

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

November 20, 2018

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 62
- Total Number of Matters to be Heard: 139
- Total Number of Hearings: 112
- Total Number of Motions to Dismiss: 27

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

09:30 AM

- |                                                                                         |                                                                                                      |                                                                                                            |
|-----------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------|
| 1. Mark Andrew<br>Fitzgerald and<br>Cynthia Smith<br>Fitzgerald<br>13-80135 13<br>(bak) | *88* Show Cause Hearing regarding Motion<br>for Entry of a Discharge                                 | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II                                              |
|                                                                                         |                                                                                                      |                                                                                                            |
| 2. Wendy Michelle<br>Bivens<br>14-80841 13<br>(bak)                                     | *48* Motion by Debtor to Incur Debt                                                                  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II                                              |
|                                                                                         |                                                                                                      |                                                                                                            |
| 3. Nancy J. Adkins<br>14-81074 13<br>(bak)                                              | *30* Motion by World Omni Financial Corp.<br>for Relief from Stay regarding a 2014 Toyota<br>Corolla | ATY DEBTOR:<br>Brandi L.<br>Richardson<br>ATY WOF:<br>Kristin D.<br>Ogburn<br>TR: Richard M.<br>Hutson, II |
|                                                                                         |                                                                                                      |                                                                                                            |
| 4. Diane<br>Armstrong-Dean<br>17-80295 13<br>(bak)                                      | *36* Motion by Debtor to Substitute Collateral                                                       | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II                                              |
|                                                                                         |                                                                                                      |                                                                                                            |
| 5. Imtiaz Taj<br>17-80550 13<br>(bak)                                                   | *65* Motion by Debtor to Modify Plan and to<br>Release Property Nunc Pro Tunc                        | ATY DEBTOR:<br>Michelle M.<br>Walker<br>TR: Richard M.<br>Hutson, II                                       |

6.	Dianne W. Cogwell 17-80879 13 (bak)	*16* Motion by Santander Consumer USA, Inc. for Relief from Stay regarding a 2016 Buick Regal and Relief from Co-Debtor Stay (Justin Abraham [Williams] Cogwell)	ATY DEBTOR: Donald D. Pergerson ATY SC: Pamela P. Keenan TR: Richard M. Hutson, II
7.	Rosetta Woods Paylor 17-80884 13 (bak)	*31* Objection by Debtor to Notice of Postpetition Fees, Expenses, and Charges	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
8.	Earl Lin Pickett 18-80500 13 (bak)	*21* Motion by Ford Motor Credit Company, LLC, for Relief from Stay regarding a 2015 Ford F250 (1)	ATY DEBTOR: Douglas Q. Wickham ATY FM: Pamela P. Keenan TR: Richard M. Hutson, II
9.	DeVin Aimee Mangum 18-80737 13 (bak)	*17* Determination as to Dismissal of Case for Failure to Pay Filing Fee	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
10.	Warren Ballentine 18-80746 13 (bak)	*13* Motion by Bankruptcy Administrator for an Order Denying Debtor's Discharge	ATY DEBTOR: Robert Lewis, Jr. BA: William P Miller TR: Richard M. Hutson, II

