

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

April 23, 2014

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 75
- Total Number of Matters to be Heard: 86
- Total Number of Hearings: 56
- Total Number of Motions to Dismiss: 30

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. Maxillofacial Holdings, LLC
13-80771 7
(bak) | *39* Application by the Trustee for Compensation. | TR: Sara A. Conti |
| | *40* Application by Attorney for the Trustee for Compensation. | |
| 2. Mimi Misung Kim
10-82341 7
(bak) | Final Pre-Trial Re: Motion by the Bankruptcy Administrator to dismiss case pursuant to Section 707(b) . | ATY DEBTOR:
Jeremy T. Browner
BA: William P. Miller
TR: Sara A. Conti |
| 3. Friedman et al
v.
Campbell
14-09009
(bak) | Pre-Trial. | ATY PLA: John M. Sperati
ATY DEF:
Jeremy T. Browner |
| 4. Harvey et al
v.
Dambowsky
14-09010
(bak) | *4* Amended Complaint. | ATY PLA: J. Daniel Bishop
ATY DEF:
Daniel C. Bruton |
| 5. Northen
v.
Ford
14-09012 | Pre-Trial. | ATY PLA:
Stephanie Osborne-Rodgers |

(bak)

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| 6. | Gregory John Murphy
and Lenora Cone
Murphy
13-81454 7
(bak) | *21* Motion by the Debtors to convert Case to
Chapter 13. | ATY DEBTOR:
William L.
Yaeger
TR: John A.
Northen |
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11:00 AM

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| 7. | Shelor, Jr. et al
v.
Ocwen Loan
Servicing, LLC
14-09008
(bak) | Pre-Trial. | ATY PLA:
Koury L. Hicks
ATY DEF:
Kimberly A.
Sheek |
| 8. | Ollie-Barnes
v.
Internal Revenue
Service
14-09004
(bak) | Pre-Trial. | ATY PLA:
Koury L. Hicks
ATY DEF:
William B.
Russell, Jr. |
| 9. | Banks
v.
CashCall, Inc. et al
13-09056
(bak) | PRE-TRIAL. (2) | ATY PLA:
Edward C. Boltz
ATY DEF:
Thomas W.
Waldrep, Jr. |
| | | *11* Motion by the Defendant to dismiss
Adversary Proceeding. (2) | |
| 10. | Hortencia Smith Banks
12-81853 13
(bak) | *43* Motion by CashCall, Inc. to withdraw
Proof of Claim No. 2 with prejudice. (2) | ATY DEBTOR:
John T. Orcutt
ATY CC:
Thomas W.
Waldrep, Jr.
TR: Richard M.
Hutson, II |

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| 11. | Alexander
v.
Credit Financial
Services, Inc.
14-09011
(bak) | Pre-Trial. | ATY PLA:
Edward C. Boltz
ATY DEF:
Jonathan C.
Thomas |
| 12. | Kelly Leigh
Terwilliger
09-81246 13
(bak) | *57* Motion by the Debtors for Sanctions
against the City of Toledo for violation of the
Automatic Stay. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 13. | James Russell Bean
and Linda Welch Bean
09-81322 13
(bak) | *49* Motion by the Debtors to incur debt with
Pinehurst Nissan. | ATY DEBTOR:
Arthur M. Blue
TR: Richard M.
Hutson, II |
| 14. | Otis Lorenzo Scott
09-81385 13
(bak) | *31* Motion by the Debtor to incur debt with
CBS Quality Cars. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 15. | Dianna R McNeill
09-82275 13
(bak) | *31* Motion by the Debtor to incur debt with
Hendrick Durham Automall.

32 Motion to Modify Plan to lower plan
payment . | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

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| 16. | Renee M Aquilino
10-80003 13
(bak) | *56* Motion by Nationstar Mortgage, LLC, for Relief from Stay regarding 8310 Dockray Court, Lorton, VA. (3) 2 | ATY DEBTOR:
Neil M. O'Toole
ATY NM:
Kimberly A.
Sheek
TR: Richard M.
Hutson, II |
| 17. | Shenita Royster
10-80333 13
(bak) | *61* Motion by the Debtor to incur debt with Drive Time.

