

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

Charles R. Jonas Federal Building and Courthouse  
401 W. Trade Street, Suite 2500  
Charlotte, NC 28202  
Customer Service: 704-350-7500

---

\*\*\*\*\*

**11-3-2023**

\*\*\*\*\*

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

**Laura Turner Beyer, Judge Presiding**

**FRIDAY, NOVEMBER 3, 2023**

*Steven G. Tate, Trustee*

**9:30 a.m.**

- |        |    |                   |          |  |
|--------|----|-------------------|----------|--|
| 1)     | 13 | John C. Lail      | 19-50273 | Continued hearing on Trustee's motion to dismiss (69)                                  |
| PRO SE |    |                   |          |  |
| -----  |    |                   |          |  |
| 2)     | 13 | Jessica B. Murphy | 23-50246 | Hearing on court order to appear and show cause for dismissal of case ( <u>10</u> , 1) |
| PRO SE |    |                   |          |  |
| -----  |    |                   |          |  |
| 3)     | 13 | Thomas F. Lowrie  | 23-50248 | Hearing on court order to appear and show cause for dismissal of case ( <u>12</u> , 1) |
| PRO SE |    |                   |          |  |
| -----  |    |                   |          |  |
| 4)     | 13 | Harold D. Ross    | 23-50251 | Hearing on court order to appear and show cause for dismissal of case ( <u>13</u> , 1) |
| PRO SE |    |                   |          |  |
| -----  |    |                   |          |  |

5)	13	Ricky A. Marsh Cynthia J. Marsh	20-50332	Hearing on Trustee's motion for review (42)
		COLEMAN		
		-----		
6)	13	Donice Wheeler-Blanton	23-50264	Hearing on court order to appear and show cause for dismissal of case ( <u>7</u> , 1)
		DALRYMPLE		
		-----		
7)	13	Danny W. Craig Penny H. Craig	17-50122	Hearing on Trustee's motion to turnover (83)
		LEONARD		
		-----		
8)	13	Alfred E. Smith, Jr. Chandra C. Smith	18-50655	Hearing on debtors' motion to modify plan (34); Trustee's response (37)
		SUMMERLIN		
		-----		
9)	13	Jacob E. Holshouser	23-50024	Hearing on motion for relief from stay and co-debtor stay [PHH Mortgage Corporation] (32); debtor's response (35)
		MALLORY HARRIS		
		-----		
10)	13	James S. Harris	23-50081	Continued hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>35</u> , 23, 11)
		MALLORY		
		-----		
11)	13	Jeffery D. Blackburn Mary H. Blackburn	19-50290	Hearing on debtors' motion for moratorium (88); Trustee's response (89)
		LUCK		
		-----		

12) 13 James C. Smithey 22-50109 6<sup>th</sup> continued hearing on Trustee's motion to dismiss or modify plan (35)

2<sup>nd</sup> continued hearing on debtor's motion for moratorium (41); Trustee's response (43)

LUCK

-----

13) 13 Patricia L. Dollyhigh 23-50008 Hearing on Trustee's motion for status hearing (22)

LUCK

-----

14) 13 Darlene H. Myers 23-50144 2<sup>nd</sup> continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (17, 14)

Continued hearing on objection to confirmation of plan [Triplett Ridge Property Owners Association] (19, 14)

LUCK  
FLIPPIN

-----

15) 13 Robert K. Smith  
Aimee K. Smith 19-50747 2<sup>nd</sup> continued hearing on Trustee's motion to modify plan (52); debtors' response (53)

WOOD

-----

16) 13 Mary D. King 21-50011 Hearing on Trustee's motion to dismiss (34)

WOOD

-----

17)	13	Brandon R. Helms Misty P. Helms	22-50221	Continued hearing on Trustee's motion to dismiss (24)
		WOOD		
		-----		
18)	13	Robert L. Fisher, III	22-50245	2 <sup>nd</sup> continued status hearing on order overruling Trustee's objection to confirmation and denying motion to dismiss ( <u>13</u> , 9)
		WOOD		2 <sup>nd</sup> continued hearing on Trustee's motion for status hearing (17)
		-----		
19)	13	Kenneth L. Shook Pamela D. Shook	23-50062	Hearing on debtors' motion to substitute counsel and allow counsel to withdraw (24); Trustee's response (25)
		WOOD		
		-----		
20)	13	Cara R. Noblitt	23-50198	Hearing on Trustee's motion to dismiss (9)
		WOOD		
		-----		
21)	13	Erica J. Potter	19-50489	Hearing on Trustee's motion to dismiss (56)
		FLIPPIN		
		-----		
22)	13	William W. Caudill, Jr.	22-50078	3 <sup>rd</sup> continued hearing on Trustee's motion to dismiss (31)
		FLIPPIN KEENAN		2 <sup>nd</sup> continued hearing on motion for relief from stay [The Credit Union Loan Source, LLC] (35); debtor's response (36)
		-----		

23)	13	Shaen D. Waller	22-50082	Hearing on debtor's motion to sell property free and clear of liens ( <u>32</u> , <u>26</u> ); response [America Honda Finance Corporation] (34)
		FLIPPIN KEENAN		
		-----		
24)	13	Rebecca W. Carson	22-50140	Continued status hearing on bench order granting debtor's motion to modify plan (26)
		FLIPPIN		
		-----		
25)	13	Robert B. Putnam Shannon C. Putnam	22-50166	Hearing on motion for relief from stay [First Community Bank] (74); debtors' response (75)
		FLIPPIN BRUTON		
		-----		
26)	13	Jonathan L. Mathis Emma M. Jackson	22-50305	Hearing on Trustee's motion to dismiss (11)
		FLIPPIN		
		-----		
27)	13	Shanon L. Hamm	23-50118	Continued status hearing on bench order granting debtor's motion to modify plan (20)
		FLIPPIN		
		-----		
28)	13	Jason R. Gunter Tracy R. Gunter	23-50197	Hearing on debtors' motion to substitute collateral ( <u>16</u> , <u>15</u> ); response [Capital One Auto Finance] (17)
		FLIPPIN KEENAN		
		-----		

