

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

November 20, 2014

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 85
- Total Number of Matters to be Heard: 97
- Total Number of Hearings: 50
- Total Number of Motions to Dismiss: 47

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

09:30 AM

- | | | |
|--|--|---|
| 1. John Gregory
McCormick
06-80976 7
(bak) | *989* Application by Attorney for the Trustee
for Compensation. | DEBTOR: PRO
SE
TR: John A.
Northen |
| | | |
| 2. Larry M Gottschalk
and Heather O'Connor
14-80600 7
(bak) | Pre-Trial Re: Motion by the Bankruptcy
Administrator to Dismiss Case pursuant to
Section 707(b). (2) | ATY DEBTOR:
Stephanie
Osborne-Rodgers
BA: William P.
Miller
TR: Sara A.
Conti |
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| *16* Motion by the Debtors to convert case to
Chapter 13. | | |
| | | |
| 3. Northen et al
v.
Johnston
14-09049
(bak) | Pre-Trial. (1) | ATY PLA: J.P.
Courmoyer
ATY DEF: J.
Marshall Shelton |
| | | |
| *8* Motion by the Plaintiff to approve
Settlement Agreement. | | |
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| 4. Karla Diann Reich
09-81641 7
(bak) | *62* Motion by the Trustee to approve
Settlement Agreement. | ATY DEBTOR:
John T. Orcutt |

11:00 AM

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| 5. | Geyer et al
v.
The Ridges At
Parkwood
Association, Inc.
14-09053
(bak) | Pre-Trial. | ATY PLA:
Edward C. Boltz |
| 6. | Richard Louis James
and Virginia Lucy
James
09-80534 13
(bak) | *46* Show Cause Hearing to determine if Joint
Debtor Virginia James' case should be closed
without entry of a Discharge. (2) | ATY DEBTOR:
A. B. Harrington,
III
TR: Richard M.
Hutson, II |
| 7. | Vincent Orlando Penn
09-80613 13
(bak) | *49* Show Cause Hearing to determine if the
Debtor's case should be closed without entry of
a Discharge. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 8. | George William
Schwartzbeck
09-81017 13
(bak) | *37* Show Cause Hearing to determine if the
Debtor's case should be closed without entry of
a Discharge. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 9. | Dennis Watt Locklear
and Erma Shell
Locklear
09-81467 13
(bak) | *57* Response by the Debtors to Notice of
Final Cure Mortgage Payment. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

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| 10. Kimberly W. Bailey
10-81169 13
(bak) | *91* Motion by the Debtor to modify mortgage with Ocwen Loan Servicing, LLC. | ATY DEBTOR:
Cheryl Y. Capron
TR: Richard M. Hutson, II |
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| 11. Angel A Robinson
11-80799 13
(bak) | *50* Show Cause Hearing to determine if the Debtor's case should be closed without entry of a Discharge. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M. Hutson, II |
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| 12. Barbara Nickerson
11-80882 13
(bak) | *22* Motion by the Debtor to avoid the Judicial Lien of CitiBank regarding 5019 Gov. Martin St., Efland, NC.

23 Motion by the Debtor to avoid the Judicial Lien of CitiBank regarding 5019 Gov. Martin St., Efland, NC.

24 Motion by the Debtor to avoid the Judicial Lien of CitiBank regarding 5019 Gov. Martin St., Efland, NC.

29 Show Cause Hearing to determine if the Debtor's case should be closed without entry of a Discharge. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M. Hutson, II |
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| 13. Yolanda M Shearin
11-81610 13
(bak) | *42* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Brandi L. Richardson
TR: Richard M. Hutson, II |

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| 14. Rosa R. Harper
12-80040 13
(bak) | *36* Motion by Nationstar Mortgage, LLC, for Relief from Stay regarding 702 Heidleberg Street, Durham, NC. | ATY DEBTOR:
James B. Craven,
III
ATY NM:
Matthew L.
Underwood
TR: Richard M.
Hutson, II |
| 15. Ruth M. Nance
12-81478 13
(bak) | *53* Objection by the Debtor to Chapter 13 Trustee's Final Report and Account. | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 16. Margaret H. Taylor
13-80242 13
(bak) | *32* Motion by Regions Bank for Relief from Stay regarding 107 Green Tree Circle, Oxford, NC; and Relief from Co-Debtor Stay as to Waddel Taylor and Mary Sanders. | ATY DEBTOR:
Donald D.
Pergerson
ATY RB:
Matthew Z.
Phelan
TR: Richard M.
Hutson, II |
| 17. Joseph Roy Swaney,
Jr.
13-80279 13
(bak) | *28* Objection by the Debtor to Claim Number 6 of the Internal Revenue Service. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 18. Lois Poskel Alpern
13-80425 13
(bak) | *57* Motion by PNC Bank, N.A. for Relief from Stay regarding 19 Preakness Drive, Durham, NC. (2) | ATY DEBTOR:
John T. Orcutt
ATY PNC:
Stephen T. Staley
TR: Richard M. |

