

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

*In Re: Doe 72,
35, 25, 22*

In re:

Case No. 26-12628-CAP
Chapter 7

SHAWN EVANS MARTIN,

Debtor.

FILED-USBC /FLS-FTL
26 SEP 4 4 36

**APPELLANT'S DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON
APPEAL AND STATEMENT OF ISSUES**

Pursuant to Federal Rule of Bankruptcy Procedure 8009, Appellant Shawn Evans Martin designates the following items for inclusion in the record on appeal and states the issues to be presented. Appellant reserves the right to supplement the designation as permitted by the Rules and as necessary to ensure that the appellate record contains the complete materials considered by the Bankruptcy Court.

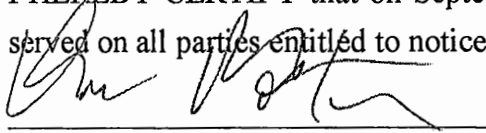
I. DESIGNATION OF RECORD

1. Bankruptcy petition and schedules sufficient to establish the commencement and posture of Case No. 26-12628-CAP.
2. Omega Villas Condominium Association, Inc.'s Motion for Relief from Automatic Stay, ECF No. 22, together with all exhibits.
3. Debtor's written response/objection concerning stay relief, including ECF No. 25 and all exhibits.
4. Transcript of the April 16, 2026 hearing on Omega's Motion for Relief from Stay.
5. Order Granting Omega Villas Condominium Association, Inc.'s Motion for Relief from Stay, entered April 20, 2026 and filed at ECF No. 35.
6. Debtor's Emergency Motion for Relief from the Stay Relief Order under Fed. R. Bankr. P. 9024 and Fed. R. Civ. P. 60(b)(1), ECF No. 62, together with all exhibits and attachments.
7. All responses, objections, memoranda, exhibits, notices, and other papers filed in opposition to or in connection with ECF No. 62.
8. Transcript of the August 18, 2026 hearing at 2:00 p.m. on ECF No. 62.
9. Order Denying Debtor's Emergency Motion for Relief from Order Granting Relief from Automatic Stay and Request for Expedited Evidentiary Hearing, entered August 21, 2026 at ECF

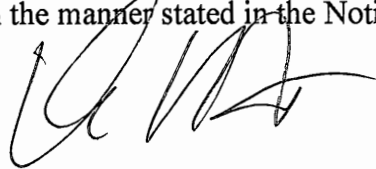
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 4, 2026, a true and correct copy of the foregoing was served on all parties entitled to notice in the manner stated in the Notice of Appeal.



SHAWN EVANS MARTIN



No. 72.

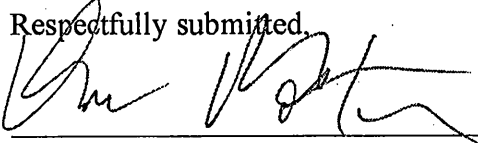
10. Any docket entries, notices, or orders material to the reassignment of the case from Judge Peter D. Russin to Judge Craig A. Pugatch and to the hearings and orders identified above.
11. Any recorded Declaration of Condominium, amendments, Claim of Lien, public-record materials, and other exhibits that were actually filed with or presented to the Bankruptcy Court in connection with ECF Nos. 22, 25, 62, or the April 16 and August 18 hearings.

II. STATEMENT OF ISSUES PRESENTED

1. Whether the Bankruptcy Court abused its discretion or otherwise erred in denying relief under Fed. R. Bankr. P. 9024 and Fed. R. Civ. P. 60(b)(1) where the Debtor asserted that the stay-relief ruling rested on a materially mistaken premise concerning the existence, perfection, or legal effect of Omega's asserted condominium lien.
2. Whether the Bankruptcy Court erred by declining to conduct an evidentiary hearing on disputed and potentially material facts concerning the lien asserted by Omega, including the timing and legal significance of the Claim of Lien recorded after the bankruptcy petition and after entry of the stay-relief order.
3. Whether the Bankruptcy Court gave appropriate effect to the Debtor's contention that the validity, priority, or extent of the asserted lien presented issues requiring fuller adjudication, including the procedural protections applicable to a contested lien determination.
4. Whether the Bankruptcy Court's refusal to revisit the April 20, 2026 order solely because the prior judge heard the parties' arguments adequately addressed the grounds for relief actually presented in ECF No. 62.
5. Whether denial of Rule 60(b)(1) relief and an evidentiary hearing deprived the Debtor of a meaningful opportunity to develop and present the lien-perfection and governing-declaration issues raised in ECF No. 62.
6. Whether the August 21, 2026 Order should be reversed or vacated and the matter remanded for reconsideration and, if appropriate, an evidentiary hearing.

Dated: September 4, 2026

Respectfully submitted,


SHAWN EVANS MARTIN, Debtor, Pro Se