

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Statesville Division

Honorable Laura T. Beyer Presiding

FRIDAY, JULY 14, 2017

Steven G. Tate, Trustee

9:30 a.m.

- 1) 13 Michael L. Shor 13-50008 9th continued hearing on Trustee's motion to dismiss or modify plan for payment default (76); debtor's response (77)

PRO SE

- 2) 13 Randall C. Shull 14-50626 4th continued status hearing on order granting debtors' motion for moratorium (34, 31)
Vanessa M. Shull

PRO SE
VUJOVIC

- 3) 13 Jonathan Bynum 16-50344 Hearing on debtor's motion to reopen bankruptcy case (49)

PRO SE

- 4) 13 Kelly J. Ward 17-50029 Continued hearing on objection to confirmation of plan [Becky S. Ward] (20, 14, 13, 2); debtor's response (22)

BRADLEY
WOOD

- 5) 13 Clint R. Wiest 17-50175 Hearing on debtor's motion to extend time to make second and third Chapter 13 payments (40); Trustee's response (42)

COLEMAN

- 6) 13 Sheila M. Collins 15-50291 Continued hearing on Trustee's motion to modify plan (51)
Shawn E. Collins

GRIFFIN

- 7) 13 Keith L. James 15-50775 Hearing on Trustee's motion to dismiss or modify plan for payment default (59)
Shonda D. Moore

PENNEBAKER

- 8) 13 Steven C. Grady 13-50714 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (38); debtor's response (39)

SUMMERLIN

- 9) 13 Rufus B. Sims, Jr. 12-51230 Hearing on Trustee's motion to dismiss or modify plan for payment default (16); response [Loretta Sims] (17)

LAMONTAGNE
PRO SE

10) 13 Robert W. Dameron 14-50211 Hearing on Trustee's motion to
Teresa E. Dameron deem mortgage current or paid in
full (35)

LAMONTAGNE

11) 13 Chad J. Michael 14-50472 Hearing on motion for relief from
stay [First National Bank of
Pennsylvania] (59); debtor's
response (60)

LANEY
PETTIT

12) 13 Tammy M. Young 17-50350 Hearing on court order to appear
Christopher T. Young and show cause for dismissal of
case (5, 1)

LANEY

13) 13 Roger E. Bradshaw 16-50272 3rd continued hearing on debtor's
first objection to claim (28);
response [USA/IRS] (31)

2nd continued hearing on Trustee's
motion to dismiss or modify plan
for payment default (33)

BOLGER
BECK

14) 13 Ira L. Greene 16-50281 Hearing on Trustee's motion to
Donna C. Greene dismiss or modify plan for
payment default (37)

BOLGER

15) 13 Tonya L. Gobble 17-50196 Hearing on debtor's motion to extend time to pay first monies (18); Trustee's response (21)

BOLGER

16) 13 Ronnie RC Wilmoth 15-50127 Hearing on Trustee's motion to dismiss or modify plan for payment default (37)
Gina W. Wilmoth

FLIPPIN

17) 13 Kenneth C. Royal 15-50337 Hearing on Trustee's motion to dismiss or modify plan for payment default (50)
Janet C. Royal

FLIPPIN

18) 13 Harry W. Edwards, Jr. 16-50345 5th continued hearing on Trustee's objection to claim (21); response [U.S. Bank, N.A.] (22)
Carolyn M. Edwards

FLIPPIN
STALEY

19) 13 William G. Luszc 14-50273 4th continued status hearing on order granting debtors' motion to incur debt (27, 24)
Vanessa M. Luszc

GROFF

20) 13 Jeremy D. Baker 16-50751 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (23)
Jennifer R. Baker

Hearing on debtors' motion to modify plan (29); Trustee's response (32); response [M&T Bank] (33)

GROFF
STALEY

- 21) 13 Brint D. Russell, Jr.
Kathleen J. Russell 17-50146 Hearing on motion for relief from stay [State Employees' Credit Union] (24); debtors' response (25)
- Hearing on Trustee's objection to claim (20); response [State Employees' Credit Union] (23)

GROFF
HASKELL

- 22) 13 Patti J. Price 17-50231 Hearing on debtor's motion to extend time to pay second Chapter 13 payment (16); Trustee's response (19)

GROFF

- 23) 13 John D. Mabry
Sherry H. Mabry 13-50314 Hearing on debtors' motion to approve settlement (46); Trustee's response (47)

LUCK

- 24) 13 William T. Rigsbee
Mary Lynn Rigsbee 14-50038 Hearing on Trustee's motion to dismiss or modify plan for payment default (33)

LUCK

- 25) 13 Jason N. Church 16-50708 Hearing on Trustee's motion for status hearing (16)

LUCK

26) 13 Sonya L. Queen 17-50009 3rd continued hearing on objection to confirmation of plan [Vanderbilt Mortgage and Finance, Inc.] (11, 9, 8)

LUCK
FLETCHER

27) 13 Edward E. Perkins 14-50596 Hearing on Trustee's motion to dismiss or modify plan for payment default (47)

