

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE, NORTH CAROLINA

The telephone number for the United States Bankruptcy Court is (704) 350-7500

In response to COVID-19, hearings scheduled before Judge J. Craig Whitley for December 14 - 18, 2020 will be held telephonically or virtually via ZoomGov. 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 for the needed link, codes and dial-in information for virtual hearings.

12/14/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, DECEMBER 14, 2020

9:30 a.m. (Telephonic hearings)

- 1) Adv Lynn K. Hock 19-3016 2nd continued Pretrial Conference (17)
v. Ch. 7
Department of Education 18-31795

LAYTON / RADEY
JOHNSON

2) 7 George C. Combis 20-30264 3rd continued hearing on Motion of
Petitioning Creditors for Scheduling
Order Related to Motion for Damages
50)

2nd continued status hearing regarding
Motion for Damages (46)

CORDES
COX
BECKER/ STARK

3) 7 Charlie B. Baucom 19-31267 4th continued hearing on Motion of
AmeriCredit Financial Services, Inc.
for Relief from Automatic Stay (56);
Debtor's Response (59)

JOHNSON
CULP, TR.
WHITE

4) 7 Michael Cramer 20-30590 2nd continued hearing on Trustee's
Stacy Cramer Objection to Exemptions (18)

2nd continued hearing on Debtors'
Motion to Amend Schedule C
Exemptions (19); Trustee's Objection
(22)

PENNEBAKER
CULP,TR.

5) 7 Mark R. Adkins 12-31051 Hearing on Trustee's Objection to
Claims (172); Response of First
Horizon Bank to Trustee's Objection to
Claim No. 14 of CommunityOne Bank
(173); Order Referencing Trustee's
Objection to Claims (176)

HENDERSON
SHUFORD, TR.

6) 7 Jonathan D. Christenbury 18-30058 Hearing on Debtor's Motion to Approve Settlement in connection with Debtor's Motion to Approve Settlement filed in Adversary Proceeding 18-03038 (103/51)

BADGER/WOODMAN
SHUFORD, TR.

7) Adv Katrina Cohen 18-3038 Hearing on Defendant's Motion to Approve Settlement (65)
v. Ch. 7
Jonathan Christenbury, 18-30058
M.D.

SPYKER/MALONEY
WOODMAN

8) 7 Michael S. Swint 20-30861 Hearing on Reaffirmation Agreement
Erin E. Swint Between Michael S. Swint and Wells
Fargo Auto (9)

BADGER

9) 7 James M. Burnside 20-30901 Hearing on Reaffirmation Agreement
Between Debtor and Freedom
Mortgage Corporation (10)

WHITE

10) 7 Koy L. Chiu 20-30921 Hearing on Motion of Wilmington
Savings Fund Society for Relief from
Automatic Stay (20); Debtor's
Response (25)

PRO SE
WRIGHT, TR.
KEENAN

11) Adv A. Burton Shuford, 20-3060 Hearing on Plaintiff's Motion for
Trustee Ch. 7 Default Judgment (6)
v. 19-31234
Marc W. Huberman, *Trustee*
and
Steven Franco, *Trustee*

PRO SE
PRO SEE - Defendants

12/15/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, DECEMBER 15, 2020

9:30 a.m. (Telephonic Hearings)

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|----|----|---|----------|---|
| 1) | 11 | Debra H. Beam | 16-40485 | Confirmation Hearing (251); Amended Plans (246/150); Objection of USA/IRS (257); Objection of U.S. Bank NA, et al. |
| | | JOHNSON
SULLIVAN
JONAS | | |
| | | ----- | | |
| 2) | 11 | Bentwood Farms, LLC | 18-31823 | Hearing on Debtor's First Amendment to Limited Objection to Amended Proof of Claim No. 37 filed by Union County Tax Collector (316/310) |
| | | | | 5th continued status hearing regarding Order in Aid of Consummation (259/272) |
| | | CRABTREE | | |
| | | ----- | | |
| 3) | 11 | Calvin R. Kennedy
Cynthia M. Kennedy | 20-30208 | Continued Hearing on Motion of Wilmington Savings Fund Society, FSB to (1) Enjoin Use of Cash Collateral; (2) to Determine Proceeding Single Asset Real Estate Case; and (3) Alternatively, for Relief from Stay (32) |
| | | HENDERSON
PETTIT | | |
| | | ----- | | |

