

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

FRIDAY, OCTOBER 4, 2019

*Steven G. Tate, Trustee*

9:30 a.m.

- 1) 13 David L. Dalton 17-50023 Continued hearing on Trustee's motion to dismiss for payment default (55)

PRO SE

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- 2) 13 Anita S. England 19-50418 Hearing on court order to appear and show cause for dismissal of case (16, 4)

PRO SE

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- 3) 13 James N. Jones 19-50442 Hearing on Trustee's motion to dismiss for failure to make plan payments (14)

Hearing on court order to appear and show cause for dismissal of case (15, 1)

PRO SE

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- 4) 13 Ryan J. Kerr 19-50541 Hearing on court order to appear and show cause for dismissal of case (7, 1)

PRO SE

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- 5) 13 Joseph D. Johnson 17-50600 Hearing on Trustee's motion for status hearing (69)

DUNCAN

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- 6) 13 William R. German 16-50117 Continued hearing on debtors' motion for sanctions for violation of automatic stay (23)  
Lana P. German  
  
GARDNER  
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- 7) 13 Barbara E. Stewart 19-50318 Hearing on Trustee's motion to dismiss for failure to pay first money (10)  
  
D. JOHNSON  
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- 8) 13 John E. Nicholson 18-50151 2<sup>nd</sup> continued hearing on Trustee's motion for status hearing (85)  
Nora M. Nicholson  
  
Hearing on motion to amend order [USA/IRS] (93, 74)  
  
K. JOHNSON  
BECK  
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- 9) 13 Michael Lambert 19-50382 Hearing on Trustee's motion to dismiss for failure to make plan payments (16)  
Rita P. Lambert  
  
LANEY  
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- 10) 13 Aimee C. Culler 19-50374 Continued hearing on objection to confirmation of plan [First National Bank of Pennsylvania] (39, 38, 33)  
  
NEWMAN  
KEENAN  
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- 11) 13 Luciana S. Eskridge 19-50183 Hearing on Trustee's motion to dismiss for payment default (19)  
  
BOLGER  
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| 12)               | 13 | Derrick J. Teeter<br>Taylor L. Teeter       | 19-50289 | Hearing on debtors' motion to modify plan (20); Trustee's response (21)  |
| BOLGER            |    |   |          |  |
| -----             |    |   |          |  |
| 13)               | 13 | Walter R. Wilson                            | 18-50759 | Hearing on debtor's motion to modify plan to payoff Chapter 13 plan early (29)   |
| VUJOVIC           |    |   |          |  |
| -----             |    |   |          |  |
| 14)               | 13 | Michael L. Williams                         | 18-50760 | Hearing on debtor's motion to set aside dismissal of case (18, 16)   |
| VUJOVIC           |    |   |          |  |
| -----             |    |   |          |  |
| 15)               | 13 | Roy G. Johnson<br>Linda P. Johnson          | 15-50053 | Continued hearing on debtors' objection to notice of mortgage payment change (59, 7/10/19 doc); response [U.S. Bank N.A.] (60) |
| FLIPPIN<br>REDMAN |    |   |          |  |
| -----             |    |   |          |  |
| 16)               | 13 | Joseph R. McMillian                         | 18-50124 | 3 <sup>rd</sup> continued hearing on debtor's motion to sell property free and clear of liens nunc pro tunc (29)               |
| FLIPPIN           |    |   |          |  |
| -----             |    |   |          |  |
| 17)               | 13 | Daniel M. Wagoner, Jr.<br>Angela D. Wagoner | 18-50635 | Hearing on Trustee's motion to dismiss for payment default (23)  |
| FLIPPIN           |    |   |          |  |
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18) 13 Stephanie N. Coulter 18-50157 2<sup>nd</sup> continued compliance hearing on order granting debtor's motion to approve settlement and modify plan (24, 21)

GROFF

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19) 13 Michael C. Eggers 18-50516 Hearing on Trustee's motion to dismiss for payment default (26)

GROFF

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20) 13 John C. Lail 19-50273 Hearing on Trustee's motion to dismiss for payment default (23)

GROFF

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21) 13 Jason R. Moore  
Sandra D. Moore 19-50276 Hearing on Trustee's motion to dismiss for payment default (24)

GROFF

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22) 13 John E. Siefke 19-50476 Hearing on Trustee's motion to dismiss for failure to make plan payments (13)

GROFF

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23) 13 Allen L. Crankshaw 18-50180 Continued hearing on Trustee's motion to dismiss for payment default (32)

Hearing on debtor's motion to modify plan (36); Trustee's response (40)

