

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, SEPTEMBER 25, 2015

Steven G. Tate, Trustee

9:30 a.m.

- 1) 13 Bud Lee Adams 07-40627 Hearing on Motion of CitiMortgage, Inc. for Unclaimed Funds (46)
WHITE
STEWART

- 2) 13 Allen F. Smith 10-40692 2nd continued hearing on Trustee's Motion to Dismiss or Modify Plan (61)
Trina L. Smith
LEONARD

- 3) 13 Clyde R. Gunnings, Jr. 10-41069 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (29)
Sandra G. Gunnings
KAKASSY

- 4) 7 James W. Staz 14-40458 Hearing on Motion for Order Allowing Withdrawal of Debtor's Counsel (39)
HENDERSON

- 5) 13 Steven M. Schelper 14-40567 Hearing on Debtors' Motion to Modify Plan and Surrender Home (22); Trustee's Response (26)
Janet L. Schelper
CARTER

6) 13 Stanley D. Rendleman 15-40238 Continued hearing on Trustee's
Objection to Confirmation of Plan;
Motion to Dismiss (12); Plan (5)

HORD

7) 13 Charles D. Surby 10-40532 Hearing on Trustee's Motion to Deem
Lisa D. Surby Mortgage Loan Account Current (35);
Response of Nationstar Mortgage, LLC
(36)

PLANER
BARRETT

8) 13 Michael D. Greene 14-40149 Continued hearing on Trustee's
Angela S. Greene Objection to Claim (23); Response of
BB&T (25)

PLANER
HOFF

9) 13 Dustin D. Smith 15-40359 Hearing on Debtor's Amended Motion
to Continue Stay in Effect (7)

PLANER

10) 7 The Challenge Golf Group 12-40724 Hearing on Trustee's Objection to
of The Carolinas, LLC and Motion for Disallowance of
Various Claims (50); Response of
Rutherford Plantation, LLC (52)

KIGHT
COOPER, TR.
EWING

11) Adv Langdon M. Cooper 14-4020 Status hearing as to Order Granting
v. Ch. 7 Motion to Stay All Activities and
David C. Carlile, et al. 12-40724 Deadlines (14)

COOPER
DANIELS

12) 7 Rebecca A. Blair 13-40587 5th continued hearing on Motion of
The Bank of New York Mellon for
Relief from Stay (39); Debtor's
Response (40)

HAY
COOPER, TR.
JONAS

13) 13 Mark C. Effler 15-40253 Continued hearing on Objection of
Carol Effler HSBC Mortgage Services, Inc. to
Confirmation of Plan (8); Plan (2)

HAY
WADSWORTH

Objection Withdrawn - 9/15/15

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

Hearing on Debtors' Motion to
Surrender and Modify Bankruptcy
Plan (26); Trustee's Response (27)

TAYLOR, R.

15) 13 James A. Roberts, Jr. 15-40266 Hearing on Debtor's Motion to Enlarge
Time for Payment of Plan Payment (13)

TAYLOR, R.

16) 13 Maggie B. Maddox 14-40389 Hearing on Debtor's Motion to Incur Debt (21)

2nd continued hearing. Re: Consent Order Resolving Objection to Confirmation (17)

WOOD
PHELAN

17) 13 Scotty L. Elmore 15-40206 Continued hearing on Objection of Carolina Lease Management Group to Confirmation of Plan (12); Plan (9)
Rebecca B. Elmore

Hearing on Objection of Springleaf Financial Services, Inc. to Confirmation of Plan (16); Plan (9)

WOOD
OLEKSA
ARCHIE

18) 13 David A. Jones 11-40021 4th continued status hearing. Re: Order Authorizing Modification of Chapter 13 Plan (50)
Valerie P. Jones

SIGMON

19) Adv Wayne Sigmon 14-4019 Continued Pre-Trial Conference (23)
v. Ch. 7
Stephen R. Odel, et al. 12-40506

SIGMON
FARMER
W. S. GARDNER

20) Adv Wayne Sigmon 15-4002 Continued Pre-Trial Conference (10)
v. Ch. 7
Thomas H. McCombs, 13-40174
et al.

SIGMON
WILLCOX

21) 7 Delores E. O'Connor 12-40414 Hearing on Trustee's Motion to Except
Asset From Abandonment Upon
Closing of Case and for Authority to
Reopen Case Without Payment of
Filing Fee (52)

POE
SIGMON & HENDERSON, TR.

