

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

The telephone number for the
United States Bankruptcy Court:
704-350-7500

7-13-2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Laura T. Beyer, Judge Presiding

TUESDAY, JULY 13, 2021

Warren L. Tadlock, Trustee

ALL HEARINGS SCHEDULED FOR JULY 13, 2021 IN CHARLOTTE 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 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, 10:00 and 10:30 calendar should call in between 9:15 and 9:30. The court will lock the phone line at 9:30 to avoid disruption.

The court will recess at 10:45 to allow parties with cases on the 11:00 and 11:30 calendar to call in between 10:45 and 11:00. The court will lock the phone line at 11:00.

All parties with cases on the 2:00 calendar should call in between 1:45 and 2:00. The phone line will be locked at 2:00.

The dial-in numbers for July 13, 2021 are:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 2871#

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 or speaker phones. When all 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 this causes a disruption on the phone line and in court.

Please contact chambers at 704-350-7575 or email beyer_hearings@ncwb.uscourts.gov if you have any questions.

9:30 a.m.

- 1) 13 Theodore M. Dittman 18-31872 Hearing on debtors' motion to incur debt, modify plan and purchase real property (42)
Denise R. Dittman

GROSHON

- 2) 13 Bryan J. Cohen 15-30450 3rd continued status hearing on order granting debtors' motion for moratorium (90, 89, 87, 79, 77)
Nina R. Cohen

2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (75)

DALRYMPLE

- 3) 13 Jonathan W. White 20-30260 3rd continued status hearing on order granting debtors' motion for moratorium (34, 31, 30, 27, 26)
Holly A. White

DALRYMPLE

- 4) 13 Christopher I. Farris 15-31872 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (84, 78)

DUNCAN

5) 13 Wallace R. Herring, Jr. 16-30113 Hearing on debtor's motion to modify plan (71)

DUNCAN

6) 13 Kimberly E. Dupuis 18-30244 Hearing on Trustee's motion to dismiss or modify plan for plan duration (31)

Hearing on debtor's objection to notice of mortgage payment change (32, 4/27/21 doc); response [Wells Fargo Bank, N.A.] (34)

DUNCAN
JONAS

7) 13 Jimmy L. Sweat, Jr. 19-30049 2nd continued hearing on motion for relief from stay and co-debtor stay [UMB Bank, National Association] (44, 37); debtor's response (46, 38)

DUNCAN
BAKER

8) 13 Carlos A. Joniaux
Natalia M. Arteaga 19-30528 Hearing on Trustee's motion for review (47)

CUMMINGS

9) 13 Nia S. Harmon 17-31030 Continued hearing on debtor's objection to notice of mortgage payment change (93, 90, 5/4/21 doc); response [MidFirst Bank] (98)

PRO SE
JONAS

10) 13 Benny J. Creed, Jr. 18-30050 4th continued hearing on Trustee's motion to dismiss or modify plan for payment default (53, 46)
Suzanne E. Creed

PRO SE

11) 13 Keith G. Harmon, Jr. 18-30687 Hearing on Trustee's motion to dismiss or modify plan (104)

PRO SE

12) 13 Charles R. Sears, Jr. 21-30274 2nd continued hearing on court order to appear and show cause for dismissal of case (30, 25, 11, 4)

2nd continued hearing on court order to appear and show cause for dismissal of case (30, 25, 18, 1)

PRO SE

CASE DISMISSED

13) 13 Jean Y. Green, Ms. 21-30348 Continued hearing on court order to appear and show cause for dismissal of case (22, 6, 1)

Hearing on court order to appear and show cause for dismissal of case (19, 1)

PRO SE

10:00 a.m.

14) 13 Jessie S. Ford 17-30898 Hearing on motion for relief from stay and co-debtor stay [Wedgewood North Homeowners Association, Inc.] (89); debtor's response (91)

LEZMAN
SELLERS

15) 13 Penelope B. Withrow 19-31272 3rd continued hearing on motion for relief from stay [U.S. Bank National Association] (23); debtor's response (24)

LEZMAN
JONAS

CASE DISMISSED

16) 13 James T. Whiteman, III 19-31260 Hearing on debtor's motion to modify plan and add post-petition claim for 2020 income tax debt (18)

CULP

17) 13 David A. Boyd
Shelia O. Boyd 19-31506 Continued status hearing on order granting debtors' motion to modify plan (64, 50)

DOWLESS

18) 13 Timothy D. Thieme 16-31979 Continued hearing on Trustee's motion for review (32)

PLANER

19) 13 Frank V. Genco 17-32050 Hearing on Trustee's motion to dismiss or modify plan (52)

