

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

February 27, 2014

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 83
- Total Number of Matters to be Heard: 93
- Total Number of Hearings: 47
- Total Number of Motions to Dismiss: 46

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

09:30 AM

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| 1. | Mimi Misung Kim
10-82341 7
(bak) | Pre-Trial Re: Motion by the Bankruptcy
Administrator to dismiss case pursuant to
Section 707(b). (1) | ATY DEBTOR:
Jeremy T.
Browner
BA: William P.
Miller
TR: Sara A.
Conti |
| 2. | Fields Body Shop of
Siler City, Inc.
12-81657 7
(bak) | *36* Application by Attorney for the Trustee
for Compensation.

37 Application by the Trustee for
Compensation. | TR: John A.
Northen |
| 3. | Pulley et al
v.
Pensions, Annuities,
Settlements, LLC et al
13-09041
(bak) | *9* Motion by the Plaintiffs for Default a
Judgment. | ATY PLA:
Brandi L.
Richardson |
| 4. | Claude Fuller
14-80003 7
(bak) | *9* Motion by the Debtor to convert from
Chapter 7 to Chapter 13. | ATY DEBTOR:
Joe C.
Weinberger, Jr.
TR: Sara A.
Conti |

11:00 AM

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| 5. | Banks
v.
CashCall, Inc. et al
13-09056
(bak) | PRE-TRIAL. | ATY PLA:
Edward C. Boltz
ATY DEF:
Thomas W.
Waldrep, Jr. |
| | | *11* Motion by the Defendant to dismiss
Adversary Proceeding. | |
| 6. | Hortencia Smith Banks
12-81853 13
(bak) | *43* Motion by CashCall, Inc. to withdraw
Proof of Claim No. 2 with prejudice. | ATY DEBTOR:
John T. Orcutt
ATY CC:
Thomas W.
Waldrep, Jr.
TR: Richard M.
Hutson, II |
| 7. | Meza
v.
Specified Credit
Association, Inc.
13-09032
(bak) | *13* Motion by the Debtor to approve
Settlement Agreement. | ATY PLA:
Edward C. Boltz
ATY DEF:
Samuel D. Fleder |
| 8. | John Thomas Meza
13-80037 13
(bak) | *36* Motion by the Debtor to approve
Settlement Agreement. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

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| 9. | Patrick David Tysor
and Bessie Ryant
Tysor
09-81406 13
(bak) | *35* Motion by the Debtors to modify Plan. | ATY DEBTOR:
A. B. Harrington,
III
TR: Richard M.
Hutson, II |
| 10. | Renee M Aquilino
10-80003 13
(bak) | *56* Motion by Nationstar Mortgage, LLC, for
Relief from Stay regarding 8310 Dockray
Court, Lorton, VA. (1) | ATY DEBTOR:
Neil M. O'Toole
ATY NM:
Kimberly A.
Sheek
TR: Richard M.
Hutson, II |
| 11. | Craig A. Matthews
10-80350 13
(bak) | *37* Motion by the Debtor to incur debt with
Premier Commercial Bank. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 12. | Mary Lee Branch
10-80788 13
(bak) | *58* Motion by the Debtor to modify
mortgage of SunTrust Mortgage. | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 13. | Mark Anthony Alberti
and Deborah Larry
Alberti
10-81394 13
(bak) | *83* Objection by the Debtors to Claim
Number 4 of BAC Home Loan Servicing, LP.
(1) | ATY DEBTOR:
James C. White
TR: Richard M.
Hutson, II |

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| 14. Anthony Durick
McMannen and Tonya
Jones McMannen
11-80231 13
(bak) | *50* Motion by the Debtors to incur debt with
Carmax. | DEBTOR: John
T. Orcutt
TR: Richard M.
Hutson, II |
| 15. Ricky Cameron and
Debra Mae Hunter
11-81077 13
(bak) | *44* Motion by the Debtors to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 16. Keith E. Wright and
Angela L. Wright
11-81159 13
(bak) | *35* Motion by the Debtors to modify Plan. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
| 17. Keisha Levette Hunter
12-81401 13
(bak) | *48* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 18. Edward Robertson
12-81493 13
(bak) | *25* Motion by the Debtor to incur debt with
SunTrust Bank. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 19. Sylvester C. Headen
12-81571 13
(bak) | *53* Motion by PHH Mortgage Corporation
for Relief from Stay regarding 5502 Russel
Road, Durham, NC; and Relief from
Co-Debtor Stay as to Barbara C. Headen. (1) | ATY DEBTOR:
Cheryl Y.
Capron
ATY PHH:
Kimberly A. |

