creditor's Name Number Street City State ZIP Code		$	$	☐ Mortgage ☐ Car ☐ Credit card ☐ Loan repayment ☐ Suppliers or vendors ☐ Other

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

7. **Within 1 year before you filed for bankruptcy, did you make a payment on a debt you owed anyone who was an insider?**
Insiders include your relatives; any general partners; relatives of any general partners; partnerships of which you are a general partner; corporations of which you are an officer, director, person in control, or owner of 20% or more of their voting securities; and any managing agent, including one for a business you operate as a sole proprietor. 11 U.S.C. § 101. Include payments for domestic support obligations, such as child support and alimony.

☒ No
☐ Yes. List all payments to an insider.

	Dates of payment	Total amount paid	Amount you still owe	Reason for this payment
Insider's Name		$	$	
Number Street				
City State ZIP Code				
Insider's Name		$	$	
Number Street				
City State ZIP Code				

8. **Within 1 year before you filed for bankruptcy, did you make any payments or transfer any property on account of a debt that benefited an insider?**
Include payments on debts guaranteed or cosigned by an insider.

☒ No
☐ Yes. List all payments that benefited an insider.

	Dates of payment	Total amount paid	Amount you still owe	Reason for this payment Include creditor's name
Insider's Name		$	$	
Number Street				
City State ZIP Code				
Insider's Name		$	$	
Number Street				
City State ZIP Code				

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

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Part 4: Identify Legal Actions, Repossessions, and Foreclosures

9. Within 1 year before you filed for bankruptcy, were you a party in any lawsuit, court action, or administrative proceeding?
List all such matters, including personal injury cases, small claims actions, divorces, collection suits, paternity actions, support or custody modifications, and contract disputes.

☒ No
☐ Yes. Fill in the details.

	Nature of the case	Court or agency	Status of the case
Case title ______ Case number ______		Court Name Number Street City State ZIP Code	☐ Pending ☐ On appeal ☐ Concluded
Case title ______ Case number ______		Court Name Number Street City State ZIP Code	☐ Pending ☐ On appeal ☐ Concluded

10. Within 1 year before you filed for bankruptcy, was any of your property repossessed, foreclosed, garnished, attached, seized, or levied?
Check all that apply and fill in the details below.

☒ No. Go to line 11.
☐ Yes. Fill in the information below.

	Describe the property	Date	Value of the property
Creditor's Name Number Street City State ZIP Code	Explain what happened ☐ Property was repossessed. ☐ Property was foreclosed. ☐ Property was garnished. ☐ Property was attached, seized, or levied.	______	$______
Creditor's Name Number Street City State ZIP Code	Explain what happened ☐ Property was repossessed. ☐ Property was foreclosed. ☐ Property was garnished. ☐ Property was attached, seized, or levied.	______	$______

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22 - 19638 - ABA

11. Within 90 days before you filed for bankruptcy, did any creditor, including a bank or financial institution, set off any amounts from your accounts or refuse to make a payment because you owed a debt?

☒ No
☐ Yes. Fill in the details.

	Describe the action the creditor took	Date action was taken	Amount
Creditor's Name			$
Number Street			
City State ZIP Code	Last 4 digits of account number: XXXX–___ ___ ___ ___		

12. Within 1 year before you filed for bankruptcy, was any of your property in the possession of an assignee for the benefit of creditors, a court-appointed receiver, a custodian, or another official?

☒ No
☐ Yes

Part 5: List Certain Gifts and Contributions

13. Within 2 years before you filed for bankruptcy, did you give any gifts with a total value of more than $600 per person?

☒ No
☐ Yes. Fill in the details for each gift.

Gifts with a total value of more than $600 per person	Describe the gifts	Dates you gave the gifts	Value
Person to Whom You Gave the Gift			$
			$
Number Street			
City State ZIP Code			
Person's relationship to you			

Gifts with a total value of more than $600 per person	Describe the gifts	Dates you gave the gifts	Value
Person to Whom You Gave the Gift			$
			$
Number Street			
City State ZIP Code			
Person's relationship to you			

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

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14. Within 2 years before you filed for bankruptcy, did you give any gifts or contributions with a total value of more than $600 to any charity?

☒ No
☐ Yes. Fill in the details for each gift or contribution.

Gifts or contributions to charities that total more than $600	Describe what you contributed	Date you contributed	Value
Charity's Name Number Street City State ZIP Code			$ $

Part 6: List Certain Losses

15. Within 1 year before you filed for bankruptcy or since you filed for bankruptcy, did you lose anything because of theft, fire, other disaster, or gambling?

☒ No
☐ Yes. Fill in the details.

Describe the property you lost and how the loss occurred	Describe any insurance coverage for the loss Include the amount that insurance has paid. List pending insurance claims on line 33 of *Schedule A/B: Property.*	Date of your loss	Value of property lost
			$

Part 7: List Certain Payments or Transfers

16. Within 1 year before you filed for bankruptcy, did you or anyone else acting on your behalf pay or transfer any property to anyone you consulted about seeking bankruptcy or preparing a bankruptcy petition?
Include any attorneys, bankruptcy petition preparers, or credit counseling agencies for services required in your bankruptcy.

☒ No
☐ Yes. Fill in the details.

	Description and value of any property transferred	Date payment or transfer was made	Amount of payment
Person Who Was Paid Number Street City State ZIP Code Email or website address Person Who Made the Payment, if Not You			$ $

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

	Description and value of any property transferred	Date payment or transfer was made	Amount of payment
Person Who Was Paid			$
Number Street			$
City State ZIP Code			
Email or website address			
Person Who Made the Payment, if Not You			

17. Within 1 year before you filed for bankruptcy, did you or anyone else acting on your behalf pay or transfer any property to anyone who promised to help you deal with your creditors or to make payments to your creditors?

Do not include any payment or transfer that you listed on line 16.

☒ No
☐ Yes. Fill in the details.

	Description and value of any property transferred	Date payment or transfer was made	Amount of payment
Person Who Was Paid			$
Number Street			$
City State ZIP Code			

18. Within 2 years before you filed for bankruptcy, did you sell, trade, or otherwise transfer any property to anyone, other than property transferred in the ordinary course of your business or financial affairs?

Include both outright transfers and transfers made as security (such as the granting of a security interest or mortgage on your property).

Do not include gifts and transfers that you have already listed on this statement.

☒ No
☐ Yes. Fill in the details.

	Description and value of property transferred	Describe any property or payments received or debts paid in exchange	Date transfer was made
Person Who Received Transfer			
Number Street			
City State ZIP Code			
Person's relationship to you			
Person Who Received Transfer			
Number Street			
City State ZIP Code			
Person's relationship to you			

Debtor 1 Norman Lee Scott Sr
First Name Middle Name Last Name

Case number (if known) 22 - 19638 - ABA

19. **Within 10 years before you filed for bankruptcy, did you transfer any property to a self-settled trust or similar device of which you are a beneficiary?** (These are often called *asset-protection devices.*)

☒ No
☐ Yes. Fill in the details.

	Description and value of the property transferred	Date transfer was made
Name of trust ____________________		________

Part 8: List Certain Financial Accounts, Instruments, Safe Deposit Boxes, and Storage Units

20. **Within 1 year before you filed for bankruptcy, were any financial accounts or instruments held in your name, or for your benefit, closed, sold, moved, or transferred?**
Include checking, savings, money market, or other financial accounts; certificates of deposit; shares in banks, credit unions, brokerage houses, pension funds, cooperatives, associations, and other financial institutions.

☒ No
☐ **Yes. Fill in the details.**

	Last 4 digits of account number	Type of account or instrument	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
Name of Financial Institution Number Street City State ZIP Code	XXXX–___ ___ ___ ___	☐ Checking ☐ Savings ☐ Money market ☐ Brokerage ☐ Other________	________	$________
Name of Financial Institution Number Street City State ZIP Code	XXXX–___ ___ ___ ___	☐ Checking ☐ Savings ☐ Money market ☐ Brokerage ☐ Other________	________	$________

21. **Do you now have, or did you have within 1 year before you filed for bankruptcy, any safe deposit box or other depository for securities, cash, or other valuables?**

☒ No
☐ **Yes. Fill in the details.**

	Who else had access to it?	Describe the contents	Do you still have it?
Name of Financial Institution Number Street City State ZIP Code	Name Number Street City State ZIP Code		☐ No ☐ Yes

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First Name Middle Name Last Name

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22. Have you stored property in a storage unit or place other than your home within 1 year before you filed for bankruptcy?

☒ **No**

☐ **Yes. Fill in the details.**

	Who else has or had access to it?	Describe the contents	Do you still have it?
Name of Storage Facility Number Street City State ZIP Code	Name Number Street City State ZIP Code		☐ No ☐ Yes

Part 9: Identify Property You Hold or Control for Someone Else

23. Do you hold or control any property that someone else owns? Include any property you borrowed from, are storing for, or hold in trust for someone.

☒ **No**

☐ **Yes. Fill in the details.**

	Where is the property?	Describe the property	Value
Owner's Name Number Street City State ZIP Code	Number Street City State ZIP Code		$

Part 10: Give Details About Environmental Information

For the purpose of Part 10, the following definitions apply:

- ***Environmental law*** **means any federal, state, or local statute or regulation concerning pollution, contamination, releases of hazardous or toxic substances, wastes, or material into the air, land, soil, surface water, groundwater, or other medium, including statutes or regulations controlling the cleanup of these substances, wastes, or material.**
- ***Site*** **means any location, facility, or property as defined under any environmental law, whether you now own, operate, or utilize it or used to own, operate, or utilize it, including disposal sites.**
- ***Hazardous material*** **means anything an environmental law defines as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, contaminant, or similar term.**

Report all notices, releases, and proceedings that you know about, regardless of when they occurred.

24. Has any governmental unit notified you that you may be liable or potentially liable under or in violation of an environmental law?

☒ **No**

☐ **Yes. Fill in the details.**

	Governmental unit	Environmental law, if you know it	Date of notice
Name of site Number Street City State ZIP Code	Governmental unit Number Street City State ZIP Code		

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

25. Have you notified any governmental unit of any release of hazardous material?

☒ No
☐ Yes. Fill in the details.

	Governmental unit	Environmental law, if you know it	Date of notice
Name of site	Governmental unit		
Number Street	Number Street		
	City State ZIP Code		
City State ZIP Code			

26. Have you been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

☒ No
☐ Yes. Fill in the details.

	Court or agency	Nature of the case	Status of the case
Case title	Court Name		☐ Pending
	Number Street		☐ On appeal
Case number	City State ZIP Code		☐ Concluded

Part 11: Give Details About Your Business or Connections to Any Business

27. Within 4 years before you filed for bankruptcy, did you own a business or have any of the following connections to any business?

- ☐ A sole proprietor or self-employed in a trade, profession, or other activity, either full-time or part-time
- ☐ A member of a limited liability company (LLC) or limited liability partnership (LLP)
- ☐ A partner in a partnership
- ☐ An officer, director, or managing executive of a corporation
- ☐ An owner of at least 5% of the voting or equity securities of a corporation

☒ No. None of the above applies. Go to Part 12.
☐ Yes. Check all that apply above and fill in the details below for each business.

	Describe the nature of the business	Employer Identification number Do not include Social Security number or ITIN.
Business Name		EIN: __ __ – __ __ __ __ __ __ __
Number Street	Name of accountant or bookkeeper	Dates business existed
City State ZIP Code		From ______ To ______

	Describe the nature of the business	Employer Identification number Do not include Social Security number or ITIN.
Business Name		EIN: __ __ – __ __ __ __ __ __ __
Number Street	Name of accountant or bookkeeper	Dates business existed
City State ZIP Code		From ______ To ______

Debtor 1 Norman Lee, Scott Sr
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Business Name

Number Street

City State ZIP Code

Describe the nature of the business

Name of accountant or bookkeeper

Employer Identification number
Do not include Social Security number or ITIN.

EIN: __ __ - __ __ __ __ __ __ __

Dates business existed

From ______ To ______

28. Within 2 years before you filed for bankruptcy, did you give a financial statement to anyone about your business? Include all financial institutions, creditors, or other parties.

☒ No
☐ Yes. Fill in the details below.

Name

Number Street

City State ZIP Code

Date issued

MM / DD / YYYY

Part 12: Sign Below

I have read the answers on this *Statement of Financial Affairs* and any attachments, and I declare under penalty of perjury that the answers are true and correct. I understand that making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both.
18 U.S.C. §§ 152, 1341, 1519, and 3571.

✘ Norman L Scott
Signature of Debtor 1

Date 1/31/23

✘ ______________________
Signature of Debtor 2

Date ______________

Did you attach additional pages to *Your Statement of Financial Affairs for Individuals Filing for Bankruptcy* (Official Form 107)?

☒ No
☐ Yes

Did you pay or agree to pay someone who is not an attorney to help you fill out bankruptcy forms?

☒ No
☐ Yes. Name of person______________________________. Attach the *Bankruptcy Petition Preparer's Notice, Declaration, and Signature* (Official Form 119).

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number (if known) 22 - 19638 - ABA

☐ Check if this is an amended filing

Official Form 122A–1Supp

Statement of Exemption from Presumption of Abuse Under § 707(b)(2) 12/15

File this supplement together with *Chapter 7 Statement of Your Current Monthly Income* (Official Form 122A-1), if you believe that you are exempted from a presumption of abuse. Be as complete and accurate as possible. If two married people are filing together, and any of the exclusions in this statement applies to only one of you, the other person should complete a separate Form 122A-1 if you believe that this is required by 11 U.S.C. § 707(b)(2)(C).

Part 1: Identify the Kind of Debts You Have

1. **Are your debts primarily consumer debts?** *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." Make sure that your answer is consistent with the answer you gave at line 16 of the *Voluntary Petition for Individuals Filing for Bankruptcy* (Official Form 101).

   ☐ No. Go to Form 122A-1; on the top of page 1 of that form, check box 1, *There is no presumption of abuse*, and sign Part 3. Then submit this supplement with the signed Form 122A-1.

   ☑ Yes. Go to Part 2.

Part 2: Determine Whether Military Service Provisions Apply to You

2. **Are you a disabled veteran** (as defined in 38 U.S.C. § 3741(1))?

   ☒ No. Go to line 3.

   ☐ Yes. Did you incur debts mostly while you were on active duty or while you were performing a homeland defense activity? 10 U.S.C. § 101(d)(1); 32 U.S.C. § 901(1).

   - ☐ No. Go to line 3.
   - ☐ Yes. Go to Form 122A-1; on the top of page 1 of that form, check box 1, *There is no presumption of abuse*, and sign Part 3. Then submit this supplement with the signed Form 122A-1.

3. **Are you or have you been a Reservist or member of the National Guard?**

   ☒ No. Complete Form 122A-1. Do not submit this supplement.

   ☐ Yes. Were you called to active duty or did you perform a homeland defense activity? 10 U.S.C. § 101(d)(1); 32 U.S.C. § 901(1).

   - ☐ No. Complete Form 122A-1. Do not submit this supplement.
   - ☐ Yes. Check any one of the following categories that applies:
     - ☐ **I was called to active duty after September 11, 2001,** for at least 90 days and remain on active duty.
     - ☐ **I was called to active duty after September 11, 2001,** for at least 90 days and was released from active duty on _______________, which is fewer than 540 days before I file this bankruptcy case.
     - ☐ **I am performing a homeland defense activity for at least 90 days.**
     - ☐ **I performed a homeland defense activity for at least 90 days,** ending on _______________, which is fewer than 540 days before I file this bankruptcy case.

If you checked one of the categories to the left, go to Form 122A-1. On the top of page 1 of Form 122A-1, check box 3, *The Means Test does not apply now*, and sign Part 3. Then submit this supplement with the signed Form 122A-1. You are not required to fill out the rest of Official Form 122A-1 during the exclusion period. The *exclusion period* means the time you are on active duty or are performing a homeland defense activity, and for 540 days afterward. 11 U.S.C. § 707(b)(2)(D)(ii).

If your exclusion period ends before your case is closed, you may have to file an amended form later.

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2 (Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number (If known) 22-19638-ABA

Check one box only as directed in this form and in Form 122A-1Supp:

☐ 1. There is no presumption of abuse.

☐ 2. The calculation to determine if a presumption of abuse applies will be made under *Chapter 7 Means Test Calculation* (Official Form 122A–2).

☐ 3. The Means Test does not apply now because of qualified military service but it could apply later.

☐ Check if this is an amended filing

Official Form 122A–1

Chapter 7 Statement of Your Current Monthly Income

12/19

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for being accurate. If more space is needed, attach a separate sheet to this form. Include the line number to which the additional information applies. On the top of any additional pages, write your name and case number (if known). If you believe that you are exempted from a presumption of abuse because you do not have primarily consumer debts or because of qualifying military service, complete and file *Statement of Exemption from Presumption of Abuse Under § 707(b)(2)* (Official Form 122A-1Supp) with this form.

Part 1: Calculate Your Current Monthly Income

1. **What is your marital and filing status?** Check one only.

☒ **Not married.** Fill out Column A, lines 2-11.

☐ **Married and your spouse is filing with you.** Fill out both Columns A and B, lines 2-11.

☐ **Married and your spouse is NOT filing with you. You and your spouse are:**

  ☐ **Living in the same household and are not legally separated.** Fill out both Columns A and B, lines 2-11.

  ☐ **Living separately or are legally separated.** Fill out Column A, lines 2-11; do not fill out Column B. By checking this box, you declare under penalty of perjury that you and your spouse are legally separated under nonbankruptcy law that applies or that you and your spouse are living apart for reasons that do not include evading the Means Test requirements. 11 U.S.C. § 707(b)(7)(B).

Fill in the average monthly income that you received from all sources, derived during the 6 full months before you file this bankruptcy case. 11 U.S.C. § 101(10A). For example, if you are filing on September 15, the 6-month period would be March 1 through August 31. If the amount of your monthly income varied during the 6 months, add the income for all 6 months and divide the total by 6. Fill in the result. Do not include any income amount more than once. For example, if both spouses own the same rental property, put the income from that property in one column only. If you have nothing to report for any line, write $0 in the space.