22) 13 Dustin W. Edwards 13-40388 Continued hearing on Motion of Ford
Vicki Edwards Motor Credit Company for Relief from
Stay (38); Debtors' Response (39)

POE

23) 13 Charles H. Simpson, Jr. 14-40060 Hearing on Motion of Morris & Sons
Michelle K. Simpson Cars, Inc. for Relief from Stay (37)

POE
PINKSTON

24) 13 Lindsey F. Brewer, Jr. 13-40536 Hearing on Debtors' Motion to Modify
Martha J. Brewer Chapter 13 Plan to Surrender Motor
Vehicle and Reduce Plan Payments
(42); Trustee's Response (43)

BALENTINE

- 25) 7 Matthew D. Gibson 15-40300 Hearing on Motion to Excuse Male
Leah Gibson Debtor From Attendance of 341
Meeting of Creditors (9)

BALENTINE
COOPER, TR.

- 26) 13 Angela D. Davis 14-40237 Hearing on Debtor's Motion to Modify
Chapter 13 Plan to Surrender Motor
Vehicle and Reduce Plan Payments
(27); Trustee's Response (28)

BALENTINE

- 27) 13 Larry W. Reeves 15-40186 Continued hearing on Objection of
Nancy L. Reeves Green Tree Servicing to Valuation of
Collateral (21, 27, 28)

BALENTINE

- 28) 13 Robert S. Ross 15-40216 2nd continued hearing on Objection of
Wendy S. Ross Members Credit Union to Valuation of
Collateral (22, 26)

Hearing on Debtors' Motion to Allow
Moratorium/Modifications as to Plan
Payments (28); Objection by Members
Credit Union (33)

BALENTINE
KEENAN

- 29) 7 Jeremy W. Davis 13-40015 Hearing on Trustee's Motion to Except
Valarie H. Davis Asset from Abandonment Upon
Closing of Case and for Authority to
Reopen Case Without Payment of
Filing Fee (22)

WILLCOX
SIGMON & HENDERSON

30) 7 Thomas H. McCombs 13-40174 9th continued status hearing (55, 51)

2nd continued hearing on Trustee's Objection to Exemption Election, Motion for Order Setting Deadline for Amendment to Exemptions, and Motion for Determination of Available Exemptions (65)

Hearing on Trustee's Motion for Authorization and Confirmation of Private Sale of Real Property (78)

WILLCOX
SIGMON & HENDERSON, TR.

31) 13 Susan G. Deal 13-40632 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (28)

WILLCOX

32) 13 Lee A. Sheets 14-40223 Hearing on Trustee's Motion for Determination of Status of Claims in Confirmed Plan (21); Response of Bernards Auto Sales (22)

WILLCOX

33) 13 Alfred D. Shires 11-40389 2nd continued hearing on Debtors' Motion to Modify Plan (56); Trustee's Response (57)
Christy G. Shires

FARMER

34) 13 Ronald L. Cornelius 12-40478 Continued hearing on Trustee's Motion to Dismiss or Modify Plan (27)
Patricia C. Cornelius

Hearing on Debtors' Motion for Hardship Discharge (30)

FARMER

35) 13 Timothy W. Gosnell 14-40368 4th 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

36) 13 Joyce M. Chapman 14-40498 Continued hearing on Order Confirming Chapter 13 Plan (29)

FARMER

37) 13 Grayson B. Martin, Jr.
Carla D. Martin 14-40597 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (25)

FARMER

38) 13 Buford A. Williams 15-40035 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (30)

FARMER

39) 13 Steven R. Phillips
Tina P. Phillips 10-40359 Hearing on Debtors' Motion to Extend Time to Complete Plan Payments (75)

LUTZ

40) 13 Angela M. Henderson 12-40337 2nd continued hearing on Motion of Green Tree Servicing, LLC to Allow Loan Modification (29); Trustee's Response (30)

LUTZ
STALEY

- 41) 13 Steven M. Arias 12-40666 Continued hearing on Trustee's
Jennifer N. Arias Motion to Dismiss Case or to Modify
Plan (38)
LUTZ

- 42) 13 Wallace C. Vinesett 13-40059 Hearing on Trustee's Motion to
Lori H. Vinesett Dismiss Case or to Modify Plan (40)
LUTZ

- 43) 13 Keith F. Parks 13-40341 Hearing on Debtors' Motion to
Ivy A. Tyson-Parks Surrender Vehicle (47); Trustee's
Response (48); Response of
AmeriCredit Financial services, Inc.
(49)
LUTZ
WHITE

- 44) 13 Colin P. McWhirter 15-40111 Hearing on Debtors' Motion to Set
Deborah K. McWhirter Aside Dismissal of Case (26); Order of
Dismissal (25); Trustee's Response (29)
LUTZ

- 45) 13 Michael S. Misenheimer 15-40254 Hearing on Trustee's Objection to
Martha G. Misenheimer Confirmation of Plan; Motion to
Dismiss (16); Plan (13, 10, 2)
LUTZ

- 46) 13 Randy E. Jones 15-40259 Hearing on Trustee's Objection to
Doris M. Jones Confirmation of Plan; Motion to
Dismiss (13); Plan (2)
LUTZ

