

**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

9-10-2024

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

Laura Turner Beyer, Judge Presiding

TUESDAY, SEPTEMBER 10, 2024

Jenny P. Holman, Trustee

9:30 a.m.

- | | | | | |
|----|----|-------------------|----------|---|
| 1) | 13 | Gregory A. Gibson | 20-30329 | Hearing on debtor's motion to set aside dismissal of case (<u>73</u> , 71) |
|----|----|-------------------|----------|---|

DALRYMPLE

- | | | | | |
|----|----|---------------|----------|--|
| 2) | 13 | Morgyn Romine | 22-30223 | Hearing on debtor's motion to sell property (16); response [Santander Consumer USA Inc.] (17); Trustee's response (18) |
|----|----|---------------|----------|--|

DALRYMPLE
LEACH

- | | | | | |
|----|----|--------------------------------------|----------|--|
| 3) | 13 | Timothy E. Young
Cortney S. Young | 24-30224 | 2 nd continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (<u>21</u> , 15) |
|----|----|--------------------------------------|----------|--|

DALRYMPLE

4) 13 Pama J. Smith 12-32759 Continued hearing on debtor's motion for payment of unclaimed dividends (50)

SCHWILM

5) 13 Marlena A. Brooks 24-30449 Hearing on court order to appear and show cause (45, 35)

PRO SE

6) 13 Alexander Cruz 24-30656 Hearing on debtor's motion to extend automatic stay (18); Trustee's response (24)

Hearing on court order to appear and show cause for dismissal of case (19, 1); debtor's response (23)

PRO SE

7) 13 Joy White 24-30580 Hearing on debtor's motion to enforce automatic stay (37); response [Meck Homes LLC] (45)

PENNEBAKER
VONNEGUT

10:00 a.m.

- | | | | | |
|-----|----|---|----------|--|
| 8) | 13 | Johnnie L. Krider | 19-30331 | Continued hearing on motion for relief from stay and co-debtor stay or in the alternative for adequate protection [The Bank of New York Mellon] (45); debtor's response (49) |
| | | LEZMAN
HARRIS | | |
| | | ----- | | |
| 9) | 13 | Shikara L. Brown | 23-30890 | Continued hearing on motion for relief from stay [Nationstar Mortgage LLC] (24); debtor's response (25) |
| | | LEZMAN
MCKEE | | |
| | | ----- | | |
| 10) | 13 | Tony C. Van Dyke
Shannon C. Van Dyke | 24-30349 | Hearing on objection to confirmation of plan [Lendmark Financial Services, LLC] (<u>17</u> , 11, 5) |
| | | LEZMAN
GREEN | | |
| | | ----- | | |
| 11) | 13 | Niki Y. Pascual | 24-30409 | Hearing on motion for relief from stay [AF Title Co.] (22); debtor's response (23) |
| | | LEZMAN
KEENAN | | |
| | | ----- | | |
| 12) | 13 | Theresa F. Bigwood | 24-30427 | Hearing on objection to confirmation of plan [Denis Bigwood and the Denis J. Bigwood Revocable Trust] (<u>30</u> , 19) |
| | | LEZMAN
KANAKIS | | |
| | | ----- | | |

13)	13	Michael D. Rourke	24-30582	Hearing on court order to appear and show cause for dismissal of case (<u>10</u> , 6)
		LEZMAN		

14)	13	Frederick F. Gilmore	24-30585	Hearing on court order to appear and show cause for dismissal of case (<u>11</u> , 6)
		LEZMAN		

15)	13	Dormingko M. Bell	24-30664	Hearing on court order to appear and show cause for dismissal of case (<u>8</u> , 1)
		LEZMAN		

16)	13	Corbett T. Brown Jessica L. Brown	23-30755	Hearing on debtors' motion to modify plan (28); Trustee's response (29)
		BRANNEN		

17)	13	Carolyn C. Caldwell	24-30665	Hearing on court order to appear and show cause for dismissal of case (<u>6</u> , 1)
		LANE		

18)	13	Tamela A. Parker	24-30421	Hearing on motion to confirm termination or absence of stay [Unifour Financial Services, LLC] (43); debtor's response (51)
				Hearing on debtor's motion to extend or impose stay (51)
		PENNEBAKER SUMMERLIN		

19) 13 James A. McConnell 17-31829 Hearing on debtors' motion to approve
Gwendolyn Locklear settlement (74); Trustee's response (76)

Y. TAYLOR

20) 13 Paul A. D'Amico 19-31047 7th continued status hearing on order
Nicole J. D'Amico granting debtors' motion for aid of
administration (86, 82)

