

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

January 24, 2019

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 57
- Total Number of Matters to be Heard: 70
- Total Number of Hearings: 37
- Total Number of Motions to Dismiss: 33

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

09:30 AM

1. Bobby L. Wright and
Connie J. Wright
10-82326 13
(bak) *61* Motion by Debtors to Reopen Chapter 13
Case (1) ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

2. Rosalyn Harrison
Jones
12-81109 13
(bak) *39* Motion by Debtor to Reopen Chapter 13
Case ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

3. Barbara Kaye Smither
15-80221 13
(bak) *55* Amended Motion by Branch Banking &
Trust Company for Relief from Stay regarding
830 Roscoe Road, Bear Creek, NC (1) ATY BBT: Ashley
A. Edwards
TR: Richard M.
Hutson, II

4. Catherine Latrice
Williams
16-80484 13
(bak) *42* Motion by the Debtor to Incur Debt ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

5. Richard Guy McGee
and Penny Elaine
McGee
17-80817 13
(bak) *52* Motion by Trustee to Modify Plan (3) ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

6. Tasha Renee
McKeithan
17-80985 13
(bak) 1. *25* Motion by Trustee to Modify Plan (2) ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

2. *28* Objection by Debtor to Claim Number
3 of the Internal Revenue Service (\$18,712.48)
(1)

7. Marvin Wardell Estes, Sr. and Brenda Jenkins Estes
17-80986 13
(bak)
1. *25* Motion by Trustee to Modify Plan (2)
2. *28* Objection by Debtors to Claim Number 17 of the Internal Revenue Service (\$10,347.39) (1)
- ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II
8. Natascha Council
18-80156 13
(bak)
- *21* Motion by Trustee to Modify Plan
- ATY DEBTOR:
Christian B. Felden
TR: Richard M. Hutson, II
9. Johnnie Junior McCullers, Jr. and Wanda Teresa Amons
18-80351 13
(bak)
- *41* Motion by Debtors to Approve Settlement Agreement
- ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II
10. Michael Ryan Chambers and Kelly Winstead Chambers
18-80138 13
(bak)
1. *50* Amended Confirmation of Plan
2. *56* Objection by Trustee to Confirmation of Plan
3. *57* Objection by Members Credit Union to Confirmation of Plan
- ATY DEBTOR:
Florence A. Bowens
ATY MCU:
Pamela P. Keenan
TR: Richard M. Hutson, II

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| 11. Luis Enrique Sobarzo and Christine Lynn Vondra
18-80541 13
(bak) | *22* Amended Confirmation of Plan | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
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| 12. Linda Renee Fuller
18-80656 13
(bak) | 1. *2* Confirmation of Plan

2. *25* Objection by Trustee to Confirmation of Plan | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
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| 13. Johnston M. Wise and Charlena D Horton
18-80723 13
(bak) | 1. *32* Amended Confirmation of Plan

2. *34* Objection by Ally Bank to Confirmation of Plan | ATY DEBTOR:
Carena Lemons
ATY AB: Pamela P. Keenan
TR: Richard M. Hutson, II |
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| 14. Larry Preston Mahan
18-80739 13
(bak) | *17* Amended Confirmation of Plan | ATY DEBTOR:
Christian B. Felden
TR: Richard M. Hutson, II |
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| 15. Linda Paige Horne
18-80741 13
(bak) | 1. *2* Confirmation of Plan

2. *20* Objection by Trustee to Confirmation of Plan | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |

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| 16. Charles Edward Blue
and Dorothy Louise
Blue
18-80748 13
(bak) | 1. *2* Confirmation of Plan

2. *15* Objection by Trustee to Confirmation
of Plan | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 17. Karl Shepard
Mitschke
18-80763 13
(bak) | *2* Confirmation of Plan | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 18. Nancy Griffin Alston
18-80769 13
(bak) | 1. *20* Amended Confirmation of Plan

2. *26* Objection by RTO National to
Confirmation of Plan | ATY DEBTOR:
John T. Orcutt
ATY RN: Pamela
P. Keenan
TR: Richard M.
Hutson, II |
| 19. David Franklin Moore
and Lisa Blalock
Moore
18-80798 13
(bak) | *2* Confirmation of Plan | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

