

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA**

**SHELBY DIVISION**

**THE HONORABLE J. CRAIG WHITLEY, PRESIDING**

**FRIDAY, AUGUST 28, 2015**

***Steven G. Tate, Trustee***

**9:30 a.m.**

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|----|---|---------------------------------|----------|--|
| 1) | 7 | Bruce J. Ahart<br>Martina Ahart | 10-40016 | Hearing on Trustee's Motion to<br>Abandon Parcels of Real Property (233) |
|----|---|---------------------------------|----------|--|

ELKINS  
SIGMON & HENDERSON, TR.

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|----|----|----------------------------------|----------|---|
| 2) | 13 | Allen F. Smith<br>Trina L. Smith | 10-40692 | Continued hearing on Trustee's<br>Motion to Dismiss or Modify Plan (61) |
|----|----|----------------------------------|----------|---|

LEONARD

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|----|----|---------------------------------|----------|--|
| 3) | 12 | Aaron A. Smith<br>Lori B. Smith | 12-40240 | 2nd continued hearing on Debtors'<br>Amended Motion to Incur Debt (45,<br>43); Trustee's Response (44) |
|----|----|---------------------------------|----------|--|

WILLCOX

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| 4) | 13 | Dustin W. Edwards | 13-40388 | Hearing on Trustee's Motion to<br>Dismiss Case or to Modify Plan (34) |
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Hearing on Motion of Ford Motor  
Credit Company for Relief from Stay  
(38); Debtors' Response (39)

POE

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5) 13 John M. McCraw 13-40560 Hearing on Debtor's Motion to Modify Plan to Approve Loan Modification Agreement (67); Trustee's Response (74)

Status Hearing as to Motion to Modify Plan (59)

TAYLOR, Y.

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6) 13 Charles S. McDowell 14-40316 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (23)  
Amanda M. McDowell

TAYLOR, R.

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7) 7 James W. Staz 14-40458 2nd continued hearing on Trustee's Objection to Exemptions (70)

2nd continued hearing on Objection of Wayne Sigmon to Debtor's Claimed Homestead Exemption and Joinder to Chapter 7 Trustee's Objection to Exemptions (72)

HENDERSON  
COOPER, TR.  
LYDAY, WALDREP  
SIGMON

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8) 11 Somerset Studios, Inc. 15-40180 Hearing on Debtor's Motion to Assume Unexpired Real Property Leases or for Related Extension of Time (67)