29)	13	Cody J. McLeod Mary A. McLeod	23-50209	Hearing on Trustee's motion to dismiss (11)
		FLIPPIN		
		-----		
30)	13	Billy B. Pack	23-50212	Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>14</u> , 2)
		FLIPPIN		
		-----		
31)	13	Lynn K. Phelps Tony R. Phelps	19-50667	Hearing on Trustee's motion to modify plan (48); debtors' response (49)
		GOURLEY		
		-----		
32)	13	Robert H. Whaley, IV Kendal A. Whaley	21-50075	Continued hearing on Trustee's motion to dismiss (51)
		GOURLEY		
		-----		
33)	13	Kellie L. Zimmerman	22-50213	Hearing on Trustee's motion to dismiss (28)
		GOURLEY		
		-----		
34)	13	Melissa L. Billadeau Austin M. Billadeau	22-50295	Continued hearing on Trustee's motion to dismiss (21)
		GOURLEY		
		-----		
35)	13	Crystal D. Moore Christopher F. Moore	23-50043	Hearing on Trustee's motion to modify plan (17); debtors' response (19)
		GOURLEY		
		-----		

36)	13	Tonda H. Brooks	23-50055	Status hearing on order granting debtor's motion to sell property free and clear of liens ( <u>39</u> , 35, 32)
-----	----	-----------------	----------	---

GOURLEY

-----

37)	13	Mary R. Burns	23-50097	Status hearing on order granting debtor's motion to sell property free and clear of liens ( <u>37</u> , 29)
-----	----	---------------	----------	---

Hearing on motion for relief from stay [Metropolitan Life Insurance Company] (28); debtor's response (31)

GOURLEY  
NAVE

-----

38)	13	William E. Fanton	23-50100	Hearing on Trustee's motion to dismiss (22)
-----	----	-------------------	----------	---

GOURLEY

-----

39)	13	Andrea L. Brooks	23-50103	Hearing on Trustee's motion to dismiss (16)
-----	----	------------------	----------	---

GOURLEY

-----

40)	13	Brenda L. Whitley	23-50108	Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>28</u> , 24, 23, 11)
-----	----	-------------------	----------	--

GOURLEY

-----

41)	13	Joseph F. Romano Melanie S. Romano	23-50211	Hearing on debtors' objection to claim no. 1 ( <u>17</u> , <u>15</u> )
-----	----	---------------------------------------	----------	--

Hearing on debtors' objection to claim no. 2 (16)

GOURLEY

-----

42)	13	Justin M. Walton Ashley K. Walton	23-50232	Hearing on objection to confirmation of plan [PBR Rentals, LLC] ( <u>11</u> , 9)
-----	----	--------------------------------------	----------	---

GOURLEY  
VAUGHAN

-----

**11:00 a.m.**

- 43) 7 Daniel O. Honeycutt, Jr. 23-50182 Hearing on Trustee's objection to exemptions (42)
- PRO SE  
TAYLOR, TR.
- 
- 44) 7 James R. Robustelli 23-50207 Reaffirmation hearing (10, 9)
- GOURLEY  
SUMMERLIN, TR.
- 
- 45) 7 Ricky W. Watson 22-50148 3<sup>rd</sup> continued hearing on Trustee's motion to sell property free and clear of liens and motion to turnover (41, 27); response [Travis Lingerfelt] (29); Trustee's reply and motion to strike (42, 31); debtors' response (32); Trustee's brief (33)
- Dorothy R. Watson
- HAMBY  
SUMMERLIN, TR.  
JOHNSON
- 
- 46) 7 Mirsada Omanovic 23-50068 Hearing on debtor's motion to convert case to Chapter 13 (22); Trustee's response (26)
- FLIPPIN  
SUMMERLIN, TR.
- 
- 47) 7 Christy B. Stanley 23-50122 Hearing on debtor's motion to convert case to Chapter 13 (17); Trustee's response (19)
- FLIPPIN  
SUMMERLIN, TR.
-

48)	11	Grayson O Company	23-50124	Continued hearing on confirmation of Chapter 11 Subchapter V plan ( <u>65</u> , <u>64</u> ); objection [Newtek Small Business Finance, LLC] (83)
				Continued hearing on motion for relief from stay [Ford Motor Credit Company LLC] (71); debtor's response (74)

WRIGHT  
PETTIT  
KEENAN  
MARTIN, TR.

-----

49)	11	Grayson Real Estate, LLC	23-50125	Status hearing on order granting debtor's motion to sell property free and clear of liens ( <u>40</u> , 31)
				Hearing on motion to determine single asset real estate and require payment of interest [Newtek Small Business Finance, LLC] (63); debtor's response (64)
				Hearing on debtor's motion to sell property free and clear of liens (66)

WRIGHT  
PETTIT

-----

\*\*\*\*\*

***NO COURT***

\*\*\*\*\*

**Laura T. Beyer, Judge Presiding**

**There Are No Hearings Scheduled For**

**October 30 – November 2, 2023**

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