

**TELEPHONE NUMBER FOR  
U.S. BANKRUPTCY COURT WDNC IS  
704/350-7500**

\*\*\*\*\*  
\*\*\*\*\*  
**CALENDARS CAN BE FOUND ON OUR INTERNET HOME PAGE  
WWW.NCWB.USCOURTS.GOV**  
\*\*\*\*\*  
\*\*\*\*\*

---

**THE BANKRUPTCY COURT AND CLERK'S OFFICES ARE  
CLOSED  
MONDAY, SEPTEMBER 4, 2017  
IN OBSERVANCE OF THE LABOR DAY HOLIDAY**

---

\*\*\*\*\*  
**09-06-2017**  
\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Charlotte Division

Laura T. Beyer, Judge Presiding

**WEDNESDAY, SEPTEMBER 6, 2017**

**10:00 a.m.**

1)	Adv. Cotton, et al.	17-03056	2 <sup>nd</sup> continued hearing on plaintiffs'
	v.	13	motion for preliminary injunction
	Wells Fargo Bank, N.A.	14-30287	(12); brief in support (22);
			defendant's response (38);
			plaintiffs' reply brief (40)

**RULING ONLY**

HENDERSON/GARDNER/BARTHLOW  
FOSS/JOHNSTON/VAUGHN/MAYBERRY

**CON'T TO 09/22/2017 AT 10:30 AM**

-----

\*\*\*\*\*  
09-08-2017  
\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Statesville Division

Honorable Laura Turner Beyer Presiding

FRIDAY, SEPTEMBER 8, 2017

Steven G. Tate, Trustee

9:30 a.m.

1) 13 Michael L. Shor 13-50008 10<sup>th</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (76); debtor's response (77)

PRO SE

-----

2) 13 Robert T. Laws 15-50816 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (29)  
Sarah W. Laws

PRO SE

-----

3) 13 Michael J. Garvey 17-50060 Continued hearing on debtor's motion to reconsider dismissal of case (32, 29)

PRO SE

-----

4) 13 Tyris S. Bailey 17-50329 Hearing on debtor's motion to extend time to make plan payments (14)

COURT

-----

5) 13 Stephen S. Smith 13-50927 5<sup>th</sup> continued hearing on Trustee's motion to dismiss or modify plan (59)

4<sup>th</sup> continued hearing on debtor's motion to approve use of bonuses nunc pro tunc (60); Trustee's response (61); response [Marcia C. Smith] (67, 65)

ELLIOTT  
MALLORY

-----

6) 13 William L. Givens, Sr.  
Rickeshia W. Givens 13-50382 Hearing on Trustee's motion to modify plan (61); debtors' response (62)

GRIFFIN

-----

7) 13 Charlene L. Jolly 15-50064 Hearing on Trustee's motion to dismiss or modify plan for payment default (56)

LAMONTAGNE

-----

8) 13 Vincent J. Colella 17-50013 Continued hearing on Trustee's motion for status hearing (35, 34)

Y. TAYLOR

-----

9) 13 James E. Vane 16-50303 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (26)

WALLE/PERRY

-----

10) 13 Susan C. Byrd 12-50743 Hearing on Trustee's motion to deem mortgage current or paid in full (39)

WILLCOX

-----

11) 13 Scott W. Moore 16-50365 3rd continued hearing on Trustee's objection to claim (31)  
  
2nd continued status hearing on order granting debtor's motion for moratorium (41, 34)

BADGER

-----

12) 13 Martha C. Cronin 16-50491 Hearing on Trustee's motion for review (110)

BADGER

-----

13) 13 Wendy M. Andrews-Cole 15-50780 Hearing on debtor's motion to sell personal property (26); Trustee's response (31)

GROFF

-----

14) 13 Jeremy D. Baker  
Jennifer R. Baker 16-50751 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default (23)

GROFF

-----

15) 13 Thomas E. McDonald 16-50274 Hearing on Trustee's motion to dismiss or modify plan for payment default (30)

