

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA

ASHEVILLE DIVISION

THE HONORABLE GEORGE R. HODGES, PRESIDING

TUESDAY, NOVEMBER 21, 2017

9:30 a.m.

- 1) 7 Spearman Food Distributors, 10-10409 Hearing on Trustee's Motion for  
Inc. Substantive Consolidation of  
Cases (238)

ELKINS  
COOPER, TR.

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- 2) 7 HPH Contracting, LLC 12-10354 Hearing on Trustee's Omnibus  
Objection to Claims (73); Response of  
Carla G. Howell for Howand  
Contracting, Inc. (75)

POE  
COOPER, TR.  
LEONARD

*CON'T TO 1/16/18*

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- 3) 13 Jearldine Tipton 14-10519 Hearing on Debtor's Motion for  
Hardship Discharge (37)

Hearing on Trustee's Motion to  
Dismiss Case or to Modify Plan (33)

JANNEY

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- 4) 13 William S. Pless 15-10607 Hearing on Debtors' Motion to Modify  
Jennifer I. Pless Plan (32); Response of Ford Motor  
Credit Corporation (35), Response of  
Mountain Credit Union (36)

MOORE  
PINKSTON

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- 5) 7 Charles E. Maxwell 17-10395 Hearing on Debtors' Motion to Rescind Dismissal of Case (10); Order of Dismissal (9)  
Diane S. Maxwell  
  
EDMONDS  
COOPER, TR.  
  
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- 6) 7 Sherri C. Gottloeb 16-20063 Hearing on Trustee's Objection to Claims (59); Response of USA/IRS (60); Response of Rabun County Bank (61)  
  
HILLIER  
PITTS, TR.  
BECK  
PINKSTON  
  
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- 7) Adv Susan L. Stockham 17-1008 Continued for Pretrial Conference (18)  
v. Ch. 7  
Elizabeth R. Platter, et al. 16-10320  
  
PINKSTON  
GRAY  
  
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- 8) 13 Judson D. Reece 11-10985 Hearing on Debtors' Objection to Claim and Motion for Turnover (57); Objection of Capital Bank (59)  
Elizabeth R. Reece  
  
PITTS, BOB  
MARTIN  
  
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- 9) 13 Ruth Ann C. Robinson 15-10199 13th continued hearing on Trustee's Motion to Dismiss, Modify or for Other Appropriate Relief (31)  
  
PITTS, BOB  
  
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|---|-----|--|------------------------------|---|
| 10)                                       | Adv | Langdon M. Cooper<br>v.<br>Charlene F. Roberts | 16-1007<br>Ch. 7<br>14-10490 | 6th continued Pretrial Conference<br>(6)  |
| <br>COOPER<br>PITTS, TR.<br><br>-----     |     |  |                              |   |
| 11)                                       | 13  | Mark L. Walker<br>Susanne J. Walker            | 17-10380                     | Hearing on Objection of USA/ED to<br>Confirmation of Plan (8)                                   |
| <br>CARRUTHERS<br>BECK<br><br>-----       |     |  |                              |   |
| 12)                                       | 7   | David A. Salyers<br>Amanda R. Salyers          | 17-10427                     | Hearing on Motion of the Bankruptcy<br>Administrator to Dismiss or Convert to<br>Chapter 13 (6) |
| <br>CARRUTHERS<br>PITTS, TR.<br><br>----- |     |  |                              |   |
| 13)                                       | 13  | Tammy L. Mehl                                  | 16-10187                     | Hearing on Motion of Mary Brown for<br>Relief from stay (28)                                    |
| <br>PITTS, BEN<br>LEONARD<br><br>-----    |     |  |                              |   |
| 14)                                       | 13  | Janet V. Welch                                 | 17-10294                     | Hearing on Objection of Deutsche<br>Bank Trust Company Americas to<br>Confirmation of Plan (13) |
| <br>PITTS, BEN<br>EMREY<br><br>-----      |     |  |                              |   |
| 15)                                       | 13  | Katrina A. Teague                              | 17-10436                     | Court Order for Debtor to Appear and<br>Show Cause (6)  |
| <br>PITTS, BEN<br><br>-----               |     |  |                              |   |

- 16) 13 Kathy W. Theros 12-10395 Hearing on Debtor's Motion for Waiver of Credit Counseling (38)  
HAY  
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- 17) 7 Jeremy O. Worley 14-10012 Hearing on Motion of World Omni Financial Corp. for Relief from Stay (62); Debtors' Response (63)  
Carla G. Worley  
HAY  
COOPER, TR.  
OGBURN  
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- 18) 13 Laura R. Green 13-10759 4th continued hearing on Motion of Watts Realtors and Auctioneers, Inc. to Convert Case from Ch. 13 to Ch. 7 (62); Response of Indian Lake Club, Inc. (64)  
  