CARTER

CASE DISMISSED

20) 13 Davy A. Riddle 19-30314 Continued hearing on Trustee's motion for review (43)

CARTER

21) 13 Susan B. DeLong 16-31552 Hearing on Trustee's motion to dismiss or modify plan for payment default (33)

SAFFA

22) 13 Scott A. Luc 18-30576 Hearing on Trustee's motion for review of status of plan (25)
Pamela M. Luc

SAFFA

23) 13 Anthony J. Grier 18-30555 Continued hearing on motion for relief from stay [PHH Mortgage Corporation] (83); debtor's response (85)

HANDS
VINING

24) 13 April J. Tucker 18-31737 Continued hearing on debtor's motion to modify plan (18); Trustee's response (19)

HANDS

25) 13 Chalana K. Parker 18-31739 Hearing on debtor's motion to sell property free and clear of liens (49)

HANDS

26) Adv Jamica D. Jones 20-3068 3rd continued pre-trial conference (6, 4)
Nathaniel L. Jones Ch 13
v. 17-31531
Stratford Pond HOA

HANDS
MORETZ

27) 13 Matthew T. Michelow 19-30154 3rd continued status hearing on order
Elizabeth O. Michelow granting debtors' motion for moratorium
(36, 32, 30, 26, 25)

PENNEBAKER

28) 13 James A. Lowe 19-30298 Status hearing on order granting debtor's
motion to sell real estate free and clear of
liens (55, 52)

PENNEBAKER

29) 13 Sonya A. Black 19-30447 Hearing on debtor's motion for
moratorium (33); Trustee's response (35)

PENNEBAKER

30) 13 Robert L. Strange, Jr. 19-31555 2nd continued hearing on motion for relief
from stay and co-debtor stay [Carrington
Mortgage Services, LLC] (24); debtor's
response (25)

PENNEBAKER
VINING

31) 13 Joy L. Shears 16-31170 Continued status hearing on order
granting debtor's motion to sell property
free and clear of liens (52, 43)

BLOSSOM

32) 13 Erica E. Bellamy 16-32070 Hearing on debtor's motion to sell property free and clear of liens (40)

BLOSSOM

33) 13 Shonnel Cole 17-30667 Status hearing on order granting debtor's motion to sell property (106, 103)

BLOSSOM

34) 13 Rebecca L. Huntley 19-30040 Continued status hearing on order granting debtor's motion to modify plan (32, 29, 25)

Hearing on Trustee's motion to dismiss or modify plan for payment default (19)

BLOSSOM

35) 13 Randy Santiago
Gloria M. Mendez 19-31050 Status hearing on order granting debtors' motion to sell real property (60, 57)

BLOSSOM

36) 13 Sanders A. Gabriel 21-30138 Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (30, 22, 18, 15)

BLOSSOM

37) 13 Dwayne M. Phillips 16-31251 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (124)

SHEEK

38) 13 Lorinza Harrington, Jr. 18-31460 Hearing on motion for relief from stay [Old Stone Crossing at Caldwell Creek Property Owners Association, Inc.] (79, 75); debtor's response (80, 77)

SHEEK
SELLERS

39) 13 Kelvin McCray 18-31555 7th continued status hearing on order granting debtor's motion for moratorium and review of status of plan (48, 45, 43, 37, 33, 30, 29)

SHEEK

40) 13 Deborah I. Ouattara
Raphael Ouattara 19-30043 Hearing on debtors' motion to sell real property and modify plan (61)

SHEEK

41) 13 Jose' Wilkins
Pamela Wilkins 19-31423 6th continued status hearing on order granting debtors' motion for moratorium (67, 65, 63, 57, 52, 43, 39)

6th continued hearing on Trustee's motion to dismiss or modify plan for payment default (37)

SHEEK

42) 13 William Roach 19-31434 Hearing on debtor's motion to require Rushmore Loan Management Services, LLC to pay attorney fees (42)

SHEEK

43) 13 Forrest Watson 19-31729 2nd continued hearing on motion for relief
Leila Watson from stay [MidFirst Bank] (52); debtors'
response (53)

SHEEK
VINING

44) 13 LaTonya Bell 20-30776 Hearing on debtor's objection to claim
(27); response [MidFirst Bank] (28)

SHEEK
VINING

CONTINUED TO 8/24/21

10:30 a.m.