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|---------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11. Elizabeth Yates<br>Collini<br>18-80754 13<br>(bak)                                      | *11* Determination as to Dismissal of Cae for<br>Failure to Obtain Credit Counseling | DEBTOR: PRO SE<br>TR: Richard M.<br>Hutson, II                                                                                                                                                                                                                                                                                                                |
| 12. Shirley Thorpe Burton<br>18-80400 13<br>(bak)                                           | 1. *2* Confirmation of Plan (2)                                                      | <p>ATY DEBTOR:<br/>John T. Orcutt<br/>ATY US: Kristin<br/>D. Ogburn<br/>TR: Richard M.<br/>Hutson, II</p> <p>2. *25* Objection by Trustee to Confirmation<br/>of Plan (2)</p> <p>3. *26* Objection by Debtor to Claim Number<br/>2 of U.S. Bank Trust, N.A. (\$44,198.97) (2)</p> <p>4. *29* Objection by U.S. Bank, N.A. to<br/>Confirmation of Plan (2)</p> |
| 13. Damon Vernal<br>Pettiford and<br>Margaret Jiggetts<br>Pettiford<br>18-80489 13<br>(bak) | 1. *17* Amended Confirmation of Plan (2)                                             | <p>ATY DEBTOR:<br/>Brent C. Wootton<br/>TR: Richard M.<br/>Hutson, II</p> <p>2. *21* Objection by Trustee to Confirmation<br/>of Plan (2)</p>                                                                                                                                                                                                                 |
| 14. Vanessa Roberson<br>Powell and James<br>Arthur Powell<br>18-80532 13<br>(bak)           | 1. *16* Confirmation of Plan                                                         | <p>ATY DEBTOR:<br/>Florence A.<br/>Bowens<br/>TR: Richard M.<br/>Hutson, II</p> <p>2. *22* Objection by Trustee to Confirmation<br/>of Plan</p>                                                                                                                                                                                                               |

15.	Billy Anderson Woods 18-80572 13 (bak)	*19* Amended Confirmation of Plan	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
16.	Teresa Kay Lewis 18-80578 13 (bak)	1. *2* Confirmation of Plan  2. *20* Objection by Trustee to Confirmation of Plan	ATY DEBTOR: Chris A. Kremer TR: Richard M. Hutson, II
17.	Tiffany Alpha Reda Gray 18-80599 13 (bak)	1. *2* Confirmation of Plan  2. *17* Objection by North State Acceptance, LLC, to Confirmation of Plan  3. *18* Objection by United States of America to Confirmation of Plan	ATY DEBTOR: John T. Orcutt ATY NSA: William F. Hill ATY USA: Nathan L. Strup TR: Richard M. Hutson, II
18.	Andrew Alston 18-80600 13 (bak)	*2* Confirmation of Plan	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
19.	Francis J MacDonald and Elaine Gorman MacDonald 18-80608 13 (bak)	*15* Confirmation of Plan	ATY DEBTOR: Brett S. Yauger TR: Richard M. Hutson, II

20. Michael Lynn Griffin      \*13\* Amended Confirmation of Plan  
and Pamela S Griffin  
18-80626 13  
(bak)

ATY DEBTOR:  
Brett S. Yauger  
TR: Richard M.  
Hutson, II

10:00 AM

**Motions to Dismiss**

21.	12-81845 13 (bak)	Jacqueline Smith Price	John T. Orcutt
22.	13-80647 13 (bak)	Fredrick Taylor and Marian Taylor	Neil M. O'Toole
23.	14-80207 13 (bak)	Glenn Theodore Barnard and Neda Torain Barnard	John T. Orcutt
24.	14-80886 13 (bak)	Alexander Spears	Robert Lewis, Jr.
25.	14-81168 13 (bak)	Rhonda Michelle Dowdy	Brett Smith Yauger
26.	14-81187 13 (bak)	Paula M. Taylor	Brent Clifton Wootton
27.	14-81408 13 (bak)	Shenita A Patrick	Brent Clifton Wootton
28.	15-80013 13 (bak)	Doris Lavon Revels	John T. Orcutt
29.	15-80260 13 (bak)	Larry W. Eaton	Donald D. Pergerson
30.	15-80911 13 (bak)	Shaun M Fields and Susan T Fields	Brent Clifton Wootton
31.	16-80269 13 (bak)	Eugenia Christmas Crews	John T. Orcutt

32.	16-80397 13 (bak)	Ashley Cox Lewis	Brent Clifton Wootton
33.	16-80874 13 (bak)	Tinley Sellers James	Brandi Leigh Richardson
34.	16-80966 13 (bak)	Cherelle Marquitta Spencer	Brandi Leigh Richardson
35.	16-81025 13 (bak)	Mary H. Alston	Donald D. Pergerson
36.	16-81119 13 (bak)	Tony Alponso Garrett, Sr.	John T. Orcutt
37.	17-80059 13 (bak)	Lester Wayne Mann and Cynthia Cook Mann	John T. Orcutt
38.	17-80383 13 (bak)	Bregetta H. Alston	Donald D. Pergerson
39.	17-80552 13 (bak)	Marvin Lane Robinson and Theresa Ann Worthy Robinson	Brett Smith Yauger
40.	17-80940 13 (bak)	Shelia Jean Crosland	John T. Orcutt
41.	18-80012 13 (bak)	Mark Dwayne Evans	Brent Clifton Wootton
42.	18-80107 13 (bak)	James A. Hobgood and Petina C. Hobgood	Donald D. Pergerson
43.	18-80311 13 (bak)	Mary Constantia Cannonier	John T. Orcutt