LANEY

-----

- 16) 13 William C. Taylor  
Thelma P. Taylor 17-50438 Hearing on debtors' motion to set  
aside dismissal of case (14, 9)
- LANEY  
-----
- 17) 13 Lorene K. Grimes 13-50526 Hearing on Trustee's motion to  
dismiss or modify plan for  
payment default (32)
- Hearing on debtor's motion to  
modify plan (37); Trustee's  
response (39)
- BOLGER  
-----
- 18) 13 Ira L. Greene 16-50281 2<sup>nd</sup> continued hearing on Trustee's  
Donna C. Greene motion to dismiss or modify plan  
for payment default (37)
- BOLGER  
-----
- 19) 13 Gregory S. Barlowe 17-50411 Hearing on objection to  
Grecia L. Barlowe confirmation [Americredit  
Financial Services, Inc.] (11, 8)
- BOLGER  
WHITE  
-----

20) 13 Christina L. Conley 15-50579 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (54, 53)

LUCK

-----

21) 13 Glenn D. Porter 16-50425 Hearing on Trustee's motion to dismiss or modify plan for payment default (31)

LUCK

-----

22) 13 Alma L. Griffin 16-50480 Hearing on debtor's motion to modify plan (20); Trustee's response (21)

LUCK

-----

23) 13 Jason N. Church 16-50708 Continued hearing on Trustee's motion for status hearing (16)

LUCK

-----

24) 13 Sonya L. Queen 17-50009 5th continued hearing on objection to confirmation of plan [Vanderbilt Mortgage and Finance, Inc.] (11, 9, 8)

LUCK  
FLETCHER

-----

25) 13 Jerry L. Walker  
Mary C. Walker 17-50080 Hearing on Trustee's motion to dismiss or modify plan for payment default (26)

LUCK

-----

- |     |    |   |          |  |
|-----|----|---|----------|--|
| 26) | 13 | Patricia A. Griffin                         | 17-50348 | Hearing on debtor's objection to claim (12)  |
|     |    | LUCK  |          |  |
|     |    | -----                                       |          |  |
| 27) | 13 | Russell A. Warren<br>Sylvia A. Warren       | 14-50468 | Hearing on debtors' motion to modify the plan to satisfy the plan (64); Trustee's response (66)  |
|     |    | FLIPPIN                                     |          |  |
|     |    | -----                                       |          |  |
| 28) | 13 | Kenneth C. Royal<br>Janet C. Royal          | 15-50337 | Continued hearing on Trustee's motion to dismiss or modify plan for payment default (50)<br><br>Hearing on debtors' motion to modify plan and release home (53); Trustee's response (56) |
|     |    | FLIPPIN                                     |          |  |
|     |    | -----                                       |          |  |
| 29) | 13 | Regenia M. Lindsey                          | 15-50626 | 2 <sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (38); debtor's response (39)   |
|     |    | FLIPPIN                                     |          |  |
|     |    | -----                                       |          |  |
| 30) | 13 | Harry W. Edwards, Jr.<br>Carolyn M. Edwards | 16-50345 | 7 <sup>th</sup> continued hearing on Trustee's objection to claim (21); response [U.S. Bank, N.A.] (22)  |
|     |    | FLIPPIN<br>STALEY                           |          |  |
|     |    | -----                                       |          |  |

31) 13 Miranda K. Church 16-50597 Hearing on Trustee's motion to dismiss or modify plan (23)

FLIPPIN

-----

32) 12 Billy D. Edwards 17-50081 4th continued hearing on debtor's Chapter 12 plan (22, 5); objection [Carolina Farm Credit, ACA (24, 10); debtor's response (26); objection [BBD Capital, LLC] (17)

FLIPPIN  
BRUTON  
LANEY

-----

33) 13 Toni H. Bruce 17-50091 Hearing on Trustee's motion to dismiss or modify plan for payment default (20)

FLIPPIN

-----

34) 13 Vicky C. Hutchens 17-50314 Continued hearing on debtor's motion to strike notice of mortgage payment change (17); Trustee's response (18)

FLIPPIN

-----

35) 13 Stephen M. Crews 17-50425 Hearing on objection to confirmation of plan [First National Bank of Pennsylvania] (12, 2)

FLIPPIN  
PETTIT

-----



36) 13 Mark P. Chaney 13-50957 Hearing on Trustee's motion to dismiss or modify plan for payment default (31)

