

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, MARCH 18, 2016

Steven G. Tate, Trustee

9:30 a.m.

1) 13 Cecil N. Bare 11-40234 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (28)
Patricia B. Bare

Hearing on Debtors' Motion for Hardship Discharge (30)

WILLCOX

2) 13 Rheta A. Lail 13-40608 Continued hearing on Trustee's Amended Motion to Dismiss Case or to Modify Plan (33, 31)

WOOD

3) 13 Mason E. Hackett, Sr. 13-40616 Hearing on Trustee's Motion to Modify Plan (33); Debtors' Response (34)
Tammy M. Hackett

CARTER

4) 13 James M. Wyatt 15-40019 5th continued hearing on Debtor's Amended Motion to Extend Temporary Extension of Time to Remit Chapter 13 Plan Payment (20); Trustee's Response (21)

2nd continued hearing for status as to Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (22); Plan (9)

ELKINS

5) 13 Daniel T. Mulcahy 15-40309 4th continued hearing on Trustee's
Teresa M. Mulcahy Motion to Dismiss (22); Order
referencing Motion to Dismiss (26)

BRUDI

6) 13 Michael A. Morton 14-40494 Hearing on Trustee's Motion to
Margaret A. Morton Dismiss Case or to Modify Plan (38)

BALENTINE

7) 13 Joshua K, Treece 15-40357 Hearing on Trustee's Motion to
Vivian C. Treece Dismiss Case or to Modify Plan (23)

BALENTINE

8) 13 Robert S. White 15-40467 Hearing on Trustee's Objection to
Tamella C. White Confirmation of Chapter 13 Plan;
Motion to Dismiss (13); Plan (2);
Amended Plan (8)

Hearing on Motion to Excuse
Attendance at 341 Meeting of Male
Debtor (14)

HAY

9) 13 Alfred D. Shires 11-40389 4th continued hearing on Motion of
Christy G. Shires Bayview Loan Servicing to Incur
Debt and for Approval of Loan
Modification (68); Trustee's Response
(71)

Continued hearing on Trustee's
Motion to Dismiss Case or to Modify
Plan (74)

FARMER
JONAS

10) 13 Julius S. Funderburk 13-40350 Hearing on Trustee's Motion to
Jenna C. Funderburk Dismiss Case (52)

FARMER

11) 13 Timothy W. Gosnell 14-40368 Hearing on Debtor's Objection to
Trustee's Notice of Mortgage Payment
Change (113); Notice of Mortgage
Payment Change (99999)

Hearing on Debtor's Amended
Motion to Reconsider Dismissal of
Case (121); Order of Dismissal of
Bankruptcy Case (116); Trustee's
Response to Debtor's Motion to
Reconsider Order of Dismissal (122)

FARMER

12) 13 Daniel M. Bearden 15-40248 Hearing on Trustee's Notice for status
of the debtor's loan modification, per
the term of the Order Confirming Plan
(27); Order Confirming Plan (20)

FARMER

13) 13 Charles D. Surby 10-40532 Hearing on Debtors' Motion for
Lisa D. Surby Contempt and Sanctions Against
Nationstar Mortgage, LLC (51)

PLANER

14) 13 Harold A. Davidson 10-40537 Hearing on Debtors' Motion for
Laura K. Davidson Sanctions Against Nationstar
Mortgage, LLC (74); Amendment (76)

PLANER

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| 15) | 13 | Sue M. Gibson | 14-40145 | Hearing on Debtor's Motion for Sanctions Against Nationstar Mortgage, LLC (36) |
| | | PLANER | | |
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| 16) | 13 | Milton D. Martin, Jr.
Demetria M. Martin | 14-40046 | 3rd continued hearing on Trustee's Motion for Review (57) |
| | | PLANER | | |
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| 17) | 13 | Marsha L. Houser | 14-40160 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (21) |
| | | PLANER | | |
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| 18) | 13 | Orawan Lin | 14-40174 | Hearing on Debtor's Motion to Incur Debt (42); Trustee's Response (43) |
| | | PLANER | | |
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| 19) | 13 | Elbert D. Martin
Bonnie L. Martin | 15-40194 | 6th continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (15); Plan (9) |
| | | PLANER | | |
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| 20) | 13 | Lawrence D. Lawhun | 15-40211 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (32) |
| | | PLANER | | |
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| 21) | 13 | Betsy S. Badeaux | 16-40060 | Hearing on Debtor's Motion to Extend the Automatic Stay (6) |
| | | PLANER | | |
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22) 13 Kimberly H. Brooks 12-40629 Hearing on Motion to Withdraw as Attorney of Record (59); Amendment (61)

