

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, OCTOBER 28, 2016

Steven G. Tate, Trustee

9:30 a.m.

- 1) 12 Andrew M. Boggs, Jr. 11-40473 Hearing on Debtors' Motion to
Virginia A. Boggs Approve Second Extension of Option
Agreement (215, 216)

O.M. GARDNER

- 2) 13 Greetle B. Beach 13-40477 Hearing on Debtor's Motion to
Compel CashCall, Inc. to Disgorge
and Refund Payments Made on Proof
of Claim and Granting Other Related
Relief (44)

SUMMERLIN

CONTINUED TO 12/2

- 3) 13 Larry C. Easter 14-40016 Hearing on Motion to Withdraw from
Carolyn S. Easter Representation (51)

TAYLOR, R.

- 4) 13 Tiffany N. Carson 15-40110 3rd continued hearing on Trustee's
Motion to Dismiss Case or to Modify
Plan (28)

CALLOWAY

5) 13 Michael N. Long 15-40225 2nd continued hearing on Trustee's
Alison B. Long Motion to Dismiss Case or to Modify
Plan (27)

Order for Debtor to Appear and Show
Cause (30); Debtors' Response (33)

POE

6) 13 Richard C. Alexander 15-40341 Continued for Status Hearing. Re:
Teresa D. Alexander Order Granting In Part, Denying In
Part Motion to Sell Property (44)

SIGMON

7) 13 Jeremy R. Terry 16-40011 Hearing on Motion on Self-Help
Elizabeth R. Conn Credit Union for Relief from Stay (19)

PITTS, B

CONSENT ORDER CIRC.

8) 13 Ronald M. Needham 16-40167 3rd continued hearing on Objection of
Specialized Loan Servicing, LLC
Servicing Agent to Confirmation of
Plan (14); Plan (7); Debtor's Response
(20) - **CON'T TO 12/2**

Continued hearing on Debtor's
Motion to Modify Plan (19); Trustee's
Response (22) - **CON'T TO 12/2**

GOUDES

9) 13 Michael K. Boeke 16-40344 Hearing on Trustee's Objection to
Confirmation of Chapter 13 Plan;
Motion to Dismiss Case (12); Plan (2)

WILLCOX

CONTINUED TO 12/2

- 10) 13 Edna M. Anthony 16-40354 Hearing on Objection of Nationstar Mortgage, LLC to Confirmation of Plan (16); Amended Plan (14)
- BOLGER
EMREY
-
- 11) 13 Marion L. Sanders 13-40409 Hearing on Debtor's Motion for Moratorium (21); Trustee's Response (22)
- BALENTINE
-
- 12) 13 Brenda K. Gallman 15-40061 Continued hearing on Motion of Nationstar Mortgage, LLC for Relief from Stay (25); Debtors' Response (27)
- BALENTINE
HIMES
-
- 13) 13 Lester G. Vinson 15-40273 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (30)
Geraldine M. Vinson
- BALENTINE
-
- 14) 13 Sue M. Gibson 14-40145 7th continued hearing on Debtor's Motion for Sanctions Against Nationstar Mortgage, LLC for Violation of Automatic Stay (36)
- PLANER
-
- 15) 13 Shirley M. Lynn 15-40277 2nd continued Compliance hearing Re: Order in Aid of Case Administration (31)
- PLANER
-

- 16) 13 Adero G. Ramseur 16-40084 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)
PLANER

- 17) 13 Alfred D. Shires 11-40389 Hearing on Debtors' Motion to Modify Plan to Extend Time for Plan Completion (86)
Christy G. Shires
FARMER

- 18) 13 Patsy A. Stratton 16-40115 Hearing on Debtor's Motion to Modify Plan (37); Trustee's Response (39)

Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)
FARMER

- 19) 13 Elmo W. Graybill 16-40225 Hearing on Debtor's Motion to Incur Debt, Approve Loan Modification, and Modify Chapter 13 Plan (17); Trustee's Response (20)
FARMER

- 20) 13 Bettie L. Hendren 16-40306 Hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss Case (17); Plan (15)
FARMER

- 21) 13 Ronald H. Bunton, Sr. 13-40266 Continued hearing on Debtors' Motion for Approval of Transfer of Real Property (28); Trustee's Response (29)
Alberta M. Bunton
WOOD

22) 13 Brian K. Finch 14-40540 Hearing on Debtors' Motion for
Patricia S. Finch Moratorium (40); Trustee's Response
(41)

WOOD

23) 13 Rebecca M. Vance 15-40502 Continued hearing on Trustee's
Motion to Dismiss Case or to Modify
Plan (32)