WOOD

28) 13 Barbara H. Goins 15-50555 2nd continued hearing on Trustee's motion to dismiss or modify plan (74)

WOOD

29) 13 Mary Catherine B. Hoke 15-50740 4th continued hearing on Trustee's motion for status hearing (33)

WOOD

30) 13 David W. Hollar
Brenda R. Hollar 16-50330 Hearing on Trustee's motion for status hearing (55)

WOOD

31) 13 Roberto Vargas 16-50762 Hearing on Trustee's objection to claim (24); debtor's response (28)

WOOD

32) 13 Kenneth E. Carpenter, III 16-50777 Continued hearing on motion to
Julie S. Carpenter dismiss bankruptcy case for failure
to file federal tax returns and
exceeding 109(e) debt limit for
eligibility for Chapter 13
[USA/IRS] (22)

WOOD
BECK

CASE DISMISSED

33) Adv. Marcia C. Smith 15-05034 6th continued pre-trial conference
v. 13 (8)
Stephen S. Smith 13-50927
Hearing on motion to withdraw as
attorney [Robert H. Gourley, Jr.]
(18)

MALLORY
GOURLEY

34) 13 Gayle M. Hyman 15-50278 3rd continued hearing on Trustee's
motion to dismiss or modify plan
for payment default (22)
Continued hearing on debtor's
objection to notice of mortgage
payment change (25, 3/22/2017 doc)

MALLORY

35) 13 Marty J. Gaskin, Sr. 16-50034 Hearing on Trustee's motion to
dismiss or modify plan for
payment default (28)

MALLORY

36) 13 Phillip R. McCoy, Sr. 16-50053 Hearing on Trustee's motion to
Nicole T. McCoy dismiss or modify plan for
payment default (34)

MALLORY

37) 13 Mark A. Wilson 16-50168 Hearing on debtors' motion to
Jennifer L. Wilson modify plan (45); Trustee's
response (47)

MALLORY

38) 13 Charles R. Lowrance 16-50524 Continued hearing on Trustee's
Loutinia B. Lowrance objection to claim (22); response
[Nationstar Mortgage LLC] (26)

MALLORY
JONAS

39) 13 Larry M. Wilson 17-50075 2nd continued hearing on Trustee's
Patricia A. Wilson objection to confirmation of
Chapter 13 plan and motion to
dismiss (19, 16, 14, 6, 3)

2nd continued hearing on debtors'
motion to extend time to pay
second payment (21); Trustee's
response (23)

Hearing on debtors' objection to
claim (27); response [USA/IRS] (30)

MALLORY
BECK

40) 13 Charles T. Dixon 17-50193 Hearing on Trustee's objection to
Lori M. Dixon confirmation of Chapter 13 plan
and motion to dismiss (15, 3)

MALLORY

41) 13 Savannah F. Barber 12-51059 Hearing on debtors' motion to incur debt (69); Trustee's response (73)
Fredrick I. Barber

Hearing on debtors' motion to modify plan (70); Trustee's response (72)

GOURLEY

42) 13 James C. Jones 13-50493 Hearing on debtors' motion to incur debt (26)
Tara M. Jones

GOURLEY

43) 13 Stephen S. Smith 13-50927 3rd continued hearing on Trustee's motion to dismiss or modify plan (59)

2nd continued hearing on debtor's motion to approve use of bonuses nunc pro tunc (60); Trustee's response (61); response [Marcia C. Smith] (67, 65)

Hearing on motion to withdraw as attorney [Robert H. Gourley, Jr.] (70)

GOURLEY
MALLORY

44) 13 Andrea K. Roseboro 13-51069 Hearing on motion for relief from stay [Wells Fargo Bank, N.A.] (37); debtor's response (38)

GOURLEY
STALEY

45) 13 William S. Staley 14-50628 Continued hearing on motion for authority to pay post-petition taxes and fees and to escrow the account [First National Bank of Pennsylvania] (43); debtor's response (46)

GOURLEY
PETTIT

46) 13 Paul A. Rauscher 14-50894 Hearing on Trustee's motion to dismiss or modify plan for payment default (33)

GOURLEY

47) 13 Deborah L. Bass 16-50106 7th continued hearing on debtors' objection to claim (22); response [USA/IRS] (25)
Kenny R. Bass

GOURLEY
BECK

48) 13 Sharon M. Walters 16-50115 Hearing on Trustee's motion to dismiss or modify plan for payment default (32)

GOURLEY

49) 13 Talmadge O. Conner, Jr. 16-50123 8th continued hearing on Trustee's motion to dismiss or modify plan (19)
Alferia D. Conner

Hearing on debtors' motion to incur debt (33); Trustee's response (34)

GOURLEY

50) 13 David L. Rau 16-50141 6th continued hearing on debtor's objection to claim (15); response [USA/IRS] (17)

GOURLEY
BECK

51) 13 Terry W. Woods 16-50359 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (26)
Donna D. Woods

GOURLEY

52) 13 John W. Henley 16-50376 Continued status hearing on order granting debtors' motion for moratorium (26, 22, 19)
Frances E. Henley

