

**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

*The U.S. Bankruptcy Court will be closed  
Friday, November 10, 2023  
for Veterans Day*

---

\*\*\*\*\*

**11-7-2023**

\*\*\*\*\*

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

**Laura Turner Beyer, Judge Presiding**

**TUESDAY, NOVEMBER 7, 2023**

***Jenny P. Holman, Trustee***

**9:30 a.m.**

- |           |    |                         |          |  |
|-----------|----|-------------------------|----------|--|
| 1)        | 13 | Robert J. Swierski      | 23-30425 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>21</u> , 10) |
| DALRYMPLE |    |                         |          |  |
| -----     |    |                         |          |  |
| 2)        | 13 | Thomas C. Robinson, III | 23-30449 | Hearing on court order to appear and show cause ( <u>22</u> , 19, 15, 11)                      |
| DALRYMPLE |    |                         |          |  |
| -----     |    |                         |          |  |

|    |    |                    |          |   |
|----|----|--------------------|----------|---|
| 3) | 13 | Jeffrey R. Seabury | 23-30553 | Hearing on motion to determine applicability of the automatic stay or, in the alternative, objection to confirmation of plan [Old North Capital Investments, LLC] ( <u>23</u> , 19, 13) |
|----|----|--------------------|----------|---|

DALRYMPLE  
BUNDA

-----

|    |    |                      |          |  |
|----|----|----------------------|----------|--|
| 4) | 13 | Cynthia A. Moorehead | 18-31510 | Continued hearing on motion for relief from stay [U.S. Bank Trust National Association] (29); debtor's response (30) |
|----|----|----------------------|----------|--|

DUNCAN  
NAVE

-----

|    |    |                               |          |  |
|----|----|-------------------------------|----------|--|
| 5) | 13 | Luis Y. Gil<br>Cynthia A. Gil | 10-31191 | Hearing on debtors' motion for payment of unclaimed dividends (93) |
|----|----|-------------------------------|----------|--|

SCHWILM

-----

|    |    |               |          |  |
|----|----|---------------|----------|--|
| 6) | 13 | Pama J. Smith | 12-32759 | Hearing on debtor's motion for payment of unclaimed dividends (44) |
|----|----|---------------|----------|--|

SCHWILM

-----

|    |    |                   |          |  |
|----|----|-------------------|----------|--|
| 7) | 13 | Michael C. Bowser | 21-30289 | Hearing on Trustee's motion to dismiss or modify plan (66) |
|----|----|-------------------|----------|--|

PRO SE

-----

|    |    |                   |          |  |
|----|----|-------------------|----------|--|
| 8) | 13 | Marvin L. Pickett | 23-30156 | Hearing on Trustee's motion to dismiss or modify plan (50) |
|----|----|-------------------|----------|--|

PRO SE

-----

|     |    |                                    |          |  |
|-----|----|------------------------------------|----------|--|
| 9)  | 13 | Bryan Drummond                     | 23-30418 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>60</u> , 46, 13)     |
|     |    | PRO SE                             |          |  |
|     |    | -----                              |          |  |
| 10) | 13 | Sergey V. Kholod<br>Anna P. Kholod | 23-30511 | Continued hearing on objection to confirmation of plan [Ashley and Charles Perez] ( <u>15</u> , 7)     |
|     |    | PRO SE/JOHNSON<br>CULP             |          |  |
|     |    | -----                              |          |  |
| 11) | 13 | Rikqya McClure                     | 23-30525 | Status hearing on order granting debtor's motion to reconsider dismissal of case ( <u>45</u> , 33, 29) |
|     |    | PRO SE                             |          |  |
|     |    | -----                              |          |  |
| 12) | 13 | Tanya R. Rayford                   | 23-30631 | Hearing on court order to appear and show cause for dismissal of case ( <u>17</u> , 5, 1)              |
|     |    |                                    |          | Hearing on court order to appear and show cause for dismissal of case ( <u>19</u> , 5)                 |
|     |    | PRO SE                             |          |  |
|     |    | -----                              |          |  |
| 13) | 13 | Justin R. Morton                   | 23-30633 | Hearing on court order to appear and show cause for dismissal of case ( <u>18</u> , 14)                |
|     |    | PRO SE                             |          |  |
|     |    | -----                              |          |  |
| 14) | 13 | Amanda Battle                      | 23-30648 | Hearing on court order to appear and show cause for dismissal of case ( <u>30</u> , 1)                 |
|     |    | PRO SE                             |          |  |
|     |    | -----                              |          |  |

|     |    |                   |          |  |
|-----|----|-------------------|----------|--|
| 15) | 13 | Francis A. Adkins | 23-30681 | Hearing on court order to appear and show cause for dismissal of case ( <u>15</u> , 1) |
|-----|----|-------------------|----------|--|

