

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
SHELBY DIVISION

Charles R. Jonas Federal Courthouse  
401 W. Trade Street  
Charlotte, NC 28202  
Customer Service: (704) 350-7500

---

**Below is the weekly calendar of hearings. Please see the daily calendars for the dial-in information for telephonic hearings and the point of contact to email to request the Microsoft Teams meeting details for virtual hearings.**

---

***PLEASE SCROLL DOWN TO VIEW THE COURT CALENDARS FOR  
JANUARY 24 - 28, 2022***

\*\*\*\*\*

01/24/2022

\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, JANUARY 24, 2022

9:30 a.m. (In Person)

- |       |   |  |          |   |
|-------|---|--|----------|---|
| 1)    | 7 | William S. Penick<br>Lacinda W. Penick | 20-50442 | Hearing on Trustee's Fourth Motion to Extend Time in Which to Object to Discharge (44); Debtors' Response (45)  |
|       |   | CORDES<br>TAYLOR, TR.                  |          |   |
| ----- |   |  |          |   |
| 2)    | 7 | AJT Technology Designs<br>Inc.         | 21-30421 | Continued hearing on Motion of the Ohio Casualty Insurance Company for Relief from Stay (31); Debtor's Response (32); Trustee's Response and Objection (33); Ohio Casualty Insurance Company's Reply to the Response and Objection to the Motion (36) |
|       |   | WILLIAMS<br>HAYES, TR.<br>BRUCKMANN    |          |   |
| ----- |   |  |          |   |
| 3)    | 7 | Donn S. Terry                          | 21-30571 | Continued hearing on Trustee's Motion for Turnover and for Sanctions (18)   |
|       |   | HENDERSON<br>HAYES, TR.                |          |   |
| ----- |   |  |          |   |

4) Adv Steven Howard 21-03033 Continued hearing on Defendant's  
v. Ch. 7 Motion to Dismiss (6/9); Plaintiff's  
Robert A. Lowe 21-30016 Response (7)

VAN VYNCKT / CORDES  
DiMATTEO

-----

5) 7 Moussa Bamba 17-31607 Hearing on Motion to Withdraw as  
Hortense G. Bamba Attorney of Record (67)

WHITE  
SHUFORD, TR.

-----

6) 7 Jeffrey T. Rabon 20-31014 Hearing on Trustee's Motion to  
Kindra T. Rabon Compel Turnover of Non-Exempt  
Funds (32)

JOHNSON  
SHUFORD, TR.

-----

7) 7 Marc W. Huberman 19-31234 Continued hearing on Trustee's  
Motion to Transfer Membership  
Interest in H&H Capital, Ltd., and  
H&H Capital, Inc. Outside of the  
Ordinary Course of Business Free and  
Clear of Liens and Interests (201)

Hearing on Trustee's Motion to Sell  
Debtor's Interest in Timeshare Outside  
of the Ordinary Course of Business  
Free and Clear of Liens and Interests  
(217)

PRO SE  
SHUFORD, TR.

\*\*\*\*\*

\*\*\*\*\*

01/25/2022

\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, JANUARY 25, 2022

9:30 a.m. (In Person)

1) 11 Aarna Hotels, LLC 21-30249 Continued hearing on Motion of Georgia's Own Credit Union to Quash Subpoena and Enter Protective Order, and Objection to Document Production Request (186); Debtor's Response (196)

WRIGHT  
RUSHER

-----

2) 11 Sri Vari CRE 21-30250 Continued hearing on Motion of Georgia's Own Credit Union to Quash Subpoena and Enter Protective Order, and Objection to Document Production Request (189); Debtor's Response (199)  
Development LLC

WRIGHT  
RUSHER

-----

3) 11 Sein Divine, LLC 21-30468 3rd continued hearing on Motion of First National Bank of Pennsylvania (1) to Determine Proceeding Single Asset Real Estate Case, (2) to Enjoin Use of Cash Collateral, and (3) Alternatively, for Relief from Stay (19); Debtor's Response (30)

Continued hearing on Debtor's Motion for Authority to Sell Property Free and Clear of All Liens, Claims, Interests, or Encumbrances (29)