44.	18-80331 13 (bak)	Robert Lewis Eggert	James W. Tolin, Jr.
45.	18-80357 13 (bak)	Kristen Renee Busick	John T. Orcutt
46.	18-80541 13 (bak)	Luis Enrique Sobarzo and Christine Lynn Vondra	John T. Orcutt
47.	18-80621 13 (bak)	Michael Lee Tyson	Brent Clifton Wootton

11:00 AM

48.	Vaughan v. Gilmore 18-09034 (bak)	*4* Motion by Defendant to Dismiss Adversary Proceeding	ATY PLA: Kenneth J. Steinberg ATY DEF: Stephanie Osborne
49.	Angell, Trustee v. First Source, LLC 18-09024 (bak)	Pre-Trial	ATY PLA: Nicholas C. Brown
50.	Angell, Trustee v. Cheney Bros., Inc. et al 18-09025 (bak)	Pre-Trial	ATY PLA: Nicholas C. Brown
51.	Angell, Trustee v. All-Clad Metalcrafters, LLC 18-09028 (bak)	Pre-Trial	ATY PLA: Nicholas C. Brown
52.	Angell, Trustee v. The Roy Houff Company, LLC 18-09029 (bak)	Pre-Trial	ATY PLA: Nicholas C. Brown

53. Angell, Trustee v. Virginia Electric and Power Company 18-09030 (bak)	Pre-Trial	ATY PLA: Nicholas C. Brown
54. SSI Liquidation, Inc. 16-80558 7 (bak)	*720* Motion by William Bizzell for a 2004 Examination of James B. Angell	ATY DEBTOR: J.P. Cournoyer ATY WB: John C. Bircher, III TR: James B. Angell
55. Carmelia Jones 18-80652 7 (bak)	*33* Motion by Debtor to Reconsider Dismissal of Case	DEBTOR: PRO SE TR: James B. Angell
56. Multiflora Greenhouses, Inc. 18-80691 11 (bak)	1. *12* Motion by Debtor for Authorization to Maintain Existing Bank Accounts (3)  2. *41* Motion by Debtor for an Order Finding Utilities Adequately Assured of Payment and Establishing Further Procedures (1)  3. *48* Motion by Debtor for Authority to Enter into a Secured Business Charge Account Agreement with Wright Express Financial Services Corporation (2)	ATY DEBTOR: James C. White
57. Austram, LLC 18-80693 11 (bak)	1. *10* Motion for Authorization to Maintain Existing Bank Accounts  2. *38* Motion by Debtor for an Order Finding Utilities Adequately Assured of Payment and Establishing Further Procedures (1)	ATY DEBTOR: James C. White

3. \*44\* Motion by Debtor for Authority to  
Enter into a Secured Business Charge Account  
Agreement with Wright Express Financial  
Services Corporation (2)

01:00 PM

58. Advanced Sports  
Enterprises, Inc.  
18-80856 11  
(bak)

1. \*5\* Motion by Debtor for Joint  
Administration with Lead Case

ATY DEBTOR:  
John A. Northen

2. \*6\* Emergency Motion by Debtor for an  
Order Establishing Notice and Administrative  
Procedures

3. \*7\* Motion by Debtor to Extend Deadline to  
File Schedules or Provide Required  
Information

4. \*8\* Emergency Motion by Debtor to Pay  
Employees

5. \*9\* Emergency Motion by Debtor for  
Authority to Continue Pre-Existing Insurance  
Programs, Maintain Insurance Premium  
Financing Programs and to Pay Pre-Petition  
Premiums and Related Obligations