PRO SE

-----

|     |    |                  |          |  |
|-----|----|------------------|----------|--|
| 16) | 13 | Collin T. Grooms | 23-30682 | Hearing on court order to appear and show cause for dismissal of case ( <u>16</u> , 1) |
|-----|----|------------------|----------|--|

PRO SE

-----

|     |    |                  |          |   |
|-----|----|------------------|----------|---|
| 17) | 13 | Alacia H. Brisco | 23-30712 | Hearing on court order to appear and show cause for dismissal of case ( <u>9</u> , 1) |
|-----|----|------------------|----------|---|

PRO SE

-----

|     |    |                    |          |   |
|-----|----|--------------------|----------|---|
| 18) | 13 | Fredrick L. Bowman | 23-30720 | Hearing on court order to appear and show cause for dismissal of case ( <u>9</u> , 1) |
|-----|----|--------------------|----------|---|

PRO SE

-----

**10:00 a.m.**

19) 13 Matthew McGee 18-31083 Continued compliance hearing on order granting Trustee's motion to turnover (54, 52)

LEZMAN

-----

20) 13 Jeffrey S. Beiser 18-31266 Status hearing on order granting debtor's motion to sell property (89, 74)

Hearing on application for compensation [Self-Help Credit Union] (77); Trustee's response (79)

LEZMAN  
PETTIT

-----

21) 13 Marisa R. Soublet 19-31589 Hearing on motion for relief from stay [US Bank Trust National Association] (52); debtor's response (53)

LEZMAN  
NAVE

-----

22) 13 Cary L. Miloni 20-30258 Hearing on debtor's motion to sell property (28, 27); Trustee's response (29)

LEZMAN

-----

23) 13 LaQuita N. McGinnis 22-30190 3<sup>rd</sup> continued hearing on Trustee's motion for review of status of plan (39)

LEZMAN

-----

|     |    |  |          |  |
|-----|----|--|----------|--|
| 24) | 13 | Shirley Adams                          | 22-30586 | Hearing on debtor's motion to approve settlement (16)  |
|     |    | LEZMAN                                 |          |  |
|     |    | -----                                  |          |  |
| 25) | 13 | Edward Palka, III<br>Kathleen M. Palka | 23-30009 | Hearing on Trustee's motion for determination of status of claims in confirmed plan (38); response [Lisa Fitzpatrick] (41)               |
|     |    | LEZMAN                                 |          |  |
|     |    | CULP                                   |          |  |
|     |    | -----                                  |          |  |
| 26) | 13 | Jasmine Jimenez                        | 23-30293 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss (24, 12)  |
|     |    | LEZMAN                                 |          |  |
|     |    | -----                                  |          |  |
| 27) | 13 | April D. Payne                         | 23-30413 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss (22, 11)  |
|     |    | LEZMAN                                 |          |  |
|     |    | -----                                  |          |  |
| 28) | 13 | Joya N. Kilcrest                       | 23-30538 | Hearing on motion for relief from stay [Progress Residential Borrower 2, LLC and Progress Residential, LLC] (14); debtor's response (17) |
|     |    | LEZMAN                                 |          |  |
|     |    | BARCO                                  |          |  |
|     |    | -----                                  |          |  |
| 29) | 13 | Omar R. Jones                          | 23-30665 | Hearing on court order to appear and show cause for dismissal of case (10, 1)  |
|     |    | LEZMAN                                 |          |  |
|     |    | -----                                  |          |  |

|     |    |                               |          |  |
|-----|----|-------------------------------|----------|--|
| 30) | 13 | Amidou Saba<br>Oneaka D. Saba | 23-30336 | Status hearing on order granting debtors'<br>motion to sell property ( <u>44</u> , 32)<br><br>Status hearing on order granting debtors'<br>motion to sell property ( <u>51</u> , 46) |
|-----|----|-------------------------------|----------|--|

