

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA

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THE TELEPHONE NUMBER FOR THE  
U.S. BANKRUPTCY COURT WDNC IS  
(704) 350-7500

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CALENDARS CAN BE FOUND ON THE COURT'S WEBSITE AT  
[WWW.NCWB.USCOURTS.GOV](http://WWW.NCWB.USCOURTS.GOV)

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*The U.S. Bankruptcy Court will be*

**CLOSED**  
*for*  
**THANKSGIVING**

*Thursday and Friday, November 23 and 24, 2017*

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**11/21/17**

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA

ASHEVILLE DIVISION

THE HONORABLE GEORGE R. HODGES, PRESIDING

TUESDAY, NOVEMBER 21, 2017

9:30 a.m.

- 1) 7 Spearman Food Distributors, 10-10409 Hearing on Trustee's Motion for  
Inc. Substantive Consolidation of  
Cases (238)
- ELKINS  
COOPER, TR.
-

2) 7 HPH Contracting, LLC 12-10354 Hearing on Trustee's Omnibus Objection to Claims (73); Response of Carla G. Howell for Howand Contracting, Inc. (75)

POE  
COOPER, TR.  
LEONARD

*CON'T TO 1/16/18*

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3) 13 Jearldine Tipton 14-10519 Hearing on Debtor's Motion for Hardship Discharge (37)

Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (33)

JANNEY

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4) 13 William S. Pless 15-10607 Hearing on Debtors' Motion to Modify Plan (32); Response of Ford Motor Credit Corporation (35), Response of Mountain Credit Union (36)

MOORE  
PINKSTON

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5) 7 Charles E. Maxwell 17-10395 Hearing on Debtors' Motion to Rescind Dismissal of Case (10); Order of Dismissal (9)

EDMONDS  
COOPER, TR.

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6) 7 Sherri C. Gottloeb 16-20063 Hearing on Trustee's Objection to Claims (59); Response of USA/IRS (60); Response of Rabun County Bank (61)

HILLIER  
PITTS, TR.  
BECK  
PINKSTON

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7) Adv Susan L. Stockham 17-1008 Continued for Pretrial Conference (18)  
v. Ch. 7  
Elizabeth R. Platter, et al. 16-10320

PINKSTON  
GRAY

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8) 13 Judson D. Reece 11-10985 Hearing on Debtors' Objection to  
Elizabeth R. Reece Claim and Motion for Turnover (57);  
Objection of Capital Bank (59)

PITTS, BOB  
MARTIN

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9) 13 Ruth Ann C. Robinson 15-10199 13th continued hearing on Trustee's  
Motion to Dismiss, Modify or for  
Other Appropriate Relief (31)

PITTS, BOB

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10) Adv Langdon M. Cooper 16-1007 6th continued Pretrial Conference (6)  
v. Ch. 7  
Charlene F. Roberts 14-10490

COOPER  
PITTS, TR.

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11) 13 Mark L. Walker 17-10380 Hearing on Objection of USA/ED to  
Susanne J. Walker Confirmation of Plan (8)

CARRUTHERS  
BECK

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12) 7 David A. Salyers 17-10427 Hearing on Motion of the Bankruptcy  
Amanda R. Salyers Administrator to Dismiss or Convert to  
Chapter 13 (6)

CARRUTHERS  
PITTS, TR.

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- 13) 13 Tammy L. Mehl 16-10187 Hearing on Motion of Mary Brown for Relief from stay (28)  
PITTS, BEN  
LEONARD  
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- 14) 13 Janet V. Welch 17-10294 Hearing on Objection of Deutsche Bank Trust Company Americas to Confirmation of Plan (13)  
PITTS, BEN  
EMREY  
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- 15) 13 Katrina A. Teague 17-10436 Court Order for Debtor to Appear and Show Cause (6)  
PITTS, BEN  
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- 16) 13 Kathy W. Theros 12-10395 Hearing on Debtor's Motion for Waiver of Credit Counseling (38)  
HAY  
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- 17) 7 Jeremy O. Worley 14-10012 Hearing on Motion of World Omni Financial Corp. for Relief from Stay (62); Debtors' Response (63)  
Carla G. Worley  
HAY  
COOPER, TR.  
OGBURN  
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18) 13 Laura R. Green 13-10759 4th continued hearing on Motion of Watts Realtors and Auctioneers, Inc. to Convert Case from Ch. 13 to Ch. 7 (62); Response of Indian Lake Club, Inc. (64)

3rd continued hearing on Motion of Morris E. McCall and Gladys B. McCall for Relief from Automatic Stay (71); Debtor's Response (78); Response of Watts Realtors and Auctioneers, Inc. (79); Response of Indian Lake Club, Inc. (80)