WOOD

24) 13 Jon C. Wehunt, III 16-40200 Continued hearing on Trustee's
Objection to Confirmation of Chapter
13 Plan; Motion to Dismiss (21);
Amended Plan (14); Plan (12)

Continued hearing on Objection of
First Bank & Trust Company to
Confirmation of Plan (24); Amended
Plan 14); Plan (12) - **CON'T TO 12/2**

WOOD
SUMMERLIN
ANDERSON

25) 13 Benjamin McLean, Jr. 16-40028 Status Hearing on Debtors' Loan
Sandra F. McLean Modification (20); Order Confirming
Chapter 13 Plan (18)

CARTER

26) 13 Frank Norman 16-40059 2nd continued hearing for Status
Georgia M. Norman Re: Order Granting Motion to Modify
Plan (23)

Hearing on Trustees Notice of Status
(20); Order Confirming Chapter 13
Plan (15)

CARTER

- 27) 13 Brian A. Kern 16-40100 Hearing on Trustee's Notice of Status Hearing (19); Order Confirming Chapter 13 Plan (15)
- CARTER
-
- 28) 13 Peter A. Degregory 16-40353 Hearing on Motion of D. Todd Wulforth for Order Directing Trustee to Abandon Property of the Estate (18); Debtors' Response (21); Trustee's Response (23)
- April S. Degregory
- CARTER
- JOHNSON
-
- 29) 13 Robert A. Hyde, Jr. 14-40413 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)
- Jennifer P. Hyde
- LUTZ
-
- 30) 13 James A. Roberts, Jr. 15-40266 Hearing on Motion of JPMorgan Chase Bank, National Association to Approve Loan Modification (40); Trustee's Response (43)
- LUTZ
- STALEY
-
- 31) 13 Eric J. Bridges 15-40356 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (33)
- LUTZ
-
- 32) 13 Michael J. Mintz 16-40342 Hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss Case (10); Plan (2); Amended Plan (5)
- LUTZ
-

33) 13 Shirley L. Robbs 16-40412 Court Order for Debtor to Appear and Show Cause (6)

LUTZ

CONTINUED TO 12/2/2016

34) 12 Katherine M. Pfaff 12-40126 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (73)

W. S. GARDNER

35) 13 Robert L. Wilson 12-40244 2nd continued hearing on Debtor's Motion for Authority to Disburse Funds (66); Trustee's Amended Response (69, 67)

W. S. GARDNER

36) 13 Paul F. Belair 12-40301 Continued hearing on Trustee's Motion to Dismiss Case or Modify Plan (37)

W. S. GARDNER

37) 13 Gerald T. Haynes, Sr.
Gloria G. Haynes 13-40046 3rd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (77)

W. S. GARDNER

- 38) 13 Michael Reid 13-40643 3rd continued hearing on Debtors' Motion to Modify Plan to Approve Loan Modification and to Allow for Reduced Payment During Trial Period and to Disburse Funds (47); Trustee's Response (48)
- Dallas R. Reid
- 4th Continued Hearing for Status. Re: Order Granting Debtors' Motion to Modify Plan (44, 37)
- 4th continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)

W. S. GARDNER

- 39) 13 Latoya D. Browner 14-40059 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (30)

W. S. GARDNER

- 40) 13 Timothy J. Carter 14-40138 2nd continued hearing for Status Review. Re: Order Partially Approving Motion to Modify Plan (42)
- Sharon A. Carter

W. S. GARDNER

- 41) 13 Mark J. Mode 14-40374 Continued Fee Status Hearing. Re: Motion for Moratorium (31)

W. S. GARDNER

- 42) 13 Robert B. Devoe 15-40242 2nd continued Status Hearing. Re: Order Confirming Plan (34)
- 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (50)

W. S. GARDNER

- 43) 13 James E. Jackson 15-40368 2nd continued hearing for Status. Re: Order Granting in Part, Denying in Part Debtor's Motion to Modify Plan (38)
- Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)

W. S. GARDNER

- 44) 13 Arthur P. Earls 15-40466 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (18)
- Jolynne P. Earls

W. S. GARDNER

- 45) 13 Carl D. Sisk 16-40149 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (13)

W. S. GARDNER

46) 13 Ronda K. Coleman 16-40251 3rd continued hearing on Objection of Wells Fargo Bank, NA. to Confirmation of Plan (8); Plan (3)

3rd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (9); Plan (3)

W. S. GARDNER
EMREY

47) 3 Deborah R. Shergill 16-40252 Continued hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (11); Plan (4); Amended Plan (9) - **CONTINUED TO 12/2/16**