CULP

-----

|     |    |                                 |          |   |
|-----|----|---------------------------------|----------|---|
| 31) | 13 | Larry E. Smith<br>Tina A. Smith | 23-30703 | Hearing on court order to appear and show<br>cause for dismissal of case ( <u>11</u> , 2) |
|-----|----|---------------------------------|----------|---|

DOWLESS

-----

|     |    |                  |          |  |
|-----|----|------------------|----------|--|
| 32) | 13 | Anthony J. Grier | 18-30555 | Continued hearing on debtor's motion to<br>sell property (140); response [U.S. Bank<br>National Association] (142) |
|-----|----|------------------|----------|--|

HANDS  
FLETCHER

-----

|     |    |                                       |          |  |
|-----|----|---------------------------------------|----------|--|
| 33) | 13 | Jeffrey M. Barbee<br>Jeanie C. Barbee | 19-30067 | Hearing on debtors' motion to modify<br>plan (40); Trustee's response (41) |
|-----|----|---------------------------------------|----------|--|

B. HAYES

-----

|     |    |                     |          |   |
|-----|----|---------------------|----------|---|
| 34) | 13 | Carolyn C. Caldwell | 23-30635 | Hearing on objection to confirmation of<br>plan [American Credit Acceptance, LLC]<br>( <u>15</u> , 2) |
|-----|----|---------------------|----------|---|

LANE  
LEACH

-----

|     |    |                                       |          |   |
|-----|----|---------------------------------------|----------|---|
| 35) | 13 | Elizabeth Del Cid<br>Jesus A. Del Cid | 22-30140 | 3 <sup>rd</sup> continued hearing on debtors' motion<br>to approve settlement and modify plan ( <u>73</u> ,<br><u>65</u> , <u>59</u> ); Trustee's response (71, 64) |
|-----|----|---------------------------------------|----------|---|

NEWMAN

-----

|     |    |                         |          |   |
|-----|----|-------------------------|----------|---|
| 36) | 13 | Micah Brooks            | 23-30577 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>9</u> , 3)  |
|     |    | PENNEBAKER              |          |   |
|     |    | -----                   |          |   |
| 37) | 13 | Richard A. Baumann, Jr. | 21-30683 | Hearing on debtor's motion to add creditor and setting bar date for proof of claim (29)   |
|     |    | GALLETTA                |          |   |
|     |    | -----                   |          |   |
| 38) | 13 | Antoinette S. Brainard  | 22-30656 | Hearing on Trustee's motion for determination of status of claims in confirmed plan (17); response [John & Sharon Hinds] (19)                       |
|     |    |                         |          | Hearing on motion to extend deadlines or, in the alternative, for relief from the automatic stay [John & Sharon Hinds] (22)                         |
|     |    | GALLETTA<br>CULP        |          |   |
|     |    | -----                   |          |   |
| 39) | 13 | Deborah L. Assad        | 20-30002 | Hearing on Trustee's motion in aid of disbursement and status (23); debtor's response (30, 27)  |
|     |    | LUTZ                    |          |   |
|     |    | -----                   |          |   |
| 40) | 13 | Christopher M. Prince   | 23-30409 | 4 <sup>th</sup> continued hearing on objection to confirmation of plan [Pentagon Federal Credit Union] ( <u>28</u> , 27, 2); debtor's response (37) |
|     |    | LUTZ<br>HOGAN           |          |   |
|     |    | -----                   |          |   |

**CONSENT ORDER CIRCULATING**



|          |    |                     |          |  |
|----------|----|---------------------|----------|--|
| 41)      | 13 | Cherylena A. Farley | 23-30616 | Hearing on debtor's motion for determination of status of claims ( <u>15</u> , <u>11</u> )     |
| NARDONE  |    |                     |          |  |
| -----    |    |                     |          |  |
| 42)      | 13 | Paul S. Putterman   | 23-30727 | Hearing on debtor's motion to exclude conduit payment (4)                                      |
| NARDONE  |    |                     |          |  |
| -----    |    |                     |          |  |
| 43)      | 13 | James A. Brown      | 23-30406 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>31</u> , 22) |
| BLOSSOM  |    |                     |          |  |
| -----    |    |                     |          |  |
| 44)      | 13 | Cortez S. Reeves    | 23-30444 | Hearing on Trustee's objection to confirmation of plan and motion to dismiss ( <u>18</u> , 11) |
| BLOSSOM  |    |                     |          |  |
| -----    |    |                     |          |  |
| 45)      | 13 | LaToya McCants      | 23-30627 | Hearing on court order to appear and show cause for dismissal of case ( <u>11</u> , 1)         |
| BLOSSOM  |    |                     |          |  |
| -----    |    |                     |          |  |
| 46)      | 13 | Todd E. Cronk       | 18-31335 | Continued hearing on debtor's motion to modify plan (48); response [Pam Riley] (52)            |
| C. HAYES |    |                     |          |  |
| CULP     |    |                     |          |  |
| -----    |    |                     |          |  |

