

**TELEPHONE NUMBER FOR  
U.S. BANKRUPTCY COURT WDNC IS  
704/350-7500**

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**02/08/2017**

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Charlotte Division  
Laura T. Beyer, Judge Presiding

**WEDNESDAY, FEBRUARY 8, 2017**

*Warren L. Tadlock, Trustee*

**9:30 a.m.**

- |    |   |          |                                      |
|----|---|----------|--------------------------------------|
| 1) | Adv. Warehouse Investments, LLC, et al. | 16-05006 | Continued hearing on plaintiff's     |
|    | v.                                      | 7        | motion to dismiss counterclaim       |
|    | Frisbey, et al.                         | 15-50841 | (15); brief (18)                     |
|    |   |          | Continued hearing on third-party     |
|    |   |          | defendant's motion to dismiss        |
|    |   |          | third-party complaint (16); brief in |
|    |   |          | support (18)                         |

GORHAM  
MORGAN  
WRIGHT  
FRISBEY

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02/08/2017, con't  
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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Charlotte Division  
Laura T. Beyer, Judge Presiding

WEDNESDAY, FEBRUARY 8, 2017

*Warren L. Tadlock, Trustee*

2:00 p.m.

2) 11 Rain Tree Healthcare of 16-32071 Hearing on debtor's first motion  
Winston Salem, LLC to reconsider order (52, 45)

LEWIS  
YOUNG

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02/10/2017  
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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Statesville Division

Honorable Laura T. Beyer Presiding

FRIDAY, FEBRUARY 10, 2017

Steven G. Tate, Trustee

9:30 a.m.

1) 13 Martha C. Cronin 16-50491 Hearing on debtor's objection to claim (61); response [Raymond J. Phillips] (62)

BADGER  
SHERLOCK

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2) 13 Richard B. Oliphant 15-50621 Hearing on Trustee's motion for status hearing (56)

B. CARTER

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3) 13 Mechell R. Singletary 12-50740 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (38)

LAMONTAGNE

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4) 13 Maurice R. Elledge 14-50477 14<sup>th</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (16)

LANEY

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5) 13 Micah C. Belair 14-50345 Hearing on Trustee's motion to dismiss or modify plan for payment default (37, 36)

LEZMAN

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6) 13 Brian W. Piper 16-50304 Hearing on Trustee's motion for determination of status of claims in confirmed plan (30); Trustee's response (33)

Y. TAYLOR

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7) 13 Peter S. Cox  
Donna M. Cox 16-50720 Hearing on objection to confirmation of plan [Specialized Loan Servicing, LLC] (22, 17, 13)

Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (19, 17, 13)

Hearing on debtors' motion to extend time to make plan payment (18); Trustee's response (21)

WILLCOX  
LAMB

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8) 13 Darren R. Graham  
Celena K. Graham 13-50782 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (26); debtors' response (27)

WRIGHT

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9) 13 Buddy R. Swink 12-50083 Hearing on Trustee's motion to dismiss or modify plan for payment default (58)  
Revonda G. Swink  
  
Hearing on debtors' motion to modify plan (62); Trustee's response (63)

BOLGER

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10) 13 Roger E. Bradshaw 16-50272 Hearing on debtor's first objection to claim (28); response [USA/IRS] (31)

BOLGER  
BECK

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11) 13 Anthony M. Perrino 13-50959 Hearing on Trustee's motion to dismiss or modify plan for payment default (76)  
Annie N. Perrino

GROFF

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12) 13 Eric J. Meyers 16-50293 2<sup>nd</sup> continued hearing on Trustee's motion for status hearing (25)  
Jill M. Meyers  
  
Continued hearing on debtors' motion to modify plan (29); Trustee's response (30)  
  
Hearing on Trustee's motion to dismiss or modify plan for payment default (28)

GROFF

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13) 13 Russell A. Warren 14-50468 Hearing on Trustee's motion to  
Sylvia A. Warren modify plan (46); debtors' response  
(47)  
  
Hearing on debtors' motion to  
approve settlement (48); Trustee's  
response (54)

FLIPPIN

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14) 13 Carolyn J. Shotwell 15-50404 6th continued hearing on Trustee's  
motion to dismiss or modify plan  
for payment default (29)  
  
2<sup>nd</sup> continued hearing on debtor's  
motion to approve settlement (35);  
Trustee's response (39)

