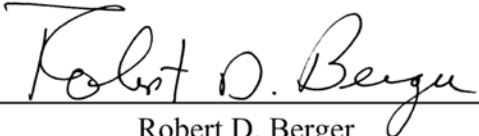


The relief described hereinbelow is **SO ORDERED**.

SIGNED this 1st day of February, 2024.




Robert D. Berger
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS**

In re:

SEAN KRISTIAN TARPENNING,

Debtor.

Case No. 23-21455

Chapter 7

ORDER DENYING MOTION TO QUASH

This matter comes before the Court on debtor Sean Tarpenning's motion to quash subpoenas issued in Case No. 20-21358, *In re US Equity Builder, LLC*.¹

¹ ECF 152; *cf.* Case No. 20-21358, ECF 825 (“**Conduct Order**”); *id.* ¶ 3 (“All filing with the Court, whether pleadings or otherwise, by Tarpenning shall be done through Tarpenning’s legal counsel unless otherwise authorized by subsequent Order of the Court.”).

However, the motion does not appear to have been served in accordance with Fed. R. Bankr. P. 9014(b); does not contain the certification required by D. Kan. Rule 37.2; and was filed in the wrong case.

Tarpenning argues that he filed the motion to quash in his personal bankruptcy because the Conduct Order prevented him from doing so in *USREEB*.² However, Tarpenning is represented by counsel in *USREEB*—and “[w]hen individual parties have the assistance of counsel, courts need not consider any filings made *pro se*.” *Bunn v. Perdue*, 966 F.3d 1094, 1098 (10th Cir. 2020) (citations omitted). Regardless of the Conduct Order (which, the Court notes, is subject to modification at Tarpenning’s request³), if Tarpenning is represented by counsel in a particular case, the Court will not consider Tarpenning’s *pro se* filings in that case.

For these reasons, Tarpenning’s motion to quash is hereby denied.

IT IS SO ORDERED.

###

² See ECF 152 at 1.

³ See Conduct Order at 4 (“[T]his Order remains subject to further modification upon request of the Trustees or Tarpenning, or upon the Court’s own motion. Notice of any requested modification by the Trustee or Tarpenning shall be filed on the docket and contain the basis for such modification.”).