MALLORY

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| 24) | 13 | Diane L. Sterrett | 18-50540 | Continued hearing on Trustee's motion to dismiss for payment default (27)<br><br>Hearing on debtor's motion to modify plan (29); Trustee's response (31) |
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MALLORY

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| 25) | 13 | Regenia M. Skinner | 18-50674 | 2 <sup>nd</sup> continued hearing on debtor's motion to modify plan, surrender vehicle and approve attorney fees (44, 37); Trustee's response (40) |
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MALLORY

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| 26) | 13 | Robert T. Herman<br>Barbara A. Herman | 18-50782 | Continued hearing on Trustee's motion to dismiss for payment default (22) |
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MALLORY

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| 27) | 13 | Shirley M. Reinhardt | 19-50071 | Hearing on debtor's motion to modify plan and amend schedules (34) |
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MALLORY

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| 28) | 13 | Wyatt L. Wilson, Jr. | 19-50162 | Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (28, 27, 22, 8) |
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MALLORY

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| 29) | 13 | Tamara C. Eckard | 14-50534 | Hearing on Trustee's motion to deem mortgage current or paid in full (42); response [UMB Bank, NA] (49) |
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WOOD  
BAKER

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30) 13 Paul D. Buff 16-50028 Hearing on Trustee's motion to dismiss for payment default (54)

WOOD

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31) 13 Lonnie M. Moore 16-50250 Hearing on Trustee's motion to dismiss for payment default (43)  
Margaret Banks-Moore

WOOD

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32) 13 Jane E. McClain 16-50424 Hearing on Trustee's motion to dismiss for payment default (51)

WOOD

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33) 13 James C. Grindstaff 16-50662 Hearing on Trustee's motion to dismiss for payment default (40)  
Jeannie G. Grindstaff

WOOD

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34) 13 Rosalind B. Loritts 18-50429 Hearing on Trustee's motion to dismiss for payment default (27)

WOOD

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35) 13 Joseph A. Pack, Sr. 19-50029 Hearing on Trustee's motion to modify plan and set liability of the debtors as to claims (23)  
Sharon J. Pack

WOOD

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36) 13 Lashun L. Ruff 19-50558 Hearing on debtor's motion to extend automatic stay (4)

WOOD

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| 37) | 13 | Edward T. Church                      | 15-50392 | Continued hearing on Trustee's motion to dismiss for payment default (26)                 |
|     |    | LUCK                                  |          |   |
|     |    | -----                                 |          |   |
| 38) | 13 | James M. Shriner<br>Sandra C. Shriner | 15-50662 | Continued hearing on Trustee's motion to dismiss for payment default (25)                 |
|     |    | LUCK                                  |          |   |
|     |    | -----                                 |          |   |
| 39) | 13 | David F. Manning<br>Wilma C. Manning  | 16-50287 | Continued hearing on Trustee's motion to dismiss for payment default (27)                 |
|     |    | LUCK                                  |          |   |
|     |    | -----                                 |          |   |
| 40) | 13 | Mitchael P. Lambert                   | 16-50493 | 3 <sup>rd</sup> continued hearing on Trustee's motion to dismiss for payment default (34) |
|     |    | LUCK                                  |          |   |
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| 41) | 13 | Anthony B. Cauthren                   | 18-50456 | 2 <sup>nd</sup> continued hearing on Trustee's motion for status hearing (16)             |
|     |    | LUCK                                  |          |   |
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| 42) | 13 | Patricia A. Pruitt                    | 18-50507 | 2 <sup>nd</sup> continued hearing on Trustee's motion to dismiss for payment default (25) |
|     |    | LUCK                                  |          |   |
|     |    | -----                                 |          |   |
| 43) | 13 | Paul L. Crews, Jr.                    | 19-50150 | Hearing on Trustee's motion to dismiss for payment default (29)                           |
|     |    | LUCK                                  |          |   |
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| 44)                           | 13 | Jeffery D. Blackburn<br>Mary H. Blackburn | 19-50290 | Continued hearing on objection to confirmation of plan [Truliant Federal Credit Union] (14, 13, 10); debtors' response (24)<br><br>Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (23, 21, 13, 10) |
| LUCK<br>PETTIT<br><br>-----   |    |   |          |   |
| 45)                           | 13 | James K. Ball<br>Lisa H. Ball             | 19-50381 | Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (22, 13)  |
| LUCK<br><br>-----             |    |   |          |   |
| 46)                           | 13 | James L. Lester<br>Martha L. Lester       | 19-50399 | Hearing on objection to confirmation of plan [BSI Financial Services] (20, 12)  |
| LUCK<br>VONNEGUT<br><br>----- |    |   |          |   |
| 47)                           | 13 | Susan E. Pope<br>Keith L. Pope            | 15-50706 | Hearing on Trustee's motion to dismiss for payment default (69)   |
| GOURLEY<br><br>-----          |    |   |          |   |
| 48)                           | 13 | April F. Scott                            | 16-50136 | Hearing on Trustee's motion to dismiss for payment default (48)   |
| GOURLEY<br><br>-----          |    |   |          |   |