45) 13 David C. Flemings, II 15-31289 Hearing on debtors' motion to reopen
Joneen C. Flemings bankruptcy case (45)

LOVE

46) 13 Darthalee B. Araiza 15-31863 4th continued hearing on debtor's objection
to notice of mortgage payment change
(110, 11/05/2020 doc); response [Mill City
Mortgage Loan Trust 2019-1] (112)

LOVE/DILLENBECK
J. BROWN

47) 13 Constance L. Williams 18-31168 Hearing on motion for relief from stay
Tommy L. Williams, Jr. [Select Portfolio Servicing, Inc.] (45);
debtors' response (46)

LOVE
HEDRICK

48) Adv Hasel Clinton, Jr. 20-3024 Continued hearing on court order and
v. Ch 13 notice of status hearing (24, 21)
Servis One, Inc. 13-30242

LOVE/BULL
FLETCHER/BAKER

11:00 a.m.

49) 13 Rosa H. Booker 16-31774 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default (64)

3rd continued status hearing on order granting debtor's motion to modify plan (80, 72, 67)

Hearing on debtor's motion for hardship discharge (81)

Hearing on debtor's motion for waiver of personal financial management requirement (83)

WHITE

50) 13 Alicia T. Knotts 16-32018 Hearing on debtor's motion to modify plan (86)

WHITE

51) 13 Leora S. Waters 17-30782 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (27)

Status hearing on order granting debtor's motion to approve trial loan modification (41, 34)

WHITE

52) 13 Hubert L. Russell 18-31352 Continued hearing on Trustee's motion to dismiss or modify plan (35); response [Sharon R. Hilburn] (36)

WHITE
PRO SE

53) 13 James C. Hord 18-31361 2nd continued hearing on debtor's motion for hardship discharge (62, 61)

WHITE

54) 13 Ann G. Yates 18-31376 3rd continued hearing on Trustee's motion to dismiss or modify plan for payment default (58)

Status hearing on order granting debtor's motion to sell property (70, 68, 64)

WHITE

55) 13 Juanita A. McCollough-Keys 18-31775 Hearing on debtor's motion for moratorium (70)

WHITE

56) 13 James A. Clements 19-30204 Hearing on debtor's motion to sell property (54); Trustee's response (55); response [Wells Fargo Bank, N.A.] (56); response [JPMorgan Chase Bank, National Association] (58)

WHITE
VINING
SRNIK

57) 13 Steven E. Williams 19-30319 Hearing on debtor's motion to allow transfer of property to pay plan (60); Trustee's response (61)

WHITE

58) 13 Dianne S. Boyd 20-30278 Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (25)
Status hearing on order granting debtor's motion to modify plan (37, 33)

WHITE

59) 13 Chad A. Hagans 20-30682 Hearing on debtors' motion to sell
Deondra H. Hagans property, incur debt and modify plan (37)

WHITE

11:30 a.m.

60) 13 Deborah T. Charles 15-31396 Status hearing on order granting debtor's motion for temporary plan payment reduction (62, 53)

CUMMINGS

61) 13 Seth D. Shields 16-30200 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (61)
Beverly J. Shields

CUMMINGS

62) 13 Dravia M. Barnes 17-30127 Continued hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (72)

Hearing on debtor's motion to sell property (77, 75); Trustee's response (79, 78); response [NewRez LLC] (82)

CUMMINGS
HEDRICK

63) 13 Dorothy N. Martin-Payne 17-31898 2nd continued hearing on motion for relief from stay [The Bank of New York Mellon] (32); debtor's response (33)

2nd continued hearing on debtor's motion to modify plan (34)

CUMMINGS
REDMAN

64) 13 Arnold Tyler 19-30045 Status hearing on order granting debtor's motion to modify plan (67, 58)

CUMMINGS

65) 13 Antonio L. McVay 19-30734 Hearing on debtor's motion to modify plan (40); Trustee's response (41)

CUMMINGS

66) 13 James E. Henderson 19-30811 Hearing on debtor's motion to incur debt (39)

CUMMINGS

67) 13 Faye M. Jones 19-31000 Continued hearing on motion for relief from stay [Select Portfolio Servicing, Inc.] (53); debtor's response (54)

CUMMINGS
PURSER

68) 13 Jeannie J. Miller 19-31513 Status hearing on order granting debtor's motion to sell (54, 51, 47)

CUMMINGS

69) 13 Lashawn Spears 21-30233 Hearing on objection to confirmation of plan [PHH Mortgage Corporation] (15, 5)

CUMMINGS
VINING

2:00 p.m.