WRIGHT

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- 9) 13 Stanley D. Rendleman 15-40238 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (12); Plan (5)
- HORD
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- 10) 13 David A. Jones 11-40021 3rd continued status hearing. Re: Order Authorizing Modification of Chapter 13 Plan (50)
- Valerie P. Jones
- SIGMON
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- 11) 13 Thomas N. Henson 12-40577 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (39)
- Leann D. Henson
- SIGMON
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- 12) 7 Rebecca A. Blair 13-40587 4th continued hearing on Motion of The Bank of New York Mellon for Relief from Stay (39); Debtor's Response (40)
- HAY
- COOPER, TR.
- JONAS
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- 13) 13 Mark C. Effler 15-40253 Hearing on Objection of HSBC Mortgage Services, Inc. to Confirmation of Plan (8); Plan (2)
- HAY
- WADSWORTH
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- 14) 13 Larry W. Reeves 15-40186 Hearing on Objection of Green Tree Servicing to Valuation of Collateral (21)
- Nancy L. Reeves
- BALENTINE
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|-----|----|---|----------|--|
| 15) | 13 | Robert S. Ross                          | 15-40216 | Continued hearing on Objection of Members Credit Union to Valuation of Collateral (22) |
|     |    | BALENTINE<br>KEENAN                     |          |  |
|     |    | -----                                   |          |  |
| 16) | 13 | Elizabeth R. Delinger                   | 13-40383 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (24)                     |
|     |    | CARTER                                  |          |  |
|     |    | -----                                   |          |  |
| 17) | 13 | Steven M. Schelper<br>Janet L. Schelper | 14-40567 | Status Hearing Re: Order Confirming Plan (18)  |
|     |    | CARTER                                  |          |  |
|     |    | -----                                   |          |  |
| 18) | 13 | Douglas S. Miller<br>Myra S. Miller     | 15-40251 | Hearing on Objection of Chris Miller to Confirmation of Plan (10 & 17); Plan (6)       |
|     |    | CARTER                                  |          |  |
|     |    | -----                                   |          |  |
| 19) | 13 | Dusty L. Thomas                         | 15-40018 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (21)                     |
|     |    | WOOD                                    |          |  |
|     |    | -----                                   |          |  |
| 20) | 13 | Randy L. Franklin<br>Linda D. Franklin  | 15-40193 | Hearing on Objection of Nationstar to Confirmation of Plan (15); Plan (8)              |
|     |    | WOOD                                    |          |  |
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- 21) 13 Scotty L. Elmore 15-40206 Hearing on Objection of Carolina  
Rebecca B. Elmore Lease Management Group to  
Confirmation of Plan (12); Plan (9)  
WOOD  
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- 22) 13 Angela M. Henderson 12-40337 Continued hearing on Motion of Green  
Tree Servicing, LLC to Allow Loan  
Modification (29); Trustee's Response  
(30)  
LUTZ  
STALEY  
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- 23) 13 Steven M. Arias 12-40666 Hearing on Trustee's Motion to  
Jennifer N. Arias Dismiss Case or to Modify Plan (38)  
LUTZ  
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- 24) 13 Matthew N. Cook 14-40019 Hearing on Trustee's Motion to  
Elizabeth S. Cook Dismiss Case or to Modify Plan (22)  
LUTZ  
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- 25) 13 Linda G. Barlow 14-40076 Hearing on Trustee's Motion to  
Dismiss Case or to Modify Plan (16)  
LUTZ  
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- 26) 7 Leigh A. Valentine 06-40305 Hearing on Trustee's Motion for  
Determination of 2012 Tax Refund and  
for Turnover from the Internal  
Revenue Service (209)  
FARMER, FARMER  
SIGMON & HENDERSON, TR.  
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- 27) 13 Charles W. May 12-40211 Continued hearing on Trustee's Motion to Dismiss or to Modify Plan (62)  
Jennifer Q. May  
FARMER  
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- 28) 13 Ronald L. Cornelius 12-40478 Hearing on Trustee's Motion to Dismiss or Modify Plan (27)  
FARMER  
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- 29) 13 Timothy W. Gosnell 14-40368 3rd continued hearing as to Wells Fargo, Bank, N.A. for Determination of Status of Claim in Confirmed Plan (64); Response by Wells Fargo Bank, N.A. (68)  
FARMER  
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- 30) 13 Terry L. Jackson 14-40409 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (27)  
Maira A. Jackson  
FARMER  
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- 31) 13 Pherson H. Weatherman 14-40411 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26)  
Carolyn W. Weatherman  
FARMER  
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- 32) 13 Andy M. Garcia 15-40222 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (21); Plan (18, 11)  
Kathy J. Garcia  
FARMER  
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- 33) 13 Daniel M. Bearden 15-40248 Hearing on Objection of State Employees' Credit Union to Confirmation of Plan; Motion for Relief from Stay and Co-Debtor Stay (14); Plan (9); Trustee's Response to Objection to Confirmation (15)
- FARMER  
NODELL  
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- 34) 13 Jeremy J. Parks 12-40747 Hearing on Trustee's Objection to Claim (49); Green Tree Servicing's Response (51)  
Michalle A. Parks
- PLANER  
BARRETT  
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- 35) 13 Christopher T. Sherbert 13-40075 Hearing on Debtors' Motion to Modify Plan (26); Trustee's Response (28)  
Amanda H. Sherbert
- PLANER  
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- 36) 13 Paul M. Cenejas 13-40152 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (19)  
Jennifer M. Cendejas
- PLANER  
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- 37) 13 Michael D. Greene 14-40149 Hearing on Trustee's Objection to Claim (23); Response of BB&T (25)  
Angela S. Greene
- PLANER  
HOFF  
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38) 13 Orawan Chakvattanathum Lin 14-40174 Hearing on Trustee's Motion for Determination of Status of Claims in Confirmed Plan (27); Objection of BB&T (30)

Hearing on Trustee's Motion to Set Liability of Debtors as to Claims (28); Response of Bank of the Ozarks (29); Objection of BB&T (30)

PLANER  
LEONARD  
ACKERMAN

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39) 13 Larry R. Bridges 15-40162 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14); Amended Plan (11); Plan (2)  
Christine Estrada-Bridges

PLANER

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40) 13 Elbert D. Martin 15-40194 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (15); Plan (9)  
Bonnie L. Martin

PLANER

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41) 13 Lawrence D. Lawhun 15-40211 Hearing on Application for Compensation to Debtor's Attorney (18); Trustee's Response (20)

PLANER

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42) 13 Paulo De La Cruz Marquez 15-40218 Hearing on Objection of Carolina Trust Bank to Confirmation of Plan (11); Plan (2)

Hearing on Motion of Carolina Trust Bank for Relief from Stay and Co-Debtor Stay (12); Debtor's Response (13)

PLANER  
SUMMERLIN

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43) 13 Deborah L. Capps 10-40652 Continued hearing on Debtor's Motion to Payoff Chapter 13 Plan and Receive a Discharge (35); Trustee's Response (38)

W. S. GARDNER

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44) 13 Donald G. Church 12-40035 Hearing on Debtor's Motion to Disclose Inheritance and to Pay-Off Plan (44)