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| 19. | Ann M Burnette
13-81613 13
(bak) | *20* Motion by the Trustee to modify Plan. | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| | | *24* Application by the Debtor to employ
Attorney Michael Rogers Nunc Pro Tunc. (1) | |
| 20. | Douglas Leroy Logan
and Vivette Lynee
Jeffries-Logan
14-80029 13
(bak) | *36* Motion by the Trustee to convert Debtors'
Case from Chapter 13 to Chapter 7. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 21. | Kathy Louise Hawkins
14-80072 13
(bak) | *25* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Eleanette M.
Brown
TR: Richard M.
Hutson, II |
| 22. | Kevin Brian Carver
and Amy Long Carver
14-80191 13
(bak) | *28* Application by the Debtor to approve
Contingency and Hourly Fee Agreement. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 23. | Elmer Eugene
Thompson and
Dorothy Brooks
Thompson | *30* Motion by JP Morgan Chase Bank, N.A.
for Relief from Stay regarding a 2012 Suzuki. | ATY DEBTOR:
John T. Orcutt
ATY JP: Franklin
Drake |

14-80334 13
(bak)

TR: Richard M.
Hutson, II

24. Waymon J. Crews
14-80440 13
(bak)

17 Objection by the Debtor to Claim
Number 4 of U.S. Bank. (3)

ATY DEBTOR:
James B. Craven,
III
TR: Richard M.
Hutson, II

25. Kenita Jean Melvin
14-80758 13
(bak)

22 Hearing to determine if Debtor's case
should be dismissed for failure to pay filing fee.

ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

26. Helen Louise Graham
14-80765 13
(bak)

22 Hearing to determine if Debtor's case
should be dismissed for failure to pay filing fee.

ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

27. Gary Odell Headen
and Ceasine DeAnn
Headen
14-80988 13
(bak)

30 Motion by the Trustee to Dismiss
Debtors' case for bad faith. (1)

ATY DEBTOR:
Donald L.
Coomes
TR: Richard M.
Hutson, II

28. Danny R. Carmack
and Elizabeth E
Carmack
14-81059 13
(bak)

18 Objection by Time Investment
Corporation to valuation of a 1994 Chevrolet
1500.

ATY DEBTOR:
Brent C. Wootton
ATY TIC:
William F. Hill
TR: Richard M.
Hutson, II

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| 29. | Jonathan B Caudle
and Deitre D Caudle
14-81155 13
(bak) | *14* Motion by Americredit Financial
Services, Inc. for Relief from Stay regarding a
2004 Chevrolet Silverado. | ATY DEBTOR:
Brent C. Wootton
ATY AFS:
Christopher L.
White
TR: Richard M.
Hutson, II |
| 30. | Johnny Lee Lewis, Jr
14-81192 13
(bak) | *11* Motion by the Bankruptcy Administrator
for an Order Denying the Debtor's Discharge. | ATY DEBTOR:
Phillip E. Bolton
BA: William P.
Miller
TR: Richard M.
Hutson, II |
| 31. | Tracy Vondelle Evans
11-80552 13
(bak) | *44* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Virginia B.
Collins
TR: Richard M.
Hutson, II |
| 32. | Ronald Allan Pearson,
Jr and Miranda
Shelton Pearson
13-81033 13
(bak) | *31* Motion by the Debtors to modify Plan. | ATY DEBTOR:
Virginia B.
Collins
TR: Richard M.
Hutson, II |
| 33. | Frederick Caddell
Hackney
12-80093 13
(bak) | *35* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Virginia B.
Collins
TR: Richard M. |

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| 34. Sandra Ann Taylor
14-80428 13
(bak) | *41* Amended Confirmation of Plan. | ATY DEBTOR:
Michael J.
McCrahn
TR: Richard M.
Hutson, II |
| 35. Henry Junior Cross
and Pamela Denise
Webb
14-80616 13
(bak) | *18* Confirmation of Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | *19* Objection by the Trustee to Confirmation
of Plan. (1) | |
| 36. Jeanetta W Hawley
14-80817 13
(bak) | *12* Confirmation of Plan. | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| | *13* Objection by the Trustee to Confirmation
of Plan. | |
| 37. Ralph Lee Harrington
and Wendy Michelle
Harrington
14-80876 13
(bak) | *15* Confirmation of Plan. | ATY DEBTOR:
John T. Orcutt
ATY AFS:
Christopher L.
White
TR: Richard M.
Hutson, II |

