

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

January 7, 2016

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 33
- Total Number of Matters to be Heard: 38
- Total Number of Hearings: 38
- Total Number of Motions to Dismiss: 0

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

09:30 AM

1. NC & VA Warranty Company, Inc.  
15-80016 7  
(bak) \*84\* Application by Joshua H. Bennett for Compensation. ATY DEBTOR:  
Erik M. Harvey  
TR: Sara A. Conti
  
2. NC & VA Warranty Company, Inc. dba 1st Choice Mech  
v.  
The Fidelity Bank et al  
15-09032  
(bak) \*42\* Motion by the Plaintiff to amend Complaint. ATY PLA: J.  
Alexander  
Barrett  
ATY DEF: D.  
Wesley  
Newhouse
  
3. Daniel Austin and Jennifer Austin  
11-80911 7  
(bak) \*66\* Show Cause Hearing regarding Reaffirmation Agreement with Portfolio Recovery Associates, LLC. ATY DEBTOR:  
Joe C.  
Weinberger, Jr.
  
4. Clara B Clayton  
13-80612 7  
(bak) \*85\* Motion by the Trustee to sell 122.36 acres on Hwy 158 West, Roxboro, NC. ATY DEBTOR:  
James W. Tolin,  
Jr.  
TR: J.P.  
Cournoyer

11:00 AM

5. Johnson v. First Franklin Mortgage Loan Trust, Mortgage Loan 15-09040 (bak) Pre-Trial. PLA: Koury Hicks
6. Clara Richardson Scarborough 15-80915 13 (bak) \*34\* Application by the Debtor to employ Catherine Pavur. ATY DEBTOR: Michelle M. Walker TR: Richard M. Hutson, II  
\*35\* Motion by the Debtor to approve Settlement Agreement Nunc Pro Tunc.  
\*36\* Application by Catherine Pavur for Compensation.
7. Beasley Morton Chandler and Sheila Bailey Chandler 09-82156 13 (bak) \*66\* Motion by Ditech Financial, LLC, for Relief from Stay regarding 7605 Sam Hall Road, Oxford, NC. (2) ATY DEBTOR: Donald D. Pergerson ATY DF: Craig S. Haskell TR: Richard M. Hutson, II
8. Aris Lee Jones and Easter Johnson Jones 09-82286 13 (bak) \*89\* Amended Motion by the Debtors to deem mortgage account current. ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
9. Lester L. Laney 11-81690 13 (bak) \*41\* Motion by the Debtor to incur debt with TBD. ATY DEBTOR: Brent C. Wootton TR: Richard M. Hutson, II

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| 10. Toby Glenn Bates and<br>Tabitha Ritter Bates<br>11-81940 13<br>(bak) | *27* Show Cause Hearing to determine if the<br>Debtors' case should be closed without entry<br>of a Discharge. (1)                                                                                           | ATY DEBTOR:<br>Brett S. Yauger<br>TR: Richard M.<br>Hutson, II                                          |
| 11. Gail Newson<br>Highsmith<br>12-80586 13<br>(bak)                     | *54* Motion by the Debtor for a Hardship<br>Discharge. (2)                                                                                                                                                   | ATY DEBTOR: A.<br>B. Harrington, III<br>TR: Richard M.<br>Hutson, II                                    |
| 12. Bruce Wayne Cromer,<br>Sr.<br>12-80730 13<br>(bak)                   | *33* Motion by Selene Finance, LP, for Relief<br>from Stay regarding 6638 Roundstone Drive<br>aka 6638 Roundstone Lane, Oxford, NC; and<br>Relief from Co-Debtor Stay as to Nancy and<br>Charlie Cromer. (3) | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>ATY SF: Stephen<br>T. Staley<br>TR: Richard M.<br>Hutson, II   |
| 13. Timothy A. Enoch and<br>Susie W. Enoch<br>12-81901 13<br>(bak)       | *58* Motion by Robert Moore for Relief from<br>Stay regarding a parcel of land located in<br>Alamance County, NC.                                                                                            | ATY DEBTOR:<br>Melissa M. Davis<br>ATY RM:<br>Geoffrey K.<br>Oertel<br>TR: Richard M.<br>Hutson, II     |
| 14. Larry Preston Mahan<br>13-80177 13<br>(bak)                          | *31* Motion by Citifinancial Servicing, LLC, for<br>Relief from Stay regarding 2121 Ringgold Rd,<br>Ringgold, VA; and Relief from Co-Debtor Stay<br>as to Margaret Mahan. (1)                                | ATY DEBTOR:<br>Christian B.<br>Felden<br>ATY CS: Alison<br>H. Wadsworth<br>TR: Richard M.<br>Hutson, II |