HAY  
KILBOURNE  
CARRUTHERS  
HILLIER

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19) 13 Oneal McCall 14-20087 4th continued hearing on Second Motion of Watts Realtors and Auctioneers, Inc. to Convert Case from Ch. 13 to Ch. 7 (31)

HAY  
KILBOURNE

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20) 13 Angela Patterson-Stubblefield 17-10012 Hearing on Motion of Champion Credit Union for Turnover (34)

HAY  
PINKSTON

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21) 13 Steven M. Ray 17-10304 Hearing on Motion of Nationstar Mortgage, LLC for Relief from Stay and Co-Debtor Stay (14); Debtors' Response (17)

HAY  
JONAS

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22) 7 Elaine M. Svitil 17-20094 Hearing on Motion of Aberdeen Proving Ground Federal Credit Union for Relief from Stay (6); Debtor's Amended Response (9, 7)

HAY  
COOPER, TR.  
VONNEGUT

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23) 13 Gary E Allen 13-10342 Continued hearing on Trustee's Motion to Deem Mortgage Loan Account Current and Not in Default (75); Response of Champion Credit Union (77)

Lisa K. Roberts

**Both matters are continued to 12/19**

Continued hearing on Debtors' Motion for Entry of Discharge and for Certifications Regarding Plan Completion (76); Response of Champion Credit Union (78)

LEONARD  
PINKSTON

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24) 13 Kenneth D. Cogdill 15-10010 Hearing on Motion of Ford Motor Credit Company for Relief from Stay and Co-Debtor Stay (20)

LEONARD  
PINKSTON

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25) Adv Charles J. Short 16-1006 Continued for Status Hearing Re: Plaintiff's Motion for Appropriate Relief (10); Defendant's Response (14)  
v. Ch. 7  
Educational Credit 16-10194  
Management Corporation

LEONARD  
SUMNER

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26) 13 Daniel H. Taylor 16-10511 Re-Setting Hearing on Debtors'  
Amber L. Taylor Objection to Claim (70, 39)

LEONARD  
EMREY

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27) 13 Billy F. Hoffman, Jr. 17-10163 Continued hearing on Motion of DGP  
Holdings, LLC for Relief from Stay (29,  
15)

LEONARD  
LOOSE

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28) 13 Donnie L. Wallin 17-10293 Continued hearing on Motion of John  
Deere Financial and John Deere  
Construction & Forestry Company to  
Dismiss or Convert Case to Ch. 7 or, in  
the Alternative, Motion to Hear  
Objections to Confirmation of Ch. 13  
Plan and Motion to Value Collateral  
(17)

LEONARD, T.  
LEONARD, N.

*CONT TO 12/19*

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29) 13 Christopher W. Taylor 17-10336 2nd continued hearing on Objection of  
Carrington Mortgage Services, LLC to  
Proposed Plan and Confirmation  
Thereof (11)

LEONARD

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30) 13 Elizabeth Lloyd-Eriksen 17-10406 Hearing on Objection of Wells Fargo  
Bank, N.A. to Confirmation of Plan  
(11)

LEONARD  
PINKSTON

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31) 7 Frank A. Moody, II 12-10328 Continued hearing on Trustee's Objection to Claims (97); Objection of the CenterCede Trustee to Claim Number 14 (99)

Hearing on Trustee's Objection to Claim #20 (107); USA's Response (109)

Hearing on Trustee's Motion to Deposit Tax Refund to Trustee's Account (110)

KIGHT, GRAY  
PITTS, TR.  
SIGMON  
BECK

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32) 13 Lora D. Cody 16-10198 3rd continued Status Hearing Re: Order Referencing Trustee's Motion to Modify Plan or Dismiss (37)

KIGHT

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33) 13 Charles W. Dobson 16-10371 Hearing on Motion of Reverse Mortgage Solutions, Inc. for Relief from Stay (32); Debtor's Objection (33)

KIGHT  
REDMAN

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34) 7 Robert D. King 16-10457 Hearing on Trustee's Motion for Extension of Time to Object to Discharge (40)

KIGHT  
PITTS, TR.

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35) 7 Jonathan D. Newcomer 17-10046 2nd continued hearing on Trustee's  
Lisa A. Newcomer Motion for Authorization and  
Confirmation of Private Sale of  
Property (19); Objection of New Penn  
Financial, LLC dba Shellpoint  
Mortgage Servicing (42)

KIGHT  
COOPER, TR.  
MATTHEWS

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36) 7 Barbara A. McMurray 17-10072 Hearing on Debtor's Motion to Amend  
Schedule C (21)

KIGHT  
PITTS, TR.

