

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division

Laura T. Beyer, Judge Presiding

TUESDAY, DECEMBER 15, 2015

Warren L. Tadlock, Trustee

9:30 a.m.

- 1) 13 Harland W. Peaslee 11-31348 Hearing on debtors' motion to modify plan for early termination of Chapter 13 plan; to deem life insurance proceeds exempt and/or as a setoff against lost income; to excuse female debtor from certification requirements of 11 U.S.C. § 1328 and for entry of discharge and request for non-base fee and reimbursement of expenses (49)
Brenda H. Peaslee

SIGMON

- 2) 13 John D. Ellis 11-31777 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (35)
Shelley T. Ellis

SIGMON

- 3) 13 Rachel E. Orendorff 11-33168 2nd continued hearing on debtor's objection to post-petition mortgage expenses of FV-I, Inc., in trust for Morgan Stanley Mortgage Capital Holdings LLC as serviced by Specialized Loan Servicing, LLC (27); response [Specialized Loan Servicing, LLC] (28)

SIGMON

LAMB

4) 13 Jennifer A. Long 12-32366 Continued hearing on motion for relief from stay [Coastal Federal Credit Union] (31); debtor's response (33)

SIGMON
FLETCHER

5) 13 Donald B. Coleman 13-31622 Hearing on debtors' motion to review status of claim and for order directing Seterus, Inc. to comply with the automatic stay of 11 U.S.C. § 362 (32)
Nellie E. Coleman

SIGMON

6) 13 John E. Scott 15-30792 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (12, 5)
Cynthia L. Scott

SIGMON

7) 13 Jeffrey Curry 14-30618 Hearing on debtors' motion to sell property (25); response [CitiMortgage, Inc.] (27)
Kimblyn F. Curry

GROSHON
HARRIS

8) 13 Lynn M. Martin 15-30888 Status hearing on order overruling Trustee's objection to confirmation of Chapter 13 plan and denying motion to dismiss (23, 18)

GARDNER

- 9) 13 Carl O. Carew, Jr. 15-31455 Hearing on debtors' objection to claim (15)
Telisha C. Carew
Hearing on debtors' objection to claim (16)

GARDNER

- 10) 13 Sarah Gee 12-32868 Status hearing on order referencing
debtor's motion to modify plan (39, 38)

DALRYMPLE

- 11) 13 Philip D. Harrison, Sr. 14-30663 3rd continued hearing on Trustee's motion
to dismiss or modify plan for plan
duration (45)

3rd continued hearing on debtor's
objection to claim (46); response
[JPMorgan Chase Bank, N.A.] (49)

DUNCAN
LISCHWE

- 12) 13 Thomas Brookins, Jr. 15-30150 Hearing on motion for relief from stay
[Ford Motor Credit Company] (27);
debtor's response (28)

DUNCAN
OGBURN

- 13) 13 Donald Gabriel 15-31304 Hearing on Trustee's objection to
Gwendolyn D. Gabriel confirmation of Chapter 13 plan and
motion to dismiss (26, 23, 19, 2)

DUNCAN

14) 13 Terence D. Hunter 15-31594 Hearing on BA's motion to dismiss
bankruptcy case for credit counseling (19)

PRO SE

15) 13 Michelle Watts-Pennington 15-31631 Hearing on debtor's motion to reconsider
dismissal of case (16)

PRO SE

16) 13 Lizette Constance 15-31707 Hearing on BA's motion to dismiss
bankruptcy case for credit counseling (7)

PRO SE

10:00 a.m.

17) 13 Tighisti Kiflit 11-30189 Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (84)

KARRENSTEIN

18) 13 Vincent T. Hinton 12-31191 Hearing on debtors' motion to add creditor to voluntary petition (45)
Kathryn M. Hinton

LEZMAN

19) 13 Antoinette F. Wallace 15-30802 Hearing on motion for relief from stay and co-debtor stay [Wells Fargo Bank, N.A.] (15); debtor's response (16)

LEZMAN
GRANTMYRE

20) 13 Rameshbabu Ramasubbu 15-31694 Hearing on motion to dismiss bankruptcy case for amount of secured debt exceeds the Chapter 13 ceiling contained in 11 U.S.C. Section 109(e) or convert case to Chapter 7 [Henderson Law Firm] (12)

LEZMAN
HENDERSON

21) 13 Joshua M. Rivers 15-31407 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (11, 2); debtors' response (12)
Dawn M. Rivers