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| 49) | 13 | Michael C. Hyche<br>Faith C. Hyche | 16-50373 | Continued hearing on Trustee's motion to dismiss for payment default (47)<br><br>Hearing on debtors' motion to modify plan (49); Trustee's response (51) |
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GOURLEY

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| 50) | 13 | Walter L. Conine<br>Penny S. Conine | 17-50354 | 2 <sup>nd</sup> continued hearing on Trustee's motion to dismiss for payment default (44) |
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GOURLEY

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| 51) | 13 | Jeffrey K. Vargo<br>Sharyn J. Vargo | 18-50285 | Hearing on Trustee's motion to dismiss for payment default (39) |
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GOURLEY

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| 52) | 13 | Timothy K. Ayers | 18-50404 | Hearing on debtor's motion to reconsider dismissal of case (63, 58); Trustee's response (64) |
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GOURLEY

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| 53) | 13 | Jeremy D. Baker<br>Jennifer R. Baker | 18-50756 | Hearing on Trustee's motion to dismiss for payment default (47) |
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GOURLEY

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| 54) | 13 | John M. Cole<br>Kerrie L. Cole | 19-50120 | Continued hearing on Trustee's motion to dismiss for payment default (18) |
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GOURLEY

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55) 13 Kenneth D. Clark 19-50219 Hearing on debtor's objection to claim (23)

GOURLEY

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56) 13 Sandra D. Shook 19-50397 Hearing on motion for relief from stay  
[HUD] (20, 18); debtor's response (27)  
  
Hearing on objection to confirmation of  
plan [HUD] (19, 10)

GOURLEY  
BECK

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57) 13 Vicky L. Hendrix 19-50435 Hearing on Trustee's objection to  
confirmation of Chapter 13 plan and  
motion to dismiss (17, 10)

GOURLEY

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**11:00 a.m.**

58) 7 Fernando Cruz 19-50542 Hearing on court order to appear and show cause for dismissal of case (7, 1)

PRO SE  
WRIGHT, TR.

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59) 11 Radford Quarries, Inc. 19-50454 Hearing on debtor's motion to add insiders to payroll (41)  
  
Hearing on debtor's motion to enter real property leases (42)

BROWN/WRIGHT

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60) 7 Matthew L. Burleyson 08-51269 Hearing on motion to reopen case [U.S. Bankruptcy Administrator] (13)  
Elisabeth P. Burleyson

GOURLEY  
WARD, TR.  
ABEL

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61) 7 David L. Farmer 18-50113 Hearing on court order to appear and show cause for dismissal of case (40, 31)

LUCK  
MITCHELL, TR.

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62) 7 Johnny M. Brown 19-50356 2<sup>nd</sup> continued hearing on motion for relief from stay [Apex Bank] (8); Trustee's response (11)

WOOD  
TAYLOR, TR.  
PETTIT

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63) 11 Johnny W. Hayes 18-50316 Continued hearing on debtors' Chapter 11  
Selena M. Hayes disclosure statement (142); response [U.S.  
Bankruptcy Administrator] (155); response  
[Live Oak Banking Company] (156)

Hearing on motion for relief from stay and  
co-debtor stay [Deere & Company] (154);  
debtors' response (157)

SUMMERLIN  
KENNY  
PETTIT  
RUSSELL

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64) Adv Reclamation, LLC, et al. 18-5023 Hearing on Plaintiffs' motion to dismiss  
v. Ch 7 counterclaims (30, 29)  
Zagaroli 18-50508

BRUMGAUGH  
SUMMERLIN  
MITCHELL, TR.

**CONTINUED TO 11/1/19**

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65) 7 Peter L. Zagaroli 18-50508 2<sup>nd</sup> continued hearing on debtor's motion  
to amend exemptions (80, 78); response  
[Rick Berry, James C. Neill, Neill Grading  
and Construction Company, Inc.,  
Reclamation, LLC] (85); brief in opposition  
[Rick Berry, James C. Neill, Neill Grading  
and Construction Company, Inc.,  
Reclamation, LLC] (97)

2<sup>nd</sup> continued hearing on debtor's motion  
for order requiring Trustee to abandon  
property of the estate (81); response [Rick  
Berry, James C. Neill, Neill Grading and  
Construction Company, Inc., Reclamation,  
LLC] (86); Trustee's response (87)

BRUMBAUGH  
TAYLOR/MITCHELL, TR.  
SUMMERLIN

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