W. S. GARDNER

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45) 12 Katherine M. Pfaff 12-40126 Hearing on Trustee's Motion to Dismiss or Modify (68)

W. S. GARDNER

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46) 13 Ronald L. Dalton 12-40178 Hearing on Debtor's Motion to Approve Payoff of Plan (40)

W. S. GARDNER

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47) 13 Gregory T. McCurry 12-40457 Continued hearing on Debtor's Motion to Reconsider Dismissal of Case (58); Order Dismissing Case (55); Trustee's Response (59)

W.S. GARDNER

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48) 13 Brian K. Brackett 12-40626 Hearing on Debtors' Motion to Allow Moratorium/Modification as to Plan Payments (46); Trustee's Response (47)  
Wanda A. Newton

W. S. GARDNER

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49) 13 Jamie E. Yelton 12-40742 Hearing on Debtors' Motion for Order Extending Time Within Which to Make Annual Lump Sum Plan Payment (73); Trustee's Response (74)  
Dana H. Yelton

W.S. GARDNER

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50) 13 Robert E. Justice, Sr. 13-40137 3rd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (23)

Status Hearing. Re: Consent Order on Debtors' Amended Motion to Modify Plan (28)

W.S. GARDNER

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51) 11 Atlantic Carolinas 13-40121 3rd continued hearing on Amended  
Capital, LLC Combination Chapter 11 Plan and  
Disclosure Statement (168, 92); BA's  
Objection (172, 173); Objection of Bank  
of the Ozarks (175); Response of  
HomeTrust Bank (176)

Continued hearing on Debtor's Motion  
for Amendment to Plan to Incorporate  
Consent Order and Reclassify Claim of  
Bank of the Ozarks (192, 191); Plan and  
Disclosure (168); BA's Response (193);  
Response of HomeTrust Bank (196)

5th continued hearing on Motion of  
HomeTrust Bank for Relief from Stay  
(95); Debtor's Response (99)

Confirmation Hearing (224); Plan (92,  
168,

W. S. GARDNER  
SIMPSON

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52) 13 Rodney J. Butterfield 13-40276 9th continued hearing on Trustee's  
Motion to Dismiss Case (31)

9th continued hearing on Trustee's  
Objection to Confirmation of Plan;  
Motion to Dismiss (33); Amended Plan  
(32); Plan (12)

4th continued hearing on Debtor's  
Motion to Modify Plan (43); Response  
of Ocwen Loan Servicing (44)

W. S. GARDNER  
CALUB

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53) 13 George L. Surratt 14-40448 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (28)

W. S. GARDNER

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54) Adv Robert W. Hensley, II 15-4009 Hearing on Plaintiffs' Motion to Amend Complaint (10)  
Arty H. Hensley Ch. 13  
v. 15-40108  
CitiFinancial, Inc.

W. S. GARDNER  
SHEEK

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55) 13 Tony G. Gilliam 15-40033 Continued hearing on Debtor's Motion to Modify Plan (18); Trustee's Response (20)

W. S. GARDNER

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56) 13 Nathan M. Myers 15-40105 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (19); Plan (4)  
Tonya M. Myers

W.S. GARDNER

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57) 13 Clifton J. Greene 15-40117 Hearing on Trustee's Motion to Dismiss Case (17)  
Jennifer S. Greene

W. S. GARDNER

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- 58) 11 Alive Apparel, Inc. 15-40189 2nd continued hearing on the Application of Debtor/Debtor-in-Possession for Order Approving Employment of Accountant (12, Affidavit 13); Response by the BA (21)
- W. S. GARDNER  
SIMPSON  
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- 59) 13 Jerry E. Bowen 15-40190 Continued hearing on Amended Objection of Bank of the Ozarks to Confirmation of Plan (42, 40); Plan (34)
- Hearing on Motion of Alliance Bank & Trust Company for Allowance and Payment of Administrative Expense Claim (44); Debtor's Objection (52)
- Hearing on Second Application of Alliance Bank & Trust Company for Payment of Administrative Expenses (50)
- W. S. GARDNER  
ACKERMAN  
TOWERY  
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- 60) 13 Jonathan J. Surratt 15-40197 Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14); Plan (4)
- Continued hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of Plan (18); Plan (4)
- W. S. GARDNER  
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- 61) 13 Lisa P. Brady 15-40235 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18); Plan (12)
- Hearing on Objection of Ventures Trust 2013-I-H-R to Confirmation of Plan (19); Plan (12)
- W. S. GARDNER  
BARRETT
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- 62) 13 Robert B. Devoe 15-40242 Continued hearing on Objection of Sharonview Federal Credit Union to Confirmation of Plan (11); Plan (4)
- W. S. GARDNER
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- 63) 13 Douglas W. Lewis, II 12-40221 Hearing on Trustee's Motion to Dismiss/Modify as to female debtor (37); Response of Marcia H. Lewis (38)
- PRO SE  
PRO SE

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