	Debtor 1	Debtor 2		*Column A* **Debtor 1**	*Column B* **Debtor 2 or non-filing spouse**
2. **Your gross wages, salary, tips, bonuses, overtime, and commissions** (before all payroll deductions).				$ 0	$
3. **Alimony and maintenance payments.** Do not include payments from a spouse if Column B is filled in.				$ 0	$
4. **All amounts from any source which are regularly paid for household expenses of you or your dependents, including child support.** Include regular contributions from an unmarried partner, members of your household, your dependents, parents, and roommates. Include regular contributions from a spouse only if Column B is not filled in. Do not include payments you listed on line 3.				$ 0	$
5. **Net income from operating a business, profession, or farm**	**Debtor 1**	**Debtor 2**			
Gross receipts (before all deductions)	$ 0	$			
Ordinary and necessary operating expenses	– $ 0	– $			
Net monthly income from a business, profession, or farm	$ 0	$	Copy here➔	$	$
6. **Net income from rental and other real property**	**Debtor 1**	**Debtor 2**			
Gross receipts (before all deductions)	$ 0	$			
Ordinary and necessary operating expenses	– $ 0	– $			
Net monthly income from rental or other real property	$ 0	$	Copy here➔	$	$
7. **Interest, dividends, and royalties**				$	$

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

		Column A **Debtor 1**	Column B **Debtor 2 or non-filing spouse**
8.	**Unemployment compensation** Do not enter the amount if you contend that the amount received was a benefit under the Social Security Act. Instead, list it here: .... ⬇ For you .... $______ For your spouse .... $______	$ 0	$
9.	**Pension or retirement income.** Do not include any amount received that was a benefit under the Social Security Act. Also, except as stated in the next sentence, do not include any compensation, pension, pay, annuity, or allowance paid by the United States Government in connection with a disability, combat-related injury or disability, or death of a member of the uniformed services. If you received any retired pay paid under chapter 61 of title 10, then include that pay only to the extent that it does not exceed the amount of retired pay to which you would otherwise be entitled if retired under any provision of title 10 other than chapter 61 of that title.	$ 0	$
10.	**Income from all other sources not listed above.** Specify the source and amount. Do not include any benefits received under the Social Security Act; payments received as a victim of a war crime, a crime against humanity, or international or domestic terrorism; or compensation, pension, pay, annuity, or allowance paid by the United States Government in connection with a disability, combat-related injury or disability, or death of a member of the uniformed services. If necessary, list other sources on a separate page and put the total below.		
	______________________	$ 0	$
	______________________	$ 0	$
	Total amounts from separate pages, if any.	+ $ 9	+ $
11.	**Calculate your total current monthly income.** Add lines 2 through 10 for each column. Then add the total for Column A to the total for Column B.	$ 9	+ $ = $ Total current monthly income

Part 2: Determine Whether the Means Test Applies to You

12. **Calculate your current monthly income for the year.** Follow these steps:

12a. Copy your total current monthly income from line 11. .... **Copy line 11 here➔** $ 0

Multiply by 12 (the number of months in a year). x 12

12b. The result is your annual income for this part of the form. 12b. $ 0

13. **Calculate the median family income that applies to you.** Follow these steps:

Fill in the state in which you live. NJ

Fill in the number of people in your household.

Fill in the median family income for your state and size of household. .... 13. $ 0

To find a list of applicable median income amounts, go online using the link specified in the separate instructions for this form. This list may also be available at the bankruptcy clerk's office.

14. **How do the lines compare?**

14a. ☐ Line 12b is less than or equal to line 13. On the top of page 1, check box 1, *There is no presumption of abuse.* Go to Part 3. Do NOT fill out or file Official Form 122A-2

14b. ☐ Line 12b is more than line 13. On the top of page 1, check box 2, *The presumption of abuse is determined by Form 122A-2.* Go to Part 3 and fill out Form 122A–2.

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 3: Sign Below

By signing here, I declare under penalty of perjury that the information on this statement and in any attachments is true and correct.

✘ ______________________________
Signature of Debtor 1

Date 2/13/2023
MM / DD / YYYY

✘ ______________________________
Signature of Debtor 2

Date ______________
MM / DD / YYYY

If you checked line 14a, do NOT fill out or file Form 122A–2.

If you checked line 14b, fill out Form 122A–2 and file it with this form.

Fill in this information to identify your case:

Debtor 1 ____________ First Name ____ Middle Name ____ Last Name

Debtor 2 (Spouse, if filing) ____________ First Name ____ Middle Name ____ Last Name

United States Bankruptcy Court for the: __________ District of __________

Case number (If known) ____________

Check the appropriate box as directed in lines 40 or 42:

According to the calculations required by this Statement:

☐ 1. There is no presumption of abuse.

☐ 2. There is a presumption of abuse.

☐ Check if this is an amended filing

Official Form 122A–2

Chapter 7 Means Test Calculation

04/22

To fill out this form, you will need your completed copy of *Chapter 7 Statement of Your Current Monthly Income* (Official Form 122A-1).

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for being accurate. If more space is needed, attach a separate sheet to this form. Include the line number to which the additional information applies. On the top of any additional pages, write your name and case number (if known).

Part 1: Determine Your Adjusted Income

1. **Copy your total current monthly income.** .... **Copy line 11 from Official Form 122A-1 here** ➔ .... $ 0

2. **Did you fill out Column B in Part 1 of Form 122A–1?**

☑ No. Fill in $0 for the total on line 3.

☐ Yes. Is your spouse filing with you?

  ☐ No. Go to line 3.

  ☐ Yes. Fill in $0 for the total on line 3.

3. **Adjust your current monthly income by subtracting any part of your spouse's income not used to pay for the household expenses of you or your dependents.** Follow these steps:

On line 11, Column B of Form 122A–1, was any amount of the income you reported for your spouse NOT regularly used for the household expenses of you or your dependents?

☐ No. Fill in 0 for the total on line 3.

☐ Yes. Fill in the information below:

State each purpose for which the income was used For example, the income is used to pay your spouse's tax debt or to support people other than you or your dependents	**Fill in the amount you are subtracting from your spouse's income**
	$
	$
	+ $
Total.	$

Copy total here .... ➔ — $

4. **Adjust your current monthly income.** Subtract the total on line 3 from line 1. $ 0

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 2: Calculate Your Deductions from Your Income

The Internal Revenue Service (IRS) issues National and Local Standards for certain expense amounts. Use these amounts to answer the questions in lines 6-15. To find the IRS standards, go online using the link specified in the separate instructions for this form. This information may also be available at the bankruptcy clerk's office.

Deduct the expense amounts set out in lines 6-15 regardless of your actual expense. In later parts of the form, you will use some of your actual expenses if they are higher than the standards. Do not deduct any amounts that you subtracted from your spouse's income in line 3 and do not deduct any operating expenses that you subtracted from income in lines 5 and 6 of Form 122A–1.

If your expenses differ from month to month, enter the average expense.

Whenever this part of the form refers to *you*, it means both you and your spouse if Column B of Form 122A–1 is filled in.

5. **The number of people used in determining your deductions from income**

Fill in the number of people who could be claimed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support. This number may be different from the number of people in your household. 3

National Standards You must use the IRS National Standards to answer the questions in lines 6-7.

6. **Food, clothing, and other items:** Using the number of people you entered in line 5 and the IRS National Standards, fill in the dollar amount for food, clothing, and other items. $5500

7. **Out-of-pocket health care allowance:** Using the number of people you entered in line 5 and the IRS National Standards, fill in the dollar amount for out-of-pocket health care. The number of people is split into two categories—people who are under 65 and people who are 65 or older—because older people have a higher IRS allowance for health care costs. If your actual expenses are higher than this IRS amount, you may deduct the additional amount on line 22.

People who are under 65 years of age

7a. Out-of-pocket health care allowance per person $0

7b. Number of people who are under 65 x 3

7c. **Subtotal.** Multiply line 7a by line 7b. $0 **Copy here➔** $0

People who are 65 years of age or older

7d. Out-of-pocket health care allowance per person $0

7e. Number of people who are 65 or older x 3

7f. **Subtotal.** Multiply line 7d by line 7e. $0 **Copy here➔** + $0

7g. **Total.** Add lines 7c and 7f. $0 **Copy total here➔** $0

Debtor 1 Norman Lee Scott Case number (if known) 22-19638-ABA
First Name Middle Name Last Name

Local Standards You must use the IRS Local Standards to answer the questions in lines 8-15.

Based on information from the IRS, the U.S. Trustee Program has divided the IRS Local Standard for housing for bankruptcy purposes into two parts:

- **Housing and utilities – Insurance and operating expenses**
- **Housing and utilities – Mortgage or rent expenses**

To answer the questions in lines 8-9, use the U.S. Trustee Program chart.

To find the chart, go online using the link specified in the separate instructions for this form.
This chart may also be available at the bankruptcy clerk's office.

8. **Housing and utilities – Insurance and operating expenses:** Using the number of people you entered in line 5, fill in the dollar amount listed for your county for insurance and operating expenses. .... $ 0

9. **Housing and utilities – Mortgage or rent expenses:**

9a. Using the number of people you entered in line 5, fill in the dollar amount listed for your county for mortgage or rent expenses. .... $ 0

9b. Total average monthly payment for all mortgages and other debts secured by your home.

To calculate the total average monthly payment, add all amounts that are contractually due to each secured creditor in the 60 months after you file for bankruptcy. Then divide by 60.

Name of the creditor	**Average monthly payment**
	$ 0
	$ 0
	+ $ 0
Total average monthly payment	$ 0

Copy here ➔ – $ 0 Repeat this amount on line 33a.

9c. Net mortgage or rent expense.
Subtract line 9b (*total average monthly payment*) from line 9a (*mortgage or rent expense*). If this amount is less than $0, enter $0. .... $ 0 Copy here ➔ $ 0

10. **If you claim that the U.S. Trustee Program's division of the IRS Local Standard for housing is incorrect and affects the calculation of your monthly expenses, fill in any additional amount you claim.** $ 0

Explain why: ______

11. **Local transportation expenses:** Check the number of vehicles for which you claim an ownership or operating expense.

☐ 0. Go to line 14.
☐ 1. Go to line 12.
☐ 2 or more. Go to line 12.

12. **Vehicle operation expense:** Using the IRS Local Standards and the number of vehicles for which you claim the operating expenses, fill in the *Operating Costs* that apply for your Census region or metropolitan statistical area. $ 0

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

13. **Vehicle ownership or lease expense:** Using the IRS Local Standards, calculate the net ownership or lease expense for each vehicle below. You may not claim the expense if you do not make any loan or lease payments on the vehicle. In addition, you may not claim the expense for more than two vehicles.

Vehicle 1 **Describe Vehicle 1:** ____________

13a. Ownership or leasing costs using IRS Local Standard. .... $____

13b. Average monthly payment for all debts secured by Vehicle 1. Do not include costs for leased vehicles.

To calculate the average monthly payment here and on line 13e, add all amounts that are contractually due to each secured creditor in the 60 months after you filed for bankruptcy. Then divide by 60.

Name of each creditor for Vehicle 1	**Average monthly payment**
____	$____
____	+ $____
Total average monthly payment	$____

Copy here → – $____ Repeat this amount on line 33b.

13c. Net Vehicle 1 ownership or lease expense
Subtract line 13b from line 13a. If this amount is less than $0, enter $0. .... $____ **Copy net Vehicle 1 expense here.....** → $____

Vehicle 2 **Describe Vehicle 2:** ____________

13d. Ownership or leasing costs using IRS Local Standard. .... $____

13e. Average monthly payment for all debts secured by Vehicle 2. Do not include costs for leased vehicles.

Name of each creditor for Vehicle 2	**Average monthly payment**
____	$____
____	+ $____
Total average monthly payment	$____

Copy here → – $____ Repeat this amount on line 33c.

13f. Net Vehicle 2 ownership or lease expense
Subtract line 13e from 13d. If this amount is less than $0, enter $0. .... $____ **Copy net Vehicle 2 expense here ...** → $____

14. **Public transportation expense:** If you claimed 0 vehicles in line 11, using the IRS Local Standards, fill in the *Public Transportation* expense allowance regardless of whether you use public transportation. $____

15. **Additional public transportation expense:** If you claimed 1 or more vehicles in line 11 and if you claim that you may also deduct a public transportation expense, you may fill in what you believe is the appropriate expense, but you may not claim more than the IRS Local Standard for *Public Transportation*. $____

Debtor 1 Norman Gene [illegible] Case number (if known) 22-19638 ABA
First Name Middle Name Last Name

Other Necessary Expenses In addition to the expense deductions listed above, you are allowed your monthly expenses for the following IRS categories.

16. **Taxes:** The total monthly amount that you will actually owe for federal, state and local taxes, such as income taxes, self-employment taxes, Social Security taxes, and Medicare taxes. You may include the monthly amount withheld from your pay for these taxes. However, if you expect to receive a tax refund, you must divide the expected refund by 12 and subtract that number from the total monthly amount that is withheld to pay for taxes. $1

    Do not include real estate, sales, or use taxes.

17. **Involuntary deductions:** The total monthly payroll deductions that your job requires, such as retirement contributions, union dues, and uniform costs. $0

    Do not include amounts that are not required by your job, such as voluntary 401(k) contributions or payroll savings.

18. **Life insurance:** The total monthly premiums that you pay for your own term life insurance. If two married people are filing together, include payments that you make for your spouse's term life insurance. Do not include premiums for life insurance on your dependents, for a non-filing spouse's life insurance, or for any form of life insurance other than term. $0

19. **Court-ordered payments:** The total monthly amount that you pay as required by the order of a court or administrative agency, such as spousal or child support payments. $980.00

    Do not include payments on past due obligations for spousal or child support. You will list these obligations in line 35.

20. **Education:** The total monthly amount that you pay for education that is either required: $1300.00
    - as a condition for your job, or
    - for your physically or mentally challenged dependent child if no public education is available for similar services.

21. **Childcare:** The total monthly amount that you pay for childcare, such as babysitting, daycare, nursery, and preschool. $0

    Do not include payments for any elementary or secondary school education.

22. **Additional health care expenses, excluding insurance costs:** The monthly amount that you pay for health care that is required for the health and welfare of you or your dependents and that is not reimbursed by insurance or paid by a health savings account. Include only the amount that is more than the total entered in line 7. $0

    Payments for health insurance or health savings accounts should be listed only in line 25.

23. **Optional telephones and telephone services:** The total monthly amount that you pay for telecommunication services for you and your dependents, such as pagers, call waiting, caller identification, special long distance, or business cell phone service, to the extent necessary for your health and welfare or that of your dependents or for the production of income, if it is not reimbursed by your employer. + $200

    Do not include payments for basic home telephone, internet and cell phone service. Do not include self-employment expenses, such as those reported on line 5 of Official Form 122A-1, or any amount you previously deducted.

24. **Add all of the expenses allowed under the IRS expense allowances.** $2481.00

    Add lines 6 through 23.

Debtor 1 Norman Lee Scott Case number (if known) 22-19638-ABA
First Name Middle Name Last Name

Additional Expense Deductions These are additional deductions allowed by the Means Test.
Note: Do not include any expense allowances listed in lines 6-24.

25. **Health insurance, disability insurance, and health savings account expenses.** The monthly expenses for health insurance, disability insurance, and health savings accounts that are reasonably necessary for yourself, your spouse, or your dependents.

Health insurance	$ 0		
Disability insurance	$ 0		
Health savings account	+ $ 0		
Total	$ 0	Copy total here➔	$ 0

Do you actually spend this total amount?

☒ No. How much do you actually spend? $______
☐ Yes

26. **Continuing contributions to the care of household or family members.** The actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses. These expenses may include contributions to an account of a qualified ABLE program. 26 U.S.C. § 529A(b). $ 0

27. **Protection against family violence.** The reasonably necessary monthly expenses that you incur to maintain the safety of you and your family under the Family Violence Prevention and Services Act or other federal laws that apply. $ 0

By law, the court must keep the nature of these expenses confidential.

28. **Additional home energy costs.** Your home energy costs are included in your insurance and operating expenses on line 8.

If you believe that you have home energy costs that are more than the home energy costs included in expenses on line 8, then fill in the excess amount of home energy costs. $ 0

You must give your case trustee documentation of your actual expenses, and you must show that the additional amount claimed is reasonable and necessary.

29. **Education expenses for dependent children who are younger than 18.** The monthly expenses (not more than $189.58* per child) that you pay for your dependent children who are younger than 18 years old to attend a private or public elementary or secondary school. $ 0

You must give your case trustee documentation of your actual expenses, and you must explain why the amount claimed is reasonable and necessary and not already accounted for in lines 6-23.

* Subject to adjustment on 4/01/25, and every 3 years after that for cases begun on or after the date of adjustment.

30. **Additional food and clothing expense.** The monthly amount by which your actual food and clothing expenses are higher than the combined food and clothing allowances in the IRS National Standards. That amount cannot be more than 5% of the food and clothing allowances in the IRS National Standards. $ 0

To find a chart showing the maximum additional allowance, go online using the link specified in the separate instructions for this form. This chart may also be available at the bankruptcy clerk's office.

You must show that the additional amount claimed is reasonable and necessary.

31. **Continuing charitable contributions.** The amount that you will continue to contribute in the form of cash or financial instruments to a religious or charitable organization. 26 U.S.C. § 170(c)(1)-(2). + $ 0

32. **Add all of the additional expense deductions.** $ 0

Add lines 25 through 31.

Debtor 1 Norman Lee
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Deductions for Debt Payment

33. **For debts that are secured by an interest in property that you own, including home mortgages, vehicle loans, and other secured debt, fill in lines 33a through 33e.**

To calculate the total average monthly payment, add all amounts that are contractually due to each secured creditor in the 60 months after you file for bankruptcy. Then divide by 60.