70) 13 Daniel W. Wright 16-30882 30th continued status hearing on order referencing objection to confirmation and motion to dismiss (198, 48, 33)

BADGER

71) 13 Douglas E. Bialy 19-31384 2nd continued hearing on Trustee's motion to dismiss or modify plan for payment default (33); debtor's response (34)

Status hearing on order granting debtor's motion to sell property (64, 50, 49)

GOUDES

72) 13 Marion W. Syrkett 18-30700 Hearing on debtor's motion to modify plan (38)

CROW

73) 13 Ethel L. Gibson 18-31292 Status hearing on order granting debtor's motion to sell (40, 39)

CROW

74) 13 George W. Aldridge, Sr.
Nancy D. Aldridge 19-31222 Status hearing on order granting debtors' motion to sell real property free and clear of liens (19, 18)

CROW

75) 13 Douglas S. Holt, Sr. 21-30288 Hearing on debtor's motion to exclude conduit payment (12)

CROW

76) 13 Shelia D. Simpson 18-30378 Hearing on debtor's motion for discharge (108, 106)

UNDERHILL

77) 13 Maryann E. Cox 18-31163 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (60)

GARDNER

78) 13 Paul S. Perkins 20-30988 Continued status hearing on order granting debtor's motion to sell property free and clear of liens (32, 25)

GARDNER

79) 13 Keith V. Harris 16-32001 Hearing on debtors' motion to modify plan (34); Trustee's response (35)
Angela L Harris

PLANER

80) 13 Thomas W. Sistrunk 17-30581 Hearing on debtors' motion to sell property (42); Trustee's response (43); response [Freedom Mortgage Corporation] (45)
Angela N. Sistrunk

PLANER
HEDRICK

81) 13 Joanne M. Myers 17-31347 4th continued hearing on motion for relief from stay [Select Portfolio Servicing, Inc.] (50); debtor's response (51)

PLANER
VINING

82) 13 Sandra D. Stewart 18-31667 Hearing on debtor's motion to modify plan (33); Trustee's response (35)

PLANER

83) 13 David W. Sampson 18-31713 Hearing on Trustee's motion for review of status of plan (34)

PLANER

84) 13 Kyle E. Freeman
Lisa M. Freeman 19-30017 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (49)

Hearing on debtors' motion to modify plan (50)

PLANER

85) 13 Charles R. White, Jr. 19-31172 Hearing on debtor's motion to modify plan (45); Trustee's response (47)

PLANER

86) 13 Tince T. Fulcher 19-31520 Hearing on Trustee's motion to dismiss or modify plan for payment default and plan duration (27)

Hearing on debtor's motion to modify plan (28); Trustee's response (29)

PLANER

87) 13 Tracy L. Brown 19-31645 Continued hearing on motion for relief from stay [Freedom Mortgage Corporation] (31); debtor's response (32)
Hearing on debtor's motion to modify plan (33); Trustee's response (35)

PLANER
VONNEGUT

88) 13 Leon J. Cunningham 20-30502 Hearing on Trustee's motion for review of status of plan (21)

PLANER

89) 13 Darlene S. Nichols 20-30931 Continued status hearing on order granting debtor's motion to approve loan modification (27, 18)

PLANER

7-14-2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Laura T. Beyer, Judge Presiding

WEDNESDAY, JULY 14, 2021 (in-person)

9:30 a.m.

1) 7 Gabbidon Builders, LLC 20-30845 Hearing on Trustee's motion to set bar date for Chapter 11 administrative claims (211)

LEWIS
HAYES, TR.

2) 11 City Church 21-30161 2nd continued hearing on debtor's application to employ professional (27); response [Herring Bank] (30); response [U.S. Bankruptcy Administrator] (31)

LEWIS
BOWERS, TR.
RAUBACH
ABEL

3) 11 Ramen Concepts 1, LLC 21-30081 Hearing on confirmation of Chapter 11 Subchapter V plan (124, 108, 107)

Hearing on motion to extend time to object to dischargeability of debt [TowneBank] (124, 111); debtor's response (144)

Hearing on motion to determine status in deposit account and motion for relief from stay [TowneBank] (124, 118); debtor's response (145); response [Churu, LLC, MW21, LLC] (146)

Hearing on debtor's motion (I) to enforce the automatic stay; (II) to require turnover of property of the estate; and (III) for sanctions for violation of the automatic stay (124, 122); response [TowneBank] (138)

TOMSIC/OLDFIELD
BOWERS, TR.
PETTIT
HAYES

7-15-2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Laura T. Beyer, Judge Presiding

THURSDAY, JULY 15, 2021

9:30 a.m. (*in-person*)

- | | | | |
|----|--|------------------------------|--|
| 1) | Adv. Piedmont Polymers &
Fabrication, LLC
v.
Ernest Cutter, III and
ARC Industries, Inc. | 21-3010
Ch 11
20-31027 | Continued hearing on defendants' motion
to dismiss adversary proceeding for failure
to state a claim (6) |
|----|--|------------------------------|--|

WRIGHT
FULTON

NO COURT

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

Laura T. Beyer, Judge Presiding

There Are No Hearings Scheduled

July 12 or July 16, 2021

**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.**