

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Statesville Division

Honorable Laura Turner Beyer Presiding

FRIDAY, NOVEMBER 3, 2017

Steven G. Tate, Trustee

9:30 a.m.

- 1) 13 Michael J. Garvey 17-50568 Continued hearing on court order to appear and show cause for dismissal of case (9)

PRO SE

- 2) 13 Daphne C. Matthews 17-50572 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (14, 13)

Hearing on motion for relief from stay [First National Bank of Pennsylvania] (16)

PRO SE
PETTIT

- 3) 13 Shannon M. Stamper 17-50004 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (20); debtor's response (21)

AVERY

- 4) 13 Robin D. Pope 17-50543 Hearing on debtor's motion to extend time to make first and second Chapter 13 payments (17)

COLEMAN

5) 13 George A. Elmer 13-50420 Hearing on debtors' motion to
Sheila M. Elmer modify plan (23); Trustee's
response (25)

KLEIN

6) 13 John D. Bendele 13-50596 Hearing on Trustee's motion to
Pamela J. Bendele dismiss or modify plan for
payment default (50)

SCHWILM

7) 13 Vincent J. Colella 17-50013 3rd continued hearing on Trustee's
motion for status hearing (35, 34)

Y. TAYLOR

8) 13 Scott W. Moore 16-50365 4th continued hearing on Trustee's
objection to claim (31)

BADGER

9) 13 Thomas H. Willis 16-50803 Hearing on debtor's motion for
conditional confirmation of
Chapter 13 plan (58); objection
[Zona Willis] (63)

BADGER
EDWARDS

CON'T TO 11/17/2017 @ 9:30 IN CHARLOTTE

10) 13 David A. Bryan 15-50396 Hearing on Trustee's motion to
Pamela S. Bryan dismiss or modify plan for
payment default (45)

Hearing on debtors' first motion to
modify plan (48)

BOLGER

11) 13 Laura A. Moose 17-50405 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (13, 9, 8)

BOLGER

12) 13 Julian E. Walker 15-50338 Hearing on Trustee's motion to dismiss or modify plan for payment default (51); debtors' response (52)
Mary G. Walker

SUMMERLIN

13) 13 Colby J. Williams 17-50472 Hearing on debtors' motion for moratorium (12); Trustee's response (14)
Vicky L. Williams

SUMMERLIN

14) 13 Jack C. Williams 14-50409 Hearing on Trustee's motion to dismiss or modify plan for payment default (38)
Emmie J. Williams

WOOD

15) 13 Fredrick R. Motley 14-50547 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (39)
Nancy J. Motley

Status hearing on order granting debtors' motion for moratorium (43, 42)

WOOD

16) 13 Billy S. Schronce, Jr. 15-50464 Hearing on Trustee's motion to modify plan for payment default (41)

WOOD

17) 13 Charles R. Allison, Jr. 16-50681 2nd continued hearing on Trustee's motion for status hearing (33)

Hearing on Trustee's motion to dismiss or modify plan for failure to make plan payments (36)

WOOD

18) 13 Anthony M. Perrino 13-50959 3rd continued hearing on motion to dismiss bankruptcy case for failure to pay post-petition federal taxes [USA/IRS] (80)
Annie N. Perrino

GROFF
BECK

19) 13 Aaron D. Moore 15-50459 Hearing on Trustee's motion to dismiss or modify plan for payment default (52); response [Mitchell Community College] (53)
Kristina D. Moore

GROFF
PRO SE

20) 13 James T. Watson 16-50279 Hearing on male debtor's motion to bifurcate/split and modify plan (32, 26); Trustee's response (30)
Jo Ann F. Watson

Hearing on Trustee's motion to dismiss or modify plan for failure to make plan payments (31); response [ABC Auto Outlet] (33)

GROFF
PRO SE
PRO SE

- 21) 13 Christa A. Bowsher 16-50740 Hearing on Trustee's motion to dismiss or modify plan for payment default (21)
- Hearing on debtor's motion to modify plan (25); Trustee's response (26)

GROFF

- 22) 13 Brint D. Russell, Jr.
Kathleen J. Russell 17-50146 Continued hearing on Trustee's motion to modify plan (42); debtors' response (43)

GROFF

- 23) 13 Maurice R. Elledge 14-50477 17th continued hearing on Trustee's motion to dismiss or modify plan for payment default (16)

LANEY

- 24) 13 Robert L. Massengill
Vickie M. Massengill 16-50664 Hearing on debtors' motion to modify plan (39); Trustee's response (40)

LANEY

- 25) 13 Tammy M. Young
Christopher T. Young 17-50350 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (23, 20, 11, 4); debtors' response (25)

Hearing on objection to confirmation of plan [United Federal Credit Union] (24, 20, 11, 4); debtors' response (26)

