

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

February 19, 2015

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 65
- Total Number of Matters to be Heard: 71
- Total Number of Hearings: 51
- Total Number of Motions to Dismiss: 20

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

09:30 AM

1. Friedman et al  
v.  
Campbell  
14-09009  
(bak)

\*44\* Motion by the Plaintiffs to compel the Defendant to provide responses to the Discovery Requests and for Production of Documents. (1)

ATY PLA: John M. Sperati  
ATY DEF: William E. Brewer, Jr.
  
2. Nicarter Gordon  
14-81210 7  
(bak)

\*19\* Motion by the Bankruptcy Administrator to Dismiss Debtor's Case pursuant to 707(a) and 707(b)(3).

DEBTOR: PRO SE  
BA: William P. Miller
  
3. Ronnie Thomas  
15-80018 7  
(bak)

\*11\* Motion by Affiliated Mortgage Services for Relief from Stay regarding 205 Villa Drive, Durham, NC.

ATY DEBTOR: Erik M. Harvey  
ATY AMS: Joseph J. Vonnegut  
TR: Sara A. Conti

11:00 AM

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| 4. | Waymon J. Crews<br>14-80440 13<br>(bak)                                     | *37* Application by Attorney for the Debtor<br>for Compensation.                   | ATY DEBTOR:<br>Koury L. Hicks<br>TR: Richard M.<br>Hutson, II     |
|    |   |  |   |
| 5. | Jackson<br>v.<br>Bank of America N.A.<br>14-09057<br>(bak)                  | Pre-Trial.<br><br>*18* Motion by the Defendant to dismiss<br>Adversary Proceeding. | ATY PLAF:<br>James C. White<br>ATY DEF:<br>Stephen T. Staley      |
|    |   |  |   |
| 6. | Lee<br>v.<br>American<br>Management<br>Associates, LLC<br>14-09055<br>(bak) | Pre-Trial. (1)   | ATY PLA:<br>Edward C. Boltz                                       |
|    |   |  |   |
| 7. | Pernell et al<br>v.<br>Home Credit<br>Corporation<br>14-09051<br>(bak)      | *12* Motion by the Plaintiffs to approve<br>Settlement Agreement.                  | ATY PLA:<br>Donald D.<br>Pergerson<br>ATY DEF:<br>William F. Hill |

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| 8.  | Merle Wayne Pernell<br>and Wanda Overby<br>Pernell<br>14-80672 13<br>(bak)                           | *30* Motion by the Debtors to approve<br>Settlement Agreement.  | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
| 9.  | Bowden<br>v.<br>United States<br>Department of<br>Housing and Urban<br>Deve<br>14-09064<br>(bak)     | Pre-Trial.  | ATY PLA:<br>Koury L. Hicks<br>ATY DEF:<br>Cheryl T. Sloan             |
| 10. | Bullock et al<br>v.<br>Springcastle Credit<br>Funding Trust FKA<br>Springleaf M<br>14-09063<br>(bak) | Pre-Trial.  | ATY PLA: Brent<br>C. Wootton<br>ATY DEF: Jay<br>B. Green              |
| 11. | Vicky Rose Baxley<br>07-81137 13<br>(bak)  | *66* Second Motion by the Debtor to reopen<br>Chapter 13 Case. (1)  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 12. | Kevin Raymond King<br>and Betty Jane King<br>09-81514 13<br>(bak)                                    | *46* Show Cause Hearing to determine if Joint<br>Debtor Kevin Raymond King's Case should be<br>closed without entry of a Discharge. | ATY DEBTOR:<br>Neil M. O'Toole<br>TR: Richard M.<br>Hutson, II        |

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| 13. Jeremy Ross<br>Hardcastle and<br>Stephanie Lynne<br>Hardcastle<br>10-80273 13<br>(bak) | *27* Show Cause Hearing to determine if the Debtors' Case should be closed without entry of a Discharge. | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 14. Gloria Lipscomb<br>Williams<br>10-81562 13<br>(bak)                                    | *43* Motion by the Debtor for authority to use insurance proceeds.                                       | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
| 15. Blakely Lee Bates<br>10-82208 13<br>(bak)  | *27* Motion by the Debtor to purchase a vehicle nunc pro tunc. (1)                                       | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
| 16. Richard Allen Byrd, Jr.<br>11-80475 13<br>(bak)  | *68* Motion by the Debtor to modify Plan.  | ATY DEBTOR:<br>Michael J.<br>McCarran<br>TR: Richard M.<br>Hutson, II |
| 17. Betina Lynette<br>Parrish-McLean<br>11-81888 13<br>(bak)                               | *55* Motion by the Trustee to allow the amended Claim of US Bank.  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |

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| 18. | Jennifer Annette<br>Thompson<br>13-80099 13<br>(bak)               | *38* Motion by the Debtor to incur debt with<br>University Ford & Kia.  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II  |
| 19. | Daryl Clayton Hall<br>and Toni Brooke Hall<br>13-80140 13<br>(bak) | *21* Motion by the Debtors for private sale of<br>a home and property located at 3578 Old Stage<br>Road, Erwin NC.  | ATY DEBTOR:<br>A. B. Harrington,<br>III<br>TR: Richard M.<br>Hutson, II                                  |
| 20. | Katina Marie Hargrove<br>13-80194 13<br>(bak)                      | *24* Motion by the Debtor to modify Plan;<br>and to incur debt.   | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II                                    |
| 21. | Margaret H. Taylor<br>13-80242 13<br>(bak)                         | *32* Motion by Regions Bank for Relief from<br>Stay regarding 107 Green Tree Circle, Oxford,<br>NC; and Relief from Co-Debtor Stay as to<br>Waddel B Taylor and Mary Sanders. (3) | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>ATY RB:<br>Matthew Z.<br>Phelan<br>TR: Richard M.<br>Hutson, II |
| 22. | Harry Gene Frye and<br>Robin Goins Frye<br>13-80729 13<br>(bak)    | *31* Motion by the Debtors to modify Plan. (1)  | ATY DEBTOR:<br>Michael J.<br>McCarran<br>TR: Richard M.<br>Hutson, II                                    |

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| 23. | Kimberly Sheray Ham<br>13-80840 13<br>(bak)          | *43* Motion by the Debtor to incur debt; and Motion for private sale of a 2001 Honda Civic nunc pro tunc. | ATY DEBTOR:<br>James C. White<br>TR: Richard M.<br>Hutson, II         |
| 24. | LaShonda Jeniece<br>Bradsher<br>13-80962 13<br>(bak) | *22* Motion by the Trustee to Convert Debtor's Case from Chapter 13 to Chapter 7.<br>(1)                  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 25. | Terry L. Lee<br>13-81313 13<br>(bak)                 | *33* Motion by the Trustee to Convert Debtor's Case from Chapter 13 to Chapter 7.<br>(1)                  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 26. | Tracey W Wright<br>13-81533 13<br>(bak)              | *47* Motion by the Debtor to modify mortgage with Ocwen Loan Servicing, LLC.                              | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
| 27. | Ann M Burnette<br>13-81613 13<br>(bak)               | *20* Motion by the Trustee to modify Plan. (1)  | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |

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| 28. Phyllis E Parker<br>14-80123 13<br>(bak)                         | *25* Motion by the Debtor to incur debt with<br>TBD.   | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II        |
| 29. Frances W Beckham<br>14-80145 13<br>(bak)                        | *32* Motion by the Trustee to convert Debtor's<br>Case from Chapter 13 to Chapter 7.   | ATY DEBTOR:<br>Brandi L.<br>Richardson<br>TR: Richard M.<br>Hutson, II |
| 30. Jamie Lee Walker<br>14-80155 13<br>(bak)                         | *21* Motion by the Trustee to disburse funds<br>held for Ocwen Loan Servicing.   | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II          |
| 31. Ricky W Williams<br>and Tonya S Williams<br>14-80220 13<br>(bak) | *15* Motion by the Trustee to modify Plan. (2)<br><br>*18* Objection by the Debtors to Claim of<br>GreenTree Servicing, LLC. (1) | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II        |
| 32. Scott Vernon Pose and<br>Lori Ann Pose<br>14-80297 13<br>(bak)   | *40* Motion by the Debtors to modify Plan.   | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II          |



33. Suzanne Amelia Enoch 14-80503 13 (bak) \*26\* Motion by the Debtor to reduce mortgage Claim. ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
- \*27\* Application by Attorney for the Debtor for Compensation.
34. Lawrence Edward Edmondson 14-80521 13 (bak) \*21\* Objection by the Debtor to Claim Number 7 of Bank of America, N.A. ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
35. Reginald Louis Charles and Bridgett Bonita Charles 14-80614 13 (bak) \*26\* Objection by the Debtors to Claim Number 3 of Nationstar Mortgage, LLC. ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
36. Henry Junior Cross and Pamela Denise Webb 14-80616 13 (bak) \*22\* Objection by the Debtors to Claim Number 8 of the Internal Revenue Service. (1) ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
37. Robert Albert Long, Sr. and Carol Ann Long 14-80869 13 (bak) \*16\* Motion by the Debtors to incur debt with Sanford Honda Select. ATY DEBTOR: A. B. Harrington, III TR: Richard M. Hutson, II