LUTZ

23) 13 Kenneth D. Hudson 13-40138 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)
Rhonda L. Hudson

LUTZ

24) 13 Connie M. McDowell 13-40158 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (27)

LUTZ

25) 13 Preston S. Lane 14-40115 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26)
Meredith A. Lane

LUTZ

26) 13 Wayne S. Bolick 14-40414 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)
Pamela A. Bolick

LUTZ

27) 13 Timothy W. White 14-40454 Continued hearing on Trustee's Motion to Modify Plan (35)

LUTZ

28) 13 Michael S. Misenheimer 15-40254 Hearing on Trustee's Motion to
Martha G. Misenheimer Dismiss Case or to Modify Plan (24)

LUTZ

29) 13 Toney E. Jackson 15-40409 Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (22)

LUTZ

30) 13 Amanda G. Flynn 10-40254 2nd continued hearing on Debtor's
Motion for Sanctions Against Caliber
Home Loans, Inc. (76); Response of
Caliber Home Loans (77)

W. S. GARDNER
STALEY

31) 13 Phil Morehead 12-40409 Continued hearing on Trustee's
Martha F. Morehead Motion to Dismiss Case or to Modify
Plan (33)

PRO SE
W. S. GARDNER

32) 13 James L. King 11-40105 Hearing on Debtors' Motion for
Vickie A. King Approval of Credit Transaction (36)

W. S. GARDNER

33) 13 Timothy S. Harrelson 12-40101 8th continued hearing for status. Re:
Kristina S. Harrelson Order on Trustee's Motion to
Dismiss/Convert/Modify (58)

W. S. GARDNER

34) 13 Jamie E. Yelton 12-40742 4th continued hearing on Trustee's Motion to Convert Case to Chapter 7 (86)
Dana H. Yelton

2nd continued hearing on Debtors' Motion to Approve Settlement Nunc Pro Tunc (89); Trustee's Response (90)

W. S. GARDNER

35) 13 Abigail S. McCool 13-40043 3rd continued hearing on Debtor's Motion to Approve Sale of Real Estate and Payoff Chapter 13 Plan (47); Trustee's Response (48)

W.S. GARDNER

36) 13 Ray A. Wilson 13-40444 Hearing on Debtor's Motion to Determine Tax Claims of the IRS and State Department of Revenue (43)

W. S. GARDNER

37) 13 Michael Reid 13-40643 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)
Dallas R. Reid

Hearing on Debtors' Motion to Modify Chapter 13 Plan to Reduce Plan Payment (37); Trustee's Response (38)

W. S. GARDNER

38) 13 Paul G. Strahler 14-40425 Hearing on Debtor's Objection to Proof of Claim filed by Navient Solutions, Inc. (24)

W. S. GARDNER

39) 13 George L. Surratt 14-40448 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (39)

Hearing on Debtor's Motion to Modify Plan (41); Trustee's Response (44)

W. S. GARDNER

40) 13 Wilbert N. Clark 15-40012 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (41)
Teresa A. Clark

W. S. GARDNER

41) 13 Jerry E. Bowen 15-40190 4th continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (51); Amended Plan (47); Plan (34)

Hearing on Debtor's Motion to Approve Offer to Purchase and Contract (66); Trustee's Response (67); Objection of Bank of the Ozarks (68)

W. S. GARDNER
TATE, TR.
ACKERMAN

42) 12 Donna Khan 15-40270 3rd continued hearing on Trustee's Motion to Dismiss (11)

Hearing on Amended Chapter 12 Plan (28) - *Hearing Terminated*

W. S. GARDNER

- 43) 13 Curtis V. Raby 15-40325 Hearing on Trustee's Notice of
Lois J. Raby Hearing. Re: Status of the Debtors'
Loan Modification (18); Order
Confirming Plan (15)
- Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (17)

W. S GARDNER

10:30 a.m.

