

**TELEPHONE NUMBER FOR
U.S. BANKRUPTCY COURT WDNC IS
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10/04/2016

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Statesville Division

Honorable Laura T. Beyer Presiding

TUESDAY, OCTOBER 4, 2016

Steven G. Tate, Trustee

9:30 a.m.

- | | | | |
|----|--------------|----------|-------|
| 1) | Adv. Wayland | 12-05049 | Trial |
| | v. | 7 | |
| | Lewis, Jr. | 11-51536 | |

RAUBACH
PRO SE

CON'T TO 01/06/2017

10/07/2016

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
Statesville Division

Honorable Laura T. Beyer Presiding

FRIDAY, OCTOBER 7, 2016

Steven G. Tate, Trustee

9:30 a.m.

1) 13 Roger E. Bradshaw 16-50272 2nd continued hearing on objection to confirmation of plan [21st Mortgage Corporation] (15, 7)

BOLGER
FLETCHER

2) 13 Frankie A. Puckett 16-50104 Hearing on debtor's motion to modify plan (60); Trustee's response (69)

Hearing on debtor's motion to amend schedule C (61); Trustee's response (68)

COURT

3) 13 Jan R. Wellborn 14-50580 6th continued hearing on order confirming Chapter 13 plan (73)

Continued hearing on motion to determine value of claim [PennyMacLoan Services, LLC] (114); Trustee's response (116)

DALRYMPLE
GREENE

4) 13 Timothy D. Bolick 12-50010 Hearing on debtor's motion for forgiveness for purchase of vehicle nunc pro tunc (50)

HAMBY

5) 13 Candice E. Harold 14-50781 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (39); debtor's response (40)

PENNEBAKER

6) 13 Julian E. Walker
Mary G. Walker 15-50338 Hearing on debtors' motion for moratorium (41); Trustee's response (42)

SUMMERLIN

7) 13 Scott W. Moore 16-50365 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (11, 2); debtor's response (12)

BADGER

8) 13 Martha C. Cronin 16-50491 Continued hearing on motion for relief from stay [Barrett L. Crawford] (7); debtor's response (10)

Hearing on application for compensation [David R. Badger, P.A.] (19)

Hearing on debtor's motion for approval of fees on a time and expense basis (20); Trustee's response (26)

Hearing on debtor's motion to sell property (22); Trustee's response (25)

Hearing on application with affidavit to employ attorney [Robert P. Laney] (27)

BADGER
LANEY
TAYLOR

9) 13 Eugene W. Mills 13-50056 Hearing on Trustee's motion to dismiss or modify plan for payment default (39)
Sheryl C. Mills

GRIFFIN

10) 13 Sheila M. Collins 15-50291 Hearing on Trustee's motion to dismiss (37)
Shawn E. Collins

GRIFFIN

11) 13 Ryan E. Siegmann 11-50152 2nd continued hearing on debtors' motion to deem mortgage current or paid in full (77); response [Residential Credit Opportunities Trust] (80)
Susan A. Siegmann

LAMONTAGNE
STALEY

12) 13 Charlene L. Jolly 15-50064 Hearing on debtor's motion to modify plan (43); Trustee's response (44)

LAMONTAGNE

13) 13 Scott A. Richards 14-50129 Hearing on debtors' motion to approve settlement (21); Trustee's response (22)
Angela H. Richards

LANEY

14) 13 Gilbert M. Adams 15-50599 Hearing on Trustee's motion to dismiss or modify plan for payment default (38)

LANEY

15) 13 Ronnie RC Wilmoth 15-50127 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (28)
Gina W. Wilmoth

FLIPPIN

16) 13 Brandie S. Couch 15-50169 Hearing on Trustee's motion to dismiss or modify plan for payment default (39)

FLIPPIN

17) 13 Carolyn J. Shotwell 15-50404 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (29)

FLIPPIN

18) 13 George W. Campbell
Stephanie H. Campbell 10-51751 Hearing on debtors' motion to reopen bankruptcy case (99); Trustee's response (100)

