

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

**FRIDAY, JUNE 5, 2020**

*Steven G. Tate, Trustee*

In response to the Coronavirus (COVID-19) and in an effort to reduce the possibility of exposure to the virus and slow the spread of the disease, **ALL HEARINGS SCHEDULED FOR JUNE 5, 2020 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY**. If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

All parties with cases on the 9:30 calendar should call in at 9:15.

All parties with cases on the 11:00 calendar should call in at 10:45.

The dial-in numbers for June 5, 2020 in Statesville are:

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

**Access Code: 4340964#**

**Security Code: 6007#**

**Additional information:**

**Please dial in using a landline, if possible.** The use of cell phones is discouraged due to dropping connections. If you choose to use a cell phone and the connection is dropped, you may not have immediate access to reconnect to the courtroom. **In addition, please do not use hands-free devices.** The phone line will be locked once court starts to avoid disruption. When all of your matters have been heard, the court will advise you when it is appropriate to disconnect.

**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 court.

We appreciate your patience during this unprecedented public health challenge and wish you continued safety and good health. Please contact chambers at 704-350-7575 or email [hearings@ncwd.net](mailto:hearings@ncwd.net) if you have any questions or concerns.

**9:30 a.m.**

- 1) 13 Marland S. Haney 19-50187 3<sup>rd</sup> continued hearing on Trustee's motion  
Shelley W. Haney to dismiss for payment default (26)

GARDNER

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- 2) 13 Jeanne R. Stein 19-50245 Hearing on Trustee's motion to dismiss for  
payment default (16)

PENNEBAKER

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- 3) 13 Michael G. Burgess 16-50343 Hearing on debtor's motion to sell  
property free and clear of liens (74)

Y. TAYLOR

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- 4) 13 Iris H. Watson 16-50253 Hearing on motion for relief from stay  
[Reverse Mortgage Solutions, Inc.] (46);  
debtor's response (48)

BOLGER  
REDMAN

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- 5) 13 Lewis H. Bumgarner 17-50563 Hearing on debtor's motion to modify  
plan (42)

BOLGER

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- 6) 13 Jamie R. Parsons 19-50618 3<sup>rd</sup> continued hearing on debtors'  
Shannon M. Parsons objection to claim (19); response  
[USA/IRS] (26, 24)

BOLGER  
BECK

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- 7) 13 Jerry W. Price, Jr. 17-50711 Hearing on debtors' motion to modify plan (32); Trustee's response (33)  
Suzanne V. Price  
CARTER  
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- 8) 13 Michael J. Garvey 18-50455 4<sup>th</sup> continued hearing on Trustee's motion to dismiss for failure to sell residence (74)  
  
3<sup>rd</sup> continued hearing on motion for relief from stay and co-debtor stay [Nationstar Mortgage LLC] (75); debtor's response (78)  
  
CARTER  
VONNEGUT  
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- 9) 13 James F. Blake, Jr. 19-50316 Hearing on Trustee's motion to dismiss for payment default (27)  
  
CARTER  
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- 10) 13 Penny L. Nance 16-50139 Continued hearing on debtor's motion to modify plan to satisfy the plan early (19)  
  
FLIPPIN  
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- 11) 13 Joey E. Sizemore 19-50269 3<sup>rd</sup> continued hearing on debtors' objection to claim no. 9 (27); Trustee's response (29); response [Commonwealth of Virginia Department of Taxation] (38)  
Pamela E. Sizemore  
  
FLIPPIN  
AMES  
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- 12) 13 Steven R. Bare 20-50093 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (10, 2)  
Corina R. Bare  
  
FLIPPIN  
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13) 13 James E. Scaglione 15-50538 Continued hearing on Trustee's motion to dismiss for payment default (33)  
Lula P. Scaglione

GROFF

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14) 13 Kenneth E. Cowan 18-50643 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss for payment default (41)

GROFF

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15) 13 Richard W. Dickson 20-50110 Hearing on Trustee's motion to dismiss for failure to make plan payments (23)  
Angela E. Dickson

GROFF

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16) 13 Michael Lambert 19-50382 Hearing on debtors' motion for moratorium (47); Trustee's response (49)  
Rita P. Lambert

LANEY

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17) 13 Casey L. Steele 20-50040 Hearing on Trustee's motion to dismiss for failure to make plan payments (13)  
Tiffany P. Steele

LANEY

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18) 13 Abbe B. Granelle 20-50073 Hearing on Trustee's motion to dismiss for failure to make plan payments (21)

LANEY

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- 19) 13 Amanda C. Green 17-50444 Continued hearing on Trustee's motion to dismiss for payment default (41)  
Ronald R. Green  
  
Hearing on motion to withdraw as attorney [Robert H. Gourley, Jr.] (49)

MALLORY  
GOURLEY

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- 20) 13 Megan A. Goodwin- 18-50733 Continued hearing on Trustee's motion to dismiss for payment default (47)  
Mclane  
  
Hearing on debtor's motion to surrender property and modify plan (56); Trustee's response (58)