GOURLEY

53) 13 Robert D. Smith 16-50461 Hearing on Trustee's motion for determination of status of claims in confirmed plan (40); response [USA/IRS] (42)

GOURLEY
BECK

54) 13 Robin W. Ijames 16-50592 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (27)

GOURLEY

55) 13 Michael T. Johnson 16-50618 Hearing on Trustee's motion to dismiss or modify plan for payment default (26)

GOURLEY

56) 13 David R. Barnes, Jr. 16-50731 Hearing on debtors' motion to
Jamie L. Barnes modify plan (22); Trustee's
response (24)

GOURLEY

57) 13 Kimberly D. Setzer 17-50156 Hearing on debtor's objection to
claim (16); response [USA/IRS] (18)

GOURLEY

BECK

58) 13 Barry M. Mitchell 17-50233 Hearing on Trustee's objection to
Patricia F. Mitchell confirmation of Chapter 13 plan
and motion to dismiss (12, 10, 3)

GOURLEY

59) 13 Andrew J. Muller 17-50251 Hearing on Trustee's objection to
Haley M. Muller confirmation of Chapter 13 plan
and motion to dismiss (16, 10)

GOURLEY

11:00 a.m.

60) 7 Randall C. Shull 14-50626 Hearing on court order to appear
Vanessa M. Shull and show cause for dismissal of
case (50, 45)

Hearing on female debtor's motion
to dismiss Chapter 7 case (51)

PRO SE
VUJOVIC
HENDERSON, TR.

61) 7 Ronald T. Rowen, Sr. 17-50312 Reaffirmation hearing (13, 12)
Kathy K. Rowen

PRO SE
TAYLOR, TR.

62) 7 Larry D. Austin 12-50005 3rd continued hearing on Trustee's
motion to approve interim
distribution (244); response [MSCI
2007-HQ12 Phillips Lane, LLC]
(248)

3rd continued hearing on motion
for an order striking improperly
designated items from the record
on appeal [MSCI 2007-HQ12
Phillips Lane, LLC] (245); debtor's
response (249)

3rd continued hearing on motion
for an order pursuant to
Bankruptcy Rule 8007 granting stay
pending appeal [MSCI 2007-HQ12
Phillips Lane, LLC] (246); debtor's
objection (250)

BADGER/DECKER
CRAWFORD/TAYLOR, TR.
WALDREP

63) 7 Janet Pekarek 17-50187 Continued hearing on debtor's motion to avoid lien of creditor CommunityOne/Capital Bank (12); response [Capital Bank] (17)

GOURLEY
TAYLOR, TR.
PETTIT

64) 7 Christopher J. Rush 17-50327 Hearing on debtor's motion to approve assumption of lease (5)

JOHNSON
WRIGHT, TR.

65) 7 Cheryl M. Reynolds 15-50132 6th continued hearing on Trustee's motion to file exemptions (37)

6th continued hearing on debtor's motion to amend schedule C (39)

JONES/WRIGHT
TAYLOR, TR.

66) 7 Muskelley Enterprises, Inc. 17-50267 Hearing on debtor's motion to dismiss bankruptcy case (5)

LUCK

67) 7 Vickie M. Drum 17-50326 Hearing on Trustee's motion for order vacating order granting application for waiver of Chapter 7 filing fee (14)

WEBSTER
WRIGHT, TR.

68) 7 Helen H. Mauney 16-50040 Continued hearing on Trustee's motion for order allowing inspection of real property (13)

WOOD
TAYLOR, TR.

69) 7 Aleric F. Wilson 13-50724 Continued hearing on Trustee's motion to except asset from abandonment (32)
Marlene C. Wilson

LANEY
TAYLOR/CRAWFORD, TR.

70) 7 Micha S. Tucker 16-50275 Compliance hearing on Trustee's motion to turnover (8)

LANEY
TAYLOR, TR.

71) Adv. Crawford 13-05010 Hearing on motion for status
v. 7 hearing (42)
McConnell, Sr., et al. 12-50757

SHADDOCK/TAYLOR/CRAWFORD
ELLIOTT

72) Adv. Crawford 15-05020 Continued pre-trial conference (28)
v. 7
Gremillion 13-50594

TAYLOR
ARROWOOD/FENNELL

73)	Adv. Taylor	16-05003	Continued pre-trial conference (21)
	v.	7	
	Reynolds, et al.	15-50132	

TAYLOR
JONES

11:30 a.m.

74) 7 Fox Den Development Company, 16-50515
LLC

Hearing on motion for order for Rule 2004 examination of Carolina Farm Credit, ACA [Ethel P. Goforth Primary Trust] (141); objection [Carolina Farm Credit, ACA] (142); Trustee's objection (144) **ORDER ENTERED**

Hearing on Trustee's motion for authority to sell real property (153); objection [Ethel P. Goforth Primary Trust] (165)

PRO SE
WRIGHT, TR./GORMAN
HASH

12:00 p.m.

75) 12 Billy D. Edwards 17-50081

Continued hearing on debtor's Chapter 12 plan (22, 5); objection [Carolina Farm Credit, ACA] (24); debtor's response (26)

FLIPPIN
BRUTON