LANEY
RUSHER

- 26) 13 Kathy D. Hall 17-50423 Hearing on Trustee's motion to dismiss or modify plan (13)
- LANEY

- 27) 13 William P. Maxwell 17-50549 Hearing on motion to extend time to pay first payment (10)
- LANEY

- 28) 13 Ronnie RC Wilmoth 15-50127 Hearing on Trustee's motion to dismiss or modify plan for Gina W. Wilmoth payment default (42)
- FLIPPIN

- 29) 13 James D. Seratt 15-50580 Hearing on Trustee's motion to Adena J. Seratt dismiss or modify plan for payment default (30)
- FLIPPIN

- 30) 13 Regenia M. Lindsey 15-50626 Hearing on motion for relief from stay [Wells Fargo Bank, N.A.] (51); debtor's response (52)
- FLIPPIN
KEENAN

- 31) 13 Harry W. Edwards, Jr. 16-50345 9th continued hearing on Trustee's Carolyn M. Edwards objection to claim (21); response [U.S. Bank, N.A.] (22)
- FLIPPIN
STALEY

- 32) 13 Miranda K. Church 16-50597 2nd continued hearing on Trustee's motion to dismiss or modify plan (23)
- Continued status hearing on order granting debtor's motion to modify plan (21, 14)
- Continued status hearing on order overruling Trustee's objection to confirmation of plan and motion to dismiss (19, 11)

FLIPPIN

- 33) 13 Toni H. Bruce 17-50091 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (20)
- Hearing on debtor's motion to allow the use of retirement funds, substitute collateral and incur debt (23); Trustee's response (25)

FLIPPIN

- 34) 13 Douglas T. Horton Rachel L. Horton 12-50857 Hearing on Trustee's motion to dismiss or modify plan for payment default (47)

LUCK

- 35) 13 Melissa G. Bell 14-50682 Continued hearing on debtor's objection to claim (43, 41); Trustee's response (42)

LUCK

36) 13 Christina L. Conley 15-50579 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default (54, 53)

LUCK

37) 13 Sonya L. Queen 17-50009 7th continued hearing on objection to confirmation of plan [Vanderbilt Mortgage and Finance, Inc.] (11, 9, 8)

Continued hearing on Trustee's motion to dismiss or modify plan for failure to make plan payments (18)

LUCK
FLETCHER

38) 13 Jerry L. Walker
Mary C. Walker 17-50080 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (26)

LUCK

39) 13 Leonel V. Chavez 17-50347 Hearing on debtor's objection to claim (19)

LUCK

40) 13 Angelia W. Shore 17-50583 Hearing on debtor's motion to turnover assets (10); Trustee's response (13)

LUCK

41) 13 Barbara B. Key 12-50306 Hearing on debtor's motion to set aside dismissal of case (29, 27); Trustee's response (33)

MALLORY

42) 13 Allen S. Humphrey 13-50552 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (55)
Dawn A. Humphrey

MALLORY
PRO SE

43) 13 Quentin A. Zeak 15-50094 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (49)
Jennifer A. Zeak

MALLORY

44) 13 Thomas N. Tomlin 15-50602 Continued hearing on debtor's objection to notice of mortgage payment change (54, 06/09/2017 doc); response [U.S. Bank, N.A.] (57)

MALLORY
EMREY

45) 13 Richard H. Malczewski 15-50654 Hearing on debtors' motion to modify plan (41); Trustee's response (42)
Bonnie L. Malczewski

MALLORY

46) 13 Charles R. Lowrance 16-50524 Continued hearing on Trustee's
Loutinia B. Lowrance motion to dismiss or modify plan
for payment default (33)

MALLORY

47) 13 John G. Williams 16-50805 Hearing on debtors' motion to
Joyce G. Williams modify plan to surrender collateral
(38); Trustee's response (39)

MALLORY

48) 13 Jacob V. Dyson, III 17-50160 Continued hearing on Trustee's
Tonya J. Dyson objection to confirmation of
Chapter 13 plan and motion to
dismiss (25, 22, 10)

MALLORY

49) 13 Charles T. Dixon 17-50193 Hearing on Trustee's motion to
Lori M. Dixon dismiss or modify plan for
payment default (22)

MALLORY

50) 13 Linda M. Johnson 17-50401 Continued hearing on debtor's
motion to extend time to pay
second payment (15); Trustee's
response (16)

MALLORY

51) 13 David T. Watson 17-50445 Hearing on debtors' motion to
Vicki R. Watson extend time to pay second payment
(15); Trustee's response (16)

MALLORY

52) 13 Savannah F. Barber 12-51059 Hearing on debtor's objection to
Fredrick I. Barber notice of mortgage payment change
(92, 7/10/2017 doc); Trustee's
response (93)