Sheek
TR: Richard M.
Hutson, II

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| 20. Michael Gerard Monds
12-81648 13
(bak) | *55* Motion by the Debtor to modify
mortgage of Americas Servicing Company. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
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| 21. Wendy Cassandra
Farrington
12-81801 13
(bak) | *17* Motion by the Trustee to allow the late
filed Claim of BCBSNC. (3) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
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| 22. Joan Dianne
Richardson
12-81844 13
(bak) | *42* Motion by the Debtor to modify Plan. | ATY DEBTOR:
William L.
Yaeger
TR: Richard M.
Hutson, II |
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| 23. Alan R. Fitzgerald
12-81952 13
(bak) | *19* Motion by SunTrust Mortgage, Inc. for
Relief from Stay regarding 704 Greyson Drive,
Durham, NC. (2) | ATY DEBTOR:
William L.
Yaeger
ATY SM:
Matthew L.
Underwood
TR: Richard M.
Hutson, II |

24.	Tina Maxine Suggs Bunch 13-80011 13 (bak)	*42* Motion by the Trustee to modify Plan. (1)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
25.	Lewis W. Hedgepeth 13-80476 13 (bak)	*46* Motion by the Debtor to modify Plan.	ATY DEBTOR: Donald D. Pergerson TR: Richard M. Hutson, II
26.	Alicia Marie Smith 13-80590 13 (bak)	*38* Motion by the Debtor to modify Plan.	ATY DEBTOR: James C. White TR: Richard M. Hutson, II
27.	Bonnie L. Henson 13-80948 13 (bak)	*22* Motion by the Debtor objecting to Claim and seeking damages under the Truth in Lending Act.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
28.	Marvin Williams and Jessica R Williams 13-81074 13 (bak)	*32* Motion by the Debtors for private sale of 115 Crystal Oaks Dr., Deland, FL.	ATY DEBTOR: Neil M. O'Toole TR: Richard M. Hutson, II
29.	Jennifer Nicole Mangum 13-81178 13 (bak)	*19* Motion by the Trustee to dismiss Debtor's Case.	ATY DEBTOR: James C. White TR: Richard M. Hutson, II

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| 30. Elton Delbridge
13-81291 13
(bak) | *31* Motion by Ally Financial, Inc. to
reconsider the Consent Order entered on
January 30, 2014. | ATY DEBTOR:
Donald D.
Pergerson
ATY AF: Pamela
P. Keenan
TR: Richard M.
Hutson, II |
| 31. Mildred Denise
Roberts
13-81343 13
(bak) | *18* Motion by the Debtor to convey personal
property. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 32. Gelinda Todd Harkley
13-81472 13
(bak) | *16* Motion by US Bank N.A. for Relief from
Stay regarding 4604 Mineral Springs Lane,
Raleigh, NC. (3) | ATY DEBTOR:
James C. White
ATY USB:
Kimberly A.
Sheek
TR: Richard M.
Hutson, II |
| 33. Lenward M. Hanks,
SR and Zelphia B.
Hanks
14-80019 13
(bak) | *16* Amended Motion by the Debtors to incur
debt with TBD. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
| 34. Earl E. Thompson and
Judy M Thompson
10-81538 13
(bak) | *35* Motion by the Debtors to incur debt with
TBD. (1) | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |

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| 35. Angela C Claiborne
14-80056 13
(bak) | *15* Motion by Credit Acceptance Corp. for Relief from Stay regarding a 2004 BMW X3 SUV, and Relief from Co-Debtor Stay as to Carl Lee Clairborne. | ATY DEBTOR:
Brent C. Wootton
ATY CAC:
Pamela P.
Keenan
TR: Richard M.
Hutson, II |
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| 36. Kathy Louise Hawkins
14-80072 13
(bak) | *14* Show Cause Hearing regarding Certification of Credit Counseling. | ATY DEBTOR:
Eleanette M.
Brown
TR: Richard M.
Hutson, II |
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| 37. Jameshia B Dixon
14-80134 13
(bak) | *5* Motion by the Debtor for turnover of property. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
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| 38. Michael A Jackson
and Cathy L
Meeks-Jackson
13-81014 13
(bak) | *16* Confirmation of Plan. (1) | ATY DEBTOR:
Neil M. O'Toole
TR: Richard M.
Hutson, II |
| | *18* Objection by the Trustee to Confirmation of Plan. (1) | |
| | *19* Objection by the Trustee to Debtors' Claim for Property Exemptions. (1) | |

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| 39. Ludwig David
Balbuena
13-81312 13
(bak) | *15* Confirmation of Plan. | ATY DEBTOR:
Carena B.
Lemons
TR: Richard M.
Hutson, II |
| | *17* Objection by the Trustee to Confirmation
of Plan. | |
| 40. Regina Lovette Barbee
13-81322 13
(bak) | *16* Confirmation of Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | *17* Objection by Wells Fargo Bank, N.A. to
Confirmation of Plan. (1) | |
| 41. Timothy Matthew
Foushee and Katie
Avalee Foushee
13-81548 13
(bak) | *12* Confirmation of Plan. | ATY DEBTOR:
A. B. Harrington,
III
TR: Richard M.
Hutson, II |