6. \*10\* Emergency Motion by Debtor for  
Authorization to Maintain Existing Bank  
Accounts and Continue Use of Related  
Business Forms

7. \*11\* Emergency Motion by Debtor for  
Authorization to Pay Pre-Petition Sales and  
Trust Fund Taxes and Related Obligations

8. \*12\* Emergency Motion by Debtor for  
Continuation of Utility Service and Approval  
of Adequate Assurance of Payment to Utility  
Company

9. \*13\* Emergency Motion by Debtor to Use  
Cash Collateral, Authorize Debtor to Obtain  
Post-Petition Financing, Granting Liens and  
Super-Priority Claims, Granting Adequate  
Protection to Prepetition ABL Lenders,  
Modifying Automatic Stay Scheduling Final  
Hearing, and Granting Related Relief

10. \*14\* Application by Debtor to Employ  
Kurtzman Carson Consultants, LLC, as  
Claims, Noticing, and Balloting Agent

11. \*15\* Motion by Debtor to Establish Global Procedures for Rejecting Unexpired Nonresidential Real Property Leases and Abandonment of De Minimis Assets

12. \*16\* Motion by Debtor for Authorization to Maintain and Administer Existing Customer Programs and Honor Certain Prepetition Obligated Related Thereto and Granting Related Relief

13. \*17\* Motion by Debtor to Allow Claims, Authorize Debtor to Pay Prepetition Claims of Lien Claimants and Import Claimants, Confirm Administrative Expense Priority of Outstanding Orders, and Related Relief

14. \*19\* Emergency Motion by Debtor to Assume with Gordon Brothers Retail Partners, LLC, the Store Closing Agreement, Motion to Sell Merchandise and Certain Furniture, Fixtures, and Equipment Free and Clear of Liens, and Motion to Establish Procedures to Conduct Store Closing Sales in Additional Stores

59. Advanced Sports, Inc.  
18-80857 11  
(bak)

1. \*5\* Motion by Debtor for Joint Administration with Lead Case

ATY DEBTOR:  
John A. Northen

2. \*6\* Emergency Motion by Debtor for an Order Establishing Notice and Administrative Procedures

3. \*7\* Motion by Debtor to Extend Deadline to File Schedules or Provide Required Information

4. \*8\* Emergency Motion by Debtor to Pay Employees

5. \*9\* Emergency Motion by Debtor for Authority to Continue Pre-Existing Insurance Programs, Maintain Insurance Premium Financing Programs and to Pay Pre-Petition Premiums and Related Obligations

6. \*10\* Emergency Motion by Debtor for Authorization to Maintain Existing Bank Accounts and Continue Use of Related Business Forms
7. \*11\* Emergency Motion by Debtor for Authorization to Pay Pre-Petition Sales and Trust Fund Taxes and Related Obligations
8. \*12\* Emergency Motion by Debtor for Continuation of Utility Service and Approval of Adequate Assurance of Payment to Utility Company
9. \*13\* Emergency Motion by Debtor to Use Cash Collateral, Authorize Debtor to Obtain Post-Petition Financing, Granting Liens and Super-Priority Claims, Granting Adequate Protection to Prepetition ABL Lenders, Modifying Automatic Stay Scheduling Final Hearing, and Granting Related Relief
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60. Bitech, Inc.  
18-80858 11  
(bak)

1. \*5\* Motion by Debtor for Joint  
Administration with Lead Case

ATY DEBTOR:  
John A. Northen

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61. Nashbar Direct, Inc.  
18-80859 11  
(bak)

1. \*5\* Motion by Debtor for Joint Administration with Lead Case

ATY DEBTOR:  
John A. Northen

2. \*6\* Emergency Motion by Debtor for an Order Establishing Notice and Administrative Procedures

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62. Performance Direct,  
Inc.  
18-80860 11  
(bak)

1. \*5\* Motion by Debtor for Joint  
Administration with Lead Case

ATY DEBTOR:  
John A. Northen

2. \*6\* Emergency Motion by Debtor for an  
Order Establishing Notice and Administrative  
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