BROWN

- 22) 13 Vanessa L. Jackson 15-31934 Hearing on debtor's motion to extend automatic stay (5)
- HUB
-
- 23) 13 Joseph E. Russell 07-32330 Hearing on debtor's motion for payment of unclaimed dividends [Craig B. Lane] (51, 44)
- LANE
PRO SE
-
- 24) 13 Wendelinne M. Frias 15-30092 Continued hearing on motion to dismiss bankruptcy case for failure to file documents or convert [USA/IRS] (42); debtor's response (47)
- LAYTON
SULLIVAN
-
- 25) 13 Penelope H. Buff 14-31120 Hearing on motion for relief from stay [HomeTrust Bank] (24); debtor's response (25)
- LUTZ
PINKSTON
-
- 26) 13 Michael A. McDonald 14-30867 Hearing on Trustee's motion to modify plan to increase plan payment (52)
- MACKEY
-
- 27) 13 Latasha M. Lewis 12-32146 4th continued hearing on Trustee's motion to dismiss or modify plan for payment default (42)

4th continued status hearing on order granting debtor's motion to modify plan (52, 49)

3rd continued hearing on debtor's motion to incur debt (59); Trustee's response (62)

PATTON

- 28) 13 Marlene M. Brogan 13-31111 2nd continued hearing on motion for relief from stay [Ivey's Condominium Owners Association, Inc.] (18); debtor's response (19)
- Hearing on debtor's motion to incur debt related to the approval of a loan modification with a real property creditor (24)

PENNEBAKER
LYONS

- 29) 13 Ricky E. Shumake, Jr. 09-33520 Hearing on motion for payment of unclaimed dividends [Craig B. Lane] (55, 51)

PERRY

- 30) 13 Dennis L. Costner, Sr. 14-30839 Continued hearing on debtor's objection to claim (60); response [Central Penn Capital Management, LLC] (63)
- Continued hearing on debtor's objection to claim (61); response [Central Penn Capital Management, LLC] (62)

BALENTINE
SPENCER

- 31) 13 James G. Anthony
Deonna L. Anthony 15-31506 Hearing on objection to confirmation of plan [Bank of America, N.A.] (15, 13)

BALENTINE
STALEY

32) 13 Marcia L. Whiting 12-32263 6th continued hearing on motion for debtors to enter into loan modification agreement [Green Tree Servicing, LLC] (36, 35); Trustee's response (37)

BOCHICCHIO
CORCORAN

33) 13 James D. Radermacher 15-30260 Continued hearing on Trustee's motion for order directing the disposition of certain rental payments (38)
Terrie F. Radermacher

BOCHICCHIO

34) 13 Nuntia E. Davis 12-30595 8th continued hearing on Trustee's motion to dismiss or modify plan for payment default (46)

HANDS

35) 13 James R. Covington 13-30527 2nd continued hearing on motion for relief from stay [Seterus, Inc.] (46); debtors' response (47)
Valencia P. Covington

HANDS
UNDERWOOD

36) 13 Daniel Mattar 13-30075 Hearing on motion for relief from stay [Santander Consumer USA, Inc.] (25); debtor's response (26)
Angela R. Mattar

Hearing on debtors' motion to modify
plan (28)

Y. TAYLOR
KEENAN

37) 13 Shannon G. Williard 14-31917 3rd continued hearing on Trustee's motion
for review of status of plan (22)

Y. TAYLOR

38) 13 Lynn W. Carr 15-30123 Hearing on debtor's motion to sell
property free and clear of liens (33);
response [JPMorgan Chase Bank, N.A.]
(35)

Y. TAYLOR
WADSWORTH

10:30 a.m.

39) 13 Stephanie N. Reed 12-32872 Hearing on motion to dismiss bankruptcy case for willfully refusing to comply with court order or, in the alternative, motion for contempt [Skopos Financial, LLC] (56)

DILLENBECK
KEENAN

40) 13 Dawn F. Thomas-Hayes 14-31593 Continued status hearing on order granting debtor's motion to modify plan (50, 46)

DILLENBECK/LOVE

41) 13 Mishelle E. May Hall 14-31803 6th continued hearing on Trustee's motion for review of status of plan (18)

DILLENBECK/LOVE

42) 13 Lynne D. Morris 14-31906 5th continued hearing on Trustee's motion for mortgage review (14)