CULP

21) 13 Heather A. Rains 21-30452 3rd continued hearing on Trustee's motion
to dismiss or modify plan (51)

CULP

CONTINUED TO 9/24/24 AT 2:30 PM

22) 13 Vernail C. Moulden 23-30809 Hearing on debtor's motion to modify
plan (20); Trustee's response (23); debtor's
reply (24)

NARDONE

23) 13 Micah B. Forrest 24-30201 3rd continued hearing on Trustee's
Sheena M. Forrest objection to confirmation of plan and
motion to dismiss (17, 14, 7)

NARDONE

24) 13 JaNaya N. Rendleman 20-30176 Hearing on Trustee's motion to dismiss or
modify plan (56)

Hearing on debtor's motion to modify
plan (58); Trustee's response (59)

OPOKU-MENSAH

25) 13 Gwendolyn E. Dodson 24-30436 Hearing on debtor's motion to set value of property (17)

OPOKU-MENSAH

26) 13 Anthony J. Grier 18-30555 Hearing on motion for relief from stay [PHH Mortgage Corporation] (167); debtor's response (168)

HANDS
HARRIS

27) 13 Tosha L. Breland 20-31032 Hearing on debtor's motion for voluntary dismissal of case (46)

HANDS

28) 13 Parth Patel 21-30353 Continued hearing on Trustee's motion for review (25)

HANDS/DALRYMPLE

29) 13 Duncan C. Gray 24-30450 Hearing on Trustee's objection to confirmation of plan and motion to dismiss (11, 2)

HANDS

30) 13 John W. Jones, Jr. 20-30073 2nd continued status hearing on order granting debtor's motion to sell property free and clear of liens (60, 54)

BLOSSOM

31)	13	James C. Kelly Marilyn C. Kelly	20-30384	Status hearing on order granting debtors' motion to modify plan (<u>37</u> , 32)
-----	----	------------------------------------	----------	--

BLOSSOM

32)	13	Valerie D. Padgett David E. Padgett	21-30471	6 th continued hearing on Trustee's motion to dismiss or modify plan (62, 58, 53, <u>43</u>)
-----	----	--	----------	---

Hearing on debtors' motion to modify
plan (64)

BLOSSOM

33)	13	Frances E. Platt	22-30184	4 th continued hearing on debtor's objection to claim (53); response [Silver Creek Capital, LLC] (55)
-----	----	------------------	----------	--

3rd continued hearing on Trustee's motion
to dismiss or modify plan (68, 50)

BLOSSOM

BAKER

34)	13	Yolanda Tucker-Hunter	24-30142	Continued hearing on motion to dismiss case [USA/IRS] (20)
-----	----	-----------------------	----------	---

BLOSSOM

WARREN

35)	13	Jose' Wilkins Pamela Wilkins	19-31423	Hearing on application for compensation [Kimberly Sheek] (135)
-----	----	---------------------------------	----------	---

Hearing on debtors' motion for sanctions
for creditor misconduct (139)

SHEEK

36)	13	Melinda L. Williams	22-30508	Hearing on debtor's motion to approve settlement and motion for hardship discharge (53); Trustee's responses (57)
		SHEEK		

37)	13	Jesse L. Stevens, Jr. Krystal D. Stevens	23-30185	Hearing on motion for relief from stay [U.S. Bank National Association] (65); debtors' response (67)
		SHEEK		
		MCKEE		

38)	13	Kinanda R. Payne	23-30759	Status hearing on order granting debtor's motion to modify plan and plan payment moratorium (<u>22</u> , 18)
		SHEEK		

39)	13	Mark M. Blair	24-30132	Hearing on motion to dismiss case [USA/IRS] (40)
		SHEEK		
		WARREN		

40)	13	Christopher R. Coker	24-30175	Hearing on Trustee's objection to confirmation of plan and motion to dismiss (<u>12</u> , <u>11</u> , 3)
		SHEEK		

41)	13	Charles N. Kennedy	24-30308	Continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (<u>21</u> , 12)
		SHEEK		

CONTINUED TO 10/8/24

42)	13	Isaiah H. Bannister	24-30383	Hearing on debtor's objection to claim (29)
		SHEEK		

43)	13	Douglas Mungin	24-30667	Hearing on court order to appear and show cause for dismissal of case (<u>9</u> 1)
-----	----	----------------	----------	---

SHEEK

44)	13	Amanda Battle	24-30692	Hearing on debtor's motion to extend automatic stay (8)
-----	----	---------------	----------	---

SHEEK

10:30 a.m.