WOOD

-----

37) 13 Edward E. Perkins 14-50596 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (47)

WOOD

-----

38) 13 Jody L. Combs 14-50801 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (39)

Hearing on debtor's motion for moratorium (41); Trustee's response (43); response [Selene Finance LP] (45)

WOOD  
STALEY

-----

39) 13 Barbara H. Goins 15-50555 3<sup>rd</sup> continued hearing on Trustee's motion to dismiss or modify plan (74)

Hearing on Trustee's motion for authority of Trustee's to employ realtor, and motion for authority to liquidate real property (78)

WOOD

-----

40) 13 Mary Catherine B. Hoke 15-50740 5<sup>th</sup> continued hearing on Trustee's motion for status hearing (33)  
Hearing on debtor's motion for approval to pay mortgage trial period payments directly (41); Trustee's response (42)

WOOD

-----

41) 13 Patricia A. Lynch 16-50119 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (23)

WOOD

-----

42) 13 James T. Watson 16-50279 Hearing on debtors' motion to withdraw as attorney (22)  
Jo Ann F. Watson

WOOD

-----

43) 13 Charles R. Allison, Jr. 16-50681 Continued hearing on Trustee's motion for status hearing (33)

WOOD

-----

44) 13 Peggy J. Teague 17-50124 Hearing on Trustee's motion for status hearing (21)

WOOD

-----

45) 13 Anthony B. Holmes 17-50325 Hearing on debtors' motion to extend third Chapter 13 payment (27); Trustee's response (30)  
Valerie P. Holmes

WOOD

-----

46) 13 Ronnie D. Wilson 17-50400 Hearing on debtor's motion to extend second Chapter 13 payment (16); Trustee's response (18)

WOOD

-----

47) 13 James R. Weikle 17-50499 Hearing on debtors' motion to compel return of vehicle (11)  
Sondra S. Weikle

Hearing on debtors' motion to extend automatic stay (4); Trustee's response (7)

WOOD

-----

48) 13 James L. Taylor 13-50193 Hearing on debtors' motion to modify plan and modify future default (57); Trustee's response (58)  
Leah M. Taylor

MALLORY

-----

49) 13 Christopher O'Neal Peele 15-50134 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (32)

MALLORY

-----

50) 13 Gayle M. Hyman 15-50278 4th continued hearing on Trustee's motion to dismiss or modify plan for payment default (22)

Continued status hearing on order sustaining debtor's objection to notice of mortgage payment change (29)

MALLORY

-----

51) 13 Bobby D. Moss 15-50513 Hearing on Trustee's motion to  
Debra T. Moss dismiss or modify plan for  
payment default (38)

MALLORY

-----

52) 13 Richard H. Malczewski 15-50654 Hearing on debtors' motion to sell  
Bonnie L. Malczewski property free and clear of liens (35,  
34)

Hearing on debtors' motion to  
petition court for refund of filing  
fees (36)

MALLORY

-----

53) 13 Joe L. Steele 15-50696 Continued hearing on Trustee's  
Carolene W. Steele motion to dismiss or modify plan  
(35)

MALLORY

-----

54) 13 Mark A. Wilson 16-50168 2<sup>nd</sup> continued hearing on debtors'  
Jennifer L. Wilson motion to modify plan (45);  
Trustee's response (47)

MALLORY

-----

55) 13 Charles R. Lowrance 16-50524 3<sup>rd</sup> continued hearing on Trustee's  
Loutinia B. Lowrance objection to claim (22); response  
[Nationstar Mortgage LLC] (26)

Hearing on motion to allow late  
filed claim [Nationstar Mortgage  
LLC] (29); Trustee's response (30)

MALLORY  
JONAS

-----

56) 13 Randy E. Davidson 16-50638 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (22)

MALLORY

-----

57) 13 John G. Williams 16-50805 Hearing on debtors' objection to claim (20); Trustee's response (21); Joyce G. Williams response [Local Government Federal Credit Union] (22)

MALLORY  
NODELL

-----

58) 13 Larry M. Wilson 17-50075 3rd continued hearing on Trustee's objection to confirmation of Patricia A. Wilson Chapter 13 plan and motion to dismiss (19, 16, 14, 6, 3)