62 Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 18. | Timothy David
Boomhower and
Melody Denise
Boomhower
10-80375 13
(bak) | *60* Motion by the Trustee to allow the late filed Claim of Chase. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 19. | Tiffany Lynn Bentley
10-80792 13
(bak) | *54* Motion by the Debtor to incur debt with Gateway Bank Mortgage. | ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II |
| 20. | Larry Lee Riggsbee
10-81315 13
(bak) | *48* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

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| 21. Jack Charles
Whitman, Jr. and
Vivian Powell
Whitman
10-81359 13
(bak) | *60* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | *62* Motion by the Debtors to modify Plan to
reduce payment. (1) | |
| 22. Mark Anthony Alberti
and Deborah Larry
Alberti
10-81394 13
(bak) | *83* Objection by the Debtors to Claim
Number 4 of BAC Home Loan Servicing, LP.
(3) | ATY DEBTOR:
James C. White
TR: Richard M.
Hutson, II |
| 23. Sherry L Blackburn
10-81936 13
(bak) | *23* Show Cause Hearing to determine if Case
should be closed without Entry of a Discharge. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
| 24. Michael Thomas
Cherry and Tracy
Clark Cherry
10-82155 13
(bak) | *59* Objection by the Debtors to Notice of
Mortgage Payment Change. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 25. Gregory Howard
Beskie
11-80001 13
(bak) | *65* Motion by the Debtor for authority to use
insurance proceeds. | ATY DEBTOR:
Cheryl Y. Capron
TR: Richard M.
Hutson, II |

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| 26. | Timothy J Norton and
Diana R Norton
11-81349 13
(bak) | *18* Motion by the Debtors to modify Plan. | ATY DEBTOR:
James W. Tolin,
Jr.
TR: Richard M.
Hutson, II |
| 27. | Ricky E. French and
Vernice B. French
11-81369 13
(bak) | *39* Motion by the Debtors to modify Plan. | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| 28. | Kychia Lasheana
Outlaw
11-81932 13
(bak) | *41* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 29. | Channie C. Yancey
12-80089 13
(bak) | *18* Motion by North State Acceptance for
Relief from Stay regarding a 2007 Dodge
Charger R/T. | ATY DEBTOR:
Donald D.
Pergerson
ATY NSA:
William F. Hill
TR: Richard M.
Hutson, II |
| 30. | Alan Scott Davis and
Sharon Lea Davis
12-80353 13
(bak) | *44* Objection by the Debtors to Notice of
Postpetition Fees, Expenses, and Charges. | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |

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| 31. | Cindy Lawan Collins
12-80396 13
(bak) | *30* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 32. | Patricia Ann Alston
12-80508 13
(bak) | *38* Motion by the Debtor to modify Plan. | ATY DEBTOR:
James C. White
TR: Richard M.
Hutson, II |
| 33. | Derrick Leon Holder
12-80756 13
(bak) | *45* Motion by the Debtor to incur debt with
North Carolina Housing Finance Agency. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 34. | Miguel M Pereira and
Erica Lea Tant
14-80057 13
(bak) | *11* Objection to Claim Number 22-1 of
NationStar Mortgage, LLC in the amount of
\$18723.94 | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| 35. | Carmen C. Johnson
12-80870 13
(bak) | *43* Motion by the Debtor to incur debt with
TBD. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |

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| 36. Karen Echols
12-81061 13
(bak) | *32* Motion by the Debtor to replace a 2002 Nissan Pathfinder. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 37. Keisha Levette Hunter
12-81401 13
(bak) | *58* Motion by Lakeview Loan Servicing, LLC, for Relief from Stay regarding 3422 Fairway Lane, Durham, NC. | ATY DEBTOR:
John T. Orcutt
ATY LLS: Neil D. Jonas
TR: Richard M. Hutson, II |
| 38. George Clinton McIver
12-81628 13
(bak) | *44* Motion by the Debtor to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 39. Mark Andrew Fitzgerald and Cynthia Smith Fitzgerald
13-80135 13
(bak) | *39* Motion by Ford Motor Credit Company, LLC, for Relief from Stay regarding a 2006 Ford Mustang. (1) | ATY DEBTOR:
John T. Orcutt
ATY FMCC:
Pamela P. Keenan
ATY PHH:
Kimberly A. Sheek
TR: Richard M. Hutson, II |
| | *44* Motion by PHH Mortgage Corporation for Relief from Stay regarding 172 Independence Drive, Raeford, NC. (1) | |
| | *52* Motion by the Debtors to modify Plan. | |

