

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

**Hearings scheduled for August 27, 2021 will be held telephonically.** 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.

**AT&T Teleconference Service: 1-888-684-8852**

**Access Code: 7389051#**

**Security Code: 3759#**

**Please dial-in by 9:15 a.m.** When court is open the phone line will be locked.

**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.

If you have any questions, 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 FRIDAY; AUGUST 27, 2021***

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, AUGUST 27, 2021

*Steven G. Tate, Trustee*

9:30 a.m. (Telephonic Hearings)

- 1) 13 Donald W. Price 14-40183 Continued for Status Conference regarding Debtor's Motion for Reconsideration of Claim Mortgage Servicer and for Contempt of Discharge Order and Order Deeming Mortgage Loan Current (110/82); Response of NewRez LLC (89)
- Continued for Status Conference regarding Notice of Deemed Admissions (110/83)
- Continued for 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 (110/90); Debtor's Objection (92)
- Continued for Status Conference regarding Declaration of Attorney for the Debtor (91)
- 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 Debra S. Smith 13-40602 4th continued hearing on Debtor's Motion for Contempt and for Sanctions [NewRez Mortgage doing business as PHH Mortgage Services] (67)

MCKEE

-----

3) 13 Everette D. Ricker 17-40163 Hearing on Secured Creditor's Motion for Modification of the Notice Requirements (29)

HAY  
REDMAN

-----

4) 13 Michael C. Tolley  
Sheila B. Tolley 20-40229 Hearing on Consent Motion for Approval of Settlement of Objection to Claim of JPMorgan Chase Bank and Objection to Confirmation by JPMorgan Chase Bank (34)

4th continued hearing on Debtors' Objection to Claim [JP Morgan Chase Bank, N.A. Claim #16] (21); Trustee's Response (23); Response of J.P. Morgan Chase Bank, N.A. (27)

4th continued hearing on Objection of JPMorgan Chase Bank to Confirmation of Plan (26/2)

HAY  
EDWARDS

-----

5) 13 Jonathan A. Hager 18-40241 Hearing on Trustee's Motion to Dismiss Case (47)

WILLCOX

-----

6) 13 Sarah L. McCauley 20-40233 Continued hearing on Trustee's Motion to Dismiss Case (22)

WILLCOX

-----

7) 13 Leta M. Wakefield 19-40456 Hearing on Motion of Nissan Motor Acceptance Corporation for Relief from Automatic Stay or Adequate Protection (39); Debtor's Objection (40)

CUMMINGS  
LAMB

-----

8) 13 Timothy B. Holman  
Olga D. Holman 20-40029 Hearing on Debtors' Motion to Modify the Plan to Extend the Plan Term (65); Trustee's Response (66)

Continued Status Hearing regarding Amended Consent Order Resolving Motion to Modify the Plan (64)

CUMMINGS

-----

9) 13 Raul J. Salinas  
Diana R. Salinas 16-40163 Hearing on Trustee's Motion to Dismiss Case (49)

FARMER

-----

10) 13 Macie E. Wylie 19-40224 Continued hearing on Trustee's Motion to Dismiss Case (20)

Hearing on Debtor's Motion to Modify Chapter 13 Plan (23); Trustee's Response (26)

FARMER

-----

11) 13 Jesse D. Smith 19-40417 Continued hearing on Trustee's Motion  
Tamara R. Smith to Dismiss Case (29)

FARMER

-----

12) 13 Christopher W. Gibbs 20-40214 Continued hearing on Trustee's  
Michelle D. Gibbs Motion to Dismiss Case (39)

FARMER

-----

13) 13 Jacob L. Lynn 19-40421 Hearing on Trustee's Motion to Dismiss  
Case (25)

PLANER

-----

14) 13 Kenneth W. Harlow, Jr. 19-40441 Continued hearing on Trustee's Motion  
to Dismiss Case (63)

Hearing on Debtor's Motion to Modify  
Plan (69); Trustee's Response (74)

PLANER

-----

15) 13 Brian K. Gross 21-40037 Continued hearing on Debtors' Motion  
Diane M. Gross to Modify Plan (21); Trustee's Response  
(22); Debtor's Amended Motion to  
Modify Plan (25)

PLANER

-----

16) 13 Jeremy W. Castonguay 21-40066 Continued hearing on Trustee's  
Marina V. Castonguay Objection to Confirmation of Plan;  
Motion to Dismiss (17/11/3)

PLANER

-----

17) 13 Mary H. Myers 21-40087 Hearing on Objection of Gary Templin to Confirmation of Plan (12/3)  
PLANER  
JOHNSON

-----

18) 13 Mary A. Hoey 18-40351 Hearing on Debtor's Motion to Approve Request for Credit (67)  
W. S. GARDNER

-----

19) 13 Vicente Garcia 16-40401 Hearing on Motion of Wells Fargo Bank to Deny Debtor's Motion for Sanctions Against Ditech/Shellpoint for Creditor Misconduct Due to Debtor's Failure to Prosecute (95)

Hearing on Motion to Withdraw as Attorney (96)

W. S. GARDNER  
REDMAN

-----

20) 13 Desiree L. Harris 19-40466 4th continued hearing on Trustee's Motion to Dismiss Case or Modify Plan (44)

W. S. GARDNER

-----

21) 13 Greg L. Hunt 20-40193 Continued hearing on Trustee's Motion to Dismiss Case (29)

W. S. GARDNER

-----

22) 13 Max T. Evans 18-40216 Hearing on Trustee's Motion to Dismiss Case (33)  
Donna B. Evans

LUTZ

-----

- 23) 13 Haywood Homsley, Jr. 18-40338 Hearing on Trustee's Motion to Dismiss Case (55)  
LUTZ  
-----
- 24) 13 Maylik Whittenburg 20-40113 Hearing on Motion of Santander Consumer USA Inc. for Relief from the Automatic Stay (37); Debtors' Response (39)  
Kiera S. Whittenburg  
LUTZ  
KEENAN  
-----
- 25) 13 Travis L. Goble 20-40205 Hearing on Debtors' Motion to Modify Plan (33); Trustee's Response (35)  
Melissa S. Goble  
LUTZ  
-----
- 26) 13 George M. Hardin 20-40222 Hearing on Trustee's Motion to Dismiss Case (22)  
Brenda T. Hardin  
LUTZ

\*\*\*\*\*

10:30 a.m. (Telephonic Hearings)

- 27) 7 Walter L. Gee 21-40055 2nd continued hearing on Debtor's Motion to Waive 341 Meeting Appearance (9)  
FARMER  
STALZER, TR.  
-----

28) 7 Richard A. Jones 21-40118 Continued hearing on Motion of NewRez LLC d/b/a Shellpoint Mortgage Servicing for Relief from Stay (11); Debtor's Response (12)

DENNIS  
SUMMERLIN, TR.  
HEDRICK

-----

29) 7 Elizabeth Walker 21-40122 Hearing on Motion of Specialized Loan Servicing LLC for Relief from Automatic Stay or Adequate Protection (8/6)Trustee's Response (9)

WILLCOX  
SUMMERLIN, TR.  
LAMB

\*\*\*\*\*