Average monthly payment

Mortgages on your home:

33a. Copy line 9b here → $ 0

Loans on your first two vehicles:

33b. Copy line 13b here. → $ 0

33c. Copy line 13e here. → $ 0

33d. List other secured debts:

Name of each creditor for other secured debt	Identify property that secures the debt	Does payment include taxes or insurance?	
		☐ No ☐ Yes	$ 0
		☐ No ☐ Yes	$ 0
		☐ No ☐ Yes	+ $ 0

33e. Total average monthly payment. Add lines 33a through 33d. $ 0 Copy total here → $

34. **Are any debts that you listed in line 33 secured by your primary residence, a vehicle, or other property necessary for your support or the support of your dependents?**

☑ No. Go to line 35.

☐ Yes. State any amount that you must pay to a creditor, in addition to the payments listed in line 33, to keep possession of your property (called the *cure amount*). Next, divide by 60 and fill in the information below.

Name of the creditor	Identify property that secures the debt	Total cure amount		Monthly cure amount
		$	÷ 60 =	$ 0
		$	÷ 60 =	$ 0
		$	÷ 60 =	+ $

Total $ 0 Copy total here → $ 0

35. **Do you owe any priority claims such as a priority tax, child support, or alimony — that are past due as of the filing date of your bankruptcy case?** 11 U.S.C. § 507.

☐ No. Go to line 36.

☐ Yes. Fill in the total amount of all of these priority claims. Do not include current or ongoing priority claims, such as those you listed in line 19.

Total amount of all past-due priority claims $ ÷ 60 = $

Debtor 1 Norman Lee S[illegible]
First Name Middle Name Last Name
Case number (if known) 22 - 19638-ABA

36. **Are you eligible to file a case under Chapter 13?** 11 U.S.C. § 109(e).
For more information, go online using the link for *Bankruptcy Basics* specified in the separate instructions for this form. *Bankruptcy Basics* may also be available at the bankruptcy clerk's office.

☒ No. Go to line 37.

☐ Yes. Fill in the following information.

Projected monthly plan payment if you were filing under Chapter 13 $________

Current multiplier for your district as stated on the list issued by the Administrative Office of the United States Courts (for districts in Alabama and North Carolina) or by the Executive Office for United States Trustees (for all other districts). x ____

To find a list of district multipliers that includes your district, go online using the link specified in the separate instructions for this form. This list may also be available at the bankruptcy clerk's office.

Average monthly administrative expense if you were filing under Chapter 13 $________ **Copy total here** ➔ $________

37. **Add all of the deductions for debt payment.**
Add lines 33e through 36. $________

Total Deductions from Income

38. **Add all of the allowed deductions.**

Copy line 24, *All of the expenses allowed under IRS expense allowances* $________

Copy line 32, *All of the additional expense deductions* $________

Copy line 37, *All of the deductions for debt payment* + $________

Total deductions $________ **Copy total here** ➔ $________

Part 3: Determine Whether There Is a Presumption of Abuse

39. **Calculate monthly disposable income for 60 months**

39a. Copy line 4, *adjusted current monthly income* $________

39b. Copy line 38, *Total deductions* − $________

39c. Monthly disposable income. 11 U.S.C. § 707(b)(2). Subtract line 39b from line 39a. $________ **Copy here** ➔ $________

For the next 60 months (5 years) x 60

39d. **Total.** Multiply line 39c by 60. $________ **Copy here** ➔ $________

40. **Find out whether there is a presumption of abuse.** Check the box that applies:

☐ **The line 39d is less than $9,075*.** On the top of page 1 of this form, check box 1, *There is no presumption of abuse.* Go to Part 5.

☐ **The line 39d is more than $15,150*.** On the top of page 1 of this form, check box 2, *There is a presumption of abuse.* You may fill out Part 4 if you claim special circumstances. Then go to Part 5.

☐ **The line 39d is at least $9,075*, but not more than $15,150*.** Go to line 41.

* Subject to adjustment on 4/01/25, and every 3 years after that for cases filed on or after the date of adjustment.

Debtor 1 Norman Lee
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

41. 41a. **Fill in the amount of your total nonpriority unsecured debt.** If you filled out *A Summary of Your Assets and Liabilities and Certain Statistical Information Schedules* (Official Form 106Sum), you may refer to line 3b on that form. $ 0

x .25

41b. **25% of your total nonpriority unsecured debt.** 11 U.S.C. § 707(b)(2)(A)(i)(I). Multiply line 41a by 0.25. $ 0 **Copy here➔** $ 0

42. **Determine whether the income you have left over after subtracting all allowed deductions is enough to pay 25% of your unsecured, nonpriority debt.**
Check the box that applies:

☐ **Line 39d is less than line 41b.** On the top of page 1 of this form, check box 1, *There is no presumption of abuse.* Go to Part 5.

☐ **Line 39d is equal to or more than line 41b.** On the top of page 1 of this form, check box 2, *There is a presumption of abuse.* You may fill out Part 4 if you claim special circumstances. Then go to Part 5.

Part 4: Give Details About Special Circumstances

43. **Do you have any special circumstances that justify additional expenses or adjustments of current monthly income for which there is no reasonable alternative?** 11 U.S.C. § 707(b)(2)(B).

☐ No. Go to Part 5.

☐ Yes. Fill in the following information. All figures should reflect your average monthly expense or income adjustment for each item. You may include expenses you listed in line 25.

You must give a detailed explanation of the special circumstances that make the expenses or income adjustments necessary and reasonable. You must also give your case trustee documentation of your actual expenses or income adjustments.

Give a detailed explanation of the special circumstances	**Average monthly expense or income adjustment**
No Income	$
	$
	$
	$

Part 5: Sign Below

By signing here, I declare under penalty of perjury that the information on this statement and in any attachments is true and correct.

✘ Norman Lee Scott
Signature of Debtor 1

Date 2/13/2023
MM / DD / YYYY

✘
Signature of Debtor 2

Date
MM / DD / YYYY

EXHIBIT D

Instructions for Selected Forms

Schedule A/B: Property (Official Form 106A/B)

Schedule A/B: Property (Official Form 106A/B) lists property interests that are involved in a bankruptcy case. All individuals filing for bankruptcy must list everything they own or have a legal or equitable interest in. *Legal or equitable interest* is a broad term and includes all kinds of property interests in both tangible and intangible property, whether or not anyone else has an interest in that property.

The information in this form is grouped by category and includes several examples for many items. Note that those examples are meant to give you an idea of what to include in the categories. They are not intended to be complete lists of everything within that category. Make sure you list everything you own or have an interest in.

You must verify under penalty of perjury that the information you provide is complete and accurate. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Understand the terms used in this form

Community property — Type of property ownership available in certain states for property owned by spouses and, in some instances, legal equivalents of spouses. Community property states and territories include Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, and Wisconsin.

Current value — In this form, report the *current value* of the property that you own in each category. *Current value* is sometimes called *fair market value* and, for this form, is the fair market value as of the date of the filing of the petition. *Current value* is how much the property is worth, which may be more or less than when you purchased the property. *Property you own* includes property you have purchased, even if you owe money on it, such as a home with a mortgage or an automobile with a lien.

Report the current value of the portion you own

For each question, report the current value of the portion of the property that you own. To do this, you would usually determine the current value of the entire property and the percentage of the property that you own. Multiply the current value of the property by the percentage that you own. Report the result where the form asks for *Current value of the portion you own*. For example:

- If you own a house by yourself, you own 100% of that house. Report the entire current value of the house.
- If you and a sister own the house equally, report 50% of the value of the house (or half of the value of the house).

In certain categories, current value may be difficult to figure out. When you cannot find the value from a reputable source (such as a pricing guide for your car), estimate the value and be prepared to explain how you determined it.

List items once on this form

List items only once on this form; do not list them in more than one category. List all real estate in Part 1 and other property in the other parts of the form.

Where you list similar items of minimal value (such as clothing), add the value of the items and report a total.

Be specific when you describe each item. If you have an item that you think could fit into more than one category, select the most suitable category and list the item there.

Separately describe and list individual items worth more than $500.

Match the values to the other schedules

Make sure that the values you report on this form match the values you report on *Schedule D: Creditors Who Have Claims Secured by Your Property* (Official Form 106D) and *Schedule C: The Property You Claim as Exempt* (Official Form 106C).

EXHIBIT E

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ________ District of New Jersey

Case number 23-19638-ABA
(If known)

U.S BANKRUPTCY COURT
FILED
CAMDEN, NJ
2023 MAR 24 P 12: 0?
JEANNE A. NAUGHTON
BY: ________
DEPUTY

☒ Check if this is an amended filing

Official Form 106E/F

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY claims and Part 2 for creditors with NONPRIORITY claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Property* (Official Form 106A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 106G). Do not include any creditors with partially secured claims that are listed in *Schedule D: Creditors Who Have Claims Secured by Property*. If more space is needed, copy the Part you need, fill it out, number the entries in the boxes on the left. Attach the Continuation Page to this page. On the top of any additional pages, write your name and case number (if known).

Part 1: List All of Your PRIORITY Unsecured Claims

1. **Do any creditors have priority unsecured claims against you?**
   - ☒ No. Go to Part 2.
   - ☐ Yes.

2. **List all of your priority unsecured claims.** If a creditor has more than one priority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. If a claim has both priority and nonpriority amounts, list that claim here and show both priority and nonpriority amounts. As much as possible, list the claims in alphabetical order according to the creditor's name. If you have more than two priority unsecured claims, fill out the Continuation Page of Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3.

   (For an explanation of each type of claim, see the instructions for this form in the instruction booklet.)

	Total claim	Priority amount	Nonpriority amount
2.1	$21,404.13	$21,404.13	$
2.2	$	$	$

2.1 TRINA RAGSDALE
Priority Creditor's Name
39 PEREGRINEDR
Number Street
9 ACADIA Dr
VOORHEES NJ 08043
City State ZIP Code

CASE ID: [redacted]
Last 4 digits of account number ___ ___ ___ ___

When was the debt incurred? 2006

As of the date you file, the claim is: Check all that apply.
- ☐ Contingent
- ☒ Unliquidated
- ☐ Disputed

Who incurred the debt? Check one.
- ☒ Debtor 1 only
- ☐ Debtor 2 only
- ☐ Debtor 1 and Debtor 2 only
- ☐ At least one of the debtors and another
- ☐ **Check if this claim is for a community debt**

Type of PRIORITY unsecured claim:
- ☒ Domestic support obligations
- ☐ Taxes and certain other debts you owe the government
- ☐ Claims for death or personal injury while you were intoxicated
- ☐ Other. Specify ____________

Is the claim subject to offset?
- ☒ No
- ☐ Yes

2.2 ____________
Priority Creditor's Name
Number Street
____
City State ZIP Code

Last 4 digits of account number ___ ___ ___ ___

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.
- ☐ Contingent
- ☐ Unliquidated
- ☐ Disputed

Who incurred the debt? Check one.
- ☐ Debtor 1 only
- ☐ Debtor 2 only
- ☐ Debtor 1 and Debtor 2 only
- ☐ At least one of the debtors and another
- ☐ **Check if this claim is for a community debt**

Type of PRIORITY unsecured claim:
- ☐ Domestic support obligations
- ☐ Taxes and certain other debts you owe the government
- ☐ Claims for death or personal injury while you were intoxicated
- ☐ Other. Specify ____________

Is the claim subject to offset?
- ☐ No
- ☐ Yes

Debtor 1 ____________________
First Name Middle Name Last Name

Part 1: Your PRIORITY Unsecured Claims — Continuation Page

After listing any entries on this page, number them beginning with 2.3, followed by 2.4, and so forth.

Total claim **Priority amount** **Nonpriority amount**

☐ ____________________
Priority Creditor's Name

Last 4 digits of account number ___ ___ ___ ___

$________ $________ $________

____
Number Street

When was the debt incurred? ________

____
City State ZIP Code

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ____________________

Is the claim subject to offset?

☐ No
☐ Yes

☐ ____________________
Priority Creditor's Name

Last 4 digits of account number ___ ___ ___ ___

$________ $________ $________

____
Number Street

When was the debt incurred? ________

____
City State ZIP Code

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ____________________

Is the claim subject to offset?

☐ No
☐ Yes

☐ ____________________
Priority Creditor's Name

Last 4 digits of account number ___ ___ ___ ___

$________ $________ $________

____
Number Street

When was the debt incurred? ________

____
City State ZIP Code

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Type of PRIORITY unsecured claim:

☐ Domestic support obligations
☐ Taxes and certain other debts you owe the government
☐ Claims for death or personal injury while you were intoxicated
☐ Other. Specify ____________________

Is the claim subject to offset?

☐ No
☐ Yes

Debtor 1 [illegible] S. [illegible] Case number 22-19638-ABA
First Name Middle Name Last Name

Part 2: Your NONPRIORITY Unsecured Claims — Continuation Page

After listing any entries on this page, number them beginning with 4.4, followed by 4.5, and so forth.

Total claim

4.28 AFFIRM
Nonpriority Creditor's Name
30 Isabella Street, 4th Floor
Number Street
Pittsburgh PA 15212
City State ZIP Code

Last 4 digits of account number [redacted]

$ 1,078.03

When was the debt incurred? 2021

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify____________________

☐

Nonpriority Creditor's Name

Number Street

City State ZIP Code

Last 4 digits of account number __ __ __ __

$________

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify____________________

☐

$________

Nonpriority Creditor's Name

Number Street

City State ZIP Code

Last 4 digits of account number __ __ __ __

When was the debt incurred? ________

As of the date you file, the claim is: Check all that apply.

☐ Contingent
☐ Unliquidated
☐ Disputed

Who incurred the debt? Check one.

☐ Debtor 1 only
☐ Debtor 2 only
☐ Debtor 1 and Debtor 2 only
☐ At least one of the debtors and another

☐ **Check if this claim is for a community debt**

Is the claim subject to offset?

☐ No
☐ Yes

Type of **NONPRIORITY** unsecured claim:

☐ Student loans
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims
☐ Debts to pension or profit-sharing plans, and other similar debts
☐ Other. Specify____________________

Debtor 1 ______________________________ Case number (if known) 22-19638-ABA
First Name Middle Name Last Name

Part 3: List Others to Be Notified About a Debt That You Already Listed

5. **Use this page only if you have others to be notified about your bankruptcy, for a debt that you already listed in Parts 1 or 2. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the original creditor in Parts 1 or 2, then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Parts 1 or 2, list the additional creditors here. If you do not have additional persons to be notified for any debts in Parts 1 or 2, do not fill out or submit this page.**

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Name
Number Street
City State ZIP Code

On which entry in Part 1 or Part 2 did you list the original creditor?
Line _____ of (*Check one*): ☐ Part 1: Creditors with Priority Unsecured Claims
☐ Part 2: Creditors with Nonpriority Unsecured Claims
Last 4 digits of account number ___ ___ ___ ___

Debtor 1 ______ First Name Middle Name Last Name   Case number (if known) ______

Part 4: Add the Amounts for Each Type of Unsecured Claim

6. Total the amounts of certain types of unsecured claims. This information is for statistical reporting purposes only. 28 U.S.C. § 159. Add the amounts for each type of unsecured claim.

			Total claim
Total claims from Part 1	6a. **Domestic support obligations**	6a.	$ 21,404.13
	6b. **Taxes and certain other debts you owe the government**	6b.	$
	6c. **Claims for death or personal injury while you were intoxicated**	6c.	$
	6d. **Other.** Add all other priority unsecured claims. Write that amount here.	6d.	+ $ 243,946.31
	6e. **Total.** Add lines 6a through 6d.	6e.	$ 265,350.44

			Total claim
Total claims from Part 2	6f. **Student loans**	6f.	$ 179,304.00
	6g. **Obligations arising out of a separation agreement or divorce that you did not report as priority claims**	6g.	$ 0
	6h. **Debts to pension or profit-sharing plans, and other similar debts**	6h.	$ 0
	6i. **Other.** Add all other nonpriority unsecured claims. Write that amount here.	6i.	+ $ 74,512.31
	6j. **Total.** Add lines 6f through 6i.	6j.	$ 253,816.31

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: ____ District of New Jersey

Case number 22 - 19638 - ABA
(If known)

U.S BANKRUPTCY COURT
FILED
CAMDEN, NJ
2023 MAR 24 P 12:30
JEANNE A. NAUGHTON
BY: KR
DEPUTY CLERK

☑ Check if this is an amended filing

Official Form 106Sum

Summary of Your Assets and Liabilities and Certain Statistical Information

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Fill out all of your schedules first; then complete the information on this form. If you are filing amended schedules after you file your original forms, you must fill out a new *Summary* and check the box at the top of this page.

Part 1: Summarize Your Assets

	Your assets Value of what you own
1. *Schedule A/B: Property* (Official Form 106A/B) 1a. Copy line 55, Total real estate, from *Schedule A/B*	$ 0
1b. Copy line 62, Total personal property, from *Schedule A/B*	$ 1500.00
1c. Copy line 63, Total of all property on *Schedule A/B*	$ 0

Part 2: Summarize Your Liabilities

	Your liabilities Amount you owe
2. *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 106D) 2a. Copy the total you listed in Column A, *Amount of claim,* at the bottom of the last page of Part 1 of *Schedule D*	$ 119,500.00
3. *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 106E/F) 3a. Copy the total claims from Part 1 (priority unsecured claims) from line 6e of *Schedule E/F*	$ 265,350.44
3b. Copy the total claims from Part 2 (nonpriority unsecured claims) from line 6j of *Schedule E/F*	+ $ 253,816.31
Your total liabilities	$ ~~519,166.85~~ # 638,666.85

Part 3: Summarize Your Income and Expenses

4. *Schedule I: Your Income* (Official Form 106I) Copy your combined monthly income from line 12 of *Schedule I*	$ 0
5. *Schedule J: Your Expenses* (Official Form 106J) Copy your monthly expenses from line 22c of *Schedule J*	$ 3250.00

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Case number (if known) 22-19638-ABA

Part 4: Answer These Questions for Administrative and Statistical Records

6. **Are you filing for bankruptcy under Chapters 7, 11, or 13?**

☐ No. You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.
☒ Yes

7. **What kind of debt do you have?**

☒ **Your debts are primarily consumer debts.** *Consumer debts* are those "incurred by an individual primarily for a personal, family, or household purpose." 11 U.S.C. § 101(8). Fill out lines 8-9g for statistical purposes. 28 U.S.C. § 159.