ELLIOTT

19) 13 Monty S. Poarch
Sharon C. Poarch 11-50969 Hearing on Trustee's motion to dismiss or modify plan for payment default (50)

Hearing on debtors' motion to modify plan (52); Trustee's response (53)

ELLIOTT

20) 13 James R. Weikle
Sondra S. Weikle 14-50537 Status hearing on order granting debtors' motion to approve trial loan modification (40)

ELLIOTT

21) 13 Genita F. Hill 14-50710 Hearing on motion to withdraw as attorney [J. Bryan Elliott] (37)

ELLIOTT

22) 13 Tara Y. Byrd 15-50781 2nd continued status hearing on bench order granting debtor's motion for moratorium (13)

ELLIOTT

23) 13 Dena P. Townsend 14-50364 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (19)

WOOD

24) 13 Benny J. West 15-50260 3rd continued status hearing on order granting debtors' motion to approve loan modification on mortgage (32, 31, 22)

Debra H. West

Continued hearing on Trustee's motion to dismiss or modify plan for payment default (35)

Hearing on debtor's motion to modify plan (45)

WOOD

25) 13 Eva L. Wilson 15-50442 Continued status hearing on order resolving objection to confirmation of plan [JPMorgan Chase Bank, N.A.] (15, 10)

WOOD
WADSWORTH

26) 13 Barbara H. Goins 15-50555 Hearing on Trustee's motion to dismiss or modify plan (62)

WOOD

27) 13 Anthony B. Holmes 16-50110 Status hearing on order overruling
Valerie P. Holmes Trustee's objection to confirmation
of denying motion to dismiss (31,
22)

Hearing on order confirming
Chapter 13 plan (32)

Hearing on Trustee's motion to
dismiss or modify plan for
payment default (36)

WOOD

28) 13 Kevin D. Kurian 16-50449 Hearing on objection to
confirmation of plan [Lendmark
Financial Services, LLC] (15, 12)

WOOD
HILL

29) 13 Margarida M. Garcez 15-50568 Hearing on debtor's motion for
hardship discharge (83); Trustee's
response (90)

BRUDI

30) 13 Stephen L. Moore 15-50629 Hearing on Trustee's motion to
Anna G. Moore dismiss or modify plan for
payment default (32)

BRUDI

31) 13 Kevin D. Johnson 15-50661 Hearing on Trustee's motion to
Terri L. Johnson dismiss or modify plan for
payment default (34)

BRUDI

32) 13 Stephen P. Krisel 15-50705 Continued hearing on Trustee's motion to dismiss or modify plan (34)

BRUDI

33) 13 John E. Heenan 15-50788 Hearing on Trustee's objection to claim (16); debtors' response (19)
Christine Heenan

BRUDI

34) 13 Karen E. Jacobs 15-50801 Hearing on debtor's objection to claim (19); response [Avidia Bank] (25)

BRUDI
BRUTON

35) 13 James E. Vane 16-50303 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (14, 10, 7)

BRUDI

36) 13 Timothy Best 12-50601 Hearing on debtors' motion to set aside order sustaining Trustee's objection to claim, modify plan to allow secured claim (64); Trustee's response (65)
Angela L. Best

MALLORY

37) 13 Barbara G. Miller 12-51033 Hearing on Trustee's motion to dismiss or modify plan for payment default (41)

MALLORY

38) Adv. Smith 15-05034 Continued pre-trial conference (8)
v. 13
Smith 13-50927

MALLORY
GOURLEY

39) 13 Daniele M. Thompson 14-50095 Hearing on Trustee's motion to dismiss or modify plan for payment default (41)

MALLORY

40) 13 Janet D. Dalton 14-50221 Hearing on debtor's motion to modify plan (35); Trustee's response (37)

MALLORY

41) 13 Mark A. Wilson 16-50168 Hearing on Trustee's motion to dismiss or modify plan for payment default (22)
Jennifer L. Wilson