4) 11 Generation Zero Group, LLC 20-30319 Hearing on Debtor's Second Motion to Extend Exclusive Period to File a Chapter 11 Plan (73)

PARRISH

5) 11 Shailesh Patel 20-30455 Confirmation hearing (65);
Meena Patel Amendment to Chapter 11 Plan (67/64)

PEARCE
MARTINEZ, TR.

6) 11 C.B. Honeycutt Grading, Inc. 20-30658 Hearing on Interim Fee Application of Essex Richards, P.A. for Allowance of Compensation and Reimbursement of Expenses for the Period From September 16, 2020 Through November 28, 2020 (263)

3rd continued hearing on Debtor's Motion to Incur Debt (140); Objection of USA/IRS (155); Objection of John Deere Construction and Forestry Company (162); Objection of Caterpillar Financial Services Corporation (175); Objection of Ferguson Enterprises (176); Objection of Commercial Credit Group Inc. (177); Objection of People's United Equipment Finance Corp. (179); Objection of Broadway Advance, LLC (237)

WOODMAN
BROWN, TR.
SULLIVAN
LEONARD
HARDEN
SAINTSING
MCLACHLAN
WHELEHAN
MARTINEZ

7) 11 Ballantyne Brands, LLC 19-30083 2nd continued status hearing regarding
A Delaware Limited Order in Aid of Consummation
Liability (203/182)

WRIGHT

8) 11 Avivar Hospitality, LLC 20-30789 Continued hearing on Motion of Live
Oak Banking Company to Determine
Secured Status in Deposit Accounts
(60); Debtor's Response (85); Amendment
to Motion of Live
Oak Banking Company to Determine
Secured Status in Deposit Accounts
(92)

WRIGHT
PETTIT

9) 11 BK Racing, LLC 18-30241 Hearing on Motion of Matthew W.
Smith to Compel Production of
Documents (515)

PRO SE
BROWN

11:00 a.m. (via Zoom)

10) 11 United Canvas & Sling, 20-30781 2nd continued hearing on Disclosure
Inc. Statement (122); Chapter 11 Disclosure
Statement (120)

2nd continued status conference regarding
Mediation (138)

HOUSTON/BROWN
MARTINEZ, TR.

12/16/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, DECEMBER 16, 2020

3:30 p.m. (via ZoomGov)

11	Aldrich Pump LLC, et al. v. Those Parties to Actions Listed on Appendix A to Complaint and John and Jane Does 1-1000	20-3041 Ch. 11 20-30608	Hearing on Filing of Proposed Case Management Order and Submission in Support filed by Aldrich Pump LLC, et al (70/2) Notice of Filing of Proposed Case Management Order and Statement in Support Thereof filed by The Official Committee of Asbestos Personal Injury Claimants ((71/2)
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MILLER
THOMPSON

12/17/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, DECEMBER 17, 2020

9:30 a.m. (via Zoom)

11 United Canvas & Sling, Inc., et al. 20-30781 2nd continued hearing on Motion of Aquesta Bank for Relief from the Automatic Stay (79); Debtors' Response (94)

Hearing on Objection of USA/IRS to Confirmation of Chapter 11 Plan (118); Plan of Reorganization (60)

Fifth Interim Order Authorizing Use of Cash Collateral and Scheduling Further Hearing on Authority to Use Cash Collateral (151/3)

HOUSTON / BROWN
ESSER
SULLIVAN

12/18/2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, DECEMBER 18, 2020

Steve Tate, Trustee

9:30 a.m. (Telephonic Hearings)

1) 13 Donald W. Price 14-40183 Continued hearing on Debtor's Motion for Reconsideration of Claim of Mortgage Servicer and for Contempt of the Discharge Order and Order Deeming Mortgage Loan Current (82); Order Continuing Hearing on Debtor's Motion and Order Extending Time to Respond to the Motion for Relief (86)

