

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

**9:30 a.m. - Telephonic Hearing**

All parties and counsel, **including individuals not represented by counsel ("Pro Se Parties")** may appear telephonically. Represented parties wishing to participate in the hearing should call in with their counsel on a single telephone line. The dial-in information is provided below.

**Teleconference Number: 1-888-684-8852**

**Access Code: 7389051#**

**Security Code: 5986#**

Please dial-in by 9:15 a.m. to connect to the courtroom. When court is opened the phone line will be locked. If you dial-in and you are not immediately connected to the courtroom, please remain on the line. A courtroom deputy will connect you to the courtroom.

**UNTIL YOUR CASE IS CALLED**, please activate the mute button, and do not place the call on hold as it causes a disruption on the phone line and in the courtroom.

**11:00 a.m. - Microsoft Teams Virtual Hearing**

**Microsoft Teams Video/Telephonic Conference:** All parties who intend to appear by Microsoft Teams (either by video or telephonically) should contact Ursula Hamilton at [ursula\\_c\\_hamilton@ncwb.uscourts.gov](mailto:ursula_c_hamilton@ncwb.uscourts.gov) to provide the email address for each of those attorneys (and witnesses, if any) requesting the needed link, codes and dial-in information. Parties who plan to speak should wear headphones, if available, to prevent feedback.

**QUESTIONS**

For questions regarding telephonic or virtual hearings, please contact chambers at 704-350-7570 or email [whitley\\_hearings@ncwb.uscourts.gov](mailto:whitley_hearings@ncwb.uscourts.gov).

**PLEASE SCROLL DOWN TO VIEW THE COURT CALENDAR  
FOR TUESDAY; JUNE 29, 2021**

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, JUNE 29, 2021

9:00 a.m. (Telephonic Hearing)

- 1) 7 Andrew P. Horsey 19-30903 Continued hearing on Trustee's  
Objection to Claims and Motion to  
Determine Claims of Buckeye  
Corrugated, Inc. and Jeffrey D. Allio  
(52); Response of Jeffrey Allio (53)

JOHNSON  
TAYLOR, TR.

*Buckeye Corrugated claim withdrawn.  
Order entered regarding claim of J. D. Allio*

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9:30 a.m. (Telephonic Hearings)

- 2) 11 Ballantyne Brands, LLC 19-30083 3rd continued status hearing regarding  
Order in Aid of Consummation  
(203/182)

WRIGHT

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- 3) 11 Ace Motor Acceptance 18-30426 3rd continued hearing for status  
Corporation regarding Order in Aid of  
Consummation (389 / 278)

HENDERSON

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4) 11 Calvin R. Kennedy 20-30208 10th continued hearing on Motion of  
Cynthia M. Kennedy FSB, d/b/a Christiana Trust to (1)  
Enjoin Use of Cash Collateral; (2)  
Determine Proceeding Single Asset  
Real Estate Case; and (3) Alternatively,  
for Relief from Stay (32); Debtors'  
Response (34)

HENDERSON  
PETTIT  
ABEL, BA

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5) 11 Daniel Business 20-30298 3rd continued status hearing regarding  
Enterprises, LLC Order Confirming Amended Chapter  
11 Plan (86/80)

DiMATTEO/WOODMAN

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6) 11 C.B. Honeycutt Grading, 20-30658 Continued hearing on Debtor's  
Inc. Objection to Claim of Swift Financial  
(258); Response of Swift Financial (280)

DiMATTEO/WOODMAN  
BECK

*CON'T TO 7/27*

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11:00 a.m. (MS Teams)

- 7) 11 Avivar Hospitality, LLC 20-30789 9th continued hearing on Amendment to Motion of Access Point Financial for Adequate Protection or, in the Alternative, Relief from Stay, Including the Application of 11 USC 362(e) (49/Exhibits 66); Debtor's Response (61); Response of American Lending Center (62); Declaration of Dilip Petigara (64); Reply in Support of Motion of Access Point Financial for Adequate Protection (106); Access Point Financial's Amendment to (1) American Lending Center's Motion for Adequate Protection or, in the Alternative, Relief from Stay and (2) Access Point Financial's Motion for Adequate Protection or, in the Alternative, Relief from Stay, Including the Application of 11 USC 362(e) (185)
- 9th continued hearing on Amendment to Motion of American Lending Center for Adequate Protection or, in the Alternative, Relief from Stay (104); Debtor's Objection (121); Limited Objection of Live Oak Banking Company (122); Substitution of Access Point Financial as Party in Interest to American Lending Center's Motion for Adequate Protection or, in the Alternative, Relief from Stay and Clarification / Amendment to Motion (137); Amended Objection to American Lending Center's (Now Access Point Financial) Motion for Adequate Protection or, in the Alternative, Relief from Stay (140); Debtor's Memorandum in Opposition to American Lending Center's Motion for Adequate Protection or, in the Alternative, Relief from Stay (141); Access Point Financial's Amendment to (1) American Lending Center's

**Motion for Adequate Protection or, in the Alternative, Relief from Stay and (2) Access Point Financial's Motion for Adequate Protection or, in the Alternative, Relief from Stay, Including the Application of 11 USC 362(e) (185); Declaration of Jennifer Wimmer (207)**

**5th continued hearing on Debtor's Motion to Extend Exclusivity (139)**

**4th continued hearing on Disclosure Statement (100/98)**

**4th continued hearing on Objection of Access Point Financial to Claim / Motion to Disallow Asserted Claim of Sterling Holdings (149/35); Amended Motion of Access Point Financial to Equitably Recharacterize Asserted Claim of Sterling Holdings (237); Objection of Sterling Holdings, LLC to Amended Motion (267)**

**4th continued hearing on Motion of Sterling Holdings for Ex Parte Order to Extend Time to File Response to Claim Objection and to Continue Hearing Thereon (162); Memorandum Regarding Pending Objection to Claim of Sterling Holdings and Appropriate Procedure to Address Objection (168)**

**4th continued hearing on Motion of Access Point Financial for Appointment of Chapter 11 Trustee (188); Response of the U.S. Bankruptcy Administrator to Motion for Appointment of Chapter 11 Trustee and Request for Alternative Relief (203); Debtor's Objection to Motion for Appointment of Chapter 11 Trustee (205)**

**4th continued hearing on Debtor's Motion for Authority to Sell Real Property Free and Clear (254); Objection of Access Point Financial (262)**

**2nd continued hearing on Debtor's Motion to Designate Votes Under 11 U.S.C § 1126 (e) (202); Response of Access Point Financial in Opposition to Debtor's Motion (263); Debtor's Amended Motion to Designate Votes Under 11 U.S.C. § 1126(e) (269)**

**2nd continued hearing on Limited Objection and Reservation of Rights of Marriott International, Inc. to the Debtor's (I) Second Amended Disclosure Statement and (II) Second Amended Plan of Reorganization (265); Second Amended Disclosure Statement (260); Second Amended Plan of Reorganization (259);)Objection of Access Point Financial to Second Amended Disclosure Statement (266)**

**2nd continued hearing on Debtor's Motion for Ruling on Admissibility of Evidence (273)**

**Hearing on Debtor's Motion for Approval of Proposed Sale Process and Final Sale, Free and Clear of Liens and Interests (275)**

**ESSER / FAJGENBAUM  
ABEL, BA  
WRIGHT  
WHELEHAN  
TARR  
GARDNER**

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