47) 13 Kimberly J. Desimone 19-31328 Hearing on Trustee's motion to dismiss or modify plan (44)

C. HAYES

-----

48) 13 Tara Chappell-Green 23-30514 Hearing on debtor's objection to claim (18)

C. HAYES

-----

49) 13 Keisha Anderson 18-30399 2<sup>nd</sup> continued hearing on Trustee's motion to deem mortgage current or paid in full (37); debtor's response (41); response [NewRez LLC] (8/25/23 doc)

SHEEK  
NAVE

-----

50) 13 Takia C. Torrence 19-30422 Hearing on Trustee's motion to dismiss or modify plan (87)

SHEEK

-----

51) 13 Jeffrey L. Nash 22-30490 5<sup>th</sup> continued hearing on motion for relief from stay and co-debtor stay [U.S. Bank Trust National Association] (24); debtor's response (25)

Hearing on Trustee's motion to dismiss or modify plan (37)

SHEEK  
GOTTSEGEN

-----

52) 13 Carl L. Spady 23-30349 2<sup>nd</sup> continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (20, 17, 2)

SHEEK

-----

**10:30 a.m.**

53) 13 Tarty M. Ray

22-30273

Continued hearing on Trustee's motion for  
review of status of plan (28)

LOVE

-----

**11:00 a.m.**

54) 13 Richard M. Kanyinda 16-32077 Status hearing on order granting debtor's motion to sell real property (45, 41)

WHITE

-----

55) 13 Antoinette L. King 18-31870 Continued hearing on Trustee's motion to dismiss or modify plan (43)

Hearing on debtor's motion for hardship discharge (49)

WHITE

-----

56) 13 Dianne S. Boyd 20-30278 2<sup>nd</sup> continued hearing on motion to allow loan modification and for approval to execute and record subordinate claim agreement [Bank of America, N.A.] (70); Trustee's response (71)

WHITE  
HOGAN

-----

**MOTION WITHDRAWN**

**11:30 a.m.**

57) 13 Frederick E. Coleman 17-31420 Hearing on debtors' motion for payment  
Cassandra Whitaker-Coleman of unclaimed dividends (69)

CUMMINGS

-----

58) 13 Carlos A. Joniaux 19-30528 5<sup>th</sup> continued compliance hearing on order  
Natalia M. Arteaga granting Trustee's motion to turnover as to  
Credit First NA (88, 83)

CUMMINGS

-----

59) 13 Michelle G. Glover 19-31060 Hearing on debtor's motion to substitute  
collateral (65, 62)

CUMMINGS

-----

60) 13 Naida I. Roman 19-31379 6<sup>th</sup> continued hearing on debtors' motion  
Judith M. Cardona to incur debt (88, 83, 82, 81, 75); Trustee's  
response (84, 76)

5<sup>th</sup> continued status hearing on order  
approving reverse mortgage (105, 88, 81,  
75)

CUMMINGS

-----

61) 13 William S. Earl 21-30121 5<sup>th</sup> continued status hearing on order  
granting debtor's motion for moratorium  
(39, 35)

Hearing on debtor's motion to incur debt  
(55); Trustee's response (56)

CUMMINGS

-----

|     |    |                     |          |  |
|-----|----|---------------------|----------|--|
| 62) | 13 | Roy L. Johnson, Jr. | 21-30676 | 2 <sup>nd</sup> continued hearing on Trustee’s motion to dismiss or modify plan (40)<br><br>Hearing on debtor’s motion to modify plan (56) |
|-----|----|---------------------|----------|--|

CUMMINGS

-----

|     |    |                  |          |   |
|-----|----|------------------|----------|---|
| 63) | 13 | Gerald M. Wilson | 22-30620 | Hearing on motion to withdraw as attorney [Sandra U. Cummings] (23) |
|-----|----|------------------|----------|---|