☐ **Your debts are not primarily consumer debts.** You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.

8. **From the *Statement of Your Current Monthly Income*:** Copy your total current monthly income from Official Form 122A-1 Line 11; **OR,** Form 122B Line 11; **OR,** Form 122C-1 Line 14. $ 0

9. **Copy the following special categories of claims from Part 4, line 6 of *Schedule E/F*:**

	Total claim
From Part 4 on *Schedule E/F*, copy the following:	
9a. Domestic support obligations (Copy line 6a.)	$ 21,404.13
9b. Taxes and certain other debts you owe the government. (Copy line 6b.)	$ 0
9c. Claims for death or personal injury while you were intoxicated. (Copy line 6c.)	$ 0
9d. Student loans. (Copy line 6f.)	$ 179,304.00
9e. Obligations arising out of a separation agreement or divorce that you did not report as priority claims. (Copy line 6g.)	$ 0
9f. Debts to pension or profit-sharing plans, and other similar debts. (Copy line 6h.)	+ $ 0
9g. **Total.** Add lines 9a through 9f.	$ 200,708.13

Fill in this information to identify your case:

Debtor 1 Norman Lee Scott
First Name Middle Name Last Name

Debtor 2
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: __________ District of New Jersey

Case number 22-19638-ABA
(If known)

U.S BANKRUPTCY COURT
FILED
CAMDEN, NJ
2023 MAR 24 P 12:30
JEANNE A. NAUGHTON
BY: KR
DEPUTY CLERK

☒ Check if this is an amended filing

Official Form 106Dec

Declaration About an Individual Debtor's Schedules

12/15

If two married people are filing together, both are equally responsible for supplying correct information.

You must file this form whenever you file bankruptcy schedules or amended schedules. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to $250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Sign Below

Did you pay or agree to pay someone who is NOT an attorney to help you fill out bankruptcy forms?

☒ No

☐ Yes. Name of person________________________________. Attach *Bankruptcy Petition Preparer's Notice, Declaration, and Signature* (Official Form 119).

Under penalty of perjury, I declare that I have read the summary and schedules filed with this declaration and that they are true and correct.

✘ Norman Scott
Signature of Debtor 1

Date 3/24/23
MM / DD / YYYY

✘ ________________________
Signature of Debtor 2

Date ________
MM / DD / YYYY

UNITED STATES
BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
CAMDEN DIVISION

431145 — AS

March 27, 2023
09:41:40

AMENDMNT 12/1/20
22-19638-ABA7

Debtor.:	NORMAN LEE SCOTT, SR.
Trustee:	Joseph Marchand
Amount.:	$32.00 CH
Check#.:	28363989396

Total-> $32.00

FROM: NORMAN LEE SCOTT

EXHIBIT F

Information to identify the case:

Debtor 1	Norman Lee Scott Sr. First Name Middle Name Last Name	Social Security number or ITIN	[redacted]
		EIN	_ _–_ _ _ _ _ _ _
Debtor 2 (Spouse, if filing)	First Name Middle Name Last Name	Social Security number or ITIN	_ _ _ _
		EIN	_ _–_ _ _ _ _ _ _
United States Bankruptcy Court	District of New Jersey		
Case number:	22–19638–ABA		

Order of Discharge

12/15

IT IS ORDERED: A discharge under 11 U.S.C. § 727 is granted to:

Norman Lee Scott Sr.

5/26/23

By the court: Andrew B. Altenburg Jr.
United States Bankruptcy Judge

Explanation of Bankruptcy Discharge in a Chapter 7 Case

This order does not close or dismiss the case, and it does not determine how much money, if any, the trustee will pay creditors.

Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

This order does not prevent debtors from paying any debt voluntarily or from paying reaffirmed debts according to the reaffirmation agreement. 11 U.S.C. § 524(c), (f).

Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts owed before the debtors' bankruptcy case was filed.

Also, if this case began under a different chapter of the Bankruptcy Code and was later converted to chapter 7, debts owed before the conversion are discharged.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

For more information, see page 2 >

Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for most taxes;
- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- some debts which the debtors did not properly list;
- debts for certain types of loans owed to pension, profit sharing, stock bonus, or retirement plans; and
- debts for death or personal injury caused by operating a vehicle while intoxicated.

Also, debts covered by a valid reaffirmation agreement are not discharged.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of the bankruptcy discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

United States Bankruptcy Court
District of New Jersey

In re:
Norman Lee Scott, Sr.
Debtor

Case No. 22-19638-ABA
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0312-1
Date Rcvd: May 26, 2023

User: admin
Form ID: 318

Page 1 of 2
Total Noticed: 35

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 28, 2023:

Recip ID		Recipient Name and Address
db	+	Norman Lee Scott, Sr., 1175 Marlkress Rd, Apt #3658, Cherry Hill, NJ 08034-8082
519785034	+	Advantage, PO Box 183015, Columbus, OH 43218-3015
519866717		Advantage Aviator Barclays, PO Box 8828, Wilmington, DE 19899-8828
519866714		Best Buy Citi, PO Box 6084, Sioux Falls, SD 57117-6084
519866722		Boscov's, PO Box 650965, Dallas, TX 75265-0965
519866713		New Jersey Family Support, Department of Human Services, PO Box 4880, Trenton, NJ 08650-4880
519866723	+	Police & Fire Credit Union Visa, PO Box 37603, Philadelphia, PA 19101-0603
519866724		Prime Amazon, PO Box 15123, Wilmington, DE 19850-5123
519866726		Samash/Synchrony Bank, P.O. Box 41021, Norfolk, VA 23541-1021
519866718	+	Silver Dental Group, 621 White Horse Pike, Haddon Township NJ 08107-1219
519866719		Toyota Comenity, PO Box 650964, Dallas, TX 75265-0964
519873099	+	Trina Ragsdale, 39 Peregrine Dr, 9 Acadia Dr, Voorhees, NJ 08043-1600
519785038	+	Trumark Financial, 1701 Market Street, Phila, PA 19103-2911
519866728	+	Trumark Financial Visa, 1000 Northbrook Dr, Trevose PA 19053-8430
519866715	+	U.S. Department of Education, PO Box 1854, Monticello, KY 42633-4854

TOTAL: 15

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID		Notice Type: Email Address	Date/Time	Recipient Name and Address
tr	+	EDI: QJDMARCHAND.COM	May 27 2023 00:44:00	Joseph Marchand, Joseph D. Marchand, Chapter 7 Trustee, 106 Hickory Court, Mullica Hill, NJ 08062-9527
smg		Email/Text: usanj.njbankr@usdoj.gov	May 26 2023 20:54:00	U.S. Attorney, 970 Broad St., Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534
smg	+	Email/Text: ustpregion03.ne.ecf@usdoj.gov	May 26 2023 20:54:00	United States Trustee, Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100, Newark, NJ 07102-5235
519873100	+	Email/Text: backoffice@affirm.com	May 26 2023 20:54:00	Affirm, 30 Isabella Street, 4th Floor, Pittsburgh PA 15212-5862
519785030		EDI: GMACFS.COM	May 27 2023 00:44:00	Ally, PO Box 380902, Bloomington, MN 55438-0902
519786527	+	EDI: AISACG.COM	May 27 2023 00:44:00	Ally Bank, AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
519785031		Email/PDF: bncnotices@becket-lee.com	May 26 2023 21:00:40	American Express, PO Box 650448, Dallas, TX 75265-0448
519785039		Email/Text: bk@avant.com	May 26 2023 20:54:00	Avant, PO Box 1429, Carol Stream, IL 60132-1429
519785035		EDI: CITICORP.COM	May 27 2023 00:44:00	Best Buy, PO Box 9001007, Louisville, KY 40290-1007
519785033	+	EDI: CAPITALONE.COM	May 27 2023 00:44:00	Capital One, PO Box 30285, Salt Lake City, UT

				84130-0285
519867528	+	EDI: CAPITALONE.COM	May 27 2023 00:44:00	Capital One Walmart, PO Box 30285, Salt Lake City, UT 84130-0285
519866725		EDI: RMSC.COM	May 27 2023 00:44:00	Care Credit Synchrony, PO Box 41021, Norfolk, VA 23541-1021
519785032		Email/PDF: creditonebknotifications@resurgent.com	May 26 2023 21:00:56	Credit One, PO Box 60500, City of Industry, CA 91716-0500
519785037		EDI: DISCOVER.COM	May 27 2023 00:44:00	Discover, PO Box 30943, Salt Lake City, UT 84130-0943
519866727		EDI: RMSC.COM	May 27 2023 00:44:00	JC Penney, P.O. Box 960090, Orlando FL 32896-0090
519866716		EDI: JPMORGANCHASE	May 27 2023 00:44:00	JPMCB, PO Box 15369, Wilmington, DE 19850
519866720	+	EDI: CITICORP.COM	May 27 2023 00:44:00	Macy's Citibank, PO Box 790034, St Louis, MO 63179-0034
519785036	+	Email/Text: bankruptcy1@pffcu.org	May 26 2023 20:54:00	Police and Fire Federal Credit Union, 901 Arch Street, Phila, PA 19107-2495
519866721	+	Email/Text: Triage_Bankruptcy_Notices@progressive.com	May 26 2023 20:54:00	Progressive, PO Box 31260, Tampa, FL 33631-3260
519785655	+	EDI: RMSC.COM	May 27 2023 00:44:00	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTAL: 20

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 28, 2023 Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 26, 2023 at the address(es) listed below:

Name	Email Address
Joseph Marchand	jdmarchand@comcast.net jmarchand@comcast.net;jmarchand@ecf.axosfs.com
U.S. Trustee	USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 2

EXHIBIT G

IFP, MEANSNO, NARPT

U.S. Bankruptcy Court
District of New Jersey (Camden)
Bankruptcy Petition #: 22-19638-ABA

Date filed: 12/06/2022
Debtor discharged: 05/26/2023
341 meeting: 04/10/2023
Deadline for objecting to discharge: 03/07/2023
Deadline for financial mgmt. course: 03/07/2023

Assigned to: Judge Andrew B. Altenburg Jr.
Chapter 7
Voluntary
No asset

Debtor disposition: Standard Discharge

Debtor
Norman Lee Scott, Sr.
1175 Marlkress Rd
Apt #3658
Cherry Hill, NJ 08034
CAMDEN-NJ
SSN / ITIN: [redacted]

represented by **Norman Lee Scott, Sr.**
PRO SE

Trustee
Joseph Marchand
Joseph D. Marchand, Chapter 7 Trustee
106 Hickory Court
Mullica Hill, NJ 08062
856-451-7600

U.S. Trustee
U.S. Trustee
US Dept of Justice
Office of the US Trustee
One Newark Center Ste 2100
Newark, NJ 07102
(973) 645-3014

Filing Date	#	Docket Text
12/06/2022	1 (10 pgs)	Chapter 7 Voluntary Petition Filed by Norman Lee Scott . (kvr) Additional attachment(s) added on 12/6/2022 (def). (Entered: 12/06/2022)
12/06/2022		Receipt of Fee Amount $ 0.00, Receipt Number 430935. (related document: 1 Vol Petition (Chapter 7) filed by Debtor Norman Lee Scott). Fee received from Norman Lee Scott Sr. (Waiver Requested) (lgr) (Entered: 12/06/2022)

12/06/2022	2 (3 pgs)	Application to Have Chapter 7 Filing Fee Waived. Filed by Norman Lee Scott Sr.. (mef) (Entered: 12/06/2022)
12/06/2022	4	Statement of Social Security filed by Norman Lee Scott Sr.. (lgr) (Entered: 12/07/2022)
12/06/2022	5 (5 pgs; 3 docs)	Order to Show Cause Why Case Should Not be Dismissed for re: Failure to Meet Credit Counseling Requirements,Failure to File Missing Documents. Missing Documents: Summary of Assets/Liabilities and Stat Info - Individuals, Declaration About An Individuals Schedule, Statement of Financial Affairs For Individuals, Statement of Your Current Monthly Income (122A-1), Means Test Calculation (122A-2) - If Applicable, Stmt of Exemption From Presumption of Abuse (122A-1 Supp) - If Applicable, Schedules A/B,C,D,E/F,G,H,I,J, Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 12/6/2022. Hearing scheduled for 12/27/2022 at 10:30 AM at ABA - Courtroom 4B, Camden. (lgr) Modified on 12/7/2022 TO REFLECT THAT OSC AS TO CREDIT COUNSELING ONLY HAS BEEN TERMINATED, NOTICE STOPPED. DEBTOR STATES THAT THERE ARE EXIGENT CIRCUMSTANCES. (mef). (Entered: 12/07/2022)
12/06/2022	17	Photo ID of pro se debtor filed. (def) (Entered: 12/12/2022)
12/07/2022	3 (3 pgs)	Meeting of Creditors and Notice of Appointment of Trustee Marchand, Joseph with 341(a) meeting to be held on 1/6/2023 at 10:30 AM at Telephonic. Financial Management Course Certificate Due3/7/2023. Last day to oppose discharge or dischargeability is 3/7/2023. (Entered: 12/07/2022)
12/07/2022	6 (3 pgs; 2 docs)	Order Scheduling Hearing Regarding Application To Have Chapter 7 Filing Fee Waived (Related Doc # 2). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 12/7/2022. Hearing scheduled for 12/27/2022 at 10:30 AM at ABA - Courtroom 4B, Camden. (cmf) (Entered: 12/07/2022)
12/07/2022	7 (3 pgs; 2 docs)	Order Regarding Certification of Exigent Circumstances and Request for Extension of Time To Obtain Credit Counseling . Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 12/7/2022. Hearing scheduled for 12/20/2022 at 10:30 AM at ABA - Courtroom 4B, Camden. (har) (Entered: 12/07/2022)
12/07/2022	8 (1 pg)	Notice of Appearance and Request for Service of Notice.. (Smith, Valerie) (Entered: 12/07/2022)
12/09/2022	9 (1 pg)	Notice of Appearance and Request for Service of Notice.. (Rawal, Arvind) (Entered: 12/09/2022)

12/09/2022	10 (5 pgs)	BNC Certificate of Notice - Meeting of Creditors. No. of Notices: 4. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	11 (2 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	12 (2 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	13 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 4. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	14 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	15 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/09/2022	16 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/09/2022. (Admin.) (Entered: 12/10/2022)
12/15/2022		The upcoming 341(a) meeting is scheduled to be held by phone. Please call 1-866-727-5185 and use access code 5218044 to join the meeting. (Marchand, Joseph) (Entered: 12/15/2022)
12/20/2022		Minute of 12/20/22 hearing. OUTCOME: Credit Counseling not filed; no appearance as required. Case Dismissed. (related document(s): 7 Order Re Certification of Exigent Circumstances) (har) (Entered: 12/22/2022)
12/22/2022	18 (3 pgs; 2 docs)	Order Dismissing Case for Debtor (related document:7 Order Re Certification of Exigent Circumstances). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 12/22/2022. (har) (Entered: 12/22/2022)
12/24/2022	19 (3 pgs)	BNC Certificate of Notice - Order Dismissing Case. No. of Notices: 4. Notice Date 12/24/2022. (Admin.) (Entered: 12/25/2022)
12/24/2022	20 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 12/24/2022. (Admin.) (Entered: 12/25/2022)
12/27/2022		Minute of 12/27/2022 hearing, OUTCOME: Case previously dismissed. (related document(s): 5 Show Cause) (AnthonySodono) (Entered: 12/27/2022)
12/27/2022		Minute of 12/27/2022 hearing, OUTCOME: Case previously dismissed. (related document(s): 6 Order on Application to

		Have Filing Fee Waived) (AnthonySodono) (Entered: 12/27/2022)
01/06/2023	21 (1 pg)	Certificate of Credit Counseling filed by Norman Lee Scott Sr.. (lgr) (Entered: 01/06/2023)
01/06/2023	22 (8 pgs; 4 docs)	Motion to Vacate Dismissal of Case And Waive Fee To Amend Creditors Filed by Norman Lee Scott Sr.. Hearing scheduled for 1/31/2023 at 10:00 AM at ABA - Courtroom 4B, Camden. (Attachments: # 1 Certification # 2 Statement as to Why No Brief is Necessary # 3 Proposed Order) (kvr) Modified on 1/6/2023 to clarify text(kvr). (Entered: 01/06/2023)
01/20/2023	23 (6 pgs)	Certificate of Service (related document:22 Motion to Vacate Dismissal of Case And Waive Fee To Amend Creditors Filed by Norman Lee Scott Sr.. Hearing scheduled for 1/31/2023 at 10:00 AM at ABA - Courtroom 4B, Camden. (Attachments: # 1 Certification # 2 Statement as to Why No Brief is Necessary # 3 Proposed Order) (kvr) Modified on 1/6/2023 to clarify text(kvr). filed by Debtor Norman Lee Scott) filed by Norman Lee Scott Sr.. (lgr) (Entered: 01/20/2023)
01/31/2023		Minute of 1/31/2023 hearing, OUTCOME: Motion granted. (related document(s): 22 Motion to Vacate Dismissal of Case filed by Norman Lee Scott) (AnthonySodono) (Entered: 01/31/2023)
01/31/2023	24 (2 pgs)	Order Granting Motion To Vacate Dismissal of Case (Related Doc 22). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 1/31/2023. (har) Modified on 1/31/2023 TO REFLECT SIGNED ORDER SENT TO ALL CREDITORS BY CLERK'S OFFICE BY REGULAR MAIL. (Renye, Heather). (Entered: 01/31/2023)
01/31/2023		Deadline(s) Reset. (related document: 24 Order Granting Motion To Vacate Dismissal of Case (Related Doc 22). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 1/31/2023. (har)). Last day to oppose discharge or dischargeability is 4/1/2023. (har) (Entered: 01/31/2023)
02/01/2023	25 (2 pgs)	Amended Order on Motion to Vacate Dismissal of Case (related document:24 Order on Motion to Vacate Dismissal of Case). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 2/1/2023. (har) (Entered: 02/01/2023)
02/01/2023		Hearing Scheduled. (related document:6 Order Scheduling Hearing Regarding Application To Have Chapter 7 Filing Fee Waived (Related Doc 2). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 12/7/2022.