MALLORY

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- 21) 13 Thomas J. Fincannon 19-50085 Continued hearing on Trustee's motion to dismiss for payment default (36)  
  
Hearing on debtor's motion for plan payment moratorium (39); Trustee's response (42)

MALLORY

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- 22) 13 Christopher S. Haynes 19-50692 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss for failure to make plan payments (27)  
  
Hearing on debtor's motion for plan payment moratorium (33); Trustee's response (38)  
  
Hearing on Trustee's motion for status hearing (37, 35)

MALLORY

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23) Adv Select Specialty Hospital - 18-5024 3<sup>rd</sup> continued hearing on court order and  
Winston-Salem, Inc. Ch 13 notice of status hearing (22, 1)  
v. 18-50473  
Whitt

ADAMS/COOK  
LUCK

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24) 13 Samuel A. Billing 18-50573 4<sup>th</sup> continued hearing on motion for relief  
from stay and co-debtor stay [Bayview  
Loan Servicing, LLC] (37); debtor's  
response (39); Trustee's response (40)

LUCK  
SWABY

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25) 13 Michael J. Morgan 19-50612 4<sup>th</sup> continued hearing on objection to  
Sandra G. Morgan confirmation of plan [USA/IRS] (18, 13, 10)  
  
Continued hearing on debtors' objection  
to claim (22); response [USA/IRS] (23)

LUCK  
BECK

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26) 13 Christopher L. Stamper 20-50064 2<sup>nd</sup> continued hearing on Trustee's motion  
Shena B. Stamper to dismiss for failure to file document,  
failure to make plan payments and failure  
to appear (11)

LUCK

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27) 13 Linda S. Dalton 20-50121 Hearing on Trustee's objection to  
confirmation of Chapter 13 plan and  
motion to dismiss (10, 9)

LUCK

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28) 13 Clyde D. Crouse 17-50703 Continued hearing on Trustee's motion to dismiss for payment default (45)

WOOD

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29) 13 Russell S. Ramseur 17-50707 Continued hearing on Trustee's motion to dismiss for payment default (44)  
Pamela P. Ramseur

WOOD

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30) 13 Linda P. Farley 18-50164 Continued hearing on motion for relief from stay [U.S. Bank, National Association] (45); debtor's response (46)

WOOD  
JONAS

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31) 13 James R. MacLeod 19-50633 Continued hearing on Trustee's motion to dismiss for payment default (13)

WOOD

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32) 13 Christopher W. Worley 19-50670 Continued hearing on Trustee's motion for status hearing (23)  
Karen W. Worley

WOOD

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33) 13 Gary L. Ledford 20-50070 Continued hearing on Trustee's motion to dismiss for failure to make plan payments (16)  
Kate H. Ledford

WOOD

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34) 13 Charlie L. Scott, Jr. 15-50379 Continued hearing on Trustee's motion to  
Ellen G. Scott dismiss for payment default (33)

GOURLEY

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35) 13 Edie B. Carroll 17-50493 Continued hearing on debtor's motion for  
moratorium (50); Trustee's response (51)

GOURLEY

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36) 13 Martin J. Matthews 17-50587 2<sup>nd</sup> continued hearing on Trustee's motion  
Andrea M. Matthews to modify plan (45); debtors' response (46)

Continued hearing on debtors' motion for  
moratorium (48); Trustee's response (49)

GOURLEY

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37) 13 Corey L. Rhoney 17-50751 Continued hearing on Trustee's motion to  
dismiss for payment default (61)

GOURLEY

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38) 13 Nancy E. Reavis 18-50178 Hearing on motion for relief from stay  
Marvin E. Cheeks [New Rez LLC] (67, 62); debtors' response  
(63)

Hearing on debtors' motion for  
moratorium (64); Trustee's response (66)

GOURLEY  
STEIN

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39) 13 Mark A. Barber 18-50527 Hearing on debtor's motion for moratorium (63); Trustee's response (65); response [Wilmington Savings Fund Society, FSB] (66)

GOURLEY  
JONAS

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40) 13 Julia A. McIntyre 18-50719 Continued hearing on debtors' motion for moratorium (32); Trustee's response (33)  
John H. McIntyre

GOURLEY

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41) 13 Byron K. Long, Sr. 19-50092 Continued hearing on debtors' motion for moratorium (38); Trustee's response (39)  
Joelin A. Long

GOURLEY

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42) 13 Tina E. Stevenson 19-50190 Hearing on Trustee's motion to dismiss for payment default (23)

GOURLEY

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43) 13 Malcolm Torrence 19-50208 Continued hearing on debtors' motion for moratorium (39); Trustee's response (41)  
Christina L. Torrence

GOURLEY

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44) 13 Kenneth D. Clark 19-50219 Hearing on debtor's motion to modify plan (42); Trustee's response (44)

GOURLEY

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45) 13 Pamela W. Waddell 19-50387 Continued hearing on debtor's motion for moratorium (16); Trustee's response (17)