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| 40. Lois Poskel Alpern
13-80425 13
(bak) | *41* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 41. Timothy T. Cottrell
and Susan S Cottrell
13-80698 13
(bak) | *20* Motion by New Southern Loans, Inc. for
Relief from Stay regarding a 2004 Chevrolet
Malibu; and Relief from Co-Debtor Stay. | ATY DEBTOR:
Brent Clifton
Wootton
ATY NSL: John
S. Williford, Jr.
TR: Richard M.
Hutson, II |
| 42. Katie Irine Kirby
13-80857 13
(bak) | *28* Objection by the Debtor to Notice of
Postpetition Fees, Expenses, and Charges. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 43. Rosa Mae Williams
and William Williams
13-81186 13
(bak) | *27* Motion by the Debtors to reconsider
Order Dismissing Chapter 13 Case. | ATY DEBTOR:
Florence A.
Bowens
TR: Richard M.
Hutson, II |
| | *28* Motion by the Debtors to modify Plan. | |
| 44. Colan Dee Hawkins,
III
13-81213 13
(bak) | *23* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
Melissa Davis
TR: Richard M.
Hutson, II |

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| 45. | Diane K Gatlin
13-81218 13
(bak) | *39* Motion by the Trustee to allow the Claim
of the IRS. | ATY DEBTOR:
Kristin A. Rice
TR: Richard M.
Hutson, II |
| 46. | Elton Delbridge
13-81291 13
(bak) | *31* Motion by Ally Financial, Inc. to
reconsider the Consent Order entered on
January 30, 2014. (2) | ATY DEBTOR:
Donald D.
Pergerson
ATY AF: Pamela
P. Keenan
TR: Richard M.
Hutson, II |
| 47. | Shelia F Jones
13-81307 13
(bak) | *17* Motion by the Debtor to modify Plan. (2) | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| 48. | Rita Larnette Williams
13-81491 13
(bak) | *19* Motion by the Debtor to incur debt with
University Ford. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |

12:00 PM

Motions to Dismiss

49.	08-81022 13 (bak)	Gabriel M Liberty and Perri Shalom-Liberty	Cheryl Y. Capron Jeremy Todd Browner
50.	08-81988 13 (bak)	Courtney Janel Crews and John Elbert Crews	Florence A. Bowens
51.	09-81851 13 (bak)	George Eugene Reed and Martha Taylor Reed	John T. Orcutt
52.	09-81883 13 (bak)	Luis Alonzo Mata and Lisa Plowman Mata	Virginia B. Collins
53.	09-81938 13 (bak)	Richard Taft Dixon and Jennifer Lynn Dixon	John T. Orcutt
54.	10-81417 13 (bak)	Terrence Christopher Davis	John T. Orcutt
55.	11-81669 13 (bak)	Norman A. Hudson and Anina M. Hudson	John T. Orcutt
56.	11-81823 13 (bak)	Lisa Laverne Harris	John T. Orcutt
57.	11-81827 13 (bak)	Bernard Leo Meyer and Cindy Anne Meyer	John T. Orcutt
58.	12-80076 13 (bak)	Steven Edward Parker	John T. Orcutt
59.	12-80396 13 (bak)	Cindy Lawan Collins	John T. Orcutt

60.	12-81269 13 (bak)	Angela Jackson	Donald D. Pergerson
61.	12-81325 13 (bak)	David C Johnson	Brandi Leigh Richardson Erik Mosby Harvey
62.	12-81628 13 (bak)	George Clinton McIver	John T. Orcutt
63.	12-81686 13 (bak)	Clinton Oneil Fullwood and Linda Tuck Fullwood	John T. Orcutt
64.	12-81801 13 (bak)	Wendy Cassandra Farrington	John T. Orcutt
65.	13-80135 13 (bak)	Mark Andrew Fitzgerald and Cynthia Smith Fitzgerald	John T. Orcutt
66.	13-80259 13 (bak)	Shirley Parker	John T. Orcutt
67.	13-80265 13 (bak)	Annie M Farrell	Donald D. Pergerson
68.	13-80304 13 (bak)	McKinley Nathaniel Lee	John T. Orcutt
69.	13-80459 13 (bak)	Maria Moore Burr	John T. Orcutt
70.	13-80678 13 (bak)	Patricia Wilkins	Neil M. O'Toole
71.	13-81273 13 (bak)	Nancy Marie Drake	Steven K. Taylor
72.	13-81302 13 (bak)	Oscar Lee Howell	Neil M. O'Toole

73.	13-81313 13 (bak)	Terry L. Lee	John T. Orcutt
74.	13-81365 13 (bak)	Terry Ronnie Scoggins	Brent Clifton Wootton
75.	13-81413 13 (bak)	Siva Manaia Scanlan	James B. Craven, III
76.	13-81595 13 (bak)	Jonathan Dawes	John T. Orcutt
77.	13-81603 13 (bak)	Virginia Karen Pearson	Michael J. McCrann
78.	14-80125 13 (bak)	Diane L Robinson	Kristin Ayers Rice