		Hearing scheduled for 2/14/2023 at 10:30 AM at ABA - Courtroom 4B, Camden. (har) (Entered: 02/01/2023)
02/02/2023	26 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 02/02/2023. (Admin.) (Entered: 02/03/2023)
02/03/2023	27 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 02/03/2023. (Admin.) (Entered: 02/04/2023)
02/14/2023	28 (3 pgs)	Application to Have Chapter 7 Filing Fee Waived. Filed by Norman Lee Scott Sr.. (mef) (Entered: 02/14/2023)
02/14/2023	29 (8 pgs)	Document re: Amendment to the petition for his Credit Counseling which has been filed.(related document:1 Chapter 7 Voluntary Petition Filed by Norman Lee Scott . (kvr) Additional attachment(s) added on 12/6/2022 (def). filed by Debtor Norman Lee Scott) (lgr) (Entered: 02/14/2023)
02/14/2023	30 (66 pgs)	Missing Document(s): Declaration About An Individuals Schedules, Means Test Calculation (122A-2), Statement of Financial Affairs For Individuals, Summary of Assets/Liabilities and Stat Info - Individuals, Statement of Your Current Monthly Income (122A-1), Schedules A/B,C,D,E/F,G,H,I,J, filed by Norman Lee Scott Sr.. (lgr) (Entered: 02/14/2023)
02/14/2023		Remark(related document: 5 Show Cause, 30 Missing Document(s) Filed filed by Debtor Norman Lee Scott). STILL MISSING: No Documents Missing - All Required Documents Filed (lgr) (Entered: 02/14/2023)
02/14/2023	31 (2 pgs)	Order Granting Application To Have Chapter 7 Filing Fee Waived (Related Doc # 28). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 2/14/2023. (mef) (Entered: 02/14/2023)
02/14/2023		Minute of 2/14/2023 hearing, OUTCOME: Fee waived. (related document(s): 6 Order on Application to Have Filing Fee Waived) (AnthonySodono) (Entered: 02/14/2023)
02/15/2023	32	Statement Adjourning 341(a) Meeting of Creditors. Section 341 (a) Meeting Continued on 3/3/2023 at 09:30 AM at Telephonic. Debtor absent. (Marchand, Joseph) (Entered: 02/15/2023)
02/16/2023		The upcoming 341(a) meeting is scheduled to be held by phone. Please call 1-866-727-5185 and use access code 5218044 to join the meeting. (Marchand, Joseph) (Entered: 02/16/2023)
02/16/2023	33 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 02/16/2023. (Admin.) (Entered: 02/17/2023)

02/20/2023	34 (1 pg)	Notice of Requirement to File Financial Management Course Certificate (admin) (Entered: 02/20/2023)
02/23/2023	35 (3 pgs)	BNC Certificate of Notice. No. of Notices: 1. Notice Date 02/23/2023. (Admin.) (Entered: 02/24/2023)
03/02/2023	36 (1 pg)	Certification of Completion of Instructional Course Concerning Financial Management (Official Form 423) Filed by Norman Lee Scott Sr.. (lgr) (Entered: 03/02/2023)
03/20/2023	37 (15 pgs)	Amended Schedule(s) : D,E/F Receipt Number 431134, Fee Amount $ 32 filed by Norman Lee Scott Sr.. (lgr) (Entered: 03/20/2023)
03/20/2023	38 (2 pgs)	Order Respecting Amendment to Schedule(s) D,E/F (related document:37 Amended Schedules (Fee) - COURT USE ONLY filed by Debtor Norman Lee Scott). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 3/20/2023. (lgr) (Entered: 03/20/2023)
03/20/2023	39 (1 pg)	Notice of Failure to File Supplemental Documents Concerning Schedules (related document:37 Amended Schedules (Fee) - COURT USE ONLY filed by Debtor Norman Lee Scott) (lgr) (Entered: 03/20/2023)
03/21/2023	40	Statement Adjourning 341(a) Meeting of Creditors. Section 341 (a) Meeting Continued on 4/10/2023 at 12:00 PM at Telephonic. (Marchand, Joseph) (Entered: 03/21/2023)
03/21/2023		The upcoming 341(a) meeting is scheduled to be held by phone. Please call 1-866-727-5185 and use access code 5218044 to join the meeting. (Marchand, Joseph) (Entered: 03/21/2023)
03/22/2023	41 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 03/22/2023. (Admin.) (Entered: 03/23/2023)
03/22/2023	42 (2 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 03/22/2023. (Admin.) (Entered: 03/23/2023)
03/24/2023	43 (9 pgs)	Amended Schedule(s) : E/F,Summary of Schedules, Declaration About an Individual Debtor's Schedules Receipt Number 431145, Fee Amount $ 32 filed by Norman Lee Scott Sr.. (lgr) (Entered: 03/27/2023)
03/27/2023		Receipt of Fee Amount $ 32.00, Receipt Number 431145. (related document: 43 Amended Schedules (Fee) filed by Debtor Norman Lee Scott). Fee received from Norman Lee Scott, Sr. (Sodono, Anthony). Modified on 3/28/2023 TO CORRECT LINK (def). (Entered: 03/27/2023)
03/28/2023		

	44 (2 pgs)	Order Respecting Amendment to Schedule(s) E/F (related document:43 Amended Schedules (Fee) - COURT USE ONLY filed by Debtor Norman Lee Scott). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 3/28/2023. (lgr) (Entered: 03/28/2023)
03/30/2023	45 (3 pgs)	BNC Certificate of Notice - Order No. of Notices: 1. Notice Date 03/30/2023. (Admin.) (Entered: 03/31/2023)
04/03/2023	46 (3 pgs)	Certificate of Service (related document:43 Amended Schedule (s) : E/F,Summary of Schedules, Declaration About an Individual Debtor's Schedules Receipt Number 431145, Fee Amount $ 32 filed by Norman Lee Scott Sr.. (lgr) filed by Debtor Norman Lee Scott, 44 Order Respecting Amendment to Schedule(s) E/F (related document:43 Amended Schedules (Fee) - COURT USE ONLY filed by Debtor Norman Lee Scott). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. See BNC Certificate of Notice. Signed on 3/28/2023. (lgr)) filed by Norman Lee Scott Sr.. (lgr) (Entered: 04/03/2023)
05/16/2023		Chapter 7 Trustee's Report of No Distribution: I, Joseph Marchand, having been appointed trustee of the estate of the above-named debtor(s), report that I have neither received any property nor paid any money on account of this estate; that I have made a diligent inquiry into the financial affairs of the debtor(s) and the location of the property belonging to the estate; and that there is no property available for distribution from the estate over and above that exempted by law. Pursuant to Fed R Bank P 5009, I hereby certify that the estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. Meeting of Creditors Held on 4/10/2023. . Key information about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: This case was pending for 5 months. Assets Abandoned (without deducting any secured claims): $ 1500.00, Assets Exempt: Not Available, Claims Scheduled: $ 638666.75, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment (without deducting the value of collateral or debts excepted from discharge): $ 638666.75. (Marchand, Joseph) (Entered: 05/16/2023)
05/25/2023		Flags Set-Reset.MeansNO flag set for the case. Reason: More than 40 days since last scheduled 341. (cmf) (Entered: 05/25/2023)
05/26/2023	47 (2 pgs)	Order Discharging Debtor. (Admin.) (Entered: 05/26/2023)
05/28/2023	48 (4 pgs)	BNC Certificate of Notice - Order of Discharge and BNC Certificate of Service - . No. of Notices: 15. Notice Date 05/28/2023. (Admin.) (Entered: 05/29/2023)

PACER Service Center			
Transaction Receipt			
06/01/2023 18:35:33			
PACER Login:	bdevlin21	**Client Code:**	80000000.1000
Description:	Docket Report	**Search Criteria:**	22-19638-ABA Fil or Ent: filed Doc From: 0 Doc To: 99999999 Term: included Format: html Page counts for documents: included
Billable Pages:	5	**Cost:**	0.50

EXHIBIT H

NORMAN L. SCOTT'S LITIGATION HISTORY

1. *Norman L. Scott, Pro Se v. Innkeepers Hospitality Inc., t/a Marriott Inn*, U.S. District Court for the District of New Jersey, Case No. 1:04-cv-5915

2. *Norman L. Scott, Sr. v. Trina Scott,*
    a. Superior Court of New Jersey, Appellate Division, Docket No. A-0717-12T4
    b. Superior Court of New Jersey, Family Part, Camden County, Docket No. FM-04-400-07

3. *Norman Scott, Sr., et al., v. Honorable Myrna Field, Honorable Idee Fox, Honorable Roslyn Robinson, Honorable Denis Cohen, Honorable Leonard Ivanoski, Honorable James Lynn, Honorable Judge Zeleski, William McMonagle, Thomas Kenny, Commonwealth of Pennsylvania, and Leanne Litwin,*
    a. U.S. District Court for the District of New Jersey, Case No. 1:05-cv-3806
    b. U.S. District Court for the Eastern District of Pennsylvania, Case No. 2:06-cv-98

4. *Norman L. Scott v. Diversified Specialty Institutes*, U.S. District Court for the Eastern District of Pennsylvania, Case No. 2:09-cv-3360

5. *Norman Scott v. Brian Calpin*,
    a. U.S. Court of Appeals for the Third Circuit, Case No. 10-1922
    b. U.S. Court of Appeals for the Third Circuit, Case No. 12-1847
    c. U.S. Court of Appeals for the Third Circuit, Case No. 12-3384
    d. U.S. District Court for the District of New Jersey, Case No. 1:08-cv-4810

6. *Norman L. Scott, Sr., Pro Se v. Police and Fire Credit Union*, U.S. District Court for the District of New Jersey, Case No. 1:22-cv-988

7. *Norman L. Scott, Sr. v. The Cooper Health System*,
    a. U.S. District Court for the Eastern District of Pennsylvania, Case No. 2:22-cv-2086
    b. U.S. District Court for the District of New Jersey, Case No. 1:22-cv-4123

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN LEE SCOTT, SR
Plaintiff,

v.

WHITNEY R. BAILEY, *et al.*,
Defendant.

CIVIL ACTION NO.: 22-3654

AMENED COMPLAINT AND
JURY TRIAL DEMANDED

REC'D NOV 28 2023

COMPLAINT

Plaintiff, Norman L. Scott, *pro se,* demands judgement against Defendant, equitable, injunctive, actual, and compensatory, statutory, treble and/ or punitive damages, and/or other relief, upon a cause of action, wage loss and loss of earning capacity, and whatever this court deems appropriate, hereby avers as follows:

INTRODUCTION

1. This action is being initiated by Plaintiff against Whitney R. Bailey, *et al.,* (hereinafter to as "Defendant") for violations of 42 Pa. Cons Stat.§§8341-8345. Pennsylvania Defamation law. Plaintiff asserts, *inter alia,* that he experienced character assassination by the Defendant. The defendant was grossly negligent with respect to the truth. Defendant acted with actual malice knowing that the defamatory statement was false or recklessly disregarding their falsity.

JURISDICTION AND VENUE

1. This Court has original subject matter jurisdiction over the instant action pursuant to 28 U.S.C. §§1331 and 1343(a)(4) because it arises under laws of the United States and seeks redress for violation of 42 Pa. cons Stat§§8341-8345.

2. The conduct took place within the city of Philadelphia at the following address: 3401 Civic Center Boulevard, Philadelphia, Pa 19104.

EXHAUSTION OF ADMINISTRATIVE REMEDIES

1. Plaintiff has properly exhausted his administrative proceedings before initiating this action by timely filing his charge with the EEOC, and by filing the instant lawsuit withing ninety (90) days of receiving a right-to-sue letter from the EEOC.

PARTIES

1. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

2. Plaintiff is an adult individual, with an address of (1175 Marlkress, #3658 RD Cherry Hill, NJ 08034).

3. Defendant The Children's Hospital of Philadelphia is located at 3401 Civic Center Blvd., Philadelphia, PA 19104.

4. At all times relevant herein, Defendant acted by and through its agents, servants and/or employees, each of whom always acted relevant herein in the course and scope of their employment with and for the Defendant.

STATEMENT OF FACTS AND PROCEDURAL HISTORY

Your Plaintiff had a meeting with his manager Whitney Bailey and supervisor Donald Glover for about 45 minutes to an hour. A week later Your, Plaintiff received a call from Human Resources asking if Your Plaintiff had recorded the meeting that took place a week ago. The manager and supervisor said that Your Plaintiff pulled out his phone and secretly recorded said meeting. Upon hearing this defamatory false alleged allegation Your Plaintiff anxiety was triggered. Your Plaintiff went into a panic attack and could not concentrate on anything other than this character assassination. The human resource representee stated that they must investigate the alleged allegation. Your Plaintiff was unable to get a good night's sleep due to this false allegation. The manager Whitney Bailey told Salim Kai senior director about the alleged allegation. The supervisor Donald

Glover told team A which are Your Plaintiff co-workers who are Steve Garner, Kirk Goebal, Virginia Mota, George Richardson, Jeffey Taylor, and Larry Villecco about the alleged allegations. Your Plaintiff went on FMLA after learning that the allegations were shared with other co-workers. When Your Plaintiff returned to work, he was questioned by Michael Hamid a manager in another area in the biomedical department about the alleged allegations. Your Plaintiff was also asked by Craig Unger, and Darren Hinton as to the alleged allegations. Your Plaintiff had his reputation damaged by the alleged allegations by the Defendant. The investigation took months which Your Plaintiff was under undo stress and depression. Your Plaintiff could not focus on anything else but clearing his reputation from this false allegation. The investigation yielded no evidence of Your Plaintiff recording a meeting with his manager and supervisor (*see exhibit A*). Your Plaintiff did not receive a department clearance of the alleged allegations only an email from HR which did not repair Your Plaintiff reputation. Your Plaintiff applied to a position at Cooper University Health care in April 2021 (*see exhibit B)*. Cooper University was informed of Your Plaintiffs alleged allegations by a former employer at Cooper. The former employer Zhan Kiselev told Cooper of the allegations against Your Plaintiff. I was informed by Jorrel Nugent that Cooper University spoke with Zhan Kiselev who told them about the allegations which lead to Your Plaintiff not receiving the job offer.

WHEREFORE, Plaintiff prays that this Court enter an Order providing that:

A. Defendant is to compensate Plaintiff, reimburse Plaintiff and make Plaintiff whole for all wages, and benefits Plaintiff would have received had it not been for Defendant's illegal actions including, but not limited to, lost wages, front pay, salary, pay increases, bonuses, medical and other benefits, training, promotions, pension, and seniority.

B. Plaintiff is to be awarded liquidated and/or punitive damages, as permitted by applicable law(s) alleged asserted herein, in an amount believed by the Court or trier of fact to be appropriate to punish Defendant for its willful, deliberate, malicious, and outrageous conduct and to deter Defendant or other employers from engaging in such misconduct in the future.

C. Plaintiff is to be accorded any, and all other equitable and legal relief as the Court deems just, proper, and appropriate including for emotional distress.

November 28, 2023

Respectfully submitted,

/s/ Norman L Scott, Sr.
Norman L Scott, Sr.

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT, SR., PRO SE

Plaintiff,

Civil Action.: 22-3654

WHITNEY R. BAILEY, *et al.,*

CERTIFICATION OF SERVICE

Defendant,

I certify that I caused a copy of Amended Compliant, and certification of Service in this matter to be filed with the Clerk of the United States District Court For the Eastern District of Pennsylvania and that a copy of these documents will also be sent by first class mail to the Defendant:

Paul J. Sopher
Littler Mendelson. P.C.
Three Parkway
1601 Cherry Street, Suite 1400
Philadelphia, PA 19102.1321
267.402.3000 (t)

Dated: November 28, 2023

/s/ Norman L Scott, Sr
Norman L. Scott, SR., *pro se*
1175 Marlkress RD, #3658
Cherry Hill, NJ 08034
267-235-7736
norman _ scott@yahoo.com

EXHIBIT "A"

Fw: Follow up

From: Norman Scott (norman_scott@yahoo.com)
To: jnuge2@aol.com
Date: Saturday, December 26, 2020, 2:34 PM EST

----- Forwarded Message -----
From: Scott, Norman <scottn@chop.edu>
To: norman_scott@yahoo.com <norman_scott@yahoo.com>
Sent: Friday, December 4, 2020, 4:17:26 PM EST
Subject: Fw: Follow up

From: Springer, Dana M <SPRINGERD@chop.edu>
Sent: Tuesday, December 1, 2020 2:26 PM
To: Scott, Norman <SCOTTN@chop.edu>
Subject: RE: Follow up

Norman-
As discussed, I am following up in writing to confirm that there was no evidence of audio recording on your part when you met with your management team some months back. As you may recall, your managers felt as though you may have taped a conversation with them, which would be illegal given two party consent rules in Pennsylvania, because you had your phone out on the desk during a meeting. Diana Kloda investigated this matter and found that there was no sufficient evidence to show that you'd engaged in this behavior. This matter is now closed.