45)	Adv	Tarty M. Ray	24-3012	Hearing on plaintiff's motion to approve
		v.	Ch 13	settlement (<u>8</u> , 6)
		Select Portfolio Servicing,	22-30273	
		Inc.		

LOVE
PRO SE

11:00 a.m.

46)	13	Jeffrey C. Johnson	19-30192	Continued hearing on debtor's motion for entry of discharge and certification regarding plan completion (<u>72</u> , 70, <u>67</u> , <u>60</u>)
-----	----	--------------------	----------	---

WHITE

47)	13	Hattie L. Granger	23-30513	4 th continued status hearing on order granting debtor's motion to modify plan (<u>34</u> , <u>30</u> , <u>24</u> , 18)
-----	----	-------------------	----------	---

WHITE

48)	13	Foxton T. Lewyn	24-30173	2 nd continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (<u>22</u> , 14); joinder [Andrew Strain] (24); debtor's response (25)
-----	----	-----------------	----------	--

WHITE
CORDES

11:30 a.m.

49) 13 Teresa W. Johnson 17-30955 2nd continued hearing on debtor's motion to reconsider dismissal of case (100, 97); Trustee's response (101)

BEST

50) 13 Joel M. Cooper 17-31007 2nd continued hearing on debtor's objection to claim (90)

BEST

51) 13 Durwin A. Brannon, Sr. 18-31581 3rd continued hearing on debtor's motion to reconsider dismissal of case (114, 112); Trustee's response (115)

BEST

52) 13 Kathie L. Crump 19-30542 Hearing on debtor's motion for hardship discharge (90)

BEST

53) 13 Laura A. Williams 20-30041 2nd continued hearing on motion for relief from stay [J.P. Morgan Mortgage Acquisition Corp.) (89); debtor's response (91)

BEST
MCKEE

54) 13 Cindy A. Curry 22-30482 4th continued hearing on Trustee's motion for review of status of plan (30)

BEST

55)	13	Arthur L. Ketcham, Jr.	23-30075	Continued hearing on Trustee's motion for review of status of plan (38)
-----	----	------------------------	----------	---

BEST

2:00 p.m.

56)	13	Christopher S. Wren Lisa M. Wren	18-30853	Hearing on debtors' motion to reconsider dismissal of case (<u>80</u> , 78)
-----	----	-------------------------------------	----------	--

CROW

57)	13	Ronald F. Williams Kimberly D. Williams	19-31580	Hearing on debtors' motion to amend exemption elections (58); Trustee's response (59)
-----	----	--	----------	---

CROW

58)	13	Marc Hubbard	24-30302	3 rd continued hearing on Trustee's objection to confirmation of plan and motion to dismiss (69, <u>36</u> , 32, 17)
-----	----	--------------	----------	---

CROW

59)	13	Deloris N. Brandon	18-30848	Hearing on debtor's motion to be excused from executing the 1328 certification and from completing financial management course (75)
-----	----	--------------------	----------	---

PLANER

60)	13	Kimberly I. Whisnant	18-31707	Hearing on debtor's motion to disburse funds held by Trustee (74); Trustee's response (75)
-----	----	----------------------	----------	--

PLANER

61)	13	Justin D. Mixter Danielle M. Mixter	20-30365	Hearing on Trustee's objection to claim (39); debtors' response (40)
-----	----	--	----------	--

PLANER

62) 13 Leon J. Cunningham 20-30502 3rd continued hearing on motion for relief from stay [The Bank of New York Mellon] (54); debtor's response (55)

PLANER
NAVE

63) 13 Thomas J. Hall, Jr. 20-30685 Hearing on debtor's motion for hardship withdrawal from retirement funds (35); Trustee's response (38)

PLANER

64) 13 Joseph W. Sutton, Jr.
Lori A. Sutton 24-30439 Hearing on objection to confirmation of plan [Newtek Small Business Finance, LLC] (17, 2)

PLANER
PETTIT

65) 13 Jason E. Kraus 24-30499 Hearing on objection to confirmation of plan [Fifth Third Bank, National Association] (30, 26, 19)

Hearing on objection to confirmation of plan [Heritage Building Group] (35, 33, 26, 19)

PLANER
HEDRICK
LOVE

BOTH MATTERS CONTINUED TO 9/24/24

66) 13 Anna W. Koontz 24-30590 Hearing on debtor's motion to exclude conduit payment (8); Trustee's response (10)

PLANER

67)	13	Charles K. Turrentine	23-30292	Hearing on Trustee's motion to dismiss or modify plan (30)
-----	----	-----------------------	----------	--

C. HAYES

2:30 p.m.

