

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

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The United States Bankruptcy Court will be  
**CLOSED Monday, February 21, 2022**  
in Observance of Presidents' Day

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***PLEASE SCROLL DOWN TO VIEW THE COURT CALENDARS FOR  
FEBRUARY 22 - 25, 2022***

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02/22/22

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

J. CRAIG WHITLEY, JUDGE PRESIDING

TUESDAY, FEBRUARY 22, 2022

9:30 a.m. (In Person)

- |       |     |  |                                |   |
|-------|-----|--|--------------------------------|---|
| 1)    | 11  | United Canvas & Sling, Inc.  | 20-30781                       | Hearing on Debtors' Motion for Entry of Order Reopening Case and Approving Related Procedures (229)                                       |
|       |     |  |                                | Hearing on Debtors' Motion for Comfort Order Confirming or Otherwise Clarifying Actual Disposable Income Calculation Under Plan (230)     |
|       |     | RICKS / HOUSTON / BROWN<br>MARTINEZ, TR.   |                                |   |
| ----- |     |  |                                |   |
| 2)    | 11  | Avivar Hospitality, LLC  | 20-30789                       | Hearing on Debtor's Motion for Authorization to Pay Certain Uncontested Unsecured Claims (379); Objection of Sterling Holdings, LLC (393) |
|       |     | WRIGHT / BROWN<br>WHELEHAN   |                                |   |
| ----- |     |  |                                |   |
| 3)    | Adv | Matthew W. Smith,<br>Sole Manager for<br>BK Racing, LLC<br>v.<br>Nancy J. O'Haro | 20-03007<br>Ch. 11<br>18-30241 | 4th continued hearing on Plaintiff's Motion for Status and Scheduling Conference (36)   |
|       |     | HOUSTON / BROWN<br>WOODMAN   |                                |   |
| ----- |     |  |                                |   |

- 4) Adv Matthew W. Smith, 20-03014 4th continued hearing on Plaintiff's  
Sole Manager for Ch. 11 Motion for Status and Scheduling  
BK Racing, LLC 18-30241 Conference (41)  
v.  
Ronald C. Devine, et al.

HOUSTON / BROWN  
DIMATTEO / WOODMAN

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- 5) Adv Matthew W. Smith 20-03057 4th continued hearing on Plaintiff's  
Sole Manager for Ch. 11 Motion for Status and Scheduling  
BK Racing, LLC 18-30241 Conference (26)  
v.  
Michael DiSeveria, et al.

HOUSTON / BROWN  
DiMATTEO / WOODMAN

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- 6) Adv Matthew W. Smith 20-03009 Hearing on Plaintiff's Motion for  
v. Ch. 11 Sanctions (52)  
Iowa City Capital 18-30241  
Partners, LC

HOUSTON / BROWN  
CARLS / WEINER

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- 7) Adv Matthew W. Smith, 20-03012 6th 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

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8)	Adv	Matthew W. Smith <i>Sole Manager for BK Racing, LLC</i> v. GGR Enterprises, Inc., et al.	20-03033 Ch. 11 18-30241	5th continued hearing on Plaintiff's Motion to Compel (24)  Continued Pretrial Conference (27)
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HOUSTON / BROWN  
THOMPSON / DANTINNE

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02/23/22

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, FEBRUARY 23, 2022

9:30 a.m. (In Person)

1)	Adv	Automotive Finance Corporation v. Stephen A. Hardy, Jr.	21-03012 Ch. 7 21-30004	Pretrial Conference (28)
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W. S. GARDNER  
JOHNSON

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2)	7	Ben J. Allison Maye L. Allison	89-30223	Hearing on Trustee's Motion for Order Authorizing and Approving Sale of Estate's Interests in Crescent Associates Limited Partnership (362)
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PRICE / BLALOCK  
LEE  
PETTIT, TR.

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3)	7	H&M Construction Solutions, Inc.	20-31030	Hearing on Trustee's Motion to Compel Production of Documents (51)
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HENDERSON  
HAYES, TR.