Hearing on 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)

O. MAX GARDNER
PETTIT

2) 13 Angela S. McClain 17-40285 Continued hearing on Trustee's Motion to Dismiss Case (43)

Hearing on Debtor's Motion to Modify Chapter 13 Plan (47); Trustee's Response (49)

LEZMAN

- 3) 13 Bobby D. McPeters
Teresa A. McPeters 17-40316 Continued hearing on Trustee's
Motion to Dismiss Case (54)
- Hearing on Debtors' Motion for Plan
Payment Modification and for Hearing to
Review Status of Plan (60); Trustee's
Response (61)
- MOORE

- 4) 13 Wanda K. Hilton 19-40056 Hearing on Debtor's Motion to Set Aside
Dismissal of Case (45); Order of Dismissal
(39)
- HAY

- 5) 13 Stephen A. Hooks 19-40373 Continued hearing on Motion of M&T
Bank for Relief from Stay (27); Debtors'
Response (28)
- GROFF
BROWN

- 6) 13 Timothy B. Holman 20-40029 Hearing on Trustee's Motion to
Dismiss Case (37)
- Olga D. Holman
- CUMMINGS

- 7) 13 James T. Potts 20-40038 Hearing on Motion of James T. Potts
Toni C. Potts to Bifurcate (26); Trustee's Response (30)
- SUMMERLIN

- 8) 12 Wesley R. Hamrick 20-40064 Continued hearing on Motion of
Carolina Farm Credit for Relief from Stay
(24); Debtor's Response (26)
- Confirmation hearing (28); Plan (27)
- JOHNSON
BRUTON

- 9) 13 Penny D. Barry 18-40252 Hearing on Trustee's Motion to Dismiss Case (42)
WOOD

- 10) 13 Leslie B. Childers 19-40260 Continued hearing on Trustee's Motion to Dismiss Case (36)
WOOD

- 11) 13 Terry S. Freeman 18-40276 Hearing on Debtors' Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (41); Trustee's Response (42)
Kimberly M. Freeman
WILLCOX

- 12) 13 Tracy T. Barnett 18-40407 Continued hearing on Trustee's Motion to Dismiss Case (21)
WILLCOX

- 13) 13 Charles S. Morehead 19-40218 2nd continued hearing on Trustee's Motion to Dismiss Case (27)
Christa F. Morehead
MCKEE

Status hearing regarding Motion to Extend (29)
- 14) 13 Theresa W. Utt 19-40468 Continued hearing on Trustee's Motion to Dismiss Case (27)
MCKEE

Hearing on Debtor's Motion to Modify Plan (32); Trustee's Response (34)

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|-----|----|-----------------------------------|----------|--|
| 15) | 13 | Lee A. Edgerton | 16-40423 | Hearing on Debtor's Amended Motion to Incur Debt (76); Trustee's Response (77); Debtor's Amended Motion (78); Trustee's Response (84) |
| | | LEONARD | | |
| | | ----- | | |
| 16) | 13 | Norma E. Lamb | 18-40186 | Continued hearing on Trustee's Motion to Dismiss Case (46) |
| | | LEONARD | | |
| | | ----- | | |
| 17) | 13 | Jeffrey L. McGalliard | 19-40410 | Hearing on Trustee's Motion to Dismiss Case (33) |
| | | LEONARD | | |
| | | ----- | | |
| 18) | 13 | Jobe A. Hooper
Cathy M. Hooper | 18-40294 | 2nd continued hearing on Trustee's Motion to Dismiss Case (57);

Status hearing regarding further relief of debtors' plan payments and/or plan term extension (67) |
| | | PLANER | | |
| | | ----- | | |
| 19) | 13 | Terry B. Goode | 18-40333 | Continued hearing on Trustee's Motion to Dismiss Case (35)

Hearing on Debtor's Motion to Modify Plan (37); Trustee's Response (40) |
| | | PLANER | | |
| | | ----- | | |
| 20) | 13 | Kenneth W. Harlow, Jr. | 19-40441 | Hearing on Trustee's Motion to Dismiss Case (47)