GOURLEY

53) 13 Christopher B. Snow 13-50023 2nd continued hearing on Trustee's
Danielle B. Snow motion to dismiss or modify plan
for payment default (56)

GOURLEY

54) 13 Jason C. Jones 13-50493 2nd continued hearing on Trustee's
Tara M. Jones motion to dismiss or modify plan
for payment default (32)

GOURLEY

55) 13 Melvin Jones 13-50992 Hearing on debtors' motion to
Evelyn K. Jones modify plan (41, 38); Trustee's
response (40)

GOURLEY

56) 13 Timothy Miller 14-50810 Hearing on debtors' motion to
Kimberly D. Miller modify plan (53); Trustee's
response (55)

GOURLEY

57) 13 Angela C. Imes 15-50036 Hearing on debtor's motion to
modify plan (53, 51); Trustee's
response (52)

GOURLEY

58) 13 Mark A. Barber 15-50672 Hearing on debtor's motion for moratorium (31); Trustee's response (32)

GOURLEY

59) 13 James L. Lester 15-50691 Hearing on Trustee's motion to dismiss or modify plan for payment default (47)
Martha L. Lester

GOURLEY

60) 13 Nancy E. Reavis 15-50818 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (52)
Marvin E. Cheeks

Hearing on debtors' objection to notice of mortgage payment change (56, 3/10/17 doc)

GOURLEY

61) 13 Michael A. Shull 16-50098 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (53)
Amber A. Shull

GOURLEY

62) 13 Sharon M. Walters 16-50115 Hearing on Trustee's motion to dismiss or modify plan for payment default (37)

GOURLEY

63) 13 David L. Rau 16-50141 8th continued hearing on debtor's objection to claim (15); response [USA/IRS] (17)

GOURLEY
BECK

64) 13 Robert D. Smith 16-50461 3rd continued hearing on Trustee's motion for determination of status of claims in confirmed plan (40); response [USA/IRS] (42)

2nd continued hearing on motion to dismiss bankruptcy case for failure to file tax returns [USA/IRS] (49)

GOURLEY
BECK

65) 13 Philip S. Matheson 16-50757 Hearing on debtor's objection to Trustee's notice of plan modification (25, 19)

Hearing on debtor's motion to approve settlement and motion to amend schedules A/B and C (26); Trustee's response (27)

GOURLEY

66) 13 Frederick F. Foster 17-50011 Hearing on debtor's motion to modify plan (27); Trustee's response (28)

GOURLEY

67) 13 David L. Dalton 17-50023 Hearing on Trustee's motion for
Tamera F. Dalton determination of status of claims in
confirmed plan (31)

GOURLEY

68) 13 Joe H. Thomas 17-50095 Hearing on Trustee's motion to
Sylvia M. Thomas modify plan (39); debtors' response
(40)

Hearing on motion to withdraw as
attorney [Robert H. Gourley, Jr.]
(41)

GOURLEY

69) 13 James C. Tabor 17-50153 Hearing on motion for relief from
stay [Piedmont Advantage Credit
Union] (19); debtor's response (20)

GOURLEY
FLETCHER

70) 13 Kimberly D. Setzer 17-50156 2nd continued hearing on Trustee's
motion to dismiss or modify plan
for payment default (23)

2nd continued hearing on debtor's
objection to claim (16); response
[USA/IRS] (18)

GOURLEY
BECK

71) 13 Philip C. Arrington 17-50203 Hearing on debtors' objection to
Nina C. Arrington claim (36)

GOURLEY

72) 13 Andrew C. Williams 17-50299 Hearing on Trustee's motion to
Katina L. Williams dismiss or modify plan for
payment default (36)

GOURLEY

73) 13 Stuart F. Lindsey 17-50316 2nd continued hearing on Trustee's
Rebecca N. Lindsey objection to confirmation of
Chapter 13 plan and motion to
dismiss (16, 8)

GOURLEY

74) 13 Walter L. Conine 17-50354 Hearing on debtors' objection to
Penny S. Conine claim (15); response [USA/IRS] (16)

GOURLEY

BECK

75) 13 April M. Bowman 17-50501 Hearing on objection to
confirmation of plan [Wells Fargo
Bank, N.A.] (17, 4)

GOURLEY

JONAS

11:00 a.m.

76) 7 David A. Christian 14-50068 Hearing on Trustee's motion to
Barbara S. Christian except asset from abandonment (53)

PRO SE
TAYLOR/CRAWFORD, TR.

77) 7 Fox Den Development Company, 16-50515 Hearing on Trustee's motion
LLC pursuant to 11 U.S.C. Section 506(c)
for recovery of costs for preserving
and disposing of real property (179)

Hearing on Trustee's objection to
claim (180); response [Estate of
Dwight J. Goforth, Estate of Udean
Burke, Howard Miller] (181)

PRO SE
JOHNSON
GORMAN/WRIGHT, TR.

