

UNITED STATES BANKRUPTCY COURT
SUITE 280
302 EAST PETTIGREW STREET
DURHAM, NORTH CAROLINA

September 8, 2016

THE HONORABLE LENA M. JAMES PRESIDING

Calendar Summary:

- Total Number of Cases: 61
- Total Number of Matters to be Heard: 67
- Total Number of Hearings: 43
- Total Number of Motions to Dismiss: 24

Note: Please be aware that **entry into the facilities** of this Court **will generally require a photo I.D.**

09:30 AM

1. Aurelio Ruiz and Jovita Ruiz
16-80359 7
(lmj) *11* Reaffirmation Agreement Between Debtor and Ally Financial
ATY DEBTOR:
Koury Hicks
TR: Sara A. Conti

2. Charles Francis Paterno, Jr. and Jacquelyn Nye Paterno
14-80278 11
(lmj) *310* Amended Motion by Debtors to Sell 405 Meadowmont Lane Chapel Hill, NC Free and Clear of Liens under Section 363(f) (1)
ATY DEBTOR:
James White
BA: William P. Miller

11:00 AM

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| 3. | Hargrove et al
v.
Beneficial Financial I,
Inc. et al
16-09017
(lmj) | *1* Pre-Trial Hearing | ATY PLTF: Brandi
Richardson
BA: William P.
Miller |
| 4. | Joseph Cortez Evans
and Marsha Ann Evans
11-80123 13
(lmj) | *87* Show Cause Hearing Regarding Motion
for Entry of Discharge | ATY DEBTOR:
Neil O'Toole
TR: Richard M.
Hutson, II |
| 5. | James R. Thomas and
LuAnn Crim Thomas
12-80062 13
(lmj) | *62* Motion by Wells Fargo Bank, NA for
Relief from Stay regarding 2550
Holeman-Ashley Rd, Timberlake, NC (1) | ATY DEBTOR:
Koury Hicks
ATY WFB:
Michael Emrey
TR: Richard M.
Hutson, II |
| 6. | Guillermo Ayala, Jr
and Jessica Maria
Ayala
12-80550 13
(lmj) | *55* Motion by Debtors to Incur Debt | ATY DEBTOR:
James White
TR: Richard M.
Hutson, II |
| 7. | Michael Anthony
Marecheau and
Texanna Headen
Marecheau
12-80620 13
(lmj) | *41* Motion by Debtors to Incur Debt with
Toyota of Henderson | ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II |

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| 8. | James T Richardson,
Jr.
12-81363 13
(lmj) | *35* Motion by CitiFinancial Servicing LLC for Relief from Stay and Relief from Co-Debtor Stay (Lillian H. Richardson) regarding 2329 Old County Home Rd., Henderson, NC (3) | ATY DEBTOR:
Brandi
Richardson
ATY CFS: Michael
Emrey
TR: Richard M.
Hutson, II |
| 9. | James McArthur
Leonard
13-80146 13
(lmj) | *26* Amended Motion by Debtor for Private Sale of 11623 Old US 64, Spring Hope, NC to Boyd Taylor/Tayco Properties, LLC for \$16,800.00 | ATY DEBTOR:
Donald
Pergerson
TR: Richard M.
Hutson, II |
| 10. | Monica L Pierce
13-80695 13
(lmj) | *52* Motion by State Employees Credit Union for Relief from Stay regarding a 2007 GMC Yukon SLT | ATY DEBTOR:
Neil O'Toole
ATY SECU: Craig
Haskell
TR: Richard M.
Hutson, II |
| 11. | Patricia O'Leary
Cunningham
13-80887 13
(lmj) | *75* Motion by JP Morgan Chase Bank N.A. for Relief from Stay regarding 102 Bel Arbor Lane Carrboro, NC | ATY DEBTOR:
Benjamin Busch
ATY JPM:
Michael Emrey
TR: Richard M.
Hutson, II |
| 12. | Clarence Leathers, III
and Ruby Sonya
Leathers
13-81289 13
(lmj) | *40* Motion by Debtors to Modify Plan and Motion to Incur Debt with Southern States Volkswagen | ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II |