Hearing on Disclosure Statement (41/38); Objection of First National Bank of Pennsylvania (54)

DiMATTEO / WOODMAN  
PETTIT

-----

4) Adv Matthew W. Smith 20-03009 Status hearing (49) Re:  
Sole Manager for Ch. 11 Motion for Protective Order (33),  
BK Racing, LLC 18-30241 Plaintiff's Motion to Compel (27), and  
v. Defendant's Motion to Compel (25)  
Iowa City Capital  
Partners, LC

HOUSTON / BROWN / WRIGHT  
CARLS / WEINER

-----

5) Adv Matthew W. Smith, 20-03012 4th continued hearing on Plaintiff's  
Sole Manager for Ch. 11 Motion to Compel (31)  
BK Racing, LLC 18-30241  
v.  
Race Engines Plus, LLC

HOUSTON / BROWN  
DANTINNE

-----

6) Adv Matthew W. Smith 20-03016 Hearing on Plaintiff's Motion to  
Sole Manager for Ch. 11 Approve Settlement (39)  
BK Racing, LLC 18-30241  
v.  
Brian Castel

HOUSTON  
DiMATTEO / WOODMAN

-----

7) Adv Matthew W. Smith 20-03033 3rd continued hearing on Plaintiff's  
Sole Manager for Ch. 11 Motion to Compel (24)  
BK Racing, LLC 18-30241  
v.  
GGR Enterprises, Inc.,  
et al.

HOUSTON / BROWN  
THOMPSON / DANTINNE

-----

8) 11 BK Racing, LLC 18-30241 Hearing on Motion of Matthew W.  
Smith to Approve Settlement (555)

PRO SE  
HOUSTON

\*\*\*\*\*

\*\*\*\*\*

01/27/2022

\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, JANUARY 27, 2022

9:30 a.m. (Telephonic Hearing)

- |    |    |                  |          |   |
|----|----|------------------|----------|---|
| 1) | 11 | Aldrich Pump LLC | 20-30608 | Continued Status Conference regarding Motion for an Order Authorizing and Directing the Production of Documents Pursuant to Bankruptcy Rule 2004 (847)  |
|    |    |                  |          | Continued hearing on Motion of the Official Committee of Asbestos Personal Injury Claimants for Substantive Consolidation of Debtors' Estates with Certain Non-Debtor Affiliates or, Alternatively, to Reallocate Debtors' Asbestos Liabilities to Those Affiliates (851) |

MILLER  
THOMPSON

-----

2) Adv Official Committee of 21-03029  
Asbestos Personal Ch. 11  
Injury Claimants 20-30608  
v.  
Aldrich Pump LLC, et al.

Continued Status Conference Regarding  
Motion of Asbestos Personal Injury  
Claimants for Substantive  
Consolidation of Debtors' Estates with  
Certain Non-Debtor Affiliates or,  
Alternatively, to Reallocate Debtors'  
Asbestos Liabilities to Those Affiliates  
(2)

Hearing on Motion of the Official  
Committee of Asbestos Personal Injury  
Claimants to File Confidential  
Information Under Seal (4)

THOMPSON  
MILLER  
CORDES

\*\*\*\*\*

\*\*\*\*\*

01/28/2022

\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION

J. CRAIG WHITLEY, JUDGE PRESIDING

FRIDAY, JANUARY 28, 2022

*Steven G. Tate, Trustee*

9:30 a.m. (Telephonic Hearings)

- 1) 13 Donald W. Price 14-40183 3rd continued Status Conference regarding Debtor's Motion for Reconsideration of Claim of Mortgage Servicer and for Contempt of the Discharge Order and Order Deeming Mortgage Loan Current (82/117); Response of NewRez LLC (89)
- 3rd continued Status Conference regarding Notice of Deemed Admissions (83/117)
- 3rd continued Status Conference regarding Motion of NewRez, LLC for Protective Order or, in the Alternative, to Extend Time to Respond and Limit the First Requests from Admissions of Fact from the Debtor to Respondents (90/117); Debtor's Objection (92)
- 3rd continued hearing on Debtor's Objection to Notice of Mortgage Payment Change (99); Notice of Mortgage Payment Change filed 03/09/2021; Notice of Withdrawal of Notice of Mortgage Payment Change (102); Debtor's Motion to Strike Withdrawal of Notice of Mortgage Payment Change (104)