4th continued hearing on debtor's motion to modify plan (16)

DILLENBECK

43) 13 Andrea M. Thomas 14-31992 7th continued hearing on Trustee's motion for mortgage review (24)

DILLENBECK

44) 13 Kevin J. McClave 14-32042 4th continued hearing on Trustee's motion
Lauren H. McClave for mortgage review (29)

DILLENBECK

45) 13 Alfonso M. McCall 15-30098 4th continued hearing on Trustee's motion
Earla M. McCall for mortgage review (13)

DILLENBECK

46) Adv. Andrews 15-03046 Pre-trial conference (10, 5)
v. 13
Habitat for Humanity of 15-30255
Charlotte, Inc.

DILLENBECK
LLUBERAS/HUETHER

47) 13 Christopher Garcia 15-30287 Hearing on debtor's motion to modify
plan (21)

DILLENBECK

48) 13 George D. Goularte 15-30529 Continued hearing on Trustee's motion for
Sandra K. Goularte review of status of plan (18)

Hearing on motion for relief from stay
[Specialized Loan Servicing, LLC] (21);
debtors' response (22)

DILLENBECK
LAMB

- 49) 13 Gregory E. Hutchins 15-30908 2nd continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (10, 2)
- LOVE

- 50) 13 Susan A. Myers 15-30922 Hearing on Trustee's motion for mortgage review (34)
- LOVE

- 51) 13 Lakeisha M. Moore 15-30948 Hearing on Trustee's motion for mortgage review (15)
- LOVE

- 52) 13 Jerry P. Auten
Selba S. Auten 15-30952 3rd continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (28, 22, 19, 2)
- LOVE

- 53) 13 Sharon D. Harper 15-31049 2nd continued hearing on objection to confirmation of plan [Deutsche Bank National Trust Company] (16, 14, 2)
- LOVE
BARRETT

- 54) 13 Faith M. Fox 15-31586 Hearing on objection to confirmation of plan [Capital One Auto Finance] (10, 2)
- LOVE
OGBURN

11:00 a.m.

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| 55) | 13 | Melissa Y. Hudson | 11-32129 | Hearing on debtor's motion to modify plan (27); Trustee's response (33) |
| | | WHITE | | |
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| 56) | 13 | Connie R. Porter | 11-32966 | Hearing on debtor's motion to sell property (32); response [Bank of America, N.A.] (34) |
| | | WHITE | | |
| | | BARRETT | | |
| | | ----- | | |
| 57) | 13 | Kenric L. Smith | 13-32609 | Hearing on motion for relief from stay and co-debtor stay [Nationstar Mortgage LLC] (29); debtor's response (30) |
| | | WHITE | | |
| | | STALEY | | |
| | | ----- | | |
| 58) | 13 | Anthony J. Watkins
Lori A. Watkins | 14-30696 | Hearing on debtors' motion to incur debt (27); Trustee's response (30) |
| | | WHITE | | |
| | | ----- | | |
| 59) | 13 | Catherine L. Jackson | 14-31257 | Hearing on motion to confirm termination or absence of stay [Consumer Portfolio Services, Inc.] (29); debtor's response (31) |
| | | WHITE | | |
| | | HIMES | | |
| | | ----- | | |
| 60) | 13 | Evelon T. Gross | 14-31726 | 2 nd continued status hearing on order granting debtor's motion to modify plan (34, 33) |
| | | WHITE | | |
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61) 13 Kenneth D. Miller 15-30399 Continued hearing on motion for relief from stay [Fifth Third Mortgage Company] (19); debtor's response (21)

WHITE
STALEY

62) 13 Robert C. Mead 15-31171 Continued hearing on objection to confirmation of plan [Wells Fargo Bank, N.A.] (27, 21, 13, 5)

WHITE
BARRETT

63) 13 Patricia R. Hallman 15-31316 Hearing on debtor's motion to approve transfer and to amend Schedule C (14)

WHITE

11:30 a.m.