13. Clarissa Davis 14-80777 13 (lmj)	*35* Motion by Debtor to Incur Debt	ATY DEBTOR: Brandi Richardson TR: Richard M. Hutson, II
14. Larna Joy Wheeler 15-80140 13 (lmj)	*19* Motion by Debtor to Modify Plan	ATY DEBTOR: Koury Hicks TR: Richard M. Hutson, II
15. Anna L Schuppan 15-80257 13 (lmj)	*27* Motion by Debtor to Modify Plan	ATY DEBTOR: Brent Wootton TR: Richard M. Hutson, II
16. Rickey Andre Faulkner and Sandra Graves Faulkner 15-80259 13 (lmj)	1. *22* Motion by Debtors to Approve Consumer Law Fee Agreement with Craig M. Shapiro 2. *25* Motion by Debtors to Approve Settlement Agreement with Afni, Inc.	ATY DEBTOR: Koury Hicks ATY AFNI: Craig Shapiro TR: Richard M. Hutson, II BA: William Miller ATY DEBTOR: Koury Hicks ATY AFNI: Craig Shapiro TR: Richard M. Hutson, II BA: William Miller
17. John H. Kearney and Elaine J. Kearney 15-80486 13 (lmj)	*23* Motion by Ford Motor Credit for Relief from Stay regarding a 2014 Ford Fusion	ATY DEBTOR: Donald Pergerson ATY FMC: Pamela Keenan

TR: Richard M.
Hutson, II

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| 18. Corrine Woody
15-80808 13
(lmj) | *34* Motion by Trustee to Modify Plan | ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II |
| 19. Guioulnara
Abbasazade
15-80886 13
(lmj) | *30* Motion by Bank of America, N.A. for
Relief from Stay regarding 532 Glenolden Ct.
Apt. 532, Cary, NC (2) | ATY DEBTOR:
Neil O'Toole
ATY BOA:
Matthew McKee
TR: Richard M.
Hutson, II |
| 20. CD Hunt, IV
15-80949 13
(lmj) | *28* Motion by Debtor to Incur Debt with
Sport Durst Automotive Group | ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II |
| 21. Henry Thomas Suitt
and Koketa Royster
Suitt
16-80044 13
(lmj) | 1. *21* Motion by Trustee to Disburse Funds
on claim of US Bank National Association (1)

2. *24* Objection by Debtors to Claim Number
8 of US Bank National Association in the
amount of \$62,590.05 | ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II

ATY DEBTOR:
Koury Hicks
TR: Richard M.
Hutson, II |
| 22. Judy Parker Ervin
16-80054 13
(lmj) | *26* Motion by World Omni Financial Corp. to
Compel Debtor to turn over the 2011 Infiniti
G37 vehicle | ATY DEBTOR:
Koury Hicks
ATY WOFC:
Kristin Ogburn
TR: Richard M. |

Hutson, II

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| 23. Curtis Edward MacMiller and Joetta Louise MacMiller
16-80065 13
(lmj) | 1. *29* Objection by Debtors to Claim Number 4 of Internal Revenue Service in the amount of \$34,903.39 (2) | <p>ATY DEBTOR:
Koury Hicks
ATY IRS: Nathan Strupe
TR: Richard M. Hutson, II</p> |
| | 2. *21* Motion by Trustee to Allow Claim(s) of the IRS for 2007, 2011, 2012, 2013 and 2015 taxes (3) | <p>ATY DEBTOR:
Koury Hicks
ATY IRS: Nathan Strupe
TR: Richard M. Hutson, II</p> |
| 24. Ida L. Howard
16-80067 13
(lmj) | *32* Objection by Debtor to Claim Number 7 of Branch Banking & Trust Company in the amount of \$115,834.62 | <p>ATY DEBTOR:
Koury Hicks
TR: Richard M. Hutson, II</p> |
| 25. Jerome Bostick
16-80262 13
(lmj) | *26* Amended Notice and Proposed Order of Confirmation (1) | <p>ATY DEBTOR:
Michael McCrann
TR: Richard M. Hutson, II</p> |
| 26. Calvin Landon McKenzie and Tonya Perryman McKenzie
16-80263 13
(lmj) | *21* Amended Notice and Proposed Order of Confirmation | <p>ATY DEBTOR:
Michael McCrann
TR: Richard M. Hutson, II</p> |
| 27. Tammy Cameron Gaines
16-80313 13
(lmj) | 1. *18* Amended Notice and Proposed Order of Confirmation | <p>ATY DEBTOR:
Brett Yauger
TR: Richard M. Hutson, II</p> |

	2. *19* Objection by Trustee to Confirmation of Plan	ATY DEBTOR: Brett Yaeger TR: Richard M. Hutson, II
28. Elisha E Gutloff 16-80328 13 (lmj)	1. *17* Objection by Trustee to Confirmation of Plan (1)	ATY DEBTOR: Brent Wootton TR: Richard M. Hutson, II
	2. *18* Motion by Debtor to Modify Mortgage of Wells Fargo	ATY DEBTOR: Brent Wootton TR: Richard M. Hutson, II
29. Alexander Charles Butwinski, II and Susan Marie Butwinski 16-80371 13 (lmj)	*19* Motion by U.S. Bank NA for Relief from Stay regarding 307 S. Glenwood Trail Southern Pines, NC	ATY DEBTOR: Michael McCrann ATY USB: Sean Corcoran TR: Richard M. Hutson, II
30. Vincent David Pendarvis and Veronica Jean Pendarvis 16-80429 13 (lmj)	*16* Objection by Vanderbilt Mortgage & Finance Inc. to Confirmation of Plan (1)	ATY DEBTOR: Koury Hicks ATY VM: John Fletcher, III TR: Richard M. Hutson, II
31. William Mark Good and Rhonda Jean Good 16-80480 13 (lmj)	*17* Notice and Proposed Order of Confirmation	ATY DEBTOR: Koury Hicks TR: Richard M. Hutson, II