O. MAX GARDNER  
PETTIT

-----

- 2) 13 Kimberly D. Flack 19-40445 Hearing on Trustee's Motion to Dismiss Case (72)  
Y. TAYLOR  
-----
- 3) 13 Timothy B. Holman 20-40029 Hearing on Debtor's Motion for Partial  
Olga D. Holman Moratorium in Plan Payments (76);  
Trustee's Response (77)  
CUMMINGS  
-----
- 4) 13 Patty L. Joaquin 20-40088 4th continued hearing on Trustee's  
Motion to Dismiss Case (45)  
FLIPPIN  
-----
- 5) 12 Jeffery L. Benfield 21-40009 Hearing on Motion of Kubota Credit  
April E. Benfield Corporation for Relief from Stay or  
Adequate Protection (90); Debtors'  
Response (91)  
JOHNSON  
LAMB  
-----
- 6) 13 Royce D. Hensley, Jr. 21-40146 Hearing on Trustee's Motion to  
Dismiss Case (20)  
BEN PITTS  
-----
- 7) 13 Paul M. Huffman 19-40271 3rd continued hearing on Trustee's  
Leslie N. Huffman Motion to Dismiss (24)  
  
Hearing on Debtors' Motion for Loan  
Modification Management (29);  
Trustee's Response (32); Response of  
Wells Fargo Bank, N.A. (33)  
  
FARMER  
VINING  
-----

- 8) 13 Robert A. Leahey 19-40309 Hearing on Trustee's Motion to Dismiss Case (54)  
Stephanie L. Leahey  
FARMER  
-----
- 9) 13 James K. Bryant 21-40032 Continued hearing on Trustee's Motion to Dismiss Case (38)  
FARMER  
-----
- 10) 13 Kevin L. Fillenwarth 17-40127 Hearing on Debtors' Motion to Sell Residential Realty, to Claim Exemptions, to Provide for Disbursement of Sale Proceeds, and to Order the Shut-Down of Secured Mortgage Claims of Freedom Mortgage Corp. (105); Trustee's Response (106); Response of Freedom Mortgage Corp. in Support of Debtors' Motion (107); Debtors' Amended Motion to Sell (108)  
Millie E. Fillenwarth  
PLANER  
HEDRICK  
-----
- 11) 13 Joanna Rybczyk 18-40247 Continued hearing on Debtor's Motion for an Accounting and for Sanctions for Failure to Comply with the Conduit Credit Duties of the Confirmed Plan and Relevant FRBP and Local Rules (52)  
PLANER  
-----
- 12) 13 William T. Tallent 19-40133 Hearing on Motion of Unifour Financial Services for Relief from Automatic Stay/Co-Debtor Stay (77); Debtors' Response (78)  
Margaret N. Tallent  
PLANER  
SUMMERLIN  
-----

- |     |    |                     |          |  |
|-----|----|---------------------|----------|--|
| 13) | 13 | Kimberly D. Rush    | 21-40051 | Hearing on Motion of Nissan Motor Acceptance Corporation for Relief from Stay and Relief from Co-Debtor Stay or Adequate Protection (16); Debtor's Response (17) |
|     |    | PLANER<br>LAMB      |          |  |
|     |    | -----               |          |  |
| 14) | 13 | Spencer O. Elliott  | 17-40378 | Hearing on Trustee's Motion to Dismiss Case (24)   |
|     |    | WILLCOX             |          |  |
|     |    | -----               |          |  |
| 15) | 13 | Sarah L. McCauley   | 20-40233 | Continued hearing on Trustee's Motion to Dismiss Case (31)   |
|     |    | WILLCOX             |          |  |
|     |    | -----               |          |  |
| 16) | 13 | Carolyn D. Surratt  | 21-40003 | Hearing on Trustee's Motion to Dismiss Case (38)   |
|     |    | WILLCOX             |          |  |
|     |    | -----               |          |  |
| 17) | 13 | Jane A. Abernathy   | 21-40152 | Continued hearing on Objection of SN Servicing Corporation to Confirmation of Plan (15); Plan (10)   |
|     |    | WILLCOX<br>FLETCHER |          |  |
|     |    | -----               |          |  |
| 18) | 13 | Jaime L. Bolick     | 18-40055 | Hearing on Trustee's Motion to Dismiss Case (52)   |
|     |    | LUTZ                |          |  |
|     |    | -----               |          |  |

