

Jacob L. Houmand, Esq. (NV Bar No. 12781)
Email: jhoumand@houmandlaw.com
HOUMAND LAW FIRM, LTD.
9205 West Russell Road, Building 3, Suite 240
Las Vegas, NV 89148
Telephone: 702/720-3370
Facsimile: 702/720-3371

Proposed Counsel for Bradley G. Sims, Chapter 7 Trustee

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
CARTWHEEL ROBOTICS, INC.,

Debtor.

Case No. BK-S-26-50278-HLB
Chapter 7

**REPLY IN SUPPORT OF MOTION FOR
ORDER (I) DESIGNATING SCOTT
LAVALLEY AS PERSON REQUIRED TO
PERFORM THE DUTIES OF THE DEBTOR
PURSUANT TO FRBP 9001(b)(5); AND (II)
COMPELLING FILING OF SCHEDULES,
STATEMENTS, AND APPEARANCE AT §
341 MEETING**

Date of Hearing: June 9, 2026
Time of Hearing: 1:00 p.m.

Place: Telephonic Hearing
Phone Conference Number: (833) 435-1820
Meeting ID: 161 214 7653
Access Code: 313068#

Judge: Honorable Hilary L. Barnes¹

Bradley G. Sims (the “Trustee”), the duly appointed Chapter 7 Trustee in the above-captioned bankruptcy case, by and through his proposed counsel, Jacob L. Houmand, Esq. of the Houmand Law Firm, Ltd., hereby submits this *Reply* (the “Reply”) in support of the *Motion for*

¹ Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The Federal Rules of Civil Procedure will be referred to as “FRCP” and the Federal Rules of Bankruptcy Procedure will be referred to as “FRBP.” The Local Rules of Practice for the United States Bankruptcy Court for the District of Nevada shall be referred to as the “Local Rules”.

HOUMAND LAW FIRM, LTD.
9205 West Russell Road, Building 3, Suite 240 Las Vegas, NV 89148
Telephone: (702) 720-3370 Facsimile: (702) 720-3371

1 *Order (I) Designating Scott LaValley As Person Required to Perform the Duties of the Debtor*
2 *Pursuant to FRBP 9001(b)(5), and (II) Compelling Filing of Schedules, Statements, and*
3 *Appearance At § 341 Meeting [ECF No. 41] (the “Motion”).*

4 **MEMORANDUM OF POINTS AND AUTHORITIES**

5 **I. INTRODUCTION**

6 The instant bankruptcy case was commenced when an involuntary bankruptcy petition
7 was filed against Cartwheel Robotics, Inc. (the "Debtor") by RSF Robotics I, a series of RSF
8 Master, LLC, Wong Family Revocable Trust, and Nevada Battle Born Growth Escalator, Inc.
9 (collectively, the "Petitioning Creditors"). On April 14, 2026, the Court entered an *Order for*
10 *Relief In Involuntary Case* [ECF No. 7] and the Trustee was appointed that same day. As of the
11 filing of this Reply – nearly seven weeks after entry of the Order for Relief – the Debtor still has
12 not filed bankruptcy schedules, a statement of financial affairs, or a creditor matrix. On April 28,
13 2026, the Trustee filed the Motion, which seeks to have Scott LaValley (“Mr. LaValley”)
14 designated as a person required to perform the duties of the Debtor under FRBP 9001(b)(5). Mr.
15 LaValley is the former president of the Debtor and has extensive knowledge of the Debtor’s
16 business operations and financial affairs. The Motion is necessary because the Debtor is a
17 corporation and, as a result, requires an individual to be designated to perform the obligations of
18 the Debtor under the bankruptcy code.

19 On May 20, 2026, Mr. LaValley filed an *Opposition of Scott LaValley to Trustee’s Motion*
20 *for Order (I) Designating Scott LaValley As Person Required to Perform Duties of the Debtor*
21 *Pursuant to FRBP 9001(b)(5), and (II) Compelling Filing of Schedules, Statements, and*
22 *Appearance at § 341 Meeting [ECF No. 65] (the “Opposition”) that argues, among other things,*
23 *that Mr. LaValley does not oppose cooperating with the Trustee, but opposes any requirement to*
24 *“recreate and certify complete corporate bankruptcy schedules and statements from memory,*
25 *speculation, raw financial information, or records outside his possession, custody, or control.”*
26 *See Opposition, p. 6. As an initial matter, the Trustee does not seek an order requiring Mr.*
27 *LaValley to fabricate information, speculate, or certify facts outside his knowledge. Rather the*
28 *order should require him to perform the Debtor’s duties based on information known to him. On*

1 May 28, 2026, Mr. LaValley filed a *Limited Supplemental Response of Scott LaValley,*
 2 *Individually And As Creditor/Party In Interest, to Petitioning Creditors' Joinder and Response*
 3 [ECF No. 69] (the "Supplemental Opposition")² that contains significant information related to
 4 the Debtor's business affairs and the timeline of events in the months prior to the involuntary
 5 bankruptcy filing. The information in the Supplemental Opposition underscores the fact that Mr.
 6 LaValley is the individual that would be best equipped to be designated to perform the obligations
 7 of the Debtor. Accordingly, the Motion should be granted and the arguments raised in the
 8 Oppositions should be overruled.