MALLORY

42) 13 Andrea L. Thompson 16-50243 Hearing on Trustee's motion to dismiss or modify plan for payment default (14)

MALLORY

43) 13 Pamela M. Hunter 16-50443 Hearing on debtor's motion to extend time to pay first and second payments (14); Trustee's response (16)

MALLORY

44) 13 Dennis J. Maffucci 16-50502 Hearing on objection to confirmation of plan [Wells Fargo Bank, N.A. (9, 3)
Christina D. Maffucci

MALLORY
STEWART

45) 13 Ricky D. Roten 11-50939 Hearing on debtors' motion to incur debt (45)
Angel M. Roten

LUCK

46) 13 Shannon S. Wood 14-50412 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (23)

LUCK

47) 13 Jessica M. Scott 14-50552 Hearing on Trustee's motion to dismiss or modify plan for payment default (32)

LUCK

48) 13 Jerry L. Walker 15-50008 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (38)
Mary C. Walker

LUCK

49) 13 Patricia A. Ocuto 15-50140 Hearing on Trustee's objection to claim (22); response [Ditech Financial LLC f/k/a Green Tree Servicing LLC] (23)

LUCK
STALEY

50) 13 Jesse M. Coffey 15-50384 Continued hearing on debtor's objection to claim (22); response [JPMorgan Chase Bank, N.A.] (24)

Continued hearing on debtor's objection to notice of plan modification (23, 21)

LUCK
LISCHWE

51) 13 Charles K. Gragg
Bonita K. Gragg 15-50617 Hearing on debtors' objection to notice of mortgage payment change (46); response [Wells Fargo Bank, N.A.] (50)

LUCK
MENK

52) 13 Ronda J. Holbrook 15-50663 3rd continued hearing on debtor's objection to claim (23); response [USDA Rural Development] (24); debtor's reply (25)

LUCK
BECK

53) 13 Jessica M. Campbell 16-50002 Hearing on Trustee's motion for determination of status of claims in confirmed plan (14); debtor's response (15)

LUCK

54) 13 Steven M. Greer
Chelsea O. Greer 16-50387 Hearing on debtors' objection to claim (16)

Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (17, 12, 9)

LUCK

55) 13 Frank L. Combs
Sylvia K. Combs 16-50481 Continued hearing on debtors' motion to restrain creditor Basic Finance (10)

Continued hearing on debtors' motion for sanctions against Basic Finance for violation of automatic stay (12); response [Basic Finance, Inc.] (13)

LUCK
OGBURN

56) 13 Benjamin A. Combs 16-50487 Hearing on debtor's motion for sanctions against Basic Finance for violation of automatic stay (10)

LUCK

57) 13 Timothy A. Freidt 12-50979 Hearing on debtor's motion for entry of discharge and debtor certification regarding plan completion (42, 41); objection [Dorothy Freidt] (43)

GOURLEY
PARKER

58) 13 Michael L. Davis 13-50141 Hearing on Trustee's motion to dismiss or modify plan for Elizabeth G. Davis payment default (77)

GOURLEY

59) 13 George M. Morman, Jr. 14-50062 Hearing on Trustee's motion to Melicia B. Morman dismiss or modify plan for payment default (35)

GOURLEY

60) 13 Greg M. McCourt 15-50510 10th continued hearing on objection to confirmation of plan [Lisa K. Deaton] (20, 11); debtor's response (27)

10th continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (23, 11)

9th continued hearing on debtor's objection to claim (28)

Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (41, 37, 11)

GOURLEY
M. ELLIOTT

61) 13 John B. Setzler 15-50644 Hearing on Trustee's motion for determination of status of claims in confirmed plan (47); objection [CommunityOne Bank, N.A.] (48)

Hearing on motion for review of State Court order [John F. Morrow, Sr.] (49)