3rd continued hearing on Motion of Morris E. McCall and Gladys B. McCall for Relief from Automatic Stay (71); Debtor's Response (78); Response of Watts Realtors and Auctioneers, Inc. (79); Response of Indian Lake Club, Inc. (80)  
  
HAY  
KILBOURNE  
CARRUTHERS  
HILLIER  
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- 19) 13 Oneal McCall 14-20087 4th continued hearing on Second Motion of Watts Realtors and Auctioneers, Inc. to Convert Case from Ch. 13 to Ch. 7 (31)  
  
HAY  
KILBOURNE  
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20) 13 Angela Patterson-Stubblefield 17-10012 Hearing on Motion of Champion Credit Union for Turnover (34)

HAY  
PINKSTON

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21) 13 Steven M. Ray 17-10304 Hearing on Motion of Nationstar Mortgage, LLC for Relief from Stay and Co-Debtor Stay (14); Debtors' Response (17)  
Amy L. Ray

HAY  
JONAS

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22) 7 Elaine M. Svitil 17-20094 Hearing on Motion of Aberdeen Proving Ground Federal Credit Union for Relief from Stay (6); Debtor's Amended Response (9, 7)

HAY  
COOPER, TR.  
VONNEGUT

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23) 13 Gary E Allen 13-10342 Continued hearing on Trustee's Motion to Deem Mortgage Loan Account Current and Not in Default (75); Response of Champion Credit Union (77)  
Lisa K. Roberts

**Both matters are continued to 12/19**

Continued hearing on Debtors' Motion for Entry of Discharge and for Certifications Regarding Plan Completion (76); Response of Champion Credit Union (78)

LEONARD  
PINKSTON

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24) 13 Kenneth D. Cogdill 15-10010 Hearing on Motion of Ford Motor Credit Company for Relief from Stay and Co-Debtor Stay (20)

LEONARD  
PINKSTON

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25) Adv Charles J. Short 16-1006 Continued for Status Hearing Re:  
v. Ch. 7 Plaintiff's Motion for Appropriate  
Educational Credit 16-10194 Relief (10); Defendant's Response (14)  
Management Corporation

LEONARD  
SUMNER

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26) 13 Daniel H. Taylor 16-10511 Re-Setting Hearing on Debtors'  
Amber L. Taylor Objection to Claim (70, 39)

LEONARD  
EMREY

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27) 13 Billy F. Hoffman, Jr. 17-10163 Continued hearing on Motion of DGP Holdings, LLC for Relief from Stay (29, 15)

LEONARD  
LOOSE

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28) 13 Donnie L. Wallin 17-10293 Continued hearing on Motion of John Deere Financial and John Deere Construction & Forestry Company to Dismiss or Convert Case to Ch. 7 or, in the Alternative, Motion to Hear Objections to Confirmation of Ch. 13 Plan and Motion to Value Collateral (17)

LEONARD, T.  
LEONARD, N.

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**CONT TO 12/19**

29) 13 Christopher W. Taylor 17-10336 2nd continued hearing on Objection of Carrington Mortgage Services, LLC to Proposed Plan and Confirmation Thereof (11)

LEONARD

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30) 13 Elizabeth Lloyd-Eriksen 17-10406 Hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of Plan (11)

LEONARD  
PINKSTON

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31) 7 Frank A. Moody, II 12-10328 Continued hearing on Trustee's Objection to Claims (97); Objection of the CenterCede Trustee to Claim Number 14 (99)

Hearing on Trustee's Objection to Claim #20 (107); USA's Response (109)

Hearing on Trustee's Motion to Deposit Tax Refund to Trustee's Account (110)

KIGHT, GRAY  
PITTS, TR.  
SIGMON  
BECK

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32) 13 Lora D. Cody 16-10198 3rd continued Status Hearing Re: Order Referencing Trustee's Motion to Modify Plan or Dismiss (37)

KIGHT

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33) 13 Charles W. Dobson 16-10371 Hearing on Motion of Reverse Mortgage Solutions, Inc. for Relief from Stay (32); Debtor's Objection (33)

KIGHT  
REDMAN

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34) 7 Robert D. King 16-10457 Hearing on Trustee's Motion for Extension of Time to Object to Discharge (40)

KIGHT  
PITTS, TR.

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35) 7 Jonathan D. Newcomer 17-10046 2nd continued hearing on Trustee's Motion for Authorization and Confirmation of Private Sale of Property (19); Objection of New Penn Financial, LLC dba Shellpoint Mortgage Servicing (42)  
Lisa A. Newcomer

KIGHT  
COOPER, TR.  
MATTHEWS

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36) 7 Barbara A. McMurray 17-10072 Hearing on Debtor's Motion to Amend Schedule C (21)

KIGHT  
PITTS, TR.