FLIPPIN

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15) 13 Harry W. Edwards, Jr. 16-50345 Hearing on Trustee's objection to  
Carolyn M. Edwards claim (21); response [U.S. Bank,  
N.A.] (22)

FLIPPIN  
STALEY

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16) 13 Wanda I. Colen 16-50427 3rd continued hearing on objection  
Henry E. Colen to confirmation [Triplett Ridge  
Property Owners Association] (14,  
5)

FLIPPIN  
LANEY

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17) 13 Allen R. Barker 14-50540 Hearing on debtor's motion to  
modify plan (30); Trustee's  
response (31)

LUCK

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18) 13 Jesse M. Coffey 15-50384 5th continued hearing on debtor's objection to claim (22); response [JPMorgan Chase Bank, N.A.] (24)

5th continued hearing on debtor's objection to notice of plan modification (23, 21)

LUCK  
LISCHWE

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19) 13 Charles K. Gragg 15-50617 4th continued hearing on objection to confirmation of plan [Wells Fargo Bank, N.A.] (24, 15); Trustee's response (33)

4th continued hearing on objection to exemptions [Wells Fargo Bank, N.A.] (25); Trustee's response (33)

2<sup>nd</sup> continued hearing on debtors' objection to notice of mortgage payment change (46, 8/23/16 doc); response [Wells Fargo Bank, N.A.] (50)

Continued status hearing on order granting debtors' motion to modify plan (47, 36)

LUCK  
MENK  
FINAN

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20) 13 Kimberly D. Settle 16-50152 Continued hearing on Trustee's motion for determination of status of claims in confirmed plan (16)

Continued hearing on Trustee's motion to modify plan (17); debtors' objection (19)

Continued hearing on debtors' objection to claim (18); response [USA/IRS] (20)

LUCK  
BECK

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21) 13 Boyce T. Galloway, Sr. 16-50536 2<sup>nd</sup> continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (12, 11)

2<sup>nd</sup> continued hearing on debtor's objection to claim (14); response [PYOD, LLC] (15)

LUCK  
MENK

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22) 13 Jonathan B. Anderson 16-50541 Hearing on debtor's motion to sell property (14); Trustee's response (15)

LUCK

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23) 13 Ronald B. Scercy 16-50714 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (14, 8)

Hearing on Trustee's motion to strike objection to confirmation of plan (16, 11, 8)

LUCK

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24) 13 Larry J. Coover, Jr.  
Dianna W. Coover 12-51097 Hearing on debtors' motion to approve refinance and pay case off early (23); Trustee's response (24)

GOURLEY

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25) 13 Edie B. Carroll 14-50696 Hearing on Trustee's motion to dismiss or modify plan for payment default (43)

GOURLEY

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26) 13 Thomas E. Hough, Jr.  
Joanne F. Hough 15-50077 Hearing on Trustee's motion to modify plan (52); debtors' response (53)

GOURLEY

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27) 13 Vickie R. Sells 15-50285 Hearing on debtor's motion to modify plan (34); Trustee's response (36)

GOURLEY

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28) 13 Diego Alvarado 15-50671 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (29)

Hearing on debtor's objection to claims (34); response [U.S. Bank, N.A.] (36)

GOURLEY  
JONAS

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29) 13 Joan P. Frickhoeffer 16-50082 3rd continued hearing on debtor's objection to claim (25); response [Discover Bank] (34)

3rd continued hearing on debtor's objection to claim (26)

3rd continued hearing on debtor's objection to claim (27)

2<sup>nd</sup> continued status hearing on order confirming Chapter 13 plan (23, 14)

GOURLEY  
OGBURN

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30) 13 Talmadge O. Conner, Jr.  
Alferia D. Conner 16-50123 4th continued hearing on Trustee's motion to dismiss or modify plan (19)

GOURLEY

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31) 13 April F. Scott 16-50136 2<sup>nd</sup> continued status hearing on order granting debtor's motion for moratorium (20, 18)

GOURLEY

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32) 13 Richard W. Wilson  
Allison L. Wilson 16-50245 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (34)

GOURLEY

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33) 13 Robert D. Smith 16-50461 3<sup>rd</sup> continued hearing on objection to confirmation of plan [Cynthia B. Taylor] (12, 3)  
  
Continued hearing on objection to confirmation of plan (18, 16, 3)