12:00 PM

Motions to Dismiss

42.	08-81462 13 (bak)	Barbara C. Davis	Donald D. Pergerson
43.	08-81774 13 (bak)	Marcelino Antonio Smith-Lindley and Lisa Carson Smith-Lindley	A. B. Harrington, III
44.	08-81844 7 (bak)	James F. Chamberlain and Cindy E. Chamberlain	Joseph M. Wilson, Jr.
45.	08-81904 13 (bak)	Alterik Wardrick and Demetria Quantye Walton	John T. Orcutt
46.	09-82273 13 (bak)	Mary Walder Jennette	John T. Orcutt
47.	10-82064 13 (bak)	Johnny Elvis Ragland and Evelyn Ree Ragland	Brett Smith Yauger
48.	10-82315 13 (bak)	Willis Andre Glanton and Kathy Harris Glanton	John T. Orcutt
49.	11-80053 13 (bak)	Jerry L Kearney and Diane W Kearney	Brandi Leigh Richardson
50.	11-80182 13 (bak)	Vernon Lewis Langley and Dora Lee Langley	John T. Orcutt
51.	11-81054 13 (bak)	Esther Mae Watkins	Donald D. Pergerson
52.	11-81159 13 (bak)	Keith E. Wright and Angela L. Wright	Brent Clifton Wootton

53.	11-81326 13 (bak)	Frances W Beckham	Brandi Leigh Richardson
54.	11-81708 13 (bak)	Delores Mason	Virginia B. Collins
55.	11-81813 13 (bak)	Anthony Scott Hughes	Donald D. Pergerson
56.	11-81827 13 (bak)	Bernard Leo Meyer and Cindy Anne Meyer	John T. Orcutt
57.	11-82133 13 (bak)	Curtiss McLaughlin	Michael J. McCrann
58.	12-80396 13 (bak)	Cindy Lawan Collins	John T. Orcutt
59.	12-80758 13 (bak)	Natasha Lavetta Allen	John T. Orcutt
60.	12-80771 13 (bak)	Deborah Carol Clayton	John T. Orcutt
61.	12-80957 13 (bak)	LaShonda Shatese Hodges	John T. Orcutt
62.	12-81057 13 (bak)	Susan Thompson Parker	John T. Orcutt
63.	12-81101 13 (bak)	Alex Sibrian and Maribel C Sibrian	Brent Clifton Wootton
64.	12-81361 13 (bak)	Tracy D. Whitted	Cheryl Y. Capron
65.	12-81401 13 (bak)	Keisha Levette Hunter	John T. Orcutt

66.	12-81413 13 (bak)	Aundria Lynette Sparrow	John T. Orcutt
67.	12-81659 13 (bak)	Kevin T Henry	Brent Clifton Wootton
68.	12-81693 13 (bak)	Yolanda Ann Brewer	John T. Orcutt Koury Lee Hicks
69.	12-81783 13 (bak)	Philip Andrew Moder, Jr.	James C. White
70.	12-81946 13 (bak)	Joanne Leverette	John T. Orcutt
71.	13-80135 13 (bak)	Mark Andrew Fitzgerald and Cynthia Smith Fitzgerald	John T. Orcutt
72.	13-80464 13 (bak)	Pamela Nickerson Cobb	James B. Craven, III
73.	13-80476 13 (bak)	Lewis W. Hedgepeth	Donald D. Pergerson
74.	13-80478 13 (bak)	Billy Niles Harrell, Jr. and Linda Harrell	Joy K. Alford-Brand
75.	13-80590 13 (bak)	Alicia Marie Smith	James C. White Michelle Merck Walker
76.	13-80685 13 (bak)	Micah Joel Brigman and Wanda Jean Brigman	Virginia B. Collins
77.	13-80823 13 (bak)	Furnell Peaks and Gatheia Peaks	John T. Orcutt

78.	13-80937 13 (bak)	Johnnie Rae Lewis and Teresa Kay Lewis	Donald Louis Coomes
79.	13-80955 13 (bak)	Jimmie E Wallace, Jr	Brent Clifton Wootton
80.	13-81380 13 (bak)	Joseph O DeShazo	Florence A. Bowens
81.	13-81384 13 (bak)	William Manning, Jr. and Gloria Harkless Manning	Michael J. McCrann
82.	13-81398 13 (bak)	Jane Kay Burnett	John T. Orcutt
83.	13-81400 13 (bak)	Joey Albert Elliott	John T. Orcutt
84.	13-81428 13 (bak)	Billy Brian Kille and Bobbi Barnette Kille	Brent Clifton Wootton
85.	13-81442 13 (bak)	Cathy D Martin	Eleanette Maccene Brown
86.	13-81535 13 (bak)	Annie M Foster	Donald D. Pergerson
87.	13-81575 13 (bak)	Cecil Linwood Alston and Phyllis Nettles Alston	Virginia B. Collins