Hearing on Debtor's Motion to Modify Plan (50); Trustee's Response (53) |
| | | PLANER | | |
| | | ----- | | |

21)	13	John S. Brooks	19-40447	Hearing on Trustee's Motion to Dismiss Case (39)
				Hearing on Debtor's Motion to Modify Plan (41); Trustee's Response (43)
		PLANER		

22)	13	David M. Evans Donna H. Evans	20-40124	Continued haring on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (26); Plan (22/20/9)
		PLANER		

23)	13	Daniel M. Bearden	16-40141	Hearing on Debtor's Motion to Incur Debt (82)
		FARMER		

24)	13	Darrell D. Heusinkveld	17-40383	Hearing on Trustee's Motion to Dismiss Case (65)
		FARMER		

25)		Johnny E. Rhodes, III	19-40108	2nd continued hearing on Trustee's Motion to Dismiss Case (42)
		FARMER		

26)	13	Thomas E. Benton, II	19-40214	Hearing on Trustee's Motion to Dismiss Case (42)
		FARMER		

27)	13	Paul D. Anderson, Jr. Jennifer S. Anderson	19-40278	4th continued hearing on Trustee's Motion to Dismiss Case (41)
		FARMER		

- 28) 13 Kevin L. Roberts 19-40295 2nd continued hearing on Trustee's Motion for Turnover (32)
FARMER

- 29) 13 Sherry Logan 17-40076 Continued hearing on Trustee's Motion to Dismiss Case (44)
LUTZ

- 30) 13 Robert D. Randall, Jr. 18-40060 Hearing on Trustee's Motion to Dismiss Case (44)
LUTZ

- 31) 13 Matthew F. Black 18-40381 Hearing on Trustee's Motion to Dismiss Case (38)
Virginia A. Black
LUTZ

- 32) 13 Michael J. Mintz 19-40001 Hearing on Trustee's Motion to Dismiss Case (38)
LUTZ

- 33) 13 Michael L. Sacosky, Jr. 20-40048 Hearing on Trustee's Motion to Dismiss Case (32)
Jenny L. Sacosky
LUTZ

- 34) 13 Monteir D. Williams 20-40184 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (19); Plan (17/2)
LUTZ

35) 13 Vicente Garcia 16-40401 Hearing on Debtor's Motion for Sanctions to Compel Accounting and to Provide Accurate Payoff (76); Response of Shellpoint Mortgage Servicing on behalf of Wells Fargo Bank (85)

W. S. GARDNER

36) 13 Coy B. Duncan 17-40065 3rd continued hearing on Trustee's Motion to Dismiss Case (32)
Teresa R. Duncan

W. S. GARDNER

37) 13 Gennie E. Thackerson 18-40401 Hearing on Trustee's Motion to Dismiss Case (41)

Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (43); Trustee's Response (47)

W. S. GARDNER

38) 13 Joseph K. Ackermann 19-40329 3rd continued hearing on Debtors' Motion for Status hearing regarding Order Granting Motion for Moratorium (33); Trustee's Response (34)
Betti L. Ackermann

W. S. GARDNER

39) 13 Edward Gndt 19-40459 Hearing on Trustee's Motion to Dismiss Case (33)
Leslie D. Gndt

W. S. GARDNER

40) 13 Doris B. Clary 20-40043 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (44)

W. S. GARDNER

41) 13 Milton L. Hopper 20-40194 Continued Court Order for Debtors to
Freda B. Hopper Appear and Show Cause for Dismissal
of Case [for possible bad faith filing] (6)

W. S. GARDNER

42) 13 Bradley N. Duke 20-40236 Court Order for Debtor to Appear and
Show Cause for Dismissal of Case (for
prior filings) (10)

PRO SE

10:30 a.m.

43) Adv HMBC Inc. d/b/a 20-4002 Hearing on Defendants' Motion to
American Restoration Ch. 7 Dismiss Plaintiff's Complaint (8)
v. 20-40080
Lawrence E. Wyatt and
Mandy T. Wyatt

W. S. GARDNER
PRO SE - Defendants

NO COURT

HONORABLE J. CRAIG WHITLEY

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