Best regards,
Dana Springer

From: Scott, Norman <SCOTTN@chop.edu>
Sent: Tuesday, December 1, 2020 1:51 PM
To: Springer, Dana M <SPRINGERD@chop.edu>
Cc: Allen, Calvin <ALLENC5@chop.edu>
Subject: Follow up

Good day, Dana,

I am following up with the items we discussed. I would like to know when to anticipate receiving them. Thanks,

EXHIBIT "B"

Fwd: [External]Biomed tech field service position opening at Cooper

From: Topping, Karen V (topping@chop.edu)

To: norman_scott@yahoo.com

Date: Wednesday, April 28, 2021 at 12:26 PM EDT

Hi Norman,
FYI
Get Outlook for iOS

From: Topping, Karen V <TOPPING@chop.edu>
Sent: Saturday, April 24, 2021 10:10 PM
To: ed snyder
Subject: RE: [External]Biomed tech field service position opening at Cooper

Hi Ed,
Hope you are staying safe.
Thanks for the information, I will check around.
Do you know the pay range? Please advise

Regards
Karen

From: ed snyder <mourningarts@yahoo.com>
Sent: Friday, April 23, 2021 12:17 PM
To: Topping, Karen V <TOPPING@chop.edu>; Topping, Karen V <TOPPING@chop.edu>
Subject: [External]Biomed tech field service position opening at Cooper

Hi Karen,
If you know anyone who might be interested, could you please pass this on?
Thank you!
Ed Snyder

Job ID: 53875

Job Type Full Time employment by Cooper University Health Care, for in-house Clinical Engineering Dept.

Shift: Day

Specialty: Field Service, company vehicle provided, valid driver's license required

Short Description:

Full-time field service technical support of hospital-owned ambulatory sites.

To ensure that clinical equipment is safe and functional to applicable specifications through inspections, calibrations, and repairs as necessary.

To support the clinical staff in the use of instrumentation through in-service training, evaluation of proposed purchases, investigation of problems or incidents and any other help as needed. To provide proper documentation

and assistance to the Director for compliance with regulatory and accreditation requirements such as JCAHO and FDA.
Link to apply:
BIOMEDICAL SPECIALIST II at Cooper University Health Care (cooperhealth.org)

** This email originated from an EXTERNAL sender to CHOP. Proceed with caution when replying, opening attachments, or clicking links. Do not disclose your CHOP credentials, employee information, or protected health information to a potential hacker**.

Thank You

From: Cooper Health Career Opportunities (cooperhealth+email+dx8n-9d1ba1bf07@talent.icims.com)

To: norman_Scott@yahoo.com

Date: Wednesday, May 12, 2021 at 02:25 PM EDT

Cooper
University Health Care

05/12/2021

Norman Scott
413 Doral dr
Cherry Hill, NJ 08003

Dear Norman,

Thank you for your interest in pursuing our **BIOMEDICAL SPECIALIST II** position with our **Biomedical Engineering** Department at Cooper University Health Care (Job ID#53875).

Though your background is impressive, we are unable to offer the above referenced position to you.

Please be aware that this letter pertains to the specific position referenced above. If you have submitted applications for other positions, you may still be in consideration for one or more of them and you will be notified of the disposition accordingly.

Thank you again for your interest and please accept our best wishes for success in your future endeavors.

Sincerely,

Talent Acquisition Team
Cooper University Health Care

This message was sent to norman_Scott@yahoo.com. If you don't want to receive these emails from this company in the future, please go to:
https://cooperhealth.icims.com/icims2/?r=FB04342950&contactId=5038597

© Cooper University Health Care; 1 Federal Street; Suite S-400; Camden, NJ 08103-1161; USA

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT, SR., PRO SE, Plaintiff, v. WHITNEY R. BAILEY; DONALD GLOVER; AND THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendants.	No. 2:22-cv-3654-CMR

DEFENDANTS THE CHILDREN'S HOSPITAL OF PHILADELPHIA AND WHITNEY BAILEY'S MOTION TO DIMISS PLAINTIFF'S FIRST AMENDED COMPLAINT

Defendants The Children's Hospital of Philadelphia and Whitney R. Bailey ("Defendants") hereby move to dismiss Plaintiff Norman L. Scott, Sr.'s First Amended Complaint (ECF 27) in its entirety with prejudice. In support of this Motion, Defendants submit an accompanying Brief, which is incorporated herein by reference.

Respectfully submitted,

s/ Paul J. Sopher
Paul J. Sopher (PA #313543)
Bridget Devlin (PA #328516)
LITTLER MENDELSON, P.C.
Three Parkway
1601 Cherry Street, Suite 1400
Philadelphia, PA 19102.1321
267.402.3000 (t)
psopher@littler.com
bdevlin@littler.com

Dated: December 13, 2023

Attorneys for Defendants
The Children's Hospital of Philadelphia and
Whitney R. Bailey

CERTIFICATE OF SERVICE

I, Bridget C. Devlin, hereby certify that on this 13th day of December 2023, I caused the foregoing Motion to Dismiss Plaintiff's First Amended Complaint, along with accompanying Brief and Proposed Order, were filed using the Eastern District of Pennsylvania's ECF system, through which this document is available for viewing, downloading, and causing a notice of electronic filing to be served upon all parties of record.

s/ Bridget C. Devlin
Bridget C. Devlin

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT SR., PRO SE, Plaintiff,	:	
v.	:	No. 2:22-cv-3654-CMR
WHITNEY R. BAILEY; DONALD GLOVER; AND THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendants.	:	

[PROPOSED] ORDER

AND NOW, this ___ day of ___________ 20___, upon consideration of Defendants The Children's Hospital of Philadelphia and Whitney R. Bailey's Motion to Dismiss Plaintiff Norman L. Scott, Sr.'s First Amended Complaint, it is hereby ORDERED:

1. Defendants' Motion is GRANTED; and
2. Plaintiff's Complaint is DISMISSED in its entirety with prejudice.

____
HON. CYNTHIA M. RUFE

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN L. SCOTT, SR., PRO SE, Plaintiff, v. WHITNEY R. BAILEY; DONALD GLOVER; AND THE CHILDREN'S HOSPITAL OF PHILADELPHIA, Defendants.	:	No. 2:22-cv-3654-CMR

BRIEF OF DEFENDANTS THE CHILDREN'S HOSPITAL OF PHILADELPHIA AND WHITNEY BAILEY IN SUPPORT OF THEIR MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT

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TABLE OF AUTHORITIES

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Other Authorities

Defendants The Children's Hospital of Philadelphia ("CHOP") and Whitney Bailey (collectively, "Defendants")[1] submit this Brief in support of their Motion to Dismiss Plaintiff Norman L. Scott, Sr.'s ("Plaintiff") First Amended Complaint (ECF 27) ("FAC") for failure to state a claim pursuant to Federal Rule of Civil Procedure 12(b)(6).

I. INTRODUCTION

Plaintiff premises his defamation claim in his FAC on two alleged statements: (1) one made by his managers at CHOP to other CHOP employees about their suspicion he surreptitiously recorded a meeting with them, and (2) one made by an otherwise unidentified individual named Zhan Kiselev to a prospective employer of Plaintiff's. Plaintiff pleads no facts plausibly showing either statement defamed him. As to the first statement, it is time-barred on the face of the FAC. Even if it were not time-barred, Plaintiff fails to plead his managers abused the conditional privilege that applies to their statement, that the statement was defamatory in character and understood by its recipients as such, and that plaintiff suffered any monetary damages as a result of the statement. As to the second statement, Plaintiff fails to plead any facts establishing how the Defendants in this case could be held liable for it given it is not attributable to them, that the conditional privilege that applied to it was abused, and that the statement was defamatory in character and the prospective employer understood it as such. Because Plaintiff's defamation claim fails as a matter of law, the Court should dismiss his FAC in its entirety with prejudice.

II. STATEMENT OF FACTS AND PROCEDURAL HISTORY

A. Procedural History

On March 2, 2022, Plaintiff filed a pro se Complaint in the United States District Court for the District of New Jersey, asserting a claim of defamation. (*See* ECF 1.) The District of New

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[1] Undersigned counsel does not represent Defendant Donald Glover.

Jersey transferred the case to this Court on September 13, 2022, after *sua sponte* screening the Complaint and deeming this Court the appropriate venue for it. (*See* ECF 9-10.) On November 30, 2022, the Court granted Plaintiff's application to proceed *in forma pauperis*. (ECF 15.) Plaintiff effectuated service of the Complaint on CHOP and Ms. Bailey. To CHOP's and Ms. Bailey's knowledge, Mr. Glover has not been served with original process.

On January 10, 2023, Defendants filed a Motion to Dismiss Plaintiff's Complaint for failure to state a claim pursuant to Rule 12(b)(6). (ECF 17.) On August 31, 2023, the Court granted the Motion and dismissed Plaintiff's Complaint without prejudice with leave to file an amended complaint. (*Id.*) Plaintiff filed his FAC on November 29, 2023.[2] (ECF 27.)

B. Allegations In Plaintiff's First Amended Complaint

In his FAC, Plaintiff seeks to hold Defendants liable for defamation under Pennsylvania law based on two separate statements: one made by his manager Ms. Bailey and supervisor Mr. Glover at some point prior to December 1, 2020; and one made by Zhan Kiselev in or around April 2021. (ECF 27, pp. 2-3 of 9.)

1. Alleged Defamatory Statement By Ms. Bailey And Mr. Glover

At some point during his employment with CHOP, Plaintiff had a meeting with his manager Ms. Bailey and his supervisor Mr. Glover. (ECF 27, p. 2 of 9.) A week after that meeting, a representative from CHOP Human Resources ("HR") called Plaintiff and asked him if he

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[2] Defendants object to Plaintiff's continued prosecution of this lawsuit because he lacks standing to do so. On August 29, 2023, Plaintiff reopened his Chapter 7 bankruptcy case and listed this lawsuit as an asset. *See In re Norman Lee Scott, Sr.*, 22-19638-ABA (Bankr. D.N.J.) at ECF 53, 56. A trustee was appointed to the bankruptcy estate on September 1, 2023. *See id.* at ECF 55. "After a Trustee is appointed, a Chapter 7 debtor no longer has standing to pursue a cause of action which accrued at the time the Chapter 7 petition was filed because only the trustee has the authority to prosecute and/or settle such causes of action." *Anderson v. Acme Markets, Inc.*, 287 B.R. 624, 628 (E.D. Pa. 2002).

recorded the meeting. (*Id.*) According to Plaintiff, Ms. Bailey and Mr. Glover said Plaintiff "pulled out his phone and secretly recorded said meeting." (*Id.*) The HR representative told Plaintiff they had to investigate Ms. Bailey and Mr. Glover's "alleged allegation." (*Id.*) After learning from the HR representative of Ms. Bailey and Mr. Glover's allegation, Plaintiff "went into a panic attack and could not concentrate on anything other than this character assassination" and "was unable to get a good night's sleep." (*Id.*)

According to Plaintiff, Ms. Bailey told Salim Kai, a senior director, about the "alleged allegation" against him. (*Id.*) Further, Plaintiff alleges Mr. Glover told "team A," which comprises his coworkers Steve Garner, Kirk Goebal, Virginia Mota, George Richardson, Jeffrey Taylor, and Larry Villeco, "about the alleged allegations." (*Id.*, p. 3 of 9.) After Plaintiff learned "the allegations" were shared with his coworkers, he went out on FMLA leave. (*Id.*) When Plaintiff returned to work from leave, Michael Hamid, a manager in the biomedical department, questioned Plaintiff "about the alleged allegations." (*Id.*) In addition, Craig Unger and Darren Hinton (whose positions Plaintiff does not identify) asked Plaintiff about "the alleged allegations." (*Id.*)

Plaintiff states that CHOP's investigation into Ms. Bailey and Mr. Glover's allegation about him took months, during which time he experienced "stress and depression" and "could not focus on anything else but clearing his reputation from this false allegation." (*Id.*) According to Plaintiff, after CHOP completed its investigation, it found no evidence substantiating that Plaintiff recorded the meeting with Ms. Bailey and Mr. Glover. (*Id.*) On December 1, 2020, Dana Springer[3] emailed Plaintiff, stating:

> Norman-
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> As discussed, I am following up in writing to confirm there was no evidence of audio recording on your part when you met with your management team some months back. As you may recall, your

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[3] Ms. Springer is Director, Human Resources Business Partner Services at CHOP.

> managers felt as though you may have taped a conversation with them, which would be illegal given two party consent rules in Pennsylvania, because you had your phone out on the desk during a meeting. Diana Kloda investigated this matter and found that there was no sufficient evidence to show you'd engaged in this behavior. This matter is now closed.
>
> Best regards,
> Dana Springer

(ECF 27 at Exhibit A.)[4] Plaintiff alleges he "did not receive a department clearance of the alleged allegations only an email from HR which did not repair Your Plaintiff [sic] reputation." (*Id.*, p. 3 of 9.)

2. Alleged Defamatory Statement By Zhan Kiselev

Plaintiff alleges that in April 2021, he applied for a Biomed tech field service position at Cooper University Health Care ("Cooper"). (ECF 27, p. 3 of 9 and Exhibit B.) According to Plaintiff, "Cooper University was informed of Your Plaintiffs [sic] alleged allegations by a former employer at Cooper" named Zhan Kiselev.[5] (*Id.*, p. 3 of 9.) Plaintiff states that Jorrel Nugent told Plaintiff that "Cooper University spoke with Zhan Kiselev who told them about the allegations which led to Your Plaintiff not receiving the job offer." (*Id.*)

III. STANDARD OF REVIEW

Under Federal Rule of Civil Procedure 12(b)(6) a complaint must allege "enough facts to state a claim to relief that is plausible on its face." *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 570 (2007). A claim is facially plausible only "when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged." *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009) (citing *Twombly*, 550 U.S. at 556).

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[4] In ruling on a motion to dismiss, the Court may consider "the allegations contained in the complaint, exhibits attached to the complaint" together with any document "integral to or explicitly relied upon in the complaint." *Schmidt v. Skolas*, 770 F.3d 241, 249 (3d Cir. 2014).

[5] Plaintiff does not provide any further identifying information about Kiselev.

Courts in the Third Circuit follow a three-step approach in ruling on a motion to dismiss. *Connelly v. Lane Const. Corp.*, 809 F.3d 780, 787 (3d Cir. 2016). First, a court should take note of the elements the plaintiff must plead to state a claim. *Id.* Second, the court "should identify allegations that, 'because they are no more than conclusions, are not entitled to the assumption of truth.'" *Id.* (quoting *Iqbal*, 556 U.S. at 679). Third, "[w]hen there are well-pleaded factual allegations, [the] court should assume their veracity and then determine whether they plausibly give rise to an entitlement to relief." *Connelly*, 809 F.3d at 787 (quoting *Iqbal*, 556 U.S. at 679). The court must draw on its "judicial experience and common sense" in assessing the well-pleaded facts. *Iqbal*, 556 U.S. at 679. "[W]here the well-pleaded facts do not permit the court to infer more than the mere possibility of misconduct, the complaint has alleged – but it has not 'shown' – 'that the pleader is entitled to relief,'" and the complaint must be dismissed. *Iqbal*, 556 U.S. at 679 (quoting Fed. R. Civ. P. 8(a)(2)); *Iqbal*, 556 U.S. at 678-679 ("Rule 8 . . . does not unlock the doors of discovery for a plaintiff armed with nothing more than conclusions.").

Although courts are to liberally construe *pro se* pleadings, "*pro se* litigants still must allege sufficient facts in their complaints to support a claim." *Owens v. Armstrong*, 171 F. Supp. 3d 316, 328 (D.N.J. 2016) (quoting *Mala v. Crown Bay Marina, Inc.*, 704 F.3d 239, 245 (3d Cir. 2013)). Pro se plaintiffs are not exempt from complying with federal pleading standards. *Thakar v. Tan*, 372 F. App'x 325, 328 (3d Cir. 2010).

IV. ARGUMENT

Plaintiff does not state a claim for defamation premised on either the alleged statement made by Ms. Bailey and Mr. Glover or the alleged statement made by Zhan Kiselev. Accordingly, the Court should dismiss Plaintiff's FAC with prejudice.

A. Plaintiff Fails To State A Defamation Claim Premised On Ms. Bailey And Mr. Glover's Alleged Statement

Plaintiff's defamation claim premised on Ms. Bailey and Mr. Glover's statement fails because it is time-barred. Even if the claim were not time-barred, it still fails because Plaintiff does not plead facts plausibly showing the essential elements of a defamation claim.

1. Plaintiff's Claim Is Time-Barred

Under Pennsylvania law, an action for defamation must be commenced within one year of the allegedly defamatory statement being uttered. 42 Pa. C.S. § 5523(1); *see also Rizzo v. Nutanix, Inc*., No. 20-5140, 2021 WL 1214504, at *2 (E.D. Pa. Mar. 31, 2021) ("The one-year clock starts to run from the date of publication.") (citing *In re Phila. Newspapers*, 690 F.3d 161, 174 (3d Cir. 2012)); *Brown v. DaVita Inc*., No. 09-3892, 2011 WL 5523823, at *2 (E.D. Pa. Nov. 14, 2011) ("The statute of limitations begins to run when the alleged defamatory statement is uttered."). Plaintiff failed to commence this action within one year of Ms. Bailey and Mr. Glover making the alleged defamatory statement.

Although Plaintiff does not identify in his FAC the specific date Ms. Bailey and Mr. Glover made the alleged defamatory statement, Exhibit A to the FAC confirms they made it well before December 1, 2020. (ECF 27, Exhibit A.) Ms. Springer's email at Exhibit A replies to an email Plaintiff sent seeking follow-up to a discussion they had. (*Id.*) In her email, Ms. Springer advises Plaintiff the allegation Ms. Bailey and Mr. Glover made about him of recording a meeting with them without their consent was investigated and the investigation did not yield evidence to corroborate the allegation. (*Id.*) Plaintiff further alleges CHOP's investigation into Ms. Bailey and Mr. Glover's allegation about him "took months," during which time he experienced stress and depression and "could not focus on anything else but clearing his reputation from this false allegation." (ECF 27, p. 3). Thus, as logically follows, Ms. Bailey and Mr. Glover made the statement Plaintiff alleges was defamatory well before December 1, 2020, the date of Ms. Springer's email.