64) 13 Jesus Lara 11-31439 Hearing on debtors' motion to modify
Chui H. Fung plan to allow discharge based on amount
already paid in (71)

CUMMINGS

65) 13 Marilyn G. Brown 12-31503 Hearing on debtor's motion to modify
plan to allow a discharge based on amount
already paid in (34)

CUMMINGS

66) 13 Stephanie Y. Boyton 12-32555 Continued hearing on Trustee's motion to
dismiss or modify plan for payment
default (44)

CUMMINGS

67) 13 Courtney J. Strong 12-32698 Continued hearing on motion for relief
Desirae B. Strong from stay [Bank of America, N.A.] (31);
debtors' response (32)

CUMMINGS
BARRETT

68) 13 Tangela G. Faulk 12-32986 Hearing on debtor's motion to exclude
conduit payment (69)

CUMMINGS

69) 13 Haywood O. Miller 13-30467 Continued status hearing on order granting debtor's motion to exclude conduit payment (40, 37)

CUMMINGS

70) 13 Karl E. Schwartz 13-30523 Hearing on debtor's motion to sell property (56, 50)

CUMMINGS

71) 13 Derrick Raley, Sr. 13-30847 2nd continued status hearing on order granting debtor's motion to exclude conduit payment (38)

CUMMINGS

72) 13 Grace S. McCray 13-31345 Continued hearing on debtor's motion to exclude conduit payment (31)

CUMMINGS

73) 13 Harry L. Holliday
Lorraine Y. Holliday 14-30614 Hearing on motion for relief from stay [BB&T] (43); debtors' response (44)

CUMMINGS

MILLER

74) 13 Derrick S. Floyd
Priscilla D. Floyd 15-30142 Continued status hearing on order granting debtors' motion to exclude conduit payment (24)

Hearing on debtors' motion to incur debt (28)

CUMMINGS

75) 13 Brian K. Holloway 15-30176 Continued status hearing on order granting debtor's motion to incur debt (28)

CUMMINGS

76) 13 Markel A. Whisonant 15-31440 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (15, 13, 7)

CUMMINGS

2:00 p.m.

77) 13 Jamal O. Harvey 11-31421 Hearing on Trustee's motion to dismiss or
Casey L. Harvey modify plan for plan duration (51)

ROBICSEK

78) 13 Robert P. Caldwell, Jr. 12-31055 Continued hearing on debtor's motion for
sanctions against US Bank for creditor
misconduct (35)

PLANER

79) 13 Joanne M. Myers 12-31328 Continued status hearing on order
granting debtor's motion to modify plan
(33, 32, 29)

PLANER

80) 13 Jay W. Bowers, Jr. 13-30394 Hearing on debtor's motion for sanctions
against NC Department of Revenue for
violation of the automatic stay (24, 23)

PLANER

81) 13 Devon Degree 13-30717 Continued status hearing on order
Angela H. Degree granting debtors' motion to approve
trial period payment plan (32)

PLANER

82) 13 Jack R. Watts, Jr. 13-31294 Hearing on debtors' motion to approve
Sherry P. Watts mortgage loan modification (22)

PLANER

83) 13 Edna L. Harrison 13-31610 Hearing on debtor's motion to modify plan and approve loan modification (42, 38)

PLANER

84) 13 Perry E. Whiting 13-32147 Hearing on Trustee's motion for review of status of plan (39)

PLANER

85) 13 Ronald L. Willis 15-30010 Continued status hearing on order
Janice H. Willis granting debtors' motion to pursue trial period plan (21)

PLANER

2:30 p.m.

- 86) 13 Candace S. McClendon 15-30005 Hearing on motion for relief from stay [Founders Federal Credit Union] (18); debtor's response (19)
- CROW
LANE

- 87) 13 Ted L. Penegar 15-31116 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (24, 20, 2)
Melissa M. Penegar
- CROW

- 88) 13 Scott O. Kaminsky 11-32650 Hearing on debtors' motion to modify plan to amounts paid in (50)
Gina L. Kaminsky
- SCHWILM

- 89) 13 Louie Perkins, III 13-32277 Hearing on debtors' motion to modify plan (47)
Xamara L. Perkins
- SCHWILM

- 90) 13 Diedor Williams 14-30735 Hearing on debtors' motion to approve settlement and modify plan (41)
Doris Williams
- SCHWILM

- 91) 13 Charnita Rivens 14-30793 Hearing on motion for relief from stay and co-debtor stay [Bank of America, N.A.] (30); debtor's response (31)
- SCHWILM
STALEY

92) 13 Peggy D. Tippett 15-31823 Hearing on debtor's motion to impose automatic stay (7)

SCHWILM

93) 13 Kristy L. Walgren 15-31837 Hearing on debtor's motion to impose automatic stay (7)

SCHWILM