GOURLEY
SHAIL
TUTTLE

62) 13 Nancy E. Reavis 15-50818 Hearing on motion for relief from stay [Deutsche Bank National Trust Company (21); debtors' response (22)

Marvin E. Cheeks

GOURLEY
FETNER

63) 13 Vickie R. York 16-50009 6th continued hearing on objection to confirmation of plan [Deutsche Bank National Trust Company] (25, 19)

2nd continued hearing on motion for relief from stay [Deutsche Bank National Trust Company] (30); debtor's response (32)

GOURLEY
HUNT

64) 13 Cynthia A. Smith 16-50056 3rd continued hearing on debtor's objection to claim (26, 24, 23); response [USA/IRS] (27)

3rd continued objection to confirmation of plan [USA/IRS] (36, 34, 21, 11)

GOURLEY
BECK

65) 13 Deborah L. Bass 16-50106 2nd continued hearing on debtors' objection to claim (22); response [USA/IRS] (25)

Kenny R. Bass

GOURLEY
BECK

66) 13 Talmadge O. Conner, Jr. 16-50123 Continued hearing on Trustee's motion to dismiss or modify plan (19)

Alferia D. Conner

GOURLEY

67) 13 Richard W. Wilson 16-50245 2nd continued hearing on debtors' objection to claim (27, 18)

Allison L. Wilson

GOURLEY

68) 13 Jackson B. Jones 16-50248 Hearing on Trustee's motion to dismiss or modify plan for payment default (16)

Lori L. Jones

GOURLEY

69) 13 James L. Setzer 16-50349 Hearing on debtor's motion for moratorium (22); Trustee's response (23)

GOURLEY

70) 13 Robert D. Smith 16-50461 Hearing on objection to confirmation of plan [Cynthia B. Taylor] (12, 3)

GOURLEY
FLETCHER

71) 13 Athena D. Garnto 16-50475 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (16, 8)
Gabriel I. Garnto

GOURLEY

10:30 a.m.

72) Adv. Broyhill 16-05012 Hearing on motion for intervention
v. 7 and substitution [NC State
Appalachian State University 16-50246 Education Assistance Authority] (9)
et al.

Hearing on defendant Appalachian
State University's first defense:
motion to dismiss adversary
proceeding for lack of service of
process (12, 1)

Hearing on motion to substitute the
U.S. Department of Education in
place of defendant "US Dept. of
Ed./Great Lakes Lo" (16)

PRO SE
KIZIAH
PRO SE
PRO SE
OGBURN
BECK
TAYLOR

73) 7 Travis Robbins 16-50569 Hearing on court order to appear
and show cause for dismissal of
case (9, 1)

PRO SE

74) 7 Val R. Claypoole 15-50186 Hearing on motion for relief from
stay [Sue C. Walser] (21); Trustee's
response (26)

CARTER
SIGMON, TR.
HINSON
OLIVER

C/O CIRC.

75)	7	Michael D. Mason Sandra K. Ford Mason	16-50561	Hearing on debtors' motion to abandon (7)
GOURLEY				

76)	7	Kristoffer M. Boschele	15-50825	Hearing on BA's objection to confirmation of plan (44, 25); BA's objection (44)
KIGHT				

77)	Adv.	Yadkin Bank, f/k/a Yadkin Valley v. Elk Creek Lumber, Inc. et al.	16-05013 7 16-50423	Status hearing on notice of removal (1)
PETTIT				
HENDERSON				
HUNTER				
LOGSDON				

78)	7	Michael L. Poulson Tabatha M. Poulson	16-50551	Hearing on male debtor's motion to waive appearance at 341 meeting and authorize appearance through General Guardian (4)
SUMMERLIN				
F. HENDERSON, TR.				