To file a timely defamation claim premised on Ms. Bailey and Mr. Glover's statement, Plaintiff was required to initiate a lawsuit by at least December 1, 2021. Plaintiff filed his initial Complaint in this case on March 2, 2022. (ECF 1.) His claim premised on Ms. Bailey and Mr. Glover's alleged statement is therefore time-barred and should be dismissed. *Johnson v. Children's Hosp. of Phila.*, No. 21-3089, 2021 WL 4941383, at *1 (E.D. Pa. Oct. 20, 2021) ("A Court may dismiss a Complaint for failure to state a claim based on the statute of limitations when it is clear from the face of the complaint that it is time-barred.") (citing *Wisniewski v. Fisher*, 857 F.3d 152, 157 (3d Cir. 2017)).

2. Plaintiff Fails To Plead Facts Plausibly Showing Ms. Bailey And Mr. Glover's Statement Defamed Him

Even if Plaintiff had initiated this action within the statute of limitations (he did not), he fails to state a claim for defamation premised on Ms. Bailey and Mr. Glover's statement. To state such a claim, Plaintiff must plead facts sufficient to show (1) the defamatory character of the communication, (2) its publication by Defendants, (3) its application to Plaintiff, (4) the understanding by the recipient of its defamatory meaning, (5) the understanding by the recipient of it as intended to be applied to Plaintiff, (6) special harm resulting to Plaintiff from its publication, and (7) abuse of a conditionally privileged occasion. 42 Pa. C.S.A. § 8343(a); *Barclay v. Keystone Shipping Co.*, 128 F. Supp. 2d 237, 246-47 (E.D. Pa. 2001). Plaintiff's claim fails because he does not plead facts sufficient to show that (a) any of the Defendants abused an applicable conditional privilege, (b) Ms. Bailey and Mr. Glover's communication was defamatory in character and the recipients of the communication appreciated it as such, and (c) Plaintiff experienced special harm as a result the communication.

a. The Allegedly Defamatory Statement Is Conditionally Privileged And Plaintiff Pleads No Abuse Of The Privilege

Communications are privileged when they are "made on a proper occasion, from a proper motive, in a proper manner, and based upon reasonable cause." *Choi v. Sohn*, No. 01-1782, 2004 WL 627060, at *3 (E.D. Pa. Mar. 1, 2004). A publication is conditionally privileged if the publisher reasonably believes the recipient shares a common interest in the subject matter and is entitled to know. *Daywalt v. Montgomery Hosp.*, 573 A.2d 1116, 1118 (Pa. Super. Ct. 1990) (citing Restatement of Torts (2d) § 596).

In the employment context, conditional privilege attaches "when an employer's workers communicate with each other in connection with the discipline, including termination, of a fellow employee" and the workers are involved in the discipline. *Foster v. UPMC S. Side Hosp.*, 2 A.3d 655, 664 (Pa. Super. Ct. 2010). "[W]orkplace communications related to employee discipline are conditionally privileged." *McDaniel v. Am. Red Cross, Johnstown Region*, 58 F. Supp. 2d 628, 633 (W.D. Pa. 1999). Further, "intra-department communications about employee performance" are conditionally privileged. *Cauley v. Geisinger Clinic*, No. 4:21-CV-00045, 2022 WL 265947, at *8 (M.D. Pa. Jan. 27, 2022) (citing *Momah v. Albert Einstein Med. Ctr.*, 978 F. Supp. 621, 635 (E.D. Pa. 1997)). Similarly, a report of a coworker's suspected misconduct to a supervisor has been held to be conditionally privileged. *Udodi v. Stern*, 438 F. Supp. 3d 293, 303 (E.D. Pa. 2020) (Rufe, J.).

Once it is determined a conditional privilege applies to a communication, a defamation plaintiff cannot survive a motion to dismiss unless he has pled facts sufficient to show the defendant abused the privilege. *Id.* (citing 42 Pa. Cons. Stat. § 8343(a)(7) and *Foster*, 2 A.3d at 665). Abuse of a conditional privilege occurs when the publication is actuated by malice or negligence, is made for a purpose other than that for which the privilege is given, or to a person not reasonably believed to be necessary for the accomplishment of the purpose of the privilege, or included defamatory matter not reasonably necessary for the accomplishment of the purpose. *Cauley*, 2022 WL 265947, at *9 (citing *Foster*, 2 A.3d at 665).

Here, Ms. Bailey and Mr. Glover's communication to HR that they suspected Plaintiff "pulled out his phone and secretly recorded [their] meeting" (ECF 27, p. 2 of 9) is conditionally privileged. CHOP HR, Ms. Bailey, and Mr. Glover shared a common interest in addressing such potential employee misconduct, and HR was entitled to know that information. *See, e.g.*, *Daywalt*, 573 A.2d at 1119 (finding as matter of law communications between supervisors, personnel director, and members of defendant's payroll department regarding plaintiff's suspected alteration of timecards conditionally privileged); *Foster*, 2 A.3d at 664 (finding as matter of law communications between employer's workers involved in reporting, reviewing, and investigating employee's job performance and potential misconduct conditionally privileged).

Plaintiff conclusorily asserts "Defendant acted with actual malice" and was "grossly negligent," but pleads no facts plausibly showing Ms. Bailey or Ms. Glover (or any other CHOP employee) communicated their statement maliciously or negligently relative to Plaintiff. Likewise, Plaintiff does not allege Ms. Bailey or Mr. Glover included in their communication with HR (or anyone else) some defamatory matter not reasonably necessary for reviewing and investigating the conduct they suspected Plaintiff engaged in.

Plaintiff alleges Ms. Bailey communicated "the alleged allegation" to a senior director (Salim Kai) and that another manager in the department, Michael Hamid, questioned Plaintiff "about the alleged allegations."[6] (ECF 27, pp. 2, 3 of 9.) Such communications between managers

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[6] Plaintiff also alleges Craig Unger and Darren Hinton asked him about "the alleged allegations" (ECF 27, p. 3 of 9); however, Plaintiff does not state who these individuals are or the circumstances under which they learned of the "alleged allegations."

are well within the ambit of conditional privilege, and Plaintiff pleads no facts plausibly showing Ms. Bailey abused that privilege by engaging in them. *See e.g., Barclay v. Keystone Shipping Co.*, 128 F. Supp. 2d 237, 248 (E.D. Pa. 2001) ("Communications among upper managers regarding an employee's job performance are conditionally privileged.") (citing *Rutherfoord v. Presbyterian-Univ.,* 612 A.2d 500, 507 (Pa. Super. Ct. 1992)); *Maier v. Maretti*, 671 A.2d 701, 706 (1995) (holding plaintiff's supervisor's communications with branch manager and personnel director about incidents of plaintiff's potential misconduct and discipline conditionally privileged); *Jones v. Johnson & Johnson*, No. 94-7473, 1997 WL 549995, at *9 (E.D. Pa. Aug. 22, 1997), *aff'd*, 166 F.3d 1205 (3d Cir. 1998) (finding communication among managers at meeting discussing investigation into plaintiff's suspected misconduct conditionally privileged).

Plaintiff's vague allegation that Mr. Glover told Plaintiff's coworkers on team A "about the alleged allegations" is likewise insufficient to establish abuse of a conditional privilege. Plaintiff does not allege specifically who the coworkers on team A are, including their titles or roles; the circumstances under which Mr. Glover communicated to them, including whether the communication was in context of an investigation or discussion of performance or discipline; or what specifically Mr. Glover said to them "about the alleged allegations." (*See* ECF 27, pp. 2-3 of 9.) As such, Plaintiff does not plead facts plausibly showing Mr. Glover's communications with team A were not privileged or were privileged and an abuse of the privileged occurred. *See Daywalt*, 573 A.2d at 1119 ("The plaintiff has the burden of pleading and proving abuse of privilege.") (citing 42 Pa. C.S. § 8343); *Turk v. Salisbury Behavioral Health, Inc.*, No. 09-CV-6181, 2010 WL 1718268, at *4 (E.D. Pa. Apr. 27, 2010) (dismissing defamation claim where plaintiff did not identify "substance of the alleged defamatory statements, or state the circumstances under which they were allegedly made," finding conclusory allegation that defendant "disseminated false statements . . . concerning [plaintiff's] job performance" insufficient).

b. Plaintiff Does Not Plead With Sufficient Specificity The Defamatory Character Of Ms. Bailey and Mr. Glover's Alleged Communication Or That Its Recipients Understood It As Defamatory

Even assuming Plaintiff's claim premised on Ms. Bailey and Mr. Glover's statement were not time-barred (it is), and even assuming Plaintiff sufficiently pled abuse of a conditional privilege (he did not), his claim still fails because he does not plead with sufficient specificity that Ms. Bailey's and Mr. Glover's communications were defamatory in nature or that those to whom they made the communication understood it to be defamatory. Plaintiff's claim fails on these grounds too.

"An allegation of defamation is subject to a more stringent standard of pleading than is usually the case." *Smith v. Sch. Dist. of Phila.*, 112 F. Supp. 2d 417, 429 (E.D. Pa. 2000). A defamation complaint must, on its face, identify specifically what allegedly defamatory statements were made, and to whom they were made. *Bank v. Cmty. Coll. of Phila.*, No. 22-293, 2022 WL 2905243, at *3 (E.D. Pa. July 22, 2022) (quoting *Moses v. McWilliams*, 549 A.2d 950, 960 (Pa. Super. 1988), *app. denied*, 558 A.2d 532 (Pa. 1989)). It is only through such specific pleading that a court may discern whether the communication at issue is of a defamatory character and whether the recipient appreciated the communication's character as defamatory. *Smith*, 112 F. Supp. 2d at 429; *Bush v. Lawrence*, No. 1713 EDA 2018, 2019 WL 517812, at *2 (Pa. Super. Feb. 11, 2019); *see Bank*, 2022 WL 2905243, at *3 ("[Plaintiff] must identify the specific statements in each email that he maintains are defamatory. Without this information, it is impossible to analyze his claim."); *Burton v. Teleflex Inc.*, 707 F.3d 417, 434 (3d Cir. 2013) ("Whether a communication is capable of defamatory meaning is a 'threshold issue' to be determined by the court.").

In his FAC, Plaintiff fails to plead specifically what Ms. Bailey or Mr. Glover said to the recipients of the communication Plaintiff alleges is defamatory. Rather, Plaintiff just repeatedly states in conclusory fashion that Ms. Bailey and Mr. Glover told others "about the alleged allegation" with no further details about the substance or context of their alleged communication or other facts establishing the allegedly defamatory character of the communication or the recipients' appreciation of the communication as such. (*See* ECF 27, pp. 2-3 of 9.) That is insufficient.

c. Plaintiff Fails To Plead Special Harm

To satisfy the "special harm" element of a defamation claim, a plaintiff must plead a specific monetary or out-of-pocket loss as a result of the allegedly defamatory communication. *NTP Marble, Inc. v. AAA Hellenic Marble, Inc.*, 799 F. Supp. 2d 446, 452 (E.D. Pa. 2011) (citing *Cornell Cos., Inc. v. Borough of New Morgan*, 512 F. Supp. 2d 238, 271 (E.D. Pa. 2007)). Special harm must be of an economic or pecuniary nature; mere loss of reputation is not sufficient to prove special harm. *Vasquez v. Dorta*, No. 1468 C.D. 2021, 2023 WL 2879411, at *10 (Pa. Commw. Ct. Apr. 11, 2023); *Bell v. Sullivan*, No. 17-912, 2017 WL 5518005, at *8 (E.D. Pa. Nov. 16, 2017).

Plaintiff alleges that as a result of Ms. Bailey and Mr. Glover's allegedly defamatory communication he "went into a panic attack," experienced "stress and depression," "could not focus on anything else but clearing his reputation from this false allegation," and "was unable to get a good night's sleep." (ECF 27, pp. 2-3 of 9.). However, Plaintiff does not allege he experienced a specific monetary or out-of-pocket loss as a result of their communication. Accordingly, he does not plead special harm, and his defamation claim therefore fails.

B. Plaintiff Fails To State A Defamation Claim Premised On Zhan Kiselev's Alleged Statement

Plaintiff's defamation claim premised on Zhan Kiselev's ("Kiselev") alleged communication to Cooper fails because he does not plead facts plausibly showing (1) any of the Defendants could be held liable for that communication, (2) Kiselev abused a conditional privilege, and (3) the communication was defamatory in character and Cooper understood it as such. Accordingly, the Court should dismiss Plaintiff's claim premised on this communication.

1. Plaintiff Pleads No Facts Under Which Kiselev's Communication Could Be Attributable To Defendants

Kiselev is not a defendant in this case. Presumably, Plaintiff seeks to hold CHOP liable for the communication he alleges Kiselev made to Cooper. However, Plaintiff alleges no connection whatsoever between Kiselev and CHOP (or between Kiselev and Ms. Bailey or Mr. Glover). In fact, Plaintiff alleges Kiselev is "a former employer at Cooper." (ECF 27, p. 3.) Plaintiff cannot hold Defendants liable for an alleged communication made by an individual with no authority, actual or apparent, to make the alleged communication in the first place. *See Am. Soc. of Mech. Engineers, Inc. v. Hydrolevel Corp.*, 456 U.S. 556, 566 (1982) ("[I]f an agent is guilty of defamation, the principal is liable so long as the agent was apparently authorized to make the defamatory statement.") (citing Restatement 2d of Agency, § 247 (1957)); *Reed v. Brown*, 166 A.3d 570, 575 (Pa. Commw. Ct. 2017) ("Where a recipient of a defamatory statement repeats, or republishes, the earlier statement, the author of the earlier statement is legally responsible for the republication only if the recipient was privileged to repeat it, or if the repetition was authorized or intended by the original defamer, or if the repetition was reasonably to be expected.") (citing Restatement (Second) of Torts, § 576, cmt. b & c. (1977)).

Plaintiff alleges no facts plausibly showing Kiselev acted within the scope of any agency or authority, actual or apparent, given him by the Defendants. Nor does Plaintiff allege any facts showing Kiselev was privileged to repeat any statement made by Defendants or that his repetition of any statement made by Defendants could be reasonably expected. Accordingly, Plaintiff fails to state a defamation claim premised on Kiselev's alleged communication.

2. Plaintiff Does Not Allege Kiselev Abused A Conditional Privilege

Even assuming Plaintiff sufficiently pled facts establishing Kiselev were an agent of Defendants and/or acting within the scope of authority granted by them (he has not), Plaintiff's claim would still fail because he does not allege any facts showing abuse of the conditional privilege that applies to his alleged communication to Cooper. "Under Pennsylvania law, a conditional privilege applies when a prior employer provides an evaluation of a former employee to a prospective employer." *Bentlejewski v. Werner Enterprises Inc.*, 654 F. App'x 77, 79 (3d Cir. 2016) (quoting *Grogan v. Duane, Morris & Heckscher*, 1991 WL 98888, at *7 (E.D. Pa. June 4, 1991)). *See also Frymire v. PaineWebber, Inc.*, 107 B.R. 506, 512 (E.D. Pa. 1989) (same). Thus, to the extent Plaintiff alleges Kiselev made an allegedly defamatory communication about him to Cooper on behalf of Defendants, such communication was conditionally privileged. Plaintiff alleges no facts plausibly showing Kiselev abused that privilege. *See Daywalt*, 573 A.2d at 1118-1119 (finding no abuse of conditional privilege in communication of plaintiff's possible misconduct to those with an employment "interest in [plaintiff]'s activities" who were "entitled to know of [defendant]'s suspicions"); *Garvey v. Dickinson Coll.*, 763 F. Supp. 796, 798 (M.D. Pa. 1991) (finding no abuse of conditional privilege where former employer provided full and fair account of employment performance to prospective employer).

3. Plaintiff Does Not Sufficiently Plead The Defamatory Character Of Kiselev's Alleged Communication, That Cooper Understood It As Defamatory, Or That Plaintiff Suffered Harm As A Result Of It

As discussed *supra*, a defamation plaintiff must plead with specificity what the allegedly defamatory statement was that the defendant made, to whom defendant made it, and under what circumstances it was made. *Bank*, 2022 WL 2905243, at *3. Failure of a plaintiff to do so renders it impossible for a court to determine whether the alleged communication is defamatory in character and whether its recipient understood it as such. *Id.*; *Durando v. The Trustees of the Univ. of Pa.*, No. 21-756, 2022 WL 2192943, at *3 (E.D. Pa. June 17, 2022) ("The determination of whether a statement is capable of defamatory meaning is made in light of the 'full context' of the communication."); *Agency Servs., Inc. v. Reiter*, 513 F. Supp. 586, 587-88 (E.D. Pa. 1981) ("In making its determination [of whether a communication is susceptible of defamatory meaning], a court must weigh both the language of the communication, and the context in which the communication is made.").

Plaintiff specifies nothing about the communication he alleges Kiselev made to Cooper, to whom at Cooper Kiselev allegedly made it, or the context in which he allegedly made it. Plaintiff merely alleges in conclusory fashion that Kiselev "told them [Cooper] about the allegations which led to Your Plaintiff not receiving the job offer." (ECF 27, p. 3 of 9.) Further, Plaintiff pleads no facts supporting his belief that Kiselev's communication was the reason Cooper did not offer him the position to which he applied. Tellingly, Plaintiff is concurrently prosecuting a pro se lawsuit against Cooper wherein he alleges the real reason Cooper did not hire him is because it discriminated against him based on his race, sex, age, hair style, and disability.[7] Plaintiff's vague and conclusory assertions about Kiselev's alleged communication to Cooper and that it was the purported reason for him not getting the position are insufficient to support a claim of defamation.

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[7] *See Norman L. Scott, Sr. v. The Cooper Health System*, No. 1:22-cv-4123 (D.N.J.). In his complaint in that case Plaintiff alleges "[u]pon leaving the interview [with Cooper] my previous co-worker informed me that [Cooper] did not like my style of hair, and that I was too old for the position. I have been discriminated [sic] due to my race, sex, age, hair style, and disability." *Id.* at ECF 2.

V. CONCLUSION

As the foregoing demonstrates, Plaintiff fails to plead facts plausibly showing Defendants may be held liable for defamation. Accordingly, Defendants respectfully request that the Court grant their Motion and dismiss Plaintiff's FAC with prejudice.

s/ Paul J. Sopher
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Dated: December 13, 2023

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The Children's Hospital of Philadelphia and
Whitney R. Bailey

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

REC'D SEP 26 2024

NORMAN LEE SCOTT, SR.
Plaintiff,

v.