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37) 13 Keith M. Pierce 17-10195 Hearing on Debtors' Objection to  
Jolie L. Pierce Proof of Claim filed by the North  
Carolina Department of Revenue (34)

KIGHT

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*CONT TO 12/19*

38) 7 Sara A. Ramirez 17-10197 Hearing on Debtor's Motion to Avoid  
Judgment Lien (13)

Hearing on Trustee's Motion for  
Extension of Time to Object to  
Discharge (15)

KIGHT  
PITTS, TR.

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39) 13 Christopher D. Swaney 17-10324 Hearing on Debtors' Motion to Amend  
Danielle D. Swaney Schedule C (11)

KIGHT

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40) 7 Justin A. Farrell 17-10299 Hearing on Debtor's Motion to Reinststate Case (13)

Hearing on Debtor's Motion to Reconsider Dismissal of Case (14)  
Order of Dismissal (10)

KIGHT  
PITTS. TR.

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41) 7 Jennifer L. Plyler 17-10390 Hearing on Motion of Wells Fargo Bank, NA for Relief from Stay (9); Debtor's Objection (10)

KIGHT  
COOPER, TR.  
STALEY

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42) 7 Johnny W. Buchanan 17-20033 Hearing on Trustee's Motion for Extension of Time to Object to Discharge (15)

KIGHT  
PITTS. TR.

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43) 11 Sardis Development Company, LLC 11-10506 41st continued Status Hearing. Re: Order in Aid of Consummation (76, 71)

41st continued hearing on Bankruptcy Administrator's Motion to Convert Case from Chapter 11 to Chapter 7 (79); Response of McCrary Stone Service, Inc. (85)

KIGHT  
KENNY  
PINKSTON

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44) 11 Carol Lloyd, Inc. 17-10207 6th continued hearing on Debtor's Motion to Use Cash Collateral (2); Interim Order (128)

3rd continued hearing on Motion of Citizens Bank, N. A. for Relief from Stay (59); Debtor's Response (61)

Continued hearing on Motion of Ford Motor Credit Company for Relief from the Automatic Stay (99); Debtor's Response (103)

Continued hearing on Motion of Toyota Motor Credit Corporation for Relief from Stay or Adequate Protection (112); Debtor's Response (114)

Hearing on the Motion of the IRS to Dismiss or Convert Case (111)

Hearing on Motion of Balboa Capital Corporation for Relief from Stay (117); Debtor's Response (123)

BADGER  
OGBURN  
PINKSTON  
LAMB  
SAINTSING  
BECK

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45) 11 On Fire Family Church Inc. 17-20079 4th continue hearing on the Bankruptcy Administrator's Motion for Order Requiring the Debtor to Cease Operations or to Dismiss Case for Failure to Provide Proof of Adequate Insurance (22)

PITTS, BEN

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46) 12 Jason W. Edney 17-10017 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (37)

W. S. GARDNER

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47) 11 Baity's Precision Machining, Inc. 17-10397 2nd continued hearing on the BA's Motion to Dismiss (20); Response of HomeTrust Bank (26)

Hearing on Motion of Megan Medley and Dungan, Kilbourne & Stahl, P.A. to Withdraw (41)

Hearing on Motion of David R. Hillier to Withdraw (43)

W. S. GARDNER  
KENNY  
PINKSTON  
MEDLEY  
HILLIER

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48) 11 Stephen B. Anderson 16-10487 Hearing on Application for Attorney Compensation (116); Response of Kelly M. Anderson (135)

Hearing on Application to Employ Attorney [George B. Hyler, Jr. and Stephen P. Agan] (132); Response of United Community Bank (139)

HAY  
IVEY  
PINKSTON

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49) 11 Biltmore Investments, 11-10053 9th continued status hearing regarding  
LTD Order Referencing Motion to  
Determine Compliance with  
Disgorgement Orders (405, 355, 357,  
337)

6th continued hearing relating to Order  
of the U.S. District Court Remanding  
Appeal to the Bankruptcy Court (364,  
187)

Hearing on Debtor's Motion to  
Dismiss Bankruptcy Case (450)

HAY  
KENNY, BA  
TUFTS LAW FIRM, PLLC

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10:00 a.m.

50) 11 Biltmore Investments, 11-10053 Hearing on Motion of Tufts Law Firm  
LTD PLLC and T. Scott Tuft to Vacate,  
Cancel, and Otherwise Expunge All  
Prior Disgorgement Orders and Orders  
of Civil Contempt (444, 442); Response  
of TD Bank, N.A. (455); Response of  
the Bankruptcy Administrator (456)

HAY  
TUFTS  
MARTIN  
KENNY

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**NO COURT**

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**GEORGE R. HODGES, JUDGE PRESIDING**

**THERE ARE NO HEARINGS SCHEDULED FOR  
MONDAY & WEDNESDAY  
NOVEMBER 20 & 22, 2017**

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