

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

HONORABLE ASHLEY AUSTIN EDWARDS

Friday, September 12, 2025

Current as of 09/4/2025

4-Cleveland County Courthse

Cleveland County Courthouse
100 Justice Place
3rd Floor, Courtroom 5
Shelby, NC 28150

09:30 AM

(1) Ch 13 Terry Stephen Freeman and Kimberly Miranda Freeman 21-40205
Roderick H. Willcox, Jr. for Terry Stephen Freeman
for Kimberly Miranda Freeman
Trustee: Tate
Matter: [Continued hearing on Trustee's Motion to Dismiss Case \[Doc. No. 56\]](#)

(2) Ch 13 Linda Thurman 24-40230
Melanie Tarrant Bull for Linda Thurman
Elizabeth H. Parrott for U.S. Bank Trust National
Association, not in its individual
capacity, but solely as Trustee of LSF10
Master Participation Trust
Trustee: Tate
Matter: [3rd continued hearing on Debtor's Objection to Mortgage Claim \[Doc. No. 22\]](#)

[Related:](#)
[Trustee's Response \[Doc. No. 23\]](#)
[Response of U.S. Bank Trust National Association \[Doc. No. 24\]; Exhibits \[Doc. No. 25\]](#)

(3)	ap	CNH Industrial Capital America LLC v. Santella	25-04000
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Landon Glenn Van Winkle for CNH Industrial Capital America, LLC

Pro Se: Richard A. Santella

Matter: Plaintiff's Motion for Summary Judgment [Doc. No. 6] and Brief in Support of Motion [Doc. No. 7]

(4) Ch 13 Scott David Chudoba and Crystal Ann Chudoba 25-40068

Robert H. Gourley, Jr. **for Scott David Chudoba**
for Crystal Ann Chudoba

Trustee: Tate

Matter: Continued hearing on Trustee's Motion to Dismiss Case [Doc. No. 16]

(5) Ch 13 Gwendolyn Charlene Johnson 25-40076

Caleb J. Farmer **for Gwendolyn Charlene Johnson**

Trustee: Tate

Matter: 3rd continued hearing on Trustee's Objection to Confirmation of Chapter 13 Plan and Motion to Dismiss [Doc. No. 9]

Related:
Ch. 13 Plan [Doc. No. 3]

(6) Ch 13 David Wayne Kloepping 25-40129
Christopher Damon Layton for David Wayne Kloepping
Trustee: Tate
Matter: [Trustee Objection to Confirmation of Chapter 13 Plan and Motion to Dismiss \[Doc. No. 11\]](#)
[Related:](#)
[Chapter 13 Plan \[Doc. No. 5\]](#)

(7) Ch 13 Lazaro Lezcano 25-40139
Sharon Schwartz Dove for Lazaro Lezcano
Trustee: Tate
Matter: [Court Order for Debtor to Appear and Show Cause \[Doc. No. 19\]](#)

(8) Ch 13 Robert Brian Wensil 24-40125
Kimberly A. Sheek for Robert Brian Wensil
for First Federal Savings Bank of Lincolnton

Wesley L Deaton for Robert Brian Wensil
for First Federal Savings Bank of Lincolnton

Trustee: Tate
Matter: [Trustee's Motion to Modify Plan \[Doc. No. 23\]](#)
[Related:](#)
[Debtor's Response \[Doc. No. 24\]](#)

(9) Ch 7 Alee Lor 25-40022
Kimberly A. Sheek for Alee Lor
Trustee: Summerlin
Matter: Debtor's Motion to Convert Case from Chapter 7 to Chapter 13 [Doc. No. 51]

(10) Ch 13 Jeremy William Castonguay and Marina Vyacheslavovna Castonguay 21-40066
Geoffrey A. Planer for Jeremy William Castonguay
for Marina Vyacheslavovna Castonguay
Trustee: Tate
Matter: (1) Continued hearing on Trustee's Motion to Dismiss Case [Doc. No. 45]
(2) Debtors' Motion for Hardship Discharge [Doc. No. 48]

(11) Ch 13 Franklin Montaguas Eskridge, Sr. and Yolandra Hopper Eskridge 21-40117
Geoffrey A. Planer for Franklin Montaguas Eskridge Sr.
for Yolandra Hopper Eskridge
Trustee: Tate
Matter: Continued for Status hearing on Order Granting Motion for Moratorium
[Doc. No. 60]

(12) Ch 13 Joey Michael Parker and Marcie Smith Parker 24-40014
Geoffrey A. Planer for Joey Michael Parker
for Marcie Smith Parker

Trustee: Tate

Matter: Debtors' Motion for Authority to Take Distribution from Retirement Funds [Doc. No. 24]

(13) Ch 13 Rebekah Ayers Homesley 22-40098
Robert H. Lutz for Rebekah Ayers Homesley
Jonathan Warren for IRS

Trustee: Tate

Matter: 2nd continued hearing on Motion of the United States of America to Dismiss or Convert [Doc. No. 28]

(14) Ch 13 Victor Anthony Bacon 24-40198
Robert H. Lutz for Victor Anthony Bacon
John Fletcher for Fifth Third Bank
for Harley-Davidson Credit Corp. (FT)

Trustee: Tate

Matter: Motion of Harley-Davidson Credit Corp. for Relief from Stay and Co-Debtor Stay or Adequate Protection [Doc. No. 19]

Related:
Debtor's Objection [Doc. No. 20]

(15) Ch 13 Thomas Joseph Mull and Tanya Dianne Mull 25-40090
Robert H. Lutz for Thomas Joseph Mull
for Tanya Dianne Mull
Trustee: Tate
Matter: Continued hearing on Trustee Objection to Confirmation of Chapter 13 Plan and Motion to Dismiss [Doc. No. 11]
Related:
Amended Plan [Doc. No. 8]; Plan [Doc. No. 2]

(16) Ch 13 Annie Somying Xayavong 25-40115
Robert H. Lutz for Annie Somying Xayavong
Trustee: Tate
Matter: Trustee's Motion to Dismiss Case [Doc. No. 8]

(17) Ch 13 William Curtis Rollins 25-40122
Robert H. Lutz for William Curtis Rollins
Trustee: Tate
Matter: Continued hearing on Trustee Objection to Confirmation of Chapter 13 Plan and Motion to Dismiss [Doc. No. 8]
Related:
Plan [Doc. No. 2]

(18) Ch 13 Shannon Sameica Norman 25-40123
Robert H. Lutz for Shannon Sameica Norman
Trustee: Tate
Matter: [Trustee's Motion to Dismiss Case \[Doc. No. 15\]](#)

(19) Ch 13 Curtis Maurice McKnight 25-40142
Robert H. Lutz for Curtis Maurice McKnight
Trustee: Tate
Matter: [Trustee's Motion to Dismiss Case \[Doc. No. 9\]](#)

(20) Ch 13 Kimberly Dawn Rush 21-40051
Geoffrey A. Planer for Kimberly Dawn Rush
Trustee: Tate
Matter: [Continued hearing on Motion for Sanctions Against Flagstar Bank, FSB and Flagstar Bank, N.A. for Creditor Misconduct \[Doc. No. 37\]](#)