MALLORY

-----

59) 13 Janice H. Dalton 17-50092 Hearing on Trustee's motion for status hearing (27)

MALLORY

-----

60) 13 Jacob V. Dyson, III 17-50160 Hearing on Trustee's objection to confirmation of Chapter 13 plan Tonya J. Dyson and motion to dismiss (25, 22, 10)

MALLORY

-----

61) 13 Dorothy E. Byers 12-50053 Hearing on Trustee's motion for payment of unclaimed dividends (97)

GOURLEY

-----

62) 13 Savannah F. Barber 12-51059 Hearing on Trustee's motion to  
Fredrick I. Barber dismiss or modify plan for  
payment default (71)

GOURLEY  
STALEY

-----

63) 13 Christopher B. Snow 13-50023 Hearing on Trustee's motion to  
Danielle B. Snow dismiss or modify plan for  
payment default (56)

GOURLEY

-----

64) 13 Jason C. Jones 13-50493 Hearing on Trustee's motion to  
Tara M. Jones dismiss or modify plan for  
payment default (32)

GOURLEY

-----

65) 13 William H. Caldwell 13-50826 Hearing on Trustee's motion for  
Vicki B. Caldwell turnover of funds (89)

GOURLEY

-----

66) 13 Carolyn J. Hunter 13-51055 Hearing on Trustee's motion to  
David Hunter dismiss or modify plan for  
payment default (31)

GOURLEY

-----

67) 13 Andrea K. Roseboro 13-51069 Continued hearing on Trustee's  
motion to dismiss or modify plan  
for payment default (39)

GOURLEY

-----

68) 13 Vickie R. Sells 15-50285 Hearing on Trustee's motion to dismiss or modify plan for payment default (49)

GOURLEY

-----

69) 13 Greg M. McCourt 15-50510 Hearing on Trustee's motion for determination of status of claims in confirmed plan (65); response [Lisa K. Deaton] (66)

GOURLEY  
ELLIOTT

-----

70) 13 June M. Walker 15-50588 Hearing on Trustee's motion to dismiss plan for payment default (50)

GOURLEY

-----

71) 13 Nancy E. Reavis  
Marvin E. Cheeks 15-50818 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (52)

GOURLEY

-----

72) 13 Michael E. Thompson, Sr.  
Rita R. Thompson 16-50016 Hearing on Trustee's motion to dismiss or modify plan for payment default (39)

GOURLEY

-----

73) 13 Billie Jo DeCarlo  
Frank P. DeCarlo, Jr. 16-50070 Hearing on debtors' motion to transfer real property free and clear of liens and motion to make early case payoff (38)

GOURLEY

-----

74) 13 David L. Rau 16-50141 7<sup>th</sup> continued hearing on debtor's objection to claim (15); response [USA/IRS] (17)

GOURLEY  
BECK

-----

75) 13 Richard W. Wilson 16-50245 Hearing on Trustee's motion to dismiss or modify plan for payment default (48)  
Allison L. Wilson

GOURLEY

-----

76) 13 Christy H. Meade 16-50362 Hearing on motion for relief from stay and co-debtor stay [SunTrust Bank] (34); debtor's response (35)

GOURLEY  
REDMAN

-----

77) 13 Ronnie F. Beamon 16-50471 Hearing on Trustee's motion to modify plan (22); debtors' response (23)  
Donna F. Beamon

GOURLEY

-----

78) 13 Michael T. Johnson 16-50618 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (26)

GOURLEY

-----



79) 13 Jane W. Champion 16-50704 Continued hearing on Trustee's motion to modify plan (30); debtor's response (33)

Continued hearing on debtor's objection to claim (32); response [First Community Bank] (35)

GOURLEY  
BRUTON

-----

80) 13 Philip S. Matheson 16-50757 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (20)

GOURLEY

-----

81) 13 Lisa M. Garcia 17-50076 Continued hearing on motion to withdraw as attorney [Robert H. Gourley, Jr.] (19)

GOURLEY

-----

82) 13 McKendree E. McNabb 17-50101 Hearing on Trustee's motion to dismiss or modify plan (22)