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| 38. | Antonio L Snell and<br>Natasha Y Snell<br>14-81030 13<br>(bak)                     | *17* Motion by the Trustee to allow the Claim<br>of Durham County Child Support.                 | ATY DEBTOR:<br>Neil M. O'Toole<br>TR: Richard M.<br>Hutson, II          |
| 39. | Johnny Lee Lewis, Jr<br>14-81192 13<br>(bak)                                       | *17* Objection by the Debtor to Claim<br>Number 3 of James F. Walker.                            | ATY DEBTOR:<br>Phillip E. Bolton<br>TR: Richard M.<br>Hutson, II        |
| 40. | Joshua Lamont Pace<br>14-81345 13<br>(bak)   | *16* Motion by the Debtor to replace a 2010<br>Dodge.  | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II           |
| 41. | Nakia Monike Atkins<br>14-81397 13<br>(bak)  | *20* Motion by the Debtor to modify<br>mortgage with Bank of America, NA.                        | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II           |
| 42. | Larry H Hobgood, III<br>14-81433 13<br>(bak)                                       | *13* Hearing to determine if Debtor's Case<br>should be dismissed for failure to pay filing fee. | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II   |
| 43. | Marquail Cameno<br>Duncan and Margaret<br>Faye-Vone Duncan<br>15-80006 13<br>(bak) | *14* Hearing to determine if Debtor's Case<br>should be dismissed for failure to pay filing fee. | ATY DEBTOR:<br>A. B. Harrington,<br>III<br>TR: Richard M.<br>Hutson, II |

44. Nicole Shavon Dempson  
14-81046 13  
(bak) \*27\* Motion by the Debtor to incur debt with Sport Durst. ATY DEBTOR:  
John T. Orcutt  
TR: Richard M. Hutson, II
45. Richard Anthony Southern and Patricia Ann Southern  
14-80968 13  
(bak) \*31\* Confirmation of Plan. ATY DEBTOR:  
Sara W. Harrington  
ATY 21st:  
Matthew L. Underwood  
TR: Richard M. Hutson, II
- \*36\* Objection by 21st Mortgage Corporation to Confirmation of Plan.
46. Phillip Lejuane Mann  
14-81058 13  
(bak) \*19\* Confirmation of Plan. ATY DEBTOR:  
John T. Orcutt  
ATY SFS: Jay B. Green  
TR: Richard M. Hutson, II
- \*21\* Objection by Springleaf Financial Services, Inc. to Confirmation of Plan.

12:00 PM

**Motions to Dismiss**

47.	09-81478 13 (bak)	Rosalinda Anethionette Spencer	Teresa Marie Weik
48.	10-80443 13 (bak)	James Brady Williams and Lucretia Desiree Williams	John T. Orcutt
49.	10-81104 13 (bak)	Akisha Baskerville	Donald D. Pergerson
50.	11-80491 13 (bak)	Michael A Rye and Brandy B Rye	Brent Clifton Wootton
51.	11-80718 13 (bak)	David Wayne Love and Cynthia Ann Love	John T. Orcutt
52.	11-81207 13 (bak)	Nannie Jeffers	Joe Charles Weinberger, Jr.
53.	12-81589 13 (bak)	Joseph Davis and Lucy Davis	Joe Charles Weinberger, Jr.
54.	12-81599 13 (bak)	Roosevelt Melvin Ross, Jr.	John T. Orcutt
55.	13-80607 13 (bak)	Heyward Eddie Hanna and Kathleen Griffin Hanna	John T. Orcutt
56.	13-81079 13 (bak)	James Therean McMillan	Michael J. McCrann
57.	13-81277 13 (bak)	Andrew R Stainback	Donald D. Pergerson

58.	14-80297 13 (bak)	Scott Vernon Pose and Lori Ann Pose	John T. Orcutt
59.	14-80353 13 (bak)	Chester Stanley Palmer	A. B. Harrington, III
60.	14-80631 13 (bak)	Deborah Lunsford Wilson	Edward C. Boltz John T. Orcutt
61.	14-80660 13 (bak)	Herbert V Waake and Satu S Waake	Brent Clifton Wootton
62.	14-80687 13 (bak)	Antwone Webb and Cherce Webb	Neil M. O'Toole
63.	14-80691 13 (bak)	Robbie Algin Cash	John T. Orcutt
64.	14-80789 13 (bak)	Margie D Evans	Brent Clifton Wootton
65.	14-81128 13 (bak)	Willie Stewart and Cynthia A. Stewart	John T. Orcutt
66.	14-81341 13 (bak)	Jerry Lynn McClain and Vandolyn Lincoln McClain	John T. Orcutt