GOURLEY

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46) 13 Wanda W. Steele 19-50493 Hearing on Trustee's motion to modify plan (30); debtor's response (31)

GOURLEY

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47) 13 Kip W. Dobbins 19-50665 3<sup>rd</sup> continued hearing on debtor's objection to claim (9); response [USA/IRS] (11)

GOURLEY  
BECK

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48) 13 Robert D. Smith 19-50708 Continued hearing on debtor's objection to claim (19); response [USA/IRS] (20)

Continued hearing on motion for relief from stay [Reverse Mortgage Solutions, Inc.] (32); debtor's response (33)

GOURLEY  
BECK  
REDMAN

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49) 13 Michael L. Bruegging Alexis Ford 19-50709 Hearing on debtors' objection to claim no. 5 (41)

Hearing on debtors' objection to claim no. 6 (42)

GOURLEY

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- 50) 13 Darrell L. Millsaps 19-50726 Hearing on debtors' objection to claim  
Peggy C. Millsaps (36, 35)
- GOURLEY  
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- 51) 13 Steven C. Myers 20-50010 Status hearing on order granting debtor's  
motion for moratorium (37, 28)
- GOURLEY  
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- 52) 13 Paul J. Stout 20-50027 Hearing on Trustee's motion to dismiss for  
failure to make plan payments (18)
- GOURLEY  
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- 53) 13 Richard K. Filiault 20-50132 Hearing on objection to confirmation of  
Tammie J. Filiault plan [South State Bank] (27, 13)
- Hearing on objection to confirmation of  
plan [GFC Lending, LLC] (28, 13)
- GOURLEY  
KERSHAW  
JONAS  
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- 54) 13 Barbara A. Davidson 20-50147 Hearing on debtor's objection to claim (10)
- GOURLEY  
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- 55) 13 Robin E. Genchur 20-50209 Hearing on court order to appear and show  
cause for dismissal of case (4, 1)
- GOURLEY  
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56) 13 Bobby J. Crosby

20-50224

Hearing on court order to appear and show  
cause for dismissal of case (9, 1)

GOURLEY

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11:00 a.m.

57) 7 Aline G. Uwonkunda 20-50029 Hearing on court order to appear and show cause (74, 54, 52)

Hearing on court order to appear and show cause (78, 64)

PRO SE  
SUMMERLIN, TR.

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58) 11 Radford Quarries, Inc. 19-50454 3<sup>rd</sup> continued hearing on motion for relief from stay [Highlands Union Bank] (77); debtor's response (82)

Continued hearing on debtor's Chapter 11 plan (102, 65); objection [Caterpillar Financial Services Corporation] (107); objection [Bamboo Road, LLC] (113); objection [Watauga Holdings I, LLC] (114); objection [First Community Bank] (115)

BROWN/WRIGHT  
RAUBACH  
HARDEN  
BRUTON

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59) 7 Billy E. Martinez 20-50042 Hearing on Trustee's motion to sell property free and clear of liens (10); debtor's response (11)

GOURLEY  
SUMMERLIN, TR.

**CONTINUED TO 7/10/20**

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60) 7 Linda N. Handy 20-50145 Continued hearing on motion for relief from stay [The Credit Union Loan Source, LLC] (7); debtor's response (9, 8)

LUCK  
REDMAN  
SUMMERLIN, TR.

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61) Adv Live Oak Banking 19-5010 2<sup>nd</sup> continued pre-trial conference (17, 9)  
Company  
v. Ch 11  
Hayes, et al. 18-50316

PETTIT  
SUMMERLIN

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62) 11 Darrell Millsaps Trucking, 20-50103 Continued hearing on motion for relief  
Inc. from stay [Fountain Leasing, LLC] (49);  
debtor's response (53)  
  
Hearing on motion for relief from stay  
[Truist Bank] (54); debtor's response (66)  
  
Hearing on motion for relief from stay  
[Truist Bank] (55); debtor's response (67)

RAUBACH  
C. BROWN, TR.  
FULTON  
WALTERS

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63) Adv Richard Mitchell, Trustee 20-5000 Hearing on defendants' motion to dismiss  
v. Ch 7 adversary proceeding for lack of subject  
Zagaroli, et al. 18-50508 matter jurisdiction, and also for the failure  
of the amended complaint to state a claim  
as required (16); plaintiff's response (18);  
defendants' brief (19)

TAYLOR  
BRUMBAUGH/McDONOUGH

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64) 11 The Ridgeline at 20-50037 4<sup>th</sup> continued hearing on debtor's motion  
Blowing Rock, Inc. to use cash collateral (59, 49, 29, 10)

WOODMAN

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65) 7 Carla J. Clontz 19-50443 Compliance hearing on order granting Trustee's motion for turnover (20, 17)

LANEY  
TAYLOR, TR.

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66) 7 Sheltered Aid to Families 20-50144 Hearing on Trustee's motion for authority  
in Emergencies (S.A.F.E.) to transfer records of SAFE spot and for  
authority to dispose of remaining records  
(45)

LANEY  
TAYLOR, TR.

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