GOURLEY

-----

83) 13 Kimberly D. Setzer 17-50156 Continued hearing on debtor's objection to claim (16); response [USA/IRS] (18)

Hearing on Trustee's motion to dismiss or modify plan for payment default (23)

GOURLEY  
BECK

-----

84) 13 Jessica M. Bobbitt 17-50170 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (16)

GOURLEY

-----

85) 13 Robert N. Cowan 17-50177 Hearing on Trustee's motion to dismiss or modify plan for payment default (20)

GOURLEY

-----

86) 13 Bobby J. Crosby 17-50311 Hearing on debtor's objection to claim (15)

GOURLEY

-----

87) 13 Stuart F. Lindsey  
Rebecca N. Lindsey 17-50316 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (16, 8)

GOURLEY

-----

**11:00 a.m.**

88) 7 Sandra D. Cole 16-50322 Hearing on debtor's motion to amend Schedule C (83); response [Moon Wright & Houston, PLLC] (88)

PRO SE  
TAYLOR, TR.  
WRIGHT

-----

89) Adv. Moon Wright & Houston, PLLC 17-05006 Hearing on plaintiff's motion to extend pre-trial deadlines (22)  
v. 7  
Cole 16-50322

Hearing on plaintiff's motion to compel production of documents (23)

Hearing on motion to quash/modify subpoena and motion for protective order [Collum & Perry] (24, 20)

BROWN/WRIGHT  
PRO SE  
BOLICK

-----

90) 7 Michael C. Nethken 17-50365 Hearing on motion for relief from stay [Farm Bureau Bank] (7)  
Krystal A. Nethken

COURT  
HENDERSON, TR.  
FLETCHER

-----

91) 7 Thomas Willard 13-51094 3rd continued hearing on debtor's motion to sell property (36); Trustee's response (40)

FLIPPIN  
HENDERSON, TR.

-----

92) 7 Joseph F. Comer, Jr. 17-50436 Hearing on motion for relief from  
Mary Frances H. Comer stay [Specialized Loan Servicing  
LLC] (6); debtor's response (7)

JOHNSON  
HENDERSON, TR.  
STALEY

-----

93) 7 Cheryl M. Reynolds 15-50132 7<sup>th</sup> continued hearing on Trustee's  
motion to file exemptions (37)  
  
7<sup>th</sup> continued hearing on debtor's  
motion to amend schedule C (39);  
Trustee's response (41)

JONES/WRIGHT  
TAYLOR, TR.

-----

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

SHADDOCK/TAYLOR/CRAWFORD **CON'T TO 10/06/2017**  
ELLIOTT

-----

95) Adv. Crawford 15-05020 2<sup>nd</sup> continued pre-trial conference  
v. 7 (28, 7)  
Gremillion 13-50594

TAYLOR/CRAWFORD  
ARROWOOD/FENNELL

-----

96) Adv. Taylor 16-05003 Continued pre-trial conference (21)  
v. 7  
Reynolds, et al. 15-50132

TAYLOR  
JONES

-----

97) 7 Mitchell J. Blevins 17-50106 2<sup>nd</sup> continued hearing on debtors' motion to avoid judgment lien of creditor High Point Bank and Cynthia A. Blevins Newbridge Bank (12); response [Bank of North Carolina] (13)

WOOD  
HENDERSON, TR.  
LANIK

-----

98) 7 Charles A. Caputo 12-50986 Continued hearing on debtor's motion to abandon (122); Trustee's response (123)

BADGER  
SHADDOCK/TAYLOR, TR.

-----

99) 7 Genevieve F. Belding-Miller 15-50154 Hearing on debtor's motion for sanctions against Brian Cramer and his state court counsel, John F. Hanzel for violation of the discharge injunction (26)

BADGER/MALLORY  
TAYLOR, TR.

-----

\*\*\*\*\*  
NO COURT  
\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA

**LAURA T. BEYER, Judge Presiding**

**THERE ARE NO HEARINGS SCHEDULED  
TUESDAY, SEPTEMBER 5 OR  
THURSDAY, SEPTMEBER 7, 2017**

***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.***