

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

IN RE:	§	
ABC DENTISTRY, P.A., et al.	§	CASE NO: 16-34221
	§	
ABC DENTISTRY OLD SPANISH TRAIL, P.L.L.C.	§	CASE NO: 16-34222
	§	
ABC DENTISTRY WEST OREM, P.L.L.C.	§	CASE NO: 16-34225
	§	Jointly Administered
Debtor(s)	§	
	§	CHAPTER 11

**NOTICE OF REMOVAL**

Brewer & Pritchard, P.C., J. Mark Brewer and A. Blaire Hickman (collectively “Defendants”), who are all the defendants, file this Notice of Removal of Case No. 2018-36793; *Saeed Rohifard v Brewer & Pritchard, P.C., et al*, from the 151<sup>st</sup> District Court of Harris County, Texas<sup>1</sup> (“Removed Action”) to this Court pursuant to 28 U.S.C. §1452(a), Federal Rule of Bankruptcy Procedure 9027, and Local Rule of Bankruptcy Procedures 9027-1.

1. The petition being removed was filed June 4, 2018, and the first defendant to be served received service of process on June 26, 2018. This removal is being filed less than 30 days thereafter and thus is timely.
2. The Court has jurisdiction over the one or more of the causes of action in the Removed Action pursuant to its “related to” jurisdiction under 28 U.S.C. §157(c) and accordingly, this Court has the authority to hear and the determine the Removed Action. Alternatively,

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<sup>1</sup> True and correct copies are attached hereto as Exhibits A and B.

the Court has jurisdiction over one or more of the causes of action in the Removed Action pursuant to its “related to” jurisdiction under 28 U.S.C. §157 and 1334(b) and has the authority to hear the Removed Action under 28 U.S.C. §157(c).

3. Facts entitling defendants to remove to this Court. The petition being removed was filed by Saeed Rohifard (known to this Court as Saeed Rohi) in the 151<sup>st</sup> Judicial District Court against his former counsel. Although the petition does not mention the existence of this bankruptcy or the Final Order entered by this Court on November 7, 2017, it constitutes a collateral attack on that Final Order for the division of proceeds of \$4,000,000 between Rohi, his then counsel, and the state of Texas.
4. To the extent the Court determines that any of the causes of action in the Removed Action are non-core proceedings, the Defendants consent to entry of final orders or judgment by this Court.
5. In accordance with Federal Rules of Bankruptcy Procedures 9027(a)(1) and Local Rule of Bankruptcy Procedures 9027-1, the following is a list of all names and addresses of the parties, parties on whom service of process has been accomplished and the name, address and telephone number of the counsel for every party:

- a. Saeed Rohifard, aka Saeed Rohi (plaintiff)  
c/o The Kassab Law Firm  
1214 Elgin Street  
Houston, TX 77004

Counsel:

Lance Christopher Kassab, David Eric Kassab and  
Kimber Watson Eniola  
The Kassab Law Firm  
1214 Elgin Street  
Houston, TX 77004  
713-522-7400

- b. Brewer & Pritchard, A Professional Corporation (defendant)  
*Service of process has not been accomplished*  
800 Bering, Suite 201  
Houston, TX 77057

Counsel:

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Houston, TX 77057  
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- c. J. Mark Brewer (defendant)  
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- d. A. Blaire Hickman (defendant)  
*Service of process was accomplished on June 26, 2018*  
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6. In accordance with Federal Rules of Bankruptcy Procedure 9027(a)(1) and Local Rule of Bankruptcy Procedures 9027-1, the following are attached as exhibits:

Exhibit A: Docket Sheet in the State Court Action  
Exhibit B: Plaintiff's Original Petition in the 151<sup>st</sup> Judicial District Court, Harris County, Texas with summons served on A. Blaire Hickman

7. In accordance with Local Rule 9027-2, all removing parties, which are all the defendants, consent to the entry of final orders or judgment by the bankruptcy judge if it is determined that the bankruptcy judge, absent consent of the parties, cannot enter final orders or judgment consistent with Article III of the United States Constitution.

Respectfully submitted,

1. BREWER & PRITCHARD,  
A PROFESSIONAL CORPORATION

/s/ J. Mark Brewer

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2. J. MARK BREWER, INDIVIDUALLY

/s/ Kenneth A. Zimmern

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3. A. BLAIRE HICKMAN, INDIVIDUALLY

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**CERTIFICATE OF SERVICE**

I certify that on July 12, 2018, the foregoing document was filed electronically with the Court and served on counsel as follows:

**Via E-File**

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David Eric Kassab

Kimber Watson Eniola

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ATTORNEYS FOR PLAINTIFF

/s/ J. Mark Brewer

J. Mark Brewer