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4)	7	<b>Donn S. Terry</b>	<b>21-30571</b>	<b>2nd continued hearing on Trustee's Motion for Turnover and for Sanctions (18)</b>
		<b>HENDERSON HAYES, TR.</b>		
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5)	7	<b>Daniel Lannak</b>	<b>21-30521</b>	<b>Hearing on Trustee's Objection to Exemptions (17); Debtor's Response (19)</b>
		<b>GALLETTA CULP, TR.</b>		
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6)	7	<b>Carolos F. Fernandez</b>	<b>21-30739</b>	<b>Hearing on Motion of BMO Harris Bank N.A. for Relief from Stay (9); Debtor's Response (10)</b>
		<b>DUNCAN CULP, TR. FULTON</b>		
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7)	7	<b>Brianna A. Grimes</b>	<b>21-30704</b>	<b>Court Order for Debtor to Appear and Show Cause (10/4/1)</b>
		<b>BLOSSOM SHUFORD, TR.</b>		
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8)	7	<b>Joan A. Brown</b>	<b>18-30683</b>	<b>Hearing on Debtor's Motion for Violation of Section 524 of the Bankruptcy Code (64)</b>
		<b>CORDES SHUFORD, TR.</b>		
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9) 7 Getchell Development Co. 21-30526 Hearing on Motion of William H. Southerland, IV and Kelli P. Southerland for Relief from the Automatic Stay (I) to Seek Recovery from Insurance Proceeds, and (II) to Pursue Appellate Court Action (23); Debtor's Response (24); Objection of Erie Insurance Exchange (25)

DALRYMPLE  
SHUFORD, TR.  
RAUBACH  
FULTON

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02/25/22

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, FEBRUARY 25, 2022

*Steven G. Tate, Trustee*

9:30 a.m. (Telephonic Hearings)

- |    |    |                    |          |   |
|----|----|--------------------|----------|---|
| 1) | 13 | Lee A. Edgerton    | 16-40423 | Continued hearing on Trustee's Motion to Dismiss Case (90)  |
|    |    | LEONARD            |          |   |
|    |    | -----              |          |   |
| 2) | 13 | Kimberly D. Flack  | 19-40445 | Continued hearing on Trustee's Motion to Dismiss Case (72)  |
|    |    | Y. TAYLOR          |          |   |
|    |    | -----              |          |   |
| 3) | 13 | Javon D. Patterson | 20-40059 | Hearing on Trustee's Motion to Dismiss Case (49)  |
|    |    |                    |          | Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (52); Trustee's Response (53) |
|    |    | PENNEBAKER         |          |   |
|    |    | -----              |          |   |
| 4) | 13 | Patty L. Joaquin   | 20-40088 | 5th continued hearing on Trustee's Motion to Dismiss Case (45)  |
|    |    | FLIPPIN            |          |   |
|    |    | -----              |          |   |



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|---------|----|---|----------|--|
| 5)      | 13 | Marvin W. Nelon, Jr.                          | 21-40084 | Hearing on Trustee's Motion to Dismiss (17)  |
| WILLCOX |    |   |          |  |
| -----   |    |   |          |  |
| 6)      | 13 | Tonya D. Mull                                 | 21-40171 | Hearing on Trustee's Motion for Status Hearing (25); Response of Kimberly L. Gragg (26)  |
| WILLCOX |    |   |          |  |
| -----   |    |   |          |  |
| 7)      | 13 | Ronald E. Bair<br>Marilynn Bair               | 21-40190 | Hearing on Trustee's Motion to Dismiss Case (12)   |
| WILLCOX |    |   |          |  |
| -----   |    |   |          |  |
| 8)      | 13 | Kevin L. Fillenwarth<br>Millie E. Fillenwarth | 17-40127 | Continued for status hearing regarding Motions to Sell Property (108, 105)   |
| PLANER  |    |   |          |  |
| -----   |    |   |          |  |
| 9)      | 13 | Joanna Rybczyk                                | 18-40247 | 2nd 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); Response of Carrington Mortgage Services and Wilmington Savings Fund Society, FSB (57) |
| PLANER  |    |   |          |  |
| MILAM   |    |   |          |  |
| -----   |    |   |          |  |