- 47) 13 John Pons 15-40313 Hearing on the BA's Motion to Dismiss (9)
LUTZ

- 48) 13 Harvey R. Beaver 12-40327 Hearing on Debtors' Motion for
Donna O. Beaver Contempt of Orders and Violations of
the Discharge Injunction Against
Residential Credit Solutions (74)
W. S. GARDNER

- 49) 13 Gerald T. Haynes, Sr. 13-40046 Continued hearing on Trustee's
Gloria G. Haynes Motion to Dismiss Case (65)
W. S. GARDNER

- 50) 11 Atlantic Carolinas 13-40121 6th continued hearing on Motion of
Capital, LLC HomeTrust Bank for Relief from Stay
(95); Debtor's Response (99)
W. S. GARDNER
SIMPSON

- 51) 13 Sue C. Hyder 13-40160 Hearing on Debtor's Motion to
Reconsider Dismissal of Case (66);
Order of Dismissal (62); Trustee's
Response (68)
W. S. GARDNER

- 52) 13 Annie W. Mobley 13-40516 Continued for status hearing as to
Debtor's Motion to Modify Plan and
Approve Loan Modification (54)
W. S. GARDNER

53) 13 Mary J. Blue 13-40561 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (30)

W. S. GARDNER

54) 13 Angela B. Wilkinson 14-40371 Hearing on Motion of M & J Loans, Inc. for Relief from Stay (28); Debtor's Response (30)

W. S. GARDNER
SCHWEPPE

55) Adv Robert W. Hensley, II 15-4009 Continued hearing on Plaintiffs' Motion to Amend Complaint (10); Arty H. Hensley Ch. 13 Objection of CitiFinancial, Inc. (12) v. 15-40108 CitiFinancial, Inc.

W. S. GARDNER
SHEEK

56) 13 James A. Lyon 15-40011 Hearing on Debtors' Motion to Modify Plan to Reduce Plan Payment (30); Paula M. Lyon Trustee's Response (32)

W. S. GARDNER

57) 13 Nathan M. Myers 15-40105 Continued hearing on Trustee's Objection to Confirmation of Plan; Tonya M. Myers Motion to Dismiss (19); Plan (4)

W. S. GARDNER

58) 13 Robert W. Hensley, II 15-40108 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (24)

W. S. GARDNER

59) 13 Clifton J. Greene 15-40117 Continued hearing on Trustee's
Jennifer S. Greene Motion to Dismiss Case (17)

W. S. GARDNER

60) 11 Restoration Properties of 15-40163 Hearing on Motion for Order
Shelby, LLC Extending Time Within Which to
Confirm the Plan and Set the
Confirmation Hearing (35)

Continued for Further Hearing on
Debtor's Use of Cash Collateral (34)

W. S. GARDNER

61) 11 Alive Apparel, Inc. 15-40189 Hearing on Motion of Broad River
Asset Solutions, LLC for Relief from
Stay (48); Debtor's Objection (56);
Objection of LSCG Fund 19, LLC (57)

Hearing on Motion of Beacon Funding
Corporation for Relief from Stay (50);
Debtor's Response (51)

Hearing on Debtor's Motion for 30 Day
Extension of Exclusive Period for
Filing Chapter 11 Plan and Disclosure
Statement (53)

W. S. GARDNER
JOHNSON
LIVERMON
GOUDES

62) 13 Jerry E. Bowen 15-40190 Hearing on Trustee's Objection to
Confirmation of Plan; Motion to
Dismiss (51); Amended Plan (47); Plan
(34)

W. S. GARDNER

63) 13 Jonathan J. Surratt 15-40197 2nd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14); Plan (4)

Hearing on Motion of Ocwen Loan Servicing for Relief from Stay (26); Debtor's Response (30)

W. S. GARDNER
HUNOVAL

64) 13 Robert B. Devoe 15-40242 2nd continued hearing on Objection of Sharonview Federal Credit Union to Confirmation of Plan (11); Plan (4) - *Resolved by Consent Order*

Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14); Plan (4)

Hearing on Debtor's Proof of Claim Filed by TD Bank, NA (15)

Hearing on Debtor's Objection to Proof of Claim Filed by Cleveland County Tax Collector (16)

W. S. GARDNER

65) 13 Yolanda G. Petty 15-40315 Hearing on Debtor's Motion to Continue Stay (11); Response by Leonard Aluminum Utility Buildings, Inc. (17)

Hearing on Debtor's Motion to Turnover (19); Objection of Leonard Aluminum Utility Buildings, Inc. (22)

W. S. GARDNER
DRAKE

ADDITIONS CALENDAR

9:30 a.m.

66)	13	Terry L. Neff Kari L. Hensley	15-10301	Hearing on Debtors' Motion to Extend Time to Make Payment (20); Trustee's Response (24)
		HAY TATE, TR.		