GOURLEY  
FLETCHER  
REDMAN

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34) 13 Robin W. Ijames 16-50592 Hearing on Trustee's motion to dismiss or modify plan for payment default (17)

GOURLEY

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35) 13 Jayme H. Freitas  
Sandra L. Freitas 16-50727 Hearing on objection to confirmation of plan and motion to dismiss [Metropolitan Automotive Warehouse, Parts Authority, Inc. (15, 4)

GOURLEY  
HENDERSON

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36) 13 Jason L. Edge 13-50119 Hearing on Trustee's motion to dismiss or modify plan for payment default (69)

MALLORY

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37) 13 James L. Taylor  
Leah M. Taylor 13-50193 Hearing on Trustee's motion to dismiss or modify plan for payment default (47)

MALLORY

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38) 13 Jean A. Goodman 14-50711 Hearing on Trustee's motion to dismiss or modify plan (50)

MALLORY

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39) 13 Justin L. Settle 14-50718 Hearing on Trustee's motion to dismiss or modify plan for payment default (66)

Hearing on debtor's motion to modify plan (68); Trustee's response (70)

MALLORY

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40) 13 Thomas N. Tomlin 15-50602 Continued Trustee's motion to dismiss or modify plan for payment default (26)

Status hearing on order granting debtor's motion to modify plan to approve loan modification (27)

MALLORY

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41) 13 Christopher D. Elliott  
April T. Elliott 16-50024 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (30)

MALLORY

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42) 13 Mark A. Wilson  
Jennifer L. Wilson 16-50168 Hearing on debtors' motion to set aside dismissal of case (30, 29); Trustee's response (33)

MALLORY

**CASE DISMISSED**

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43) 13 Shirley G. Cuthbertson 16-50183 Hearing on Trustee's motion to  
Virginia A. Cuthbertson dismiss or modify plan for  
payment default (29, 28)

MALLORY

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44) 13 Andrea L. Thompson 16-50243 Hearing on Trustee's motion to  
dismiss or modify plan for  
payment default (20)

MALLORY

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45) 13 Shenita A. Bridges 16-50321 Hearing on Trustee's motion to  
dismiss or modify plan (21)

MALLORY

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46) 13 Stephanie L. Johnson 16-50637 Hearing on debtor's motion to  
extend time to pay second payment  
(22); Trustee's response (27)

Hearing on Trustee's objection to  
confirmation of Chapter 13 plan  
and motion to dismiss (23, 12)

MALLORY

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47) 13 Randy E. Davidson 16-50638 Hearing on Trustee's objection to  
confirmation of Chapter 13 plan  
and motion to dismiss (11, 8, 3)

MALLORY

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48) 13 Tyrone W. Morrison 14-50367 Continued hearing on Trustee's motion to dismiss or modify plan for payment default (36)  
Peggy P. Morrison  
  
Hearing on debtors' motion to approve settlement of insurance claim (39); Trustee's response (40)

WOOD

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49) 13 James R. Weikle 14-50537 Hearing on debtors' motion for approval of loan modification (62);  
Sondra S. Weikle Trustee's response (63)

WOOD

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50) 13 Margaret S. McMahan 14-50765 Hearing on Trustee's motion to dismiss or modify plan for payment default (35)  
  
Hearing on motion to substitute counsel [Allen W. Wood III] (38)

WOOD/ELLIOTT

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51) 13 Brandy N. Carson 15-50055 Hearing on debtor's motion to allow secured claim (21); Trustee's response (22)

WOOD

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52) 13 Ronald F. Travis 15-50348 Hearing on Trustee's motion to dismiss or modify plan for payment default (24)  
Peggy P. Travis  
  
Hearing on debtors' motion for moratorium (25); Trustee's response (26)

WOOD

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53) 13 Wade Haynes, Jr. 15-50712 2<sup>nd</sup> continued hearing on debtor's motion to modify plan (27); Trustee's response (30)  
  
2<sup>nd</sup> continued status hearing on order granting in part and denying in part Trustee's motion to dismiss or modify plan for payment default (21, 18)

WOOD

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54) 13 Anthony B. Holmes 16-50110 3<sup>rd</sup> continued status hearing on order overruling Trustee's objection to confirmation of denying motion to dismiss (31, 22)  
Valerie P. Holmes  
  
3<sup>rd</sup> continued hearing on order confirming Chapter 13 plan (32)  
  