19) 13 John E. Bowen 18-40269 Hearing on Debtors' Motion to Pay  
Vickie H. Bowen Insurance Proceeds to Trustee  
(29); Amended Motion (31); Trustee's  
Response (32)

LUTZ

-----

20) 13 Matthew F. Black 18-40381 Hearing on Trustee's Motion to  
Virginia A. Black Dismiss Case (43)

LUTZ

-----

21) 13 Mark D. Dore 18-40420 Hearing on Trustee's Motion to  
Dismiss Case (71)

LUTZ

-----

22) 13 Bryce D. Lee 19-40118 Hearing on Trustee's Motion to  
Tammy C. Lee Dismiss Case (47)

LUTZ

-----

23) Adv Bambi Watkins 21-04003 Pretrial Conference (7)  
v. Ch. 13  
Angela J. Fowler 21-40004

W. S. GARDNER

LUTZ

-----

24) 13 Harold R. Baker 21-40133 Continued hearing on Objection of  
Diane K. Baker Kimberly Harp to Confirmation of  
Plan (21/2)

LUTZ

W. S. GARDNER

-----

25) 13 Sheila A. Dawkins 21-40164 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (10/7/2)

LUTZ

-----

26) 13 Tommy H. Philbeck 16-40433 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (72)

W. S. GARDNER

-----

27) 13 Dimitrios N. Mantis 17-40031 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (45)

W. S. GARDNER

-----

28) 13 John D. Shytle 17-40315 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (39)

W. S. GARDNER

-----

29) 13 Frances L. Simmons 17-40375 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (37)

W. S. GARDNER

-----

30) 13 Bobby S. Harrison 17-40419 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (35)

W. S. GARDNER

-----

- 31) 13 Ronnie L. Lukens 18-40005 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (60)
- W. S. GARDNER
- 
- 32) 13 Jennifer F. Jackson 18-40043 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (34)
- W. S. GARDNER
- 
- 33) 13 Susan E. Christian 18-40102 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (50)
- W. S. GARDNER
- 
- 34) 13 Billie L. Mitchell 18-40154 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (50)
- W. S. GARDNER
- 
- 35) 13 John A. White 18-40249 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (50)
- W. S. GARDNER
- 
- 36) 13 Mary A. Hoey 18-40351 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (74)
- W. S. GARDNER
- 
- 37) 13 Sherre L. DeMao 18-40464 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (41)
- W. S. GARDNER
-

38) 13 Janice W. Elder 19-40020 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (55)

W. S. GARDNER

-----

39) 13 Edward Gnandt 19-40459 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (45)  
Leslie D. Gnandt

W. S. GARDNER

-----

40) 13 Margaret L. Freeman 19-40467 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (56)

W. S. GARDNER

-----

41) 13 Doris B. Clary 20-40043 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (67)

W. S. GARDNER

-----

42) 13 Erin A. Miller 20-40074 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (25)

W. S. GARDNER

-----

43) 13 Greg L. Hunt 20-40193 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (43)

W. S. GARDNER

-----

44) 13 Travis L. Parker 21-40121 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (39)  
Ashley L. Parker

W. S. GARDNER

-----

45) 13 Wayne A. Parker 21-40126 Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtor (29)

W. S. GARDNER

\*\*\*\*\*

10:30 a.m.

46) 7 Samuel C. Houser 21-40095 2nd continued hearing on Motion of Nationstar Mortgage LLC d/b/a Mr. Cooper for Relief from Stay (37); Debtor's Response (38)

GOURLEY  
STALZER, TR.  
VONNEGUT

\*\*\*\*\*

\*\*\*\*\*

***NO COURT***

\*\*\*\*\*

**HONORABLE J. CRAIG WHITLEY**

**THERE ARE NO HEARINGS SCHEDULED FOR  
JANUARY 26, 2022**

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