

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

September 23, 2014

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 74
- Total Number of Matters to be Heard: 99
- Total Number of Hearings: 60
- Total Number of Motions to Dismiss: 39

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. Northen
v.
Johnston
14-09049
(bak) | Pre-Trial. | ATY PLA: J.P.
Courmoyer |
| | | |
| 2. Harvey, Jr. et al
v.
Northen
14-09047
(bak) | Pre-Trial. | ATY PLA: J.
Daniel Bishop
ATY DEF: John
A. Northen |
| | | |
| 3. John Gregory
McCormick
06-80976 7
(bak) | 1. Status Hearing [462] Objection by the
Trustee to Claim Number 39 of Miles
McCormick on behalf of the Internal Revenue.

2. Status Hearing [463] Objection by the
Trustee to Claim Number 40 of Miles
McCormick on behalf of the Internal Revenue
Service.

3. Status Hearing [464] Objection by the
Trustee to Claim Number 37 of Michel P.
Gnagy on behalf of the Internal Revenue
Service.

4. Status Hearing [465] Objection by the
Trustee to Claim Number 38 of Michele P.
Gnagy on behalf of the Internal Revenue
Service.

5. Status Hearing [525] Motion to Abate
Contested Matters with Respect to Claims #37,
#38, #39 and #40. | DEBTOR: PRO
SE
TR: John A.
Northen |

6. Status Hearing [806] Objection by the Trustee to Claim Number 28 of The Estate of Andrew Harrison Peatross.

7. Status Hearing [807] Objection by the Trustee to Claim Number 11 of Lisa Beck.

8. Status Hearing [808] Objection by the Trustee to Claim Number 22 of Michel P. Gnagy.

9. Status Hearing [809] Objection by the Trustee to Claim Number 33 of Internal Revenue Service.

10. Status Hearing [810] Objection by the Trustee to Claim Number 34 of Internal Revenue Service.

11. Status Hearing [811] Objection by the Trustee to Claim Number 29 of The Estate of Mary Elise Livingston Peatross.

12. Status Hearing [812] Objection by the Trustee to Claim Number 21 of Miles McCormick.

13. Status Hearing [813] Objection by the Trustee to Claim Number 32 of North Carolina Department of Revenue.

4. Linda Holder Clark 13-80733 7 (bak)	*70* Motion by the Debtor for Contempt. (1)	ATY DEBTOR: Carena B. Lemons TR: Sara A. Conti
5. Mark Alan Richey, Sr. 14-80529 7 (bak)	*25* Objection by the Trustee to Debtor's Claim for Property Exemptions. (1)	ATY DEBTOR: Kristin A. Rice TR: Sara A. Conti

6. Christina Lee Alston
14-80937 7
(bak)

3 Application by the Debtor to proceed in
forma pauperis. (1)

DEBTOR: PRO
SE
TR: Sara A.
Conti

18 Show Cause Hearing regarding
Certification of Credit Counseling.

11:00 AM

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| 7. | Lee
v.
General Revenue
Corporation
14-09046
(bak) | Pre-Trial. (1) | ATY PLA:
Edward C. Boltz
ATY DEF: Neil
D. Jonas |
| | | *10* Motion by the Defendant to Dismiss
Adversary Proceeding.

14 Motion by Craig M. Shapiro to appear
Pro Hac Vice. | |
| 8. | Mary Louise Toombs
09-80999 13
(bak) | *61* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | | *64* Objection by the Debtor to Claim
Number 5 of BAC Home Loans Servicing, LP. | |
| 9. | Thomas Edward
Wilson and Sandra
Lynn Wilson
10-81481 13
(bak) | *38* Motion by the Internal Revenue Service
to Dismiss Case or Convert Case to Chapter 7.
(1) | ATY DEBTOR:
John T. Orcutt
ATY IRS: Cheryl
T. Sloan
TR: Richard M.
Hutson, II |
| 10. | Alex Lee Boone and
Sarah Kathryn Boone
10-81995 13
(bak) | *44* Objection by the Debtor to Claim
Number 5 of Aurora Loan Services, LLC. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

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| 11. Robert Johnson and Heather Johnson
10-82328 13
(bak) | *48* Motion by the Debtors to modify mortgage with GreenTree Servicing, LLC. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M. Hutson, II |
| 12. Rashieka Monique Barr
11-80118 13
(bak) | *42* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Christian B. Felden
TR: Richard M. Hutson, II |
| 13. Judy E Parker
11-80162 13
(bak) | *58* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M. Hutson, II |
| 14. Kenneth Marvin Purcell
11-81328 13
(bak) | *141* Motion by the Trustee to convert Debtor's Case from Chapter 13 to Chapter 7.
(1) | ATY DEBTOR:
Kenneth M. Johnson
TR: Richard M. Hutson, II |
| 15. Juan Carlos Gonzalez Estrada
11-81505 13
(bak) | *77* Application by the Debtor to Employ Attorney Heidi G. Chapman. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 16. Kenneth Darrell Tilley and Lisa Renee Tilley
11-81548 13
(bak) | *30* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |

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| 17. Tanya Y Rainey
12-80650 13
(bak) | *39* Motion by Bingham Station Community Association, Inc. for Relief from Stay regarding 117 Steel Hopper Way, Garner, NC. | ATY DEBTOR:
Brent C. Wootton
ATY BSCA:
Adam M.
Gottsegen
TR: Richard M.
Hutson, II |
| 18. Tuputala Saili
12-81128 13
(bak) | *27* Motion by the Debtor to incur debt with Pinehurst Toyota. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 19. Randy Floyd Nevils
12-81688 13
(bak) | *25* Application by the Debtor to employ professional person and for approval of Settlement. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 20. Michael Carl Ellis
13-80431 13
(bak) | *20* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 21. Cynthia Brown
13-80865 13
(bak) | *22* Motion by Branch Banking and Trust Company for Relief from Stay regarding 3370 Old County Home Road, Henderson, NC. (2) | ATY DEBTOR:
Donald D.
Pergerson
ATY BBT:
Kristen P. Miller
TR: Richard M.
Hutson, II |

22.	Cheryl Lynette McNeely 13-80886 13 (bak)	*30* Motion by the Debtor to modify Plan; and to incur debt with Drive Time.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
23.	James Therean McMillan 13-81079 13 (bak)	*29* Motion by the Debtor to modify Plan. (1)	ATY DEBTOR: Michael J. McCann TR: Richard M. Hutson, II
24.	Sean T Marshall and Melody M Marshall 13-81111 13 (bak)	*62* Motion by the Debtors to modify Plan.	ATY DEBTOR: Robert Lewis, Jr. TR: Richard M. Hutson, II
25.	Tony Elmo Russell 13-81207 13 (bak)	*22* Motion by the Trustee to modify Plan.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
26.	Perry Andrew Jenkins 13-81440 13 (bak)	*23* Motion by the Trustee to modify Plan. (2)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
		25 Objection by the Debtor to Claim Number 7 of U.S. Bank, N.A. (1)	

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| 27. Rhonda Gayle Holt
13-81451 13
(bak) | *29* Application by the Debtor to employ Attorney David B. Alexander. | ATY DEBTOR:
James C. White
TR: Richard M. Hutson, II |
| 28. Michael T. Harris
14-80305 13
(bak) | *19* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Cheryl Y. Capron
TR: Richard M. Hutson, II |
| 29. Terry Samuel Bowen
14-80378 13
(bak) | *20* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 30. Jennifer Renee Weakley
14-80415 13
(bak) | *15* Amended Motion by Russell Tighe for Relief from Stay regarding 5367 Bonlee Carbonton Rd., Goldston, NC; and Relief from Co-Debtor Stay as to Felton Wayne Weakley. | ATY DEBTOR:
A. B. Harrington, III
ATY RT: Sara W. Harrington
TR: Richard M. Hutson, II |
| 31. James David Simcox
14-80424 13
(bak) | *15* Motion by the Debtor to modify Plan to lower Plan payment. (1) | ATY DEBTOR:
Joy K. Alford-Brand
ATY TS: Gordon C. Woodruff
TR: Richard M. Hutson, II |
| | *21* Motion by Trista Simcox for Relief from Stay regarding Domestic Claims in State Court. | |

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| 32. | Reginald Louis
Charles and Bridgett
Bonita Charles
14-80614 13
(bak) | *18* Motion by the Debtors to incur debt with
401(k) Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 33. | Kimberly O'Neal Self
14-80751 13
(bak) | *26* Hearing to determine if Debtor's case
should be dismissed for failure to pay filing fee. | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 34. | William Henry
Winstead, Jr. and Mia
Palmer Winstead
14-80815 13
(bak) | *18* Application the Debtors to approve
Contingency and Hourly Fee Agreement. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 35. | Recco Bullock
14-80821 13
(bak) | *13* Objection by the Debtor to Claim of
Investment Corp. of America. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
| 36. | Anna D Faison
14-80847 13
(bak) | *13* Objection by the Debtor to Claim of
BB&T. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |

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| 37. Sandra Ann Taylor
14-80428 13
(bak) | *17* Amended Motion by the Debtor to avoid the Lien of Branch Banking and Trust Company regarding 3248 Blackstone Rd, Sanford, NC. (1) | ATY DEBTOR:
Michael J.
McCraan
TR: Richard M.
Hutson, II |
| | *21* Confirmation of Plan. (1) | |
| | *23* Objection by the Trustee to Confirmation of Plan. (1) | |
| | *24* Objection by the Trustee to Debtor's Claim for Property Exemptions. (2) | |
| 38. Ronald Earl Barr
14-80515 13
(bak) | *13* Confirmation of Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | *15* Objection by the Trustee to Confirmation of Plan. | |

12:00 PM

Motions to Dismiss

39.	09-81011 13 (bak)	Serafin Perez and Gloria Lynn Perez	John T. Orcutt
40.	10-80243 13 (bak)	Letitia Angelique Gregory	Donald D. Pergerson
41.	10-80997 13 (bak)	Charles H Tate and Sheila A Tate	Brent Clifton Wootton
42.	10-81336 13 (bak)	Andrew James Pinchac and Jacqueline Dolores Pinchac	John T. Orcutt
43.	11-80894 13 (bak)	Robin O'Briant Pittman	John T. Orcutt
44.	11-80973 13 (bak)	Laquinton Adonte Holeman	John T. Orcutt
45.	12-81336 13 (bak)	Brian L. Ball	John T. Orcutt
46.	12-81337 13 (bak)	Jerry R Parrish, Jr. and Deborah N Parrish	Donald D. Pergerson
47.	12-81387 13 (bak)	Robert Ben Wilson	John T. Orcutt
48.	12-81852 13 (bak)	Keith J. Marable	John T. Orcutt
49.	12-81905 13 (bak)	Michael S Flowers	Brent Clifton Wootton
50.	13-80084 7 (bak)	Stephen J. Brasche and Sheryl L Brasche	A. B. Harrington, III

51.	13-80431 13 (bak)	Michael Carl Ellis	John T. Orcutt
52.	13-81111 13 (bak)	Sean T Marshall and Melody M Marshall	Robert Lewis, Jr.
53.	13-81234 13 (bak)	Carol Nualease Snellings	John T. Orcutt
54.	13-81327 13 (bak)	Joyce B Thorpe	Donald D. Pergerson
55.	13-81335 13 (bak)	Vera L Kittrell	Donald D. Pergerson
56.	13-81337 13 (bak)	Keillen L Johnson	Brandi Leigh Richardson
57.	13-81343 13 (bak)	Mildred Denise Roberts	John T. Orcutt
58.	13-81463 13 (bak)	Pamela A. Burnett	John T. Orcutt
59.	13-81491 13 (bak)	Rita Larnette Williams	John T. Orcutt
60.	13-81523 13 (bak)	Ralph Edward Price and Laura White Price	John T. Orcutt
61.	13-81545 13 (bak)	Michael Sheron Clack and Courtney Lorine Clack	A. B. Harrington, III
62.	13-81596 13 (bak)	Anthony Wayne Pierce and Alicia Artrell Pierce	James C. White

63.	14-80029 13 (bak)	Douglas Leroy Logan and Vivette Lynee Jeffries-Logan	John T. Orcutt
64.	14-80060 13 (bak)	Maria Cristina Olesco	Edward C. Boltz John T. Orcutt
65.	14-80145 13 (bak)	Frances W Beckham	Brandi Leigh Richardson
66.	14-80167 13 (bak)	Pamela M. Foxx	Brett Smith Yauger
67.	14-80248 13 (bak)	Leon Tremayne DeGraffenreidt and Arcacia Gooch DeGraffenreidt	William E. Mathers
68.	14-80305 13 (bak)	Michael T. Harris	Cheryl Y. Capron
69.	14-80343 13 (bak)	Gail Lorraine Harris	John T. Orcutt
70.	14-80509 13 (bak)	Nikkia Atawa Spearman	Donald D. Pergerson
71.	14-80580 13 (bak)	Denise Smith	Donald D. Pergerson
72.	14-80630 13 (bak)	Taniesha Danielle Duncan	John T. Orcutt
73.	14-80667 13 (bak)	Billie Cates Gerringer	John T. Orcutt
74.	14-80674 13 (bak)	Bernadine Richardson	Donald D. Pergerson
75.	14-80700 13 (bak)	Gennelle Betina Daye	John T. Orcutt

76.	14-80714 13 (bak)	Cathy D Martin	Eleanette Maccene Brown
77.	14-80792 13 (bak)	Stephone Gecobbie White	James B. Craven, III