32. Terry Kyle Phillips 16-80506 13 (lmj)	*23* Motion by Mack Financial Services for Relief from Stay regarding a 2008 Kenworth T660 Tractor Trailer (1)	ATY DEBTOR: Donald Coomes ATY MFS: James Livermon, III TR: Richard M. Hutson, II
33. Patrick K. Lanier and Jamie B. Lanier 16-80527 13 (lmj)	*15* Motion by SunTrust Bank for Relief from Stay regarding 112 Springdale Way, Chapel Hill, NC	ATY DEBTOR: Douglas Wickham ATY STB: Kristen Redman TR: Richard M. Hutson, II
34. Ralph Foster 16-80601 13 (lmj)	*20* Motion by Debtor to Extend Deadline to File Notice of Proposed Chapter 13 Plan	ATY DEBTOR: PRO SE TR: Richard M. Hutson, II
35. Diana Steed Anderson 16-80615 13 (lmj)	*16* Motion by Credit Acceptance Corp. for Relief from Stay regarding a 2002 Cadillac Seville	ATY DEBTOR: Koury Hicks ATY CAC: Pamela Keenan TR: Richard M. Hutson, II
36. Joe Ann Perry 16-80666 13 (lmj)	*13* Determination as to Dismissal of Case for failure to pay filing fee	ATY DEBTOR: Donald Pergerson TR: Richard M. Hutson, II

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| 37. Larry Darnel Daniel
16-80216 13
(lmj) | *53* Amended Notice and Proposed Order of
Confirmation | ATY DEBTOR:
Benjamin Busch
TR: Richard M.
Hutson, II |
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| 38. Stanley Carlton Evans
16-80761 13
(lmj) | *7* Motion by Debtor to Impose Automatic
Stay | ATY DEBTOR:
Florence Bowens
TR: Richard M.
Hutson, II |

12:00 PM

Motions to Dismiss

39.	10-81789 13 (lmj)	Korea S Stephenson	John T. Orcutt
40.	12-81510 13 (lmj)	Wesley Duncan and Martha Duncan	Brandi Leigh Richardson
41.	12-81718 13 (lmj)	LaDawn Bridges	John T. Orcutt
42.	12-81814 13 (lmj)	Jessie Parker	Donald D. Pergerson
43.	13-80066 13 (lmj)	Joseph E West, Sr.	Donald D. Pergerson
44.	13-80505 13 (lmj)	Tige J Munn and Cheryl K Munn	Neil M. O'Toole
45.	13-80727 13 (lmj)	Rosa M Mason	Benjamin David Busch
46.	13-81106 13 (lmj)	Ronald Franklin Cox and Pamela Webb Cox	John T. Orcutt
47.	13-81198 13 (lmj)	Horace Reginald Fields, Sr. and Peggy Martin Fields	Edward C. Boltz John T. Orcutt
48.	13-81486 13 (lmj)	Charis E Martin	John T. Orcutt
49.	14-80196 13 (lmj)	Dashia Cynthia Davidson	John T. Orcutt
50.	15-80140 13 (lmj)	Larna Joy Wheeler	John T. Orcutt Koury Lee Hicks

51.	15-80392 13 (lmj)	Marvella Evette Parrish	John T. Orcutt
52.	15-80648 13 (lmj)	Valeria Kay Womack	John T. Orcutt
53.	15-80964 13 (lmj)	Theresa Ann Evans	John T. Orcutt
54.	15-81135 13 (lmj)	Barbara Akins	Donald D. Pergerson
55.	15-81161 13 (lmj)	John Haynes Powell, Jr. and Haley Ann Cole Powell	John T. Orcutt
56.	15-81202 13 (lmj)	Percy Bernard Rochelle	John T. Orcutt
57.	15-81326 13 (lmj)	Lester Sutton Sandlin	Brandi Leigh Richardson
58.	16-80021 13 (lmj)	Warren A. Frazier and Tawana Frazier	Neil M. O'Toole
59.	16-80027 13 (lmj)	Helen J. Ellis	John T. Orcutt
60.	16-80039 13 (lmj)	Brittany Anne Preiss	John T. Orcutt
61.	16-80194 13 (lmj)	Jacquelyn Victoria Cooper	John T. Orcutt
62.	16-80242 13 (lmj)	Randall T Barnette and Bambi G Barnette	Brent Clifton Wootton