WHITNEY R. BAILEY, *et al.*,

CIVIL ACTION NO.22-3654

NOTICE OF APPEAL

Plaintiff hereby appeals the Order made on the 23rd day of September 2024. A copy of the Order is attached as exhibit A

September 26, 2024

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN LEE SCOTT, SR
Plaintiff,
v.
WHITNEY R. BAILEY, *et al.*,
Defendants.

CIVIL ACTION NO. 22-3654

ORDER

AND NOW, this 23rd day of September 2024, for the reasons stated in the Court's separate order of this date, it is hereby **ORDERED** that the case is **DISMISSED with prejudice** based on judicial estoppel. The Clerk of Court is directed to **CLOSE** the case.

It is so **ORDERED.**

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFE, J.

CERTIFICATE OF SERVICE

I, Norman L Scott, Sr. *pro se,* do hereby certify that I caused a true and correct copy of the foregoing Notice of Appeal, to be served on this day vie first class mail, upon the following:

Paul J. Sopher
Littler Mendelson, P.C.
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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Case Number: 24-2809

Case Name: Norman L. Scott, Sr. v. Whitney Bailey, et al.

(E.D. Pa. Civ. No. 22-cv-03654)

INFORMAL BRIEF

DIRECTIONS: ***Answer the following questions about your appeal or petition for review to the best of your ability. Use additional sheets of paper if necessary. The total number of pages cannot exceed 30. Parties are encouraged to use one side of the paper for ease of reading. You need not limit your brief solely to this form, but you should be certain that any brief you file contains answers to the questions below. The Court prefers short and direct statements.***

1. Jurisdiction: What order(s) of the district court or agency are you appealing?
The order of the United States District Court for The Eastern District of Pennsylvania. The district court had jurisdiction pursuant to 28 U.S.C. § 1331. This Court has appellate jurisdiction under 28 U.S.C. § 1291

What is the date of the order(s)?
23rd day of September 2024,

When did you file your notice of appeal or petition for review?
26th day of September 2024,

2. Statement of the case: Explain the proceedings in the district court or before the agency (i.e. what the district court or the agency did in deciding your case).

The District Court for the Eastern District of Pennsylvania originally and correctly found that judicial estoppel did not apply to this case, citing the fact that Plaintiff had cured his bankruptcy schedules more than a year prior and had not acted in bad faith. However, the District Court later reversed its position a year later Sua Sponte, relying on two unrelated cases involving Plaintiff that had previously been dismissed under judicial estoppel. Courts may not sua sponte reconsider rulings without notice and opportunity to respond, as doing so violates fundamental due process principles. See United States v. Raether, 331 F.3d 856, 863 (Fed. Cir. 2003).The District Court previously denied the motion for judicial estoppel and permitted Appellant to amend his complaint, which he did. More than a year later, with no material change in facts or law, the Court reversed course and dismissed the Appellant's employment complaint on the very same judicial estoppel grounds. See memorandum opinion August 31, 2023. The Court reconsidered its denial of judicial estoppel without a motion by Defendant, and without notice to Appellant or opportunity to respond. This deprived Appellant, a pro se litigant, of the fundamental right to be heard. Such Sua Sponte reconsideration especially where Appellant had already relied on the Court's ruling to prepare an amended complaint is contrary to procedural fairness. See Day v. McDonough, 547 U.S. 198, 210 (2006).

3. Statement of facts: Explain the facts and events that led to the complaint in the district court or the action before the agency.

Appellant, Norman L. Scott, Sr., proceeding pro se, brought action against his former employer, The Childrend's Hospital of Philadelphia("CHOP"), and two individuals, Whitney R. Bailey, and Donald Glover, for defamation. Appellant was granted the opportunity to file an amended complaint and defendant motion for judicial estoppel was denied on August 31st 2023. The Court reconsidered its denial of judicial estoppel without a motion by Defendant, and without notice to Appellant or opportunity to respond. This deprived Appellant, a pro se litigant, of the fundamental right to be heard. Such sua sponte reconsideration especially where Appellant had already relied on the Court's ruling to prepare an amended complaint is contrary to procedural fairness. See Day v. McDonough, 547 U.S. 198, 210 (2006).

4. Statement of related cases: Have you filed an appeal or petition for review in this case before? If so, give title of case and docket number.

No.

Do you have any cases related to this case pending in the district court, in the court of appeals or before the agency? If so give title of case and docket number.

No

5. Did the district court or the agency incorrectly decide the facts of your case? yes If so, what facts?

Judicial estoppel is an equitable doctrine that should not be applied to punish mistakes, particularly when made by pro se litigants attempting to navigate complex legal systems. In this case, the District Court improperly imposed judicial estoppel against Appellant, a pro se litigant, despite his timely and good-faith effort to amend his bankruptcy schedules and correct an unintentional omission over a year ago August 29th 2023. The Supreme Court in New Hampshire v. Maine, 532 U.S. 742 (2001), emphasized that judicial estoppel is intended to prevent parties from intentionally misleading the courts to gain an unfair advantage. Circuit courts have reiterated that judicial estoppel should not apply where the omission was inadvertent or mistaken.

In Ah Quin v. County of Kauai Dept. of Transp., 733 F.3d 267 (9th Cir. 2013), the Ninth Circuit reversed the application of judicial estoppel where a plaintiff corrected her bankruptcy schedules after failing to initially disclose a legal claim. The court held that "[w] here, as here, the plaintiff has reopened the bankruptcy case and corrected the record, judicial estoppel is inappropriate unless there is clear evidence of bad faith or intent to deceive."

Appellant took precisely these corrective steps. After learning of the disclosure issue, he moved to reopen the bankruptcy case on August 29th 2023, and amended his schedules to disclose the employment claims at issue. There is no evidence of an attempt to mislead the court or of any benefit Appellant gained from the original omission. Rather, he acted to preserve the integrity of the bankruptcy process the very interest judicial estoppel is intended to protect. Here, Appellant acted in a timely and transparent manner to correct a technical omission. Applying judicial estoppel in this context amounts to a harsh sanction that is inconsistent with the equitable nature of the doctrine. As the court in Jones v. Safeway, Inc., 2006 WL 2729263 (N.D. Cal. Sept. 25, 2006), noted, "[j]judicial estoppel is not meant to be a technical trap for the unwary, especially when the party is pro se."

6. Did the district court or the agency apply the wrong law (either cases or statutes)? yes
If so, what law do you want applied?

The District Court previously denied a motion for judicial estoppel, implicitly acknowledging that the record did not support its application. Thereafter, Appellant took additional corrective steps, including amending the bankruptcy schedules and ensuring full disclosure. Reconsidering and then granting estoppel a year later, in light of increased disclosure and transparency, contradicts the doctrine's equitable nature and represents a clear abuse of discretion. The District Court's application of judicial estoppel unjustly penalizes a pro se litigant who acted in good faith and took every step to correct an unintentional omission. Because there was no bad faith, no unfair advantage, and full correction of the record, judicial estoppel should not apply. By dismissing Appellant's employment claim on judicial estoppel grounds, the District Court failed to consider the totality of circumstances, including Appellant's pro se status, his corrective actions, and the absence of bad faith. This results not in the protection of judicial integrity, but rather in the punishment of an individual for trying to do the right thing. The doctrine of judicial estoppel, as interpreted by the Third Circuit and other courts, does not apply where the omission was inadvertent and later corrected. Applying it here, particularly after the District Court previously denied judicial estoppel and the bankruptcy trustee took no action, constitutes an abuse of discretion and an unjust sanction. As the Ninth Circuit held in Ah Quin v. County of Kauai Dept of Transp., 733 F.3d 267, 271 (9th Cir. 2013), judicial estoppel is not applicable when the party discloses the omitted claim after realizing the mistake. Appellant acted promptly, amended his bankruptcy schedules, and disclosed the employment claim to the bankruptcy court. Since the bankruptcy court was aware of the claim and did not object to the amendment, the underlying rationale for judicial estoppel is absent. By imposing judicial estoppel, the District Court effectively forecloses Appellant from litigating his employment discrimination claim. This is a severe sanction that prevents Appellant from having his day in court a result that is disproportionate and unjust, especially given the absence of bad faith or manipulation. As the Third Circuit noted in Ryan Operations G.P. v. Santiam-Midwest Lumber Co., 81 F.3d 355, 362 (3d Cir. 1996), judicial estoppel should not be used as a means of “penalizing the unwary” or preventing a party from seeking a resolution of their claims on the merits.

7. Are there any other reasons why the district court's judgment or the agency's decision was wrong? yes

If so, briefly state these reasons.

The District Court previously denied Defendant-Appellee's motion for judicial estoppel, implying that the initial failure to disclose the claim was not sufficient to warrant dismissal. The Court's reversal a year later, after Appellant had fully amended his bankruptcy schedules, represents an abuse of discretion. The Court improperly relied on the same facts to reach a different conclusion, penalizing Appellant for his good-faith efforts to correct his prior mistake. Dismissing Appellant's case on the grounds of judicial estoppel prevents him from presenting his legitimate claims to the court, depriving him of a meaningful opportunity to be heard. As a pro se litigant, Appellant is at a distinct disadvantage in navigating the complexities of bankruptcy law and employment discrimination claims. To punish Appellant for a good-faith mistake that he has already corrected is a severe and unfair sanction. The District Court's reversal of its own ruling, particularly after Appellant had already corrected the omission, shows a failure to exercise sound discretion in balancing fairness and judicial economy.

8. What action do you want the Court of Appeals to take in this case?

For the foregoing reasons, Appellant respectfully requests that this Court reverse the District Court's order dismissing his complaint and remand the case for further proceedings. Denying Appellant the opportunity to litigate his claims on the merits punishes a pro se litigant for an honest mistake and effectively denies him his day in court. This is a gross injustice, and it is contrary to the principles of fairness and access to justice that the courts should uphold. Because the sua sponte order was entered without procedural safeguards and is unsupported by appropriate grounds for reconsideration, it must be vacated in the interest of justice and to preserve the integrity of judicial process.

Pro Se, IFP

Signature

The entire district court record is available for the court's review. You must attach copies of the district court docket entries, the opinion and order appealed, and the notice of appeal. You may, but are not required to, attach any documents filed in the district court that you think the court of appeals must see in order to decide your appeal. Documents not admitted in the district court may not be submitted to the court of appeals without permission of the court.

IMPORTANT: IF YOU ARE PROCEEDING PROCEEDING IN FORMA PAUPERIS, YOU MUST FILE AN ORIGINAL AND THREE (3) COPIES OF THIS BRIEF AND ANY ATTACHMENTS WITH THE CLERK. IF YOU HAVE PAID THE DOCKETING FEE, YOU MUST FILE AN ORIGINAL AND SIX (6) COPIES OF THIS BRIEF AND ANY ATTACHMENTS WITH THE CLERK. A COPY OF THIS BRIEF AND ANY ATTACHMENTS MUST ALSO BE SENT TO ALL OPPOSING PARTIES. YOU MUST CERTIFY ON THE ATTACHED PROOF OF SERVICE THAT A COPY OF THIS BRIEF AND ANY ATTACHMENTS WERE SENT TO ALL OPPOSING PARTIES.

PROOF OF SERVICE

I certify that on 5/1/2025 (date) I mailed a copy of this brief and all attachments via first class mail to the following parties **at the addresses listed below**:

Paul J. Sopher
Littler Mendelson, P.C.
Three Parkway
1601 Cherry Street
suite 1400
Philadelphia, PA 19102

PROOF OF SERVICE FOR INSTITUTIONALIZED OR INCARCERATED LITIGANTS

In addition to the above proof of service all litigants who are currently institutionalized or incarcerated should include the following statement on all documents to be filed with this Court:

I certify that this document was given to prison officials on ________ (date) for forwarding to the Court of Appeals. I certify under penalty of perjury that the foregoing is true and correct. 28 U.S.C. §1746.

Pro Se IFP
Signature

Dated: 5/1/2025

Rev. 06/2018

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APPENDIX

BLD-128

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

C.A. No. 24-2809

NORMAN L. SCOTT, SR.,
Appellant

v.

WHITNEY R. BAILEY, et al.

(E.D. Pa. Civ. No. 2:22-cv-03654)

Present: CHUNG, Circuit Judge

Submitted are:

(1) Appellant's motion for appointment of counsel;

(2) Appellees' response to motion for appointment of counsel

in the above-captioned case.

Respectfully,

Clerk

ORDER

Upon consideration of the factors set out in Tabron v. Grace, 6 F.3d 147, 155-56 (3d Cir. 1993), Appellant's motion for appointment of counsel is denied.

By the Court,

s/ Cindy K. Chung
Circuit Judge

Dated: April 23, 2025
Gch/cc: Norman L. Scott, Sr.
All Counsel of Record

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 24-2809

Scott v. Bailey

To: Clerk

1) Motion by Appellant for Appointment of Counsel

2) Response by Appellees in Opposition to Motion by Appellant for Appointment of Counsel

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The foregoing motion and response are referred to a motions panel. The briefing schedule is hereby stayed pending disposition of the motion for appointment of counsel. If the motion is denied or referred to the merits panel, Appellant's brief and appendix must be filed within thirty (30) days of the date of the order denying or referring the motion.

For the Court,

s/ Patricia S. Dodszuweit
Clerk

Dated: March 4, 2025

kr/cc: Norman L. Scott, Sr.
Bridget C. Devlin, Esq.
Paul J. Sopher, Esq.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RECD SEP 26 2024

NORMAN LEE SCOTT, SR.
Plaintiff,

v.

WHITNEY R. BAILEY, *et al.*,

CIVIL ACTION NO.22-3654

NOTICE OF APPEAL

Plaintiff hereby appeals the Order made on the 23rd day of September 2024. A copy of the Order is attached as exhibit A

September 26, 2024

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NORMAN LEE SCOTT, SR
Plaintiff,
v.
WHITNEY R. BAILEY, *et al.*,
Defendants.

CIVIL ACTION NO. 22-3654

ORDER

AND NOW, this 23rd day of September 2024, for the reasons stated in the Court's separate order of this date, it is hereby **ORDERED** that the case is **DISMISSED with prejudice** based on judicial estoppel. The Clerk of Court is directed to **CLOSE** the case.

It is so **ORDERED.**

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFE, J.

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2:22-cv-03654-CMR SCOTT v. BAILEY et al
CYNTHIA M. RUFE, presiding
Date filed: 09/08/2022
Date terminated: 03/05/2025
Date of last filing: 03/05/2025

History

Doc. No.	Dates	Description
1	*Filed:* 03/02/2022 *Entered:* 03/03/2022	Complaint
	Filed & Entered: 03/03/2022	Order
2	*Filed & Entered:* 03/03/2022	Notice (Other)
3	*Filed & Entered:* 03/03/2022	Letter
5	*Filed & Entered:* 03/08/2022	Certificate of Service
6	*Filed & Entered:* 03/08/2022	Application/Petition
7	*Filed & Entered:* 08/10/2022	Letter
	Filed & Entered: 09/08/2022	Terminated Case
8	*Filed & Entered:* 09/08/2022	Memorandum and/or Opinion
9	*Filed & Entered:* 09/08/2022	Order Transferring Case
10	*Filed & Entered:* 09/13/2022	Case Transferred In - District Transfer
11	*Filed & Entered:* 09/13/2022	Notice re: Pro Se Guidelines
	Filed & Entered: 09/14/2022	Remark
12	*Filed & Entered:* 09/26/2022	Order
13	*Filed:* 09/26/2022 *Entered:* 09/27/2022 *Terminated:* 09/26/2022	Motion for Leave to Proceed in forma pauperis
	Filed & Entered: 09/27/2022	Remark
14	*Filed:* 10/11/2022 *Entered:* 10/12/2022 *Terminated:* 11/30/2022	Motion for Leave to Proceed in forma pauperis
15	*Filed & Entered:* 11/30/2022	Order on Motion for Leave to Proceed in forma pauperis
16	*Filed & Entered:* 11/30/2022	Summons Issued
17	*Filed & Entered:* 01/10/2023 *Terminated:* 08/31/2023	Dismiss for Failure to State a Claim
18	*Filed & Entered:* 01/12/2023	Notice of Appearance
19	*Filed & Entered:* 01/12/2023	Notice of Appearance
20	*Filed & Entered:* 06/02/2023 *Terminated:* 06/02/2023	Motion to Dismiss

21	*Filed & Entered:* 06/02/2023 *Terminated:* 08/31/2023	Motion to Dismiss
22	*Filed & Entered:* 08/31/2023	Memorandum and/or Opinion
23	*Filed & Entered:* 08/31/2023	Order (Memorandum and/or Opinion)
24	*Filed & Entered:* 09/28/2023 *Terminated:* 09/29/2023	Motion for Extension of Time to Amend
25	*Filed & Entered:* 09/29/2023	Order on Motion for Extension of Time to Amend
26	*Filed & Entered:* 09/29/2023	Response in Opposition to Motion
27	*Filed:* 11/28/2023 *Entered:* 11/29/2023	Amended Complaint
28	*Filed & Entered:* 11/29/2023	Summons Issued
29	*Filed & Entered:* 12/13/2023 *Terminated:* 09/23/2024	Dismiss for Failure to State a Claim
30	*Filed & Entered:* 12/20/2023	Affidavit of Service
31	*Filed & Entered:* 09/23/2024	Order on Motion to Dismiss for Failure to State a Claim
32	*Filed & Entered:* 09/23/2024	Order Dismissing Case
33	*Filed:* 09/26/2024 *Entered:* 09/27/2024	Notice of Appeal
34	*Filed & Entered:* 09/27/2024	USCA Notice of Docketing ROA
35	*Filed & Entered:* 03/04/2025 *Terminated:* 03/05/2025	Motion for Relief Under 60B
36	*Filed & Entered:* 03/05/2025	Order on Motion for Relief Under 60B

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