10:00 AM

Motions to Dismiss

20.	13-80515 13 (bak)	Hugo Ernesto Alcantara and Marlene Elizabeth Alcantara	Edward C. Boltz John T. Orcutt
21.	13-80998 13 (bak)	Gwendalyn A Daughton	Brent Clifton Wootton
22.	13-81081 13 (bak)	Jason Neil Davis and Elizabeth Alice Davis	Donald Louis Coomes
23.	14-80126 13 (bak)	Charles T Carey	Neil M. O'Toole
24.	14-80305 13 (bak)	Michael T. Harris	John T. Orcutt
25.	14-81189 13 (bak)	Kraig M Blim	Brent Clifton Wootton
26.	14-81197 13 (bak)	Amanda Dunwell Brown	John T. Orcutt
27.	15-80013 13 (bak)	Doris Lavon Revels	John T. Orcutt
28.	15-81061 13 (bak)	Bianca Marietta Morehead	John T. Orcutt
29.	15-81201 13 (bak)	David Edwin Winstead and Theresa Hamlett Winstead	Florence A. Bowens
30.	16-80108 13 (bak)	Dennis Anthony Wiltshire	John T. Orcutt
31.	16-80241 13 (bak)	Michael Terry Nifong	John T. Orcutt

32.	16-80363 13 (bak)	Brenda Jean Thissen	James C. White Michelle Merck Walker
33.	16-80518 13 (bak)	Lonzetta ReShunt Beaman-Gerald	John T. Orcutt
34.	16-80594 13 (bak)	Mary Ethel Grubbs	John T. Orcutt
35.	16-80686 13 (bak)	Adriene Genalee McAdoo	John T. Orcutt
36.	16-80859 13 (bak)	Catherine Lynn Rigsbee	John T. Orcutt
37.	17-80071 13 (bak)	Chester Stanley Palmer	A. B. Harrington, III
38.	17-80203 13 (bak)	Reginald Alonzo Banks and Cheryl Orange Banks	John T. Orcutt
39.	17-80362 13 (bak)	Tiwanna Lashun Cunningham	John T. Orcutt
40.	17-80367 13 (bak)	Myrtice A. Ellis	Donald D. Pergerson
41.	17-80454 13 (bak)	Crystal G. Ayscue	Donald D. Pergerson
42.	17-80691 13 (bak)	Donald Eugene Hamilton and Mildred Louise Hamilton	

43.	17-80812 13 (bak)	Patricia W. Canteen	Brandi Leigh Richardson
44.	18-80145 13 (bak)	Lisa Faison Potts	Brent Clifton Wootton
45.	18-80205 13 (bak)	James Louis Buie, Jr.	Florence A. Bowens
46.	18-80209 13 (bak)	Eric James Tolliver	Brent Clifton Wootton
47.	18-80460 13 (bak)	Marie Annette Harris	Donald D. Pergerson
48.	18-80470 13 (bak)	Sleta Aray Moore	John T. Orcutt
49.	18-80520 13 (bak)	Sterling P Gray and Shelia W Gray	Donald D. Pergerson
50.	18-80600 13 (bak)	Andrew Alston	John T. Orcutt
51.	18-80729 13 (bak)	Alzada Davis Terry	Donald D. Pergerson
52.	18-80746 13 (bak)	Warren Ballentine	Robert Lewis, Jr.

11:00 AM

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| 53. | Angell, Trustee
v.
Cheney Bros., Inc. et
al
18-09025
(bak) | Pre-Trial (1) | ATY PLA:
Nicholas C.
Brown |
| 54. | THD Construction,
Inc.
18-80686 7
(bak) | *11* Motion by Trustee for Turnover of
Property | ATY DEBTOR:
Dirk W.
Siegmond
TR: J.P.
Cournoyer |
| 55. | Multiflora
Greenhouses, Inc.
v.
Mason et al
18-09033
(bak) | *2* Motion by Plaintiff for a Preliminary
Injunction | ATY PLA: James
C. White
ATY DEF:
Stephanie
Osborne |
| 56. | Multiflora
Greenhouses, Inc.
18-80691 11
(bak) | 1. *11* Further Hearing on Motion by Debtor
to Use Cash Collateral (3)

2. *105* Motion by Julie Mason Smith, LLC
and Julie Smith Mason for Relief from Stay
regarding Litigation in North Carolina
Business Court

3. *172* Motion by Bankruptcy Administrator
to Appoint Examiner, Appoint Chapter 11
Trustee, Convert Case from Chapter 11 to
Chapter 7, or in the alternative, Dismiss Case
(1) | ATY DEBTOR:
James C. White
ATY JMS:
Stephanie
Osborne
BA: William P.
Miller |

4. *175* Further Hearing on Application by
Debtor to Employ Chief Restructuring Officer
(Bert Davis, Jr.) (1)

5. *192* Application by Debtor to Employ
Special Counsel (Jeffrey E. Oleynik)

57. Austram, LLC
18-80693 11
(bak)

74 Motion by James White to Withdraw as
Attorney of Record

ATY DEBTOR:
James C. White