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37) 13 Keith M. Pierce 17-10195 Hearing on Debtors' Objection to Proof of Claim filed by the North Carolina Department of Revenue (34)  
Jolie L. Pierce

KIGHT

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**CON'T TO 12/19**



38) 7 Sara A. Ramirez 17-10197 Hearing on Debtor's Motion to Avoid Judgment Lien (13)

Hearing on Trustee's Motion for Extension of Time to Object to Discharge (15)

KIGHT  
PITTS, TR.

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39) 13 Christopher D. Swaney 17-10324 Hearing on Debtors' Motion to Amend Schedule C (11)  
Danielle D. Swaney

KIGHT

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40) 7 Justin A. Farrell 17-10299 Hearing on Debtor's Motion to Reinstate Case (13)

Hearing on Debtor's Motion to Reconsider Dismissal of Case (14)  
Order of Dismissal (10)

KIGHT  
PITTS. TR.

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41) 7 Jennifer L. Plyler 17-10390 Hearing on Motion of Wells Fargo Bank, NA for Relief from Stay (9); Debtor's Objection (10)

KIGHT  
COOPER, TR.  
STALEY

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42) 7 Johnny W. Buchanan 17-20033 Hearing on Trustee's Motion for Extension of Time to Object to Discharge (15)

KIGHT  
PITTS. TR.

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43) 11 Sardis Development 11-10506 41st continued Status Hearing. Re:  
Company, LLC Order in Aid of Consummation (76, 71)

41st continued hearing on Bankruptcy  
Administrator's Motion to Convert  
Case from Chapter 11 to Chapter 7 (79);  
Response of McCrary Stone Service,  
Inc. (85)

KIGHT  
KENNY  
PINKSTON

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44) 11 Carol Lloyd, Inc. 17-10207 6th continued hearing on Debtor's  
Motion to Use Cash Collateral (2);  
Interim Order (128)

3rd continued hearing on Motion of  
Citizens Bank, N. A. for Relief from  
Stay (59); Debtor's Response (61)

Continued hearing on Motion of  
Ford Motor Credit Company for  
Relief from the Automatic Stay (99);  
Debtor's Response (103)

Continued hearing on Motion of  
Toyota Motor Credit Corporation for  
Relief from Stay or Adequate  
Protection (112); Debtor's Response  
(114)

Hearing on the Motion of the IRS to  
Dismiss or Convert Case (111)

Hearing on Motion of Balboa Capital  
Corporation for Relief from Stay  
(117); Debtor's Response (123)

BADGER  
OGBURN  
PINKSTON  
LAMB  
SAINTSING  
BECK

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45) 11 On Fire Family Church 17-20079 4th continue hearing on the  
Inc. Bankruptcy Administrator's Motion  
for Order Requiring the Debtor to  
Cease Operations or to Dismiss Case  
for Failure to Provide Proof of  
Adequate Insurance (22)

PITTS, BEN

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46) 12 Jason W. Edney 17-10017 Continued hearing on Trustee's  
Motion to Dismiss Case or to Modify  
Plan (37)

W. S. GARDNER

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47) 11 Baity's Precision 17-10397 2nd continued hearing on the BA's  
Machining, Inc. Motion to Dismiss (20); Response of  
HomeTrust Bank (26)

Hearing on Motion of Megan  
Medley and Dungan, Kilbourne & Stahl,  
P.A. to Withdraw (41)

Hearing on Motion of David R. Hillier to  
Withdraw (43)

W. S. GARDNER  
KENNY  
PINKSTON  
MEDLEY  
HILLIER

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48) 11 Stephen B. Anderson 16-10487 Hearing on Application for Attorney  
Compensation (116); Response of Kelly  
M. Anderson (135)

Hearing on Application to Employ  
Attorney [George B. Hyler, Jr. and  
Stephen P. Agan] (132); Response of  
United Community Bank (139)

HAY  
IVEY  
PINKSTON

49) 11 Biltmore Investments, 11-10053 9th continued status hearing regarding  
LTD Order Referencing Motion to  
Determine Compliance with  
Disgorgement Orders (405, 355, 357,  
337)

6th continued hearing relating to Order  
of the U.S. District Court Remanding  
Appeal to the Bankruptcy Court (364,  
187)

Hearing on Debtor's Motion to  
Dismiss Bankruptcy Case (450)

HAY  
KENNY, BA  
TUFTS LAW FIRM, PLLC

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10:00 a.m.

50) 11 Biltmore Investments, 11-10053 Hearing on Motion of Tufts Law Firm  
LTD PLLC and T. Scott Tuft to Vacate,  
Cancel, and Otherwise Expunge All  
Prior Disgorgement Orders and Orders  
of Civil Contempt (444, 442); Response  
of TD Bank, N.A. (455); Response of  
the Bankruptcy Administrator (456)

HAY  
TUFTS  
MARTIN  
KENNY

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