79)	7	Patricia M. Pennell	16-50413	Hearing on motion for relief from stay [Gateway One Lending & Finance, LLC] (10); debtor's response (11)
TUTTLE				
CHOCKLETT				

80) Adv. Vector Aerospace Engine Services 16-05002 Pre-trial conference (17, 10)
v. 7
Mason 15-50754

WELLS
PRO SE
F. HENDERSON

81) 7 David S. Shatzman 13-50594 Hearing on Trustee's motion for
order requiring debtor to vacate
real property (42); debtor's response
(45)

LANEY
TAYLOR, TR.

82) 7 Michael G. Johnson 16-50488 Hearing on motion for relief from
stay [Specialized Loan Servicing,
LLC] (11); Trustee's response (12)

LANEY
TAYLOR, TR.
MENK

83) Adv. Crawford 13-05032 9th continued hearing on defendant
v. 7 Clay B. Bollinger's motion to
Bollinger, et al. 11-51092 dismiss or motion to sever and
motion for a more definite
statement (12); Trustee's response
(20)

Hearing on motion to withdraw
as attorney of record for defendant
Phillip B. Bollinger [J. Bryan
Elliott] (32)

SHADDOCK/TAYLOR/CRAWFORD
ELLIOTT
COOPER
WOOD
TUTTLE

84) Adv. Crawford 15-05033 Hearing on plaintiff's second
v. 7 motion to extend time to serve
Bell-Aire Properties, RLLLP 13-50417 defendant (13)

TAYLOR/CRAWFORD
PRO SE

85) Adv. Crawford 15-05020 Hearing on defendant's motion to
v. 7 extend the discovery period and
Gremillion 13-50594 dispositive motions deadline (21)

TAYLOR/CRAWFORD
ARWOOD/FENNELL

86) 7 John E. Shepherd 08-50782 Hearing on motion to withdraw as
attorney [J. Bryan Elliott] (301)

ELLIOTT
PENDERGRASS
SARFIELD
TARR
CRAWFORD/TAYLOR/TISSUE, TR.
MORSE/SMALL

87) 7 Michelle T. Shepherd 08-50784 Hearing on motion to withdraw as
attorney [J. Bryan Elliott] (390)

ELLIOTT
PENDERGRASS/VAUGHAN
SARFIELD
TARR
CRAWFORD/TAYLOR/TISSUE/RICHMOND, TR.
MORSE/SHALL/SOLES

88) 7 Westwood Ventures, Inc. 08-50785 Hearing on debtor's motion to withdraw as attorney [J. Brian Elliott] (292)

ELLIOTT
PENDERGRASS/VAUGHAN
SARFIELD
TARR
CRAWFORD/SHADDOCK/TAYLOR/TISSUE/RICHMOND, TR.
MORSE/SMALL/SOLES

89) 7 PCH Operations, LLC 09-50697 Hearing on debtor's motion to withdraw as attorney (184)

ELLIOTT
CRAWFORD/TAYLOR, TR.
MUNRO
EWING

90) 7 Phillip B. Bollinger 11-51092 Hearing on debtor's motion to withdraw as attorney [J. Bryan Elliott] (77)

ELLIOTT
CRAWFORD/SHADDOCK/TAYLOR/TISSUE, TR.

91) 7 David A. Christian 14-50068 Hearing on motion to withdraw as attorney [J. Bryan Elliott] (44)
Barbara S. Christian

ELLIOTT
TAYLOR, TR.

92) 7 Brenda B. Schlie 15-50799 2nd continued hearing on debtor's motion to avoid judgment lien of creditor (22); response [Wallace Hardware Company, Inc.] (24); debtor's response (28)

ELLIOTT
HENDERSON, TR.
SMITH

93) 7 Carolyn T. Byerly 16-50261 Compliance hearing on order granting debtor's motion for sanctions against Community Hospitalists for violation of the automatic stay (6)

ELLIOTT
TAYLOR, TR.

NO COURT

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

LAURA T. BEYER, Judge Presiding

**THERE ARE NO HEARINGS SCHEDULED
MONDAY, OCTOBER 3 THROUGH
THURSDAY, OCTOBER 6, 2016**

***SCHEDULE CHANGES CAN OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.***