9 II. LEGAL ARGUMENT

10 A. **FRBP 9001(b)(5) Authorizes the Designation of A Person Responsible for the Duties** 11 **of A Corporate Debtor**

12 FRBP 9001(b)(5) provides a mechanism for a court to designate a natural person to act on
 13 behalf of a non-natural debtor when the Bankruptcy Code or Rules require a debtor to perform an
 14 act or appear for examination. When the debtor is a corporation, the term "debtor" includes, if
 15 designated by the court, "any or all" of the debtor's officers, directors, trustees, members of a
 16 similar controlling body, controlling stockholders or members, or "any other person in control."
 17 FED. R. BANKR. P. 9001(b)(5). Thus, where a corporate debtor cannot itself appear, testify, file
 18 schedules, or perform statutory duties, the Court may designate one or more individuals through
 19 whom the debtor must act.

20 FRBP 9001(b)(5) does not require the Trustee to prove that the designated person has
 21 exclusive custody of all books and records, complete knowledge of every transaction, or the
 22 ability to reconstruct the debtor's affairs unaided. Rather, the purpose of the rule is practical: to
 23 ensure that a corporate debtor's duties under the Bankruptcy Code and Rules are performed by the
 24 officers, directors, or control persons best situated to provide information, identify assets and
 25 liabilities, locate records, disclose custodians, and submit to examination. *See* 11 U.S.C. §§ 343,
 26 521; FED. R. BANKR. P. 9001(b)(5).

27
 28 ² The Opposition and the Supplemental Opposition shall collectively be referred to as the
 "Oppositions".

1 Here, the designation of Mr. LaValley is appropriate because he was the Debtor's
2 president as of the petition date and is the individual most knowledgeable regarding the Debtor's
3 financial affairs, assets, and records. This is underscored by the fact that Mr. LaValley has
4 already appeared and testified on behalf of the Debtor at the initial 341(a) Meeting of Creditors.
5 The Oppositions do not contain any arguments that would support denial of the Motion. Rather
6 they are a roadmap showing why designation is necessary. Mr. LaValley identifies numerous
7 categories of relevant information and persons that may hold estate records. Mr. LaValley's point
8 that he is not personally the debtor misses the purpose of Rule 9001(b)(5). This rule does not
9 convert him into a debtor or impose personal liability for corporate debts. It designates the
10 individual through whom the corporate debtor must perform duties that the Bankruptcy Code and
11 Rules already impose on the Debtor.

12 To avoid any ambiguity, the Trustee requests that the order require Mr. LaValley to file or
13 cause to be filed the Debtor's schedules, statement of financial affairs, creditor matrix, and other
14 required documents based on information within his knowledge, possession, custody, or control,
15 or reasonably available to him. To the extent information is unavailable, Mr. LaValley should be
16 required to identify the missing information, explain why it is unavailable, and identify the
17 person, entity, or other custodian most likely to possess it.

18 **B. The Trustee Does Not Take A Position On the Relief Requested In the Joinder Filed**
19 **By the Petitioning Creditors**

20 On May 26, 2026, the Petitioning Creditors filed a *Joinder and Response to Motion for*
21 *Order (I) Designating Scott LaValley As Person Required to Perform the Duties of the Debtor*
22 *Pursuant to FRBP 9001(b)(5), and (II) Compelling Filing of Schedules, Statements, and*
23 *Appearance At § 341 Meeting* [ECF No. 68] (the "Joinder") that supports the relief requested in
24 the Motion and further states that "the Court should consider designating Samantha Conway and
25 Bill LaValley as persons required to perform the duties of the Debtor under Fed. R. Bankr. P.
26 9001(b)(5)." *See Joinder*, p. 1-2. The Trustee does not take a position on whether Samantha
27 Conway and Bill LaValley should be designated as persons required to perform the duties of the
28 Debtor. The potential designation of additional persons, however, does not undermine the relief

1 requested in the Motion. FRBP 9001(b)(5) permits designation of more than one person, and the
2 existence of other knowledgeable individuals does not excuse Mr. LaValley from performing the
3 Debtor’s duties.