10)	13	William T. Tallent Margaret N. Tallent	19-40133	Hearing on Trustee's Motion to Dismiss Case (79)  Hearing on Debtors' Motion to Modify Plan (85)
		PLANER -----		
11)	13	Kirk D. Stephens	18-40064	Hearing on Trustee's Motion to Dismiss (44)
		WOOD -----		
12)	13	Clay A. Stephens	19-40397	Continued hearing on Trustee's Motion to Dismiss Case (42)  Status hearing regarding Order Granting Motion for Moratorium (48)
		WOOD -----		
13)	13	Lilly J. Jimenez	21-40201	Hearing on Trustee's Motion to Dismiss Case (11)
		WOOD -----		
14)	13	Karl W. Brace	17-40324	Hearing on Trustee's Motion to Dismiss (53)
		FARMER -----		
15)	13	Paul M. Huffman Leslie N. Huffman	19-40271	4th continued hearing on Trustee's Motion to Dismiss (24)  Continued hearing on Debtors' Motion for Loan Modification Management (29); Trustee's Response (32); Response of Wells Fargo Bank, N.A. (33)
		FARMER VINING -----		

16)	13	Robert A. Leahey Stephanie L. Leahey	19-40309	Continued hearing on Trustee's Motion to Dismiss Case (54)
		FARMER		
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17)	13	James K. Bryant	21-40032	2nd continued hearing on Trustee's Motion to Dismiss Case (38)
		FARMER		
		-----		
18)	13	Calvin D. Roseboro	16-40337	Continued hearing on Trustee's Motion to Deem Mortgage Loan Account Current (48); Response of U.S. Bank Trust National Association (53); Debtor's Response (56)
		LUTZ BAKER		
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19)	13	Roger D. Marr	19-40235	Hearing on Trustee's Motion to Dismiss Case (29)
		LUTZ		
		-----		
20)	13	Derwin L. Walls Kimberly M. Walls	20-40090	Hearing on Trustee's Motion to Dismiss Case (30)
		LUTZ		
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21)	13	Tristan B. English	20-40142	Hearing on Trustee's Motion to Dismiss Case (36)
				Hearing on Debtor's Motion for Authority to Sell Property and Modify Plan (37); Trustee's Response (38)
		LUTZ		
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22)	Adv	Bambi Watkins v. Angela J. Fowler	21-04003 Ch. 13 21-40004	Continued Pretrial Conference (7)
		W. S. GARDNER LUTZ		
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23)	13	Sheila A. Dawkins	21-40164	Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (10/7/2)
		LUTZ		
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24)	13	Jonathan C. O'Brien Peggy M. O'Brien	17-40268	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (29)
		NACHAMIE		
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25)	13	Barry E. Taylor Linda M. Taylor	17-40396	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (87)
		NACHAMIE		
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26)	13	Emanuel D. Brady, Jr. Megan Y. Brady	17-40442	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (62)
		NACHAMIE		
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27)	13	Summer B. Lykins	18-40350	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (43)
		NACHAMIE		
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28)	13	Robin J. Daye	19-40170	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (54)
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NACHAMIE

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29)	13	Katherine D. Turner	19-40283	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (26)
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NACHAMIE

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30)	13	Todd K. Morrison	19-40469	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (29)
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NACHAMIE

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31)	13	Donald C. Whitlock	21-40006	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (24)
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NACHAMIE

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32)	13	Floyd Lingerfelt, Jr. Verna D. Lingerfelt	21-40114	Hearing on Motion to Withdraw as Attorney and Substitute Robert Lutz as Attorney for the Debtors (27)
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NACHAMIE

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**10:30 a.m. (Telephonic Hearings)**

33) 7 Claude L. Sanks, Jr. 19-40427 Hearing on Trustee's Objection to  
Claim #13 [Strategic Funding Source,  
Inc d/b/a Kapitus] (69)

FARMER  
STALZER, TR./MAYS

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34) 7 Herptastic LLC 21-40208 Hearing on Trustee's Motion to  
Dismiss (5)

CUMMINGS  
SUMMERLIN, TR.

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***NO COURT***

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**HONORABLE J. CRAIG WHITLEY**

**THERE ARE NO HEARINGS SCHEDULED FOR  
FEBRUARY 24, 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.**