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| 15. Charlie Linton, Jr<br>13-80346 13<br>(bak)                      | *37* Motion by the Trustee to allow the amended Claim of US Bank.                                                                                       | ATY DEBTOR:<br>Brandi L.<br>Richardson<br>TR: Richard M.<br>Hutson, II                            |
|                                                                     | *39* Objection by the Debtor to Notice of Mortgage Payment Change. (1)                                                                                  |                                                                                                   |
| 16. Humberto Mercado, Jr.<br>13-80707 13<br>(bak)                   | *31* Motion by the Debtor for disbursement of insurance proceeds.                                                                                       | ATY DEBTOR:<br>Neil M. O'Toole<br>TR: Richard M.<br>Hutson, II                                    |
| 17. Gregory John Murphy<br>13-81454 13<br>(bak)                     | *51* Motion by PNC Bank, N.A. for Relief from Stay regarding 1701 Cheshire Bridge Road, Durham, NC; and Relief from Co-Debtor Stay as to Lenora Murphy. | ATY DEBTOR:<br>William L. Yaeger<br>ATY PNC:<br>Stephen T. Staley<br>TR: Richard M.<br>Hutson, II |
| 18. Thomasine Lucas-Holley<br>14-80174 13<br>(bak)                  | *25* Second Motion by Chris Felder for Relief from Stay regarding 1120 Raynor Street, Durham, NC.                                                       | ATY DEBTOR:<br>John T. Orcutt<br>ATY CF: Joseph J. Vonnegut<br>TR: Richard M.<br>Hutson, II       |
| 19. Larry M Gottschalk and Heather O'Connor<br>14-80600 13<br>(bak) | *45* Motion by the Debtors to incur debt with the United States Department of Education.                                                                | ATY DEBTOR:<br>Stephanie Osborne<br>TR: Richard M.<br>Hutson, II                                  |

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| 20. David Eric Washam<br>14-81137 13<br>(bak)                                  | *30* Motion by Carolina Lakes Property Owners Association, Inc., for Relief from Stay regarding 160 Clearview Court; Sanford, NC, and Relief from Co-Debtor Stay as to Stephanie E. Washam. (1) | ATY DEBTOR: A. B. Harrington, III<br>ATY CLPOA: Nelson G. Harris<br>TR: Richard M. Hutson, II |
| 21. Stephon Earl Basnight and Kimberley Renee Basnight<br>14-81268 13<br>(bak) | *42* Amended Motion by Nationstar Mortgage, LLC, for approval of a loan modification.                                                                                                           | ATY DEBTOR: John T. Orcutt<br>ATY NM: Alison H. Wadsworth<br>TR: Richard M. Hutson, II        |
| 22. Gregory Ron Horton<br>14-81390 13<br>(bak)                                 | *34* Motion by the Debtor to incur debt with Branns Auto Sales II, Inc.                                                                                                                         | ATY DEBTOR: John T. Orcutt<br>TR: Richard M. Hutson, II                                       |
| 23. James B Downey<br>15-80141 13<br>(bak)                                     | *16* Objection by the Debtor to Claim Number 5-1 of Selene Finance, LP.                                                                                                                         | ATY DEBTOR: Brent C. Wootton<br>TR: Richard M. Hutson, II                                     |
| 24. Deborah Lunsford Wilson<br>15-80256 13<br>(bak)                            | *36* Motion by Nationstar Mortgage, LLC, for Relief from Stay regarding 925 Da Vinci Street, Durham, NC; and Relief from Co-Debtor Stay as to Edwin and Vergie Wearing.                         | ATY DEBTOR: John T. Orcutt<br>ATY NM: Alison H. Wadsworth<br>TR: Richard M. Hutson, II        |

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| 25. | Hannah Aldridge<br>England<br>15-80629 13<br>(bak)            | *25* Motion by the Debtor for private sale of<br>77 McCaskill Rd, Pinehurst, NC.                    | ATY DEBTOR:<br>Michael J.<br>McCarran<br>TR: Richard M.<br>Hutson, II |
| 26. | John N Nichols and<br>Elona M Nichols<br>15-80758 13<br>(bak) | *23* Motion by Brent Wootton to withdraw as<br>Attorney of Record.                                  | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II       |
| 27. | Emmanuel N Ndenga<br>15-81126 13<br>(bak)                     | *12* Motion by the Debtor to incur debt with<br>TBD.                                                | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II       |
| 28. | Remontia D Bellinger<br>15-81152 13<br>(bak)                  | *13* Objection by the Debtor to the Claim of<br>State Employees Credit Union.                       | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II       |
| 29. | Diane Johnson<br>15-81186 13<br>(bak)                         | *18* Hearing to determine if Debtor's case<br>should be dismissed for failure to pay filing<br>fee. | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 30. | Eddie Lee Avant<br>15-81273 13<br>(bak)                       | *16* Hearing to determine if Debtor's case<br>should be dismissed for failure to pay filing<br>fee. | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |

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| 31. Cedric C Noell<br>15-81283 13<br>(bak)                                                    | *13* Hearing to determine if Debtor's case should be dismissed for failure to pay filing fee. | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II |
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| 32. Victor Gustavo Hiraldo<br>15-80918 13<br>(bak)                                            | *18* Objection by the Debtor to Confirmation of Plan.<br><br>*19* Confirmation of Plan.       | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II   |
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| 33. Wallace Poindexter<br>Carrington, Jr. and<br>Vernadell Carrington<br>15-81028 13<br>(bak) | *19* Objection by the Trustee to Confirmation of Plan.<br><br>*20* Confirmation of Plan.      | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II   |