Continued hearing on Objection of NationStar Mortgage to Confirmation of Plan (18); Amended Plan (9); Plan (4) - **CONSENT ORDER CIRC.**

Continued hearing on Debtor's Amended Objection to Proof of Claim filed by Internal Revenue Service (14, 13); Trustee's Response (16); Response of the Internal Revenue (20) - **CONTINUED TO 12/2/16**

W. S. GARDNER
CHOKSI
STALEY

48) 13 Shawn L. Hart 16-40323 Continued hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (9); Plan (4)

W. S. GARDNER

49) 13 Patsy M. Gold 16-40380 Hearing on Debtor's Motion to Impose Automatic Stay (10); Trustee's Response (13)

Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (14); Amended Plan (11); Plan (4)

W. S. GARDNER

50) 13 Marlon V. Vinson 16-40402 Court Order for Debtor to Appear and Show Cause (4)

W. S. GARDNER

10:30 p.m.

51) 7 Christopher D. Ingle 16-40210 Continued hearing on Amended Reaffirmation Agreement Between Debtor and Snap-On Credit, LLC (10, 6)

HUNTER

52) 7 Timothy S. Harrelson 12-40101 Continued hearing on Motion of CitiMortgage, Inc. for Relief from Stay (85); Debtors' Response (88)

W. S. GARDNER
HENDERSON, F., Tr.
EMREY

CONTINUED TO 12/2

53) 7 Katherine M. Brown 16-40335 Hearing on Motion of Round Point Mortgage Servicing Corporation for Relief from Stay (10); Debtor's Response (11)

MOORE
HENDERSON, F., TR.
STALEY

CONTINUED TO 12/2

54) 7 Glenda K. Hooper 15-40443 2nd continued hearing on Debtor's Motion to Transfer Property Deed in Lieu of Foreclosure (96)

Continued for Debtor to Appear and Show Cause (136)

Continued hearing on Debtor's Motion to Declare ~~that~~ Funds are not Property of the Chapter 7 Estate (137)

Hearing on Trustee's Application to Employ Professional Gary Boyd as Consultant (142)

W. S. GARDNER
BOWERS, TR., SIGMON & HENDERSON

55) 7 Randy J. Silverstine 15-40280 9th continued hearing on Trustee's Objection to Exemptions (8)

HAY
COOPER, TR.

RESOLVED; TRUSTEE TO WITHDRAW OBJECTION

56) 7 Billy J. Edwards 16-40376 Hearing on the Bankruptcy Administrator's Motion to Dismiss Bankruptcy Case (6)

PLANER
COOPER, TR.

57) Adv Langdon M. Cooper 15-3010 2nd continued hearing on Defendant's
v. Ch. 7 Motion to Change Division (20)
Allen Langley 13-40034 **CONTINUED TO 1/27**

4th continued hearing on Defendant's
Motion to Set Aside Judgment (15)
CONTINUED TO 1/27

COOPER
O. M. GARDNER

58) 11 Jeff Benfield Nursery, 16-40375 Hearing on Motion of Ford Motor
Inc. Credit Company for Adequate
Protection (34); Debtor's Response (54)

WRIGHT
OGBURN

WITHDRAWN (34)

59) 11 Alive Apparel, Inc. 15-40189 2nd continued hearing on Debtor's
Amended Chapter 11 Small Business
Disclosure Statement (133)

3rd continued hearing on Debtor's
Amended Chapter 11 Small Business
Plan (135)

8th continued Status Hearing as to
Motion of Stephen Carter for
Appointment of Independent Trustee
(88)

W.S. GARDNER
BALENTINE

60) 11 Kee-Ledbetter, Inc. 16-40063 3rd continue hearing for Final Approval of the Disclosure Statement and the Hearing on Confirmation of the Plan (60); Disclosure Statement (55); Plan (56)

Continued hearing on Amended Application of HomeTrust Bank for Allowance of Compensation for Services Rendered by Dungan, Kilbourne & Stahl, P.A. and Reimbursement of Expenses (83, 77); Debtor's Response (80)

Hearing on Objection of Home Trust Bank to Confirmation of Plan (82); Amended Plan (76)

**BALENTINE
KILBOURNE**

ADDITIONS CALENDAR

9:30 a.m.

61) 13 Rodney B. England 14-40322 Hearing on Trustee's Motion to
Cynthia G. England to Dismiss Case or to Modify Plan (45)

BALENTINE

62) 13 Jonathan G. Oliver 16-40161 Hearing on Trustee's Motion to
Dismiss Case or to Modify Plan (25)

BALENTINE