18 Objection by Americredit Financial
Services, Inc. to Confirmation of Plan.

38. Alexander Spears
14-80886 13
(bak)

18 Confirmation of Plan.

ATY DEBTOR:
Robert Lewis, Jr.
TR: Richard M.
Hutson, II

20 Objection by the Trustee to Confirmation
of Plan.

39. Latorya Janice Allen
14-80902 13
(bak)

14 Confirmation of Plan.

ATY DEBTOR:
John T. Orcutt
ATY USD:
Cheryl T. Sloan
TR: Richard M.
Hutson, II

17 Objection by the United States
Department of Agriculture to Confirmation of
Plan.

12:00 PM

Motions to Dismiss

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|-----|-------------------|--|-----------------------------|
| 40. | 09-81726 13 (bak) | Terry Wayne Lingenfelter | John T. Orcutt |
| 41. | 09-82325 13 (bak) | Mary Lee Ivey | John T. Orcutt |
| 42. | 10-81247 13 (bak) | Carl Douglas Glenn | John T. Orcutt |
| 43. | 10-81489 13 (bak) | DeShannon Olivia Correa | John T. Orcutt |
| 44. | 10-82269 13 (bak) | Thomas Wayne Lee | A. B. Harrington, III |
| 45. | 11-80658 13 (bak) | Glenda B Rouson | John T. Orcutt |
| 46. | 11-80973 13 (bak) | Laquinton Adonte Holeman | John T. Orcutt |
| 47. | 11-81093 13 (bak) | Arnold Raye Baldwin and Angelia G. Baldwin | John T. Orcutt |
| 48. | 11-81189 13 (bak) | Erwin E. Williams and Vanessa A. Williams | Brandi Leigh Richardson |
| 49. | 11-81231 13 (bak) | Annette Denise Cates | Joe Charles Weinberger, Jr. |
| 50. | 11-81497 13 (bak) | Janet H. Wright | Brandi Leigh Richardson |
| 51. | 12-80341 13 (bak) | Wendell Jones | Brent Clifton Wootton |

52.	12-80742 13 (bak)	Tamaura Evet Robinson	John T. Orcutt
53.	12-80923 13 (bak)	John E Newell and Carolyn Newell	Donald D. Pergerson
54.	12-80989 13 (bak)	Catrina D. Yarborough	Brent Clifton Wootton
55.	12-81129 13 (bak)	Cynthia H Powell	Neil M. O'Toole
56.	12-81323 13 (bak)	Maxine Smith	John T. Orcutt
57.	12-81387 13 (bak)	Robert Ben Wilson	John T. Orcutt
58.	13-80037 13 (bak)	John Thomas Meza	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
59.	13-80056 13 (bak)	Marguerite Bynum Nickerson	John T. Orcutt
60.	13-80268 13 (bak)	Denise Graham McNeal	Todd G. Scott
61.	13-80375 13 (bak)	Doris Oakley Adcock	John T. Orcutt
62.	13-80549 13 (bak)	Luther Carrol Alexander Headen and Shirley Mae Headen	Michael J. McCrann
63.	13-80729 13 (bak)	Harry Gene Frye and Robin Goins Frye	Michael J. McCrann

64.	13-80766 13 (bak)	Sharron Lynn Penney	John T. Orcutt
65.	13-80813 13 (bak)	Kia Monique Paige	John T. Orcutt
66.	13-81230 13 (bak)	Tonya Denise Eaddy	A. B. Harrington, III
67.	13-81295 13 (bak)	Kevin Milam	Donald D. Pergerson
68.	13-81343 13 (bak)	Mildred Denise Roberts	John T. Orcutt
69.	13-81523 13 (bak)	Ralph Edward Price and Laura White Price	John T. Orcutt
70.	14-80056 13 (bak)	Angela C Claiborne	Brent Clifton Wootton
71.	14-80200 13 (bak)	Daniel Lee Hatfield	Kristin Ayers Rice
72.	14-80248 13 (bak)	Leon Tremayne DeGraffenreidt and Arcacia Gooch DeGraffenreidt	William E. Mathers
73.	14-80279 13 (bak)	William M Black	James W. Tolin, Jr.
74.	14-80297 13 (bak)	Scott Vernon Pose and Lori Ann Pose	John T. Orcutt
75.	14-80334 13 (bak)	Elmer Eugene Thompson and Dorothy Brooks Thompson	John T. Orcutt

76.	14-80361 13 (bak)	David Alan Toy, Jr. and Melody Lowe Toy	Julie H. Stubblefield
77.	14-80385 13 (bak)	Patsy A Hall-Baker	John T. Orcutt
78.	14-80432 13 (bak)	James E. Gardner, Jr.	Donald D. Pergerson
79.	14-80475 13 (bak)	Dennis Marshall Wynn, Jr.	John T. Orcutt
80.	14-80504 13 (bak)	Cody James Morey	Brett Smith Yauger
81.	14-80507 13 (bak)	Tasha Renee McKeithan	John T. Orcutt
82.	14-80609 13 (bak)	Sherry Juliet Baker	John T. Orcutt
83.	14-80727 13 (bak)	Luther Owens Hines and Sandra Kay Hines	Michael J. McCrann
84.	14-80732 13 (bak)	Larry H Hobgood, III	Donald D. Pergerson
85.	14-80835 13 (bak)	Ivan D Jenkins	Brent Clifton Wootton
86.	14-80906 13 (bak)	Susan E Reed	Neil M. O'Toole