68)	13	Matthew P. Webb Megan A. Webb	22-30440	Continued hearing on motion for relief from stay [Home Credit Corporation] (39); debtors' response (40)
-----	----	----------------------------------	----------	---

**PREVOST
HILL**

9-11-2024

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Laura Turner Beyer, Judge Presiding

WEDNESDAY, SEPTEMBER 11, 2024

9:30 a.m.

- | | | | | |
|----|----|-----------------------|----------|---|
| 1) | 11 | Tantum Companies, LLC | 23-30407 | <p>18th continued hearing on debtor's 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 (217, 207, 187, 88, 30, <u>14</u>)</p> <p>12th continued status hearing on order granting debtor's motion to extend the exclusivity period (<u>198</u>, 155)</p> <p>12th continued status hearing on order granting debtor's motion seeking interim order (I) authorizing the debtor to obtain new postpetition financing, (II) scheduling a final hearing, and (III) granting related relief (<u>201</u>, 170)</p> <p>11th continued hearing on debtor's Chapter 11 disclosure statement (215, <u>214</u>); objection [Official Committee of Unsecured Creditors] (250)</p> <p>5th continued hearing on motion to convert to Chapter 7 or dismiss case [Bankruptcy Administrator] (284); debtor's response (293)</p> <p>3rd continued hearing on debtor's motion for entry of an order (I) conditionally approving the disclosure statement, as amended, and (II) consolidating the hearings on final approval of the</p> |
|----|----|-----------------------|----------|---|

disclosure statement and confirmation of the amended plan (317)

COX/WINER
ABEL
HOUSTON

- | | | | | |
|----|----|--------------------------------|----------|--|
| 2) | 11 | Gregory Trucking Company, Inc. | 23-50352 | <p>5th continued hearing on motion to convert case to Chapter 7 [Bankruptcy Administrator] (57); Trustee's response (64); joinder in motion to convert [Thomas Forbes, personal representative of the estate of George J. Forbes] (90)</p> <p>4th continued hearing on confirmation of Chapter 11 Subchapter V plan (66, <u>65</u>); objection [Thomas Forbes, personal representative of the estate of George J. Forbes] (75)</p> <p>3rd continued hearing on expedited motion for an order continuing confirmation hearing, authorizing discovery, and establishing a pretrial schedule [Thomas Forbes, personal representative of the estate of George J. Forbes] (83); debtor's response (85)</p> |
|----|----|--------------------------------|----------|--|

JOHNSON
BROWN, TR.
ABEL
BRUCKMANN

- | | | | | |
|----|----|---------------------------|----------|--|
| 3) | 11 | The Optimus Building, LLC | 23-30866 | <p>5th continued hearing on debtor's motion for (I) an interim order authorizing post-petition financing and scheduling final hearings and (II) a final order authorizing post-petition financing on a final basis (103, 92, <u>64</u>)</p> <p>3rd continued hearing on confirmation of Chapter 11 plan (93, <u>66</u>); objection [Truist Bank] (110); objection [Bankruptcy Administrator] (121)</p> <p>Continued hearing on motion to appoint Chapter 11 Trustee [Truist Bank] (122);</p> |
|----|----|---------------------------|----------|--|

debtor's response (126); response
[Bankruptcy Administrator] (128)

Hearing on motion to dismiss case
[Bankruptcy Administrator] (129)

LANIK
LIVERMON
ABEL

- 4) 11 Grayson Real Estate, LLC 23-50125 2nd continued hearing on objection to
order granting debtor's motion to approve
final distributions [WBJM, LLC] (177, 173)

WRIGHT
TAYLOR

- 5) 11 Alex W. Delpheche 24-30356 Hearing on confirmation of Chapter 11
Cortina S. Delpheche Subchapter V plan (62, 61); objection
[BMW Bank of North America] (80);
objection [PNC Bank, National
Association] (84); objection [M&T Bank]
(85)

WOODMAN
BROWN, TR.
KEENAN
VONNEGUT

CONTINUED TO 10/23/24

- 6) 11 Resident Research, LLC 24-30533 2nd continued hearing on debtor's
emergency motion to use cash collateral
(45, 28, 11)

WOODMAN
MARTINEZ, TR.

NO COURT

Laura Turner Beyer, Judge Presiding

There Are No Hearings Scheduled For

September 9, 12, or 13, 2024

**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.**