- 44) 7 Rebecca A. Blair 13-40587 8th continued hearing on Motion of
The Bank of New York Mellon for
Relief from Stay (39); Debtor's
Response (40)

HAY
COOPER, TR.
JONAS

CONT TO 4/29

- 45) 7 Randy J. Silverstine 15-40280 3rd continued hearing on Trustee's
Objection to Exemptions (8)

HAY
COOPER, TR.

CONT TO 4/29

- 46) 7 Hollis M. Owens 15-40014 Hearing on Trustee's Objection to
Claim of Merri Oxley (26); Response
of Merri Oxley (30)

MOORE
SIGMON & HENDERSON, TR.
LUTZ

Response withdrawn, 3/9/16

- 47) 11 Kee-Ledbetter, Inc. 16-40063 Hearing on Debtor's Motion to Assume Lease with Impressionable Solutions, LLC (5); Bankruptcy Administrator's Objection (22)
- Hearing on Debtor's Motion to Assume Lease with Carolina Artisans Construction, Inc. (6); Bankruptcy Administrator's Objection (23)
- Hearing on Debtor's Motion to Assume Lease with Scottie B. Webber (7); Bankruptcy Administrator's Objection (24)
- Hearing on Debtor's Motion to Use Cash Collateral (13); **Amended (29)** Bankruptcy Administrator's Objection (14)

BALENTINE
KENNY

- 48) 11 Atlantic Carolinas Capital, LLC 13-40121 2nd Status Hearing as to Order in Aid of Consummation (248, 240)

W. S. GARDNER

Final Report filed; fees paid

- 49) 11 Restoration Properties of Shelby, LLC 15-40163 2nd continued hearing on Motion of BB&T for Relief from Stay (51); Debtor's Response (54)

W. S. GARDNER
LIVERMON

CON'T TO 4/29 BY AGREEMENT

50) 11 Alive Apparel, Inc. 15-40189 2nd continued hearing on Motion of Stephen Carter for Appointment of Independent Trustee (88)

W. S. GARDNER
KENNY

51) 11 Leonard J. McNeilly 15-40342 Hearing on Motion of the BA to Require Debtors to Appear and Show Cause (49)
Jo Nell N. McNeilly

W. S. GARDNER
KENNY

52) 11 Glenda K. Hooper 15-40443 Hearing on Debtor's Motion for 30 Day Extension of Exclusive Period for Filing Chapter 11 Plan and Disclosure Statement (66)

4th continued hearing on Debtor's Motion to Allow for Secured Debt Payments to HomeTrust Bank (12); Response of HomeTrust Bank (21); Response of the Bankruptcy Administrator (29)

4th continued hearing on the Bankruptcy Administrator's Motion to Appoint Chapter 11 Trustee (25); Order Granting Appointment (35)

W. S. GARDNER
KENNY

11:00 a.m.

53) 13 Rebecca M. Vance 15-40502 Continued hearing on Trustee's
Objection to Confirmation of Chapter
13 Plan; Motion to Dismiss (14); Plan
(11)

Continued hearing on Trustee's
Objection to Exemptions (15)

Hearing on Debtor's Motion to
Amend Exemptions (20)

WOOD
TATE, TR.

ADDITIONS CALENDAR

9:30 a.m.

54) 13 Barbara H. Ledford 12-40447 Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (108)
NACHAMIE

55) 13 Umar A. Moori 13-40280 Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (42)
DUNCAN

56) Adv Timothy W. Gosnell 14-4012 Continued for Status Hearing
v. Ch. 13
Glenn D. Morgan 14-40368

FARMER
PRO SE

57) 13 Paul A. Stamey 14-40085 Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (36)
Ida R. Stamey

WILLCOX