CUMMINGS

-----

|     |    |                         |          |   |
|-----|----|-------------------------|----------|---|
| 64) | 13 | Wilbert R. McGowan, Jr. | 23-30501 | 2 <sup>nd</sup> continued hearing on debtor’s motion to extend automatic stay (8) |
|-----|----|-------------------------|----------|---|

CUMMINGS

-----

**2:00 p.m.**

65) 13 Brian D. Whitmire 20-30065 Hearing on Trustee's motion to modify plan (39); debtor's response (42)

CROW

-----

66) 13 Johnnie L. Sellers, Jr. 19-30358 Hearing on debtors' motion to rescind contract and disallow claim (49)  
Taryn R. Sellers

PLANER

-----

67) 13 Elizabeth G. Morrell 20-30927 Hearing on debtor's motion to reconsider order (43, 41, 38)

PLANER

-----

68) 13 Cindy D. Hagans 21-30253 Hearing on application for compensation [Geoffrey A. Planer] (49); Trustee's response (50)

PLANER

-----

69) 13 Jimmy L. Stone 23-30379 Hearing on motion for enlargement of time to file proof of claim [Founders Federal Credit Union] (15)

PLANER  
PETKOFF

-----

**2:30 p.m.**

70) 13 Carla Courtney-Huntley 23-30404 Hearing on Trustee's objection to  
confirmation of plan and motion to  
dismiss (15, 2)

**PREVOST**

-----



\*\*\*\*\*

11-8-2023

\*\*\*\*\*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

Laura Turner Beyer, Judge Presiding

WEDNESDAY, NOVEMBER 8, 2023

9:30 a.m.

- |  |    |                       |          |   |
|--|----|-----------------------|----------|---|
| 1)                                     | 11 | Kent Seitz, MD, PA    | 23-30391 | Continued hearing on confirmation of Chapter 11 Subchapter V plan ( <u>58</u> , <u>55</u> )<br><br>Continued hearing on debtor's motion to continue confirmation hearing, extend the deadlines for transmitting the plan, file acceptances or rejections of the plan and objections to confirmation of the plan (62)  |
| <br>BLOSSOM<br>HAYES, TR.<br><br>----- |    |                       |          |   |
| 2)                                     | 11 | Tantum Companies, LLC | 23-30407 | 4 <sup>th</sup> continued hearing on debtors' motion for interim order (I) authorizing the debtors to obtain postpetition financing, (II) to use cash collateral, and (III) scheduling a final hearing under Bankruptcy Rule 4001(b), and (IV) granting related relief (88, 30, <u>14</u> )<br><br>4 <sup>th</sup> continued hearing on debtors' motion for entry of interim and final orders authorizing the debtors to pay prepetition wages, compensation, employee benefits and other associated obligations (97, 71, 31, <u>15</u> )<br><br>Hearing on debtor's motion to extend deadline for assuming or rejecting unexpired leases of nonresidential real property (138) |

Hearing on motion for an order compelling the immediate payment of accrued post-petition rent and allowing and directing the immediate payment of its administrative expense claim [Primax Properties, LLC] (151); debtor's response (162)

Hearing on debtor's motion to extend the exclusivity period (155)

COX/WINER  
CAPITANO

-----

3) 11 Eager Beaver LLC 23-30405

Hearing on confirmation of Chapter 11 Subchapter V plan (27, 26)

C. HAYES  
BOWERS, TR.

-----

4) 11 Lets Talk Interactive, Inc. 23-30655

Hearing on court order setting Subchapter V status conference (9); debtor's pre-status report (48)

Hearing on debtor's motion to approve security retainer [Essex Richards, PA] (45)

Hearing on debtor's motion for authority to grant adequate protection (49)

WOODMAN/WALLACE  
MARTINEZ, TR.

-----

5) 11 Verde Building Solutions, 23-30704 2<sup>nd</sup> continued hearing on debtor's motion  
Inc. for entry of an order (I) authorizing  
maintenance of existing bank accounts and  
cash management system, and (II)  
authorizing continued use of existing  
business forms (2); response [Carter  
Lumber of the South, Inc.] (19)

Hearing on debtor's motion to use cash  
collateral (26)

WOODMAN  
BROWN, TR.  
WU-WHITE

-----

\*\*\*\*\*

***NO COURT***

\*\*\*\*\*

**Laura T. Beyer, Judge Presiding**

**There Are No Hearings Scheduled For**

**November 6 or 9, 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.**