78) 7 Angela M. Sarchiapone 17-50489 Hearing on debtor's reaffirmation
agreement (12, 11)

PRO SE

79) 7 Damon Helton 17-50502 Hearing on debtor's reaffirmation
agreement (7, 6)

GATES

80) 7 Joseph F. Comer, Jr. 17-50436 2nd continued hearing on motion
Mary Frances H. Comer for relief from stay [Specialized
Loan Servicing LLC] (6); debtors'
response (8, 7)

JOHNSON
HENDERSON, TR.
STALEY

81) 7 Cheryl M. Reynolds 15-50132 8th continued hearing on Trustee's objection to exemptions (37)

8th continued hearing on debtor's motion to amend Schedule C (39); Trustee's response (41)

JONES/WRIGHT
TAYLOR, TR.

82) 7 Charles A. Caputo 12-50986 Hearing on motion to sell property free and clear of liens (137)

BADGER
SHADDOCK/TAYLOR, TR.

83) 7 William A. Bogage 17-50432 Hearing on motion for relief from stay [The Bank of New York Mellon] (17); Trustee's response (19)
Jill W. Bogage

BADGER
HENDERSON, TR.
EMREY

84) Adv. Broyhill 16-05012 Status hearing on consent order granting motion to stay proceedings (33)
v. 7
Appalachian State University, et al. 16-50246

LANEY
KIZIAH
PRO SE
OGBURN
BECK
TAYLOR

85) 7 Karen W. Morris 17-50597 Hearing on court order to appear
James P. Morris and show cause for dismissal of
case for failure to disclose prior
filing (4)

LANEY
HENDERSON, TR.

86) Adv. Crawford 13-05010 3rd continued hearing on plaintiff's
v. 7 motion for status hearing (42)
McConnell, Sr., et al. 12-50757

SHADDOCK/TAYLOR/CRAWFORD
ELLIOTT

87) Adv. Crawford 14-05028 Hearing on plaintiff's motion to
v. 7 amend summons and judgment
Tapanes 12-50842 (10)

SHADDOCK/TAYLOR
PRO SE

88) Adv. Crawford 15-05020 Hearing on plaintiff's motion to
v. 7 approve settlement (34); response
Gremillion 13-50594 [David Shatzman] (35)

TAYLOR/CRAWFORD
ARROWOOD/FENNELL
LANEY

89) Adv. Taylor 16-05003 2nd continued pre-trial conference
v. 7 (21)
Reynolds, et al. 15-50132

TAYLOR
JONES

90) 11 Quaker Furniture, Inc.

17-50538

2nd continued hearing on motion to (A) compel debtor to assume or reject lease of non-residential real property, (B) for adequate protection, (C) for relief from the automatic stay, and (D) and other related relief [CLL Investments Limited Partnership, LLP] (21); debtor's response (52)

Hearing on motion for relief from stay [Loeb Term Solutions, LLC] (48); response [Steven C. Clark] (78); response [Angela W. Burns] (84); Trustee's objection (85); response [Crestmark Bank] (90)

Hearing on motion for Rule 2004 examination of Gary L. Lail [Associated Hardwoods, Inc.] (55); response [Gary L. Lail] (66); Trustee's objection (87)

Hearing on motion to withdraw as attorney of counsel for the debtor [Quaker Furniture, Inc.] (81); Trustee's response (83)

R. WRIGHT
WRIGHT, TR.
MORSE
CLARK
PRO SE
TARR
SUMMERLIN

91) 7 Brenda B. Schlie 15-50799 9th continued hearing on debtor's motion to avoid judgment lien of creditor Wallace Hardware Company, Inc. (39, 22); objection [Wallace Hardware Company, Inc.] (24); debtor's response (28)

WOOD
HENDERSON, TR.
SMITH

92) 7 Roger F. Ham, Jr. 17-50123 2nd continued hearing on Trustee's objection to exemptions (14)
Doris S. Ham

WOOD
HENDERSON, TR.

93) 7 Phoupheth Douangdara 17-50455 Hearing on debtors' reaffirmation agreement (10, 5)
Phousavath Douangdara

WOOD
HENDERSON, TR.

94) Adv. Wright 17-05004 2nd continued hearing on plaintiff's motion for partial judgment on the pleadings (18); plaintiff's brief in support (19); defendant's response (27)
v. 7
Ethel P. Goforth Primary Trust 16-50515

2nd continued hearing on defendant's motion for judgment on the pleadings (20); defendant's brief in support (21); plaintiff's response (25); plaintiff's brief in opposition (26); defendant's reply brief in support (31)

WRIGHT/MARTINEZ
HASH

RULING ONLY