3<sup>rd</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (36)

WOOD

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55) 13 William R. Lavender 16-50124 Hearing on debtors' motion to modify plan (25); Trustee's response (27)  
Betty F. Lavander

WOOD

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56) 13 Lonnie M. Moore 16-50250 Hearing on Trustee's motion to  
Margaret Banks-Moore dismiss or modify pan for payment  
default (24)

WOOD

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57) 13 David W. Hollar 16-50330 3rd continued hearing on objection  
Brenda R. Hollar to confirmation of plan [Clark  
Partners, LLC] (38, 16)

WOOD

GOUDES

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58) 13 Joseph E. Fewell, Jr. 16-50440 Hearing on Trustee's motion to  
dismiss or modify plan (21)

WOOD

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59) 13 Michael T. Warren 16-50651 Continued hearing on objection to  
confirmation of plan [Mary A.  
Warren] (12, 9)

WOOD

HUNTER

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60) 13 Charles R. Allison, Jr. 16-50681 Hearing on Trustee's objection to  
confirmation of Chapter 13 plan  
and motion to dismiss (17, 16, 13)

WOOD

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61) 13 Roberto Vargas 16-50762 Hearing on Trustee's objection to  
confirmation of Chapter 13 plan  
and motion to dismiss (10, 3)

WOOD

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62) 13 Kenneth E. Carpenter, III  
Julie S. Carpenter

16-50777

Hearing on motion for approval to  
make partial first and second  
Chapter 13 payments (21); Trustee's  
response (23)

WOOD

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**11:00 a.m.**

63) 7 Larry D. Austin 12-50005 Hearing on objection and motion to quash subpoena [Carolina Trust Bank] (179)

BADGER  
CRAWFORD/TAYLOR, TR.  
SUMMERLIN

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64) 7 Brenda B. Schlie 15-50799 5<sup>th</sup> continued hearing on debtor's motion to avoid judgment lien of creditor of Wallace Hardware Company, Inc. (39, 22); objection [Wallace Hardware Company, Inc.] (24); debtor's response (28)

ELLIOTT  
HENDERSON, TR.  
SMITH

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65) 7 Thomas Willard 13-51094 Hearing on debtor's motion to sell property of the estate (36); Trustee's response (40)

FLIPPIN  
HENDERSON, TR.

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66) 7 Sandra Dee Cole 16-50322 Continued hearing on rescheduled status hearing (58, 42, 38)

Hearing on rescheduled status hearing (59, 27)

Hearing on motion to withdraw as attorney [James H. Henderson] (68)

HENDERSON  
TAYLOR, TR.

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67) 7 Cheryl M. Reynolds 15-50132 4th continued hearing on Trustee's objection to exemptions (37)  
4th continued hearing on debtor's motion to amend Schedule C (39); Trustee's response (41)

JONES/WRIGHT  
TAYLOR, TR.

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68) 7 Lisa Bronikowski 16-50719 Hearing on Trustee's objection to exemptions (110); debtors' response (26)  
Vincent Bronikowski

LAYTON/RADEY  
WRIGHT, TR.

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69) Adv. Yadkin Bank f/k/a Yadkin Valley 16-05013 Pre-trial conference (19)  
Bank and Trust Company 11  
v. 16-50423  
Elk Creek Lumber, Inc., et al.

PETTIT  
HENDERSON  
HUNTER

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**11:30 a.m.**

70)	Adv. Crawford v. Patrick Hospital Investors, LLC, et al.	10-05067 7 09-50697	Continued hearing on pre-trial conference (58)  Hearing on defendants' motion to reconsider order on defendants' motions for summary judgments (62); defendants' brief (68)
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SHADDOCK/TAYLOR  
BRUTON

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71)	Adv. Crawford v. Patrick Hospital Investors, LLC,	11-05023 7 09-50697	Continued pre-trial conference (21)  Hearing on defendants' motion to reconsider order on defendants' motions for summary judgments (40); Trustee's response (44) defendants' brief (45)
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SHADDOCK/TAYLOR  
BRUTON

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**NO COURT**

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

**LAURA T. BEYER, Judge Presiding**

**THERE ARE NO HEARINGS SCHEDULED  
MONDAY, FEBRUARY 6, TUESDAY, FEBRUARY 7  
OR THURSDAY, FEBRUARY 9, 2017**

***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.***