4 **III. CONCLUSION**

5 For the foregoing reasons, the Trustee respectfully requests that the Court enter an order:
6 (a) granting the Motion; (b) designating Mr. LaValley as a person required to perform the
7 obligations of the Debtor pursuant to FRBP 9001(b)(5); (c) compelling Mr. LaValley to file or
8 cause to be filed the Debtor’s schedules, statement of financial affairs, creditor matrix, and other
9 required documents based on information within his knowledge, possession, custody, or control,
10 or reasonably available to him; (d) requiring Mr. LaValley to identify any unavailable information
11 and the persons, entities, professionals, employees, insiders, creditors, landlords, or other
12 custodians most likely to possess it; (e) compelling Mr. LaValley to appear and testify at any
13 continued § 341 meeting or other examination required of the Debtor; and (f) granting such other
14 and further relief as is just and proper.

15 Dated this 2nd day of June, 2026.

16 **HOUMAND LAW FIRM, LTD.**

17 By: /s/ Jacob L. Houmand
18 Jacob L. Houmand, Esq. (NV Bar No. 12781)
19 9205 West Russell Road, Building 3, Suite 240
20 Las Vegas, NV 89148
Telephone: 702/720-3370
Facsimile: 702/720-3371

21 *Proposed Counsel for Bradley G. Sims, Chapter*
22 *7 Trustee*

HOUMAND LAW FIRM, LTD.
9205 West Russell Road, Building 3, Suite 240 Las Vegas, NV 89148
Telephone: (702) 720-3370 Facsimile: (702) 720-3371

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of June, 2026, I caused to be served a true and correct copy of REPLY IN SUPPORT OF MOTION FOR ORDER (I) DESIGNATING SCOTT LAVALLEY AS PERSON REQUIRED TO PERFORM THE DUTIES OF THE DEBTOR PURSUANT TO FRBP 9001(b)(5); AND (II) COMPELLING FILING OF SCHEDULES, STATEMENTS, AND APPEARANCE AT § 341 MEETING in the following manner:

(CM/ECF ELECTRONIC SERVICE) By electronically filing the above-referenced document via the CM/ECF service to the parties listed below on the date above written:

SALLIE B ARMSTRONG on behalf of Petitioning Creditor NEVADA BATTLE BORN GROWTH ESCALATOR, INC.

sarmstrong@mcdonaldcarano.com, mhale@mcdonaldcarano.com

SALLIE B ARMSTRONG on behalf of Petitioning Creditor RSF ROBOTICS I, A SERIES OF RSF MASTER LLC

sarmstrong@mcdonaldcarano.com, mhale@mcdonaldcarano.com

SALLIE B ARMSTRONG on behalf of Petitioning Creditor WONG FAMILY REVOCABLE TRUST

sarmstrong@mcdonaldcarano.com, mhale@mcdonaldcarano.com

JACOB L. HOUMAND on behalf of Trustee BRADLEY G. SIMS

jhoumand@houmandlaw.com, bsims@houmandlaw.com;2082209420@filings.docketbird.com

BRADLEY G. SIMS

trustee@trusteesims.com, bgs@trustesolutions.net

BRADLEY G. SIMS on behalf of Trustee BRADLEY G. SIMS

trustee@trusteesims.com, bgs@trustesolutions.net

U.S. TRUSTEE - RN - 7

USTPRegion17.RE.ECF@usdoj.gov

(ELECTRONIC MAIL) By sending the above-referenced document via electronic mail to the parties listed below on the date above written:

- i. Scott LaValley (lavalley.scott@gmail.com)

HOUMAND LAW FIRM, LTD.
9205 West Russell Road, Building 3, Suite 240 Las Vegas, NV 89148
Telephone: (702) 720-3370 Facsimile: (702) 720-3371

1 I declare under penalty of perjury of the laws of the United States that the foregoing is true
2 and correct.

3 Dated this 2nd day of June, 2026.

4 **HOUMAND LAW FIRM, LTD.**

5 By: /s/ Jacob L. Houmand

6 Jacob L. Houmand, Esq. (NV Bar No. 12781)

7 9205 West Russell Road, Building 3, Suite 240

8 Las Vegas, NV 89148

9 Telephone: 702/720-3370

10 Facsimile: 702/720-3371

11 *Proposed Counsel for Bradley G. Sims, Chapter*
12 *7 Trustee*

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
HOUMAND LAW FIRM, LTD.
9205 West Russell Road, Building 3, Suite 240 Las Vegas, NV 89148
Telephone: (702) 720-3370 Facsimile: (702) 720-3371