

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

August 27, 2015

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 79
- Total Number of Matters to be Heard: 93
- Total Number of Hearings: 52
- Total Number of Motions to Dismiss: 41

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

|    |                                                               |                                                                                |          |                                                                                |  |
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|    |                                                               |                                                                                | 09:30 AM |                                                                                |  |
| 1. | Thomas et al<br>v.<br>Thompson<br>15-09021<br>(bak)           | Pre-Trial.                                                                     |          | ATY PLA: James<br>L. Epperson<br>ATY DEF: Brandi<br>L. Richardson              |  |
| 2. | John Gregory<br>McCormick<br>06-80976 7<br>(bak)              | *1048* Motion by the Trustee for<br>authorization to destroy business records. |          | DEBTOR: PRO SE<br>TR: John A.<br>Northen                                       |  |
| 3. | Integrity Facilities<br>Management Inc<br>14-80617 7<br>(bak) | *163* Motion by the Trustee to approve<br>Settlement Agreement.                |          | ATY DEBTOR:<br>Florence A.<br>Bowens<br>TR: J.P.<br>Cournoyer                  |  |
| 4. | NC & VA Warranty<br>Company, Inc.<br>15-80016 7<br>(bak)      | *50* Request by the Bankruptcy<br>Administrator for a Status Hearing. (1)      |          | ATY DEBTOR:<br>Erik M. Harvey<br>BA: William P.<br>Miller<br>TR: Sara A. Conti |  |
|    |                                                               | *54* Motion by the Trustee to allow Claims<br>after bar date.                  |          |                                                                                |  |
| 5. | Saint James Baptist<br>Church, Inc.<br>15-80297 11<br>(bak)   | *15* Further Hearing on Motion by the Debtor<br>to use cash collateral. (3)    |          | ATY DEBTOR:<br>Florence A.<br>Bowens                                           |  |

11:00 AM

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| 6. | Richard Anthony Southern and Patricia Ann Southern<br>14-80968 13<br>(bak)                        | *54* Application by Attorney for the Debtors for Compensation.                                | ATY DEBTOR:<br>Sara W. Harrington<br>TR: Richard M. Hutson, II |
|    |                                                                                                   |                                                                                               |                                                                |
| 7. | Woodall et al<br>v.<br>BENEFICIAL FINANCIAL I INC.,<br>SUCCESSOR BY MERGER T<br>15-09014<br>(bak) | *3* Amended Complaint. (3)                                                                    | ATY PLA:<br>Virginia B. Collins                                |
|    |                                                                                                   |                                                                                               |                                                                |
| 8. | Jackson<br>v.<br>Bank of America N.A.<br>14-09057<br>(bak)                                        | *18* Motion by the Defendant to Dismiss Adversary Proceeding. (3)                             | ATY PLA: James C. White<br>ATY DEF: Stephen T. Staley          |
|    |                                                                                                   | *39* Motion by the Debtor to approve Settlement Agreement.                                    |                                                                |
|    |                                                                                                   |                                                                                               |                                                                |
| 9. | Lenore Anne Jackson<br>12-81177 13<br>(bak)                                                       | *97* Motion by the Debtor to avoid the Lien of Arbor Creek Homeowners Association, Inc. (2)   | ATY DEBTOR:<br>James C. White<br>TR: Richard M. Hutson, II     |
|    |                                                                                                   | *103* Motion by the Debtor to modify mortgage with Bank of America, N.A.; and to modify Plan. |                                                                |
|    |                                                                                                   | *114* Motion by the Debtor to approve Settlement Agreement.                                   |                                                                |

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| 10. Reaves<br>v.<br>Penn Credit<br>Corporation<br>15-09013<br>(bak)             | Pre-Trial. (2)                                                                         | ATY PLA: Edward<br>C. Boltz                                       |
| 11. Harkley<br>v.<br>PHH Mortgage<br>Corporation et al<br>14-09031<br>(bak)     | *40* Motion by the Debtor to compel PHH<br>Mortgage Corporation to make Discovery. (3) | ATY PLA: James<br>C. White<br>ATY DEF:<br>Matthew L.<br>Underwood |
| 12. Brenda Theresa<br>Noseworthy<br>09-80555 13<br>(bak)                        | *107* Motion by the Debtor to reopen Chapter<br>13 case.                               | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II     |
| 13. Antoinio R Wood, Sr.<br>and Marva S Wood<br>10-81987 13<br>(bak)            | *54* Motion by the Debtors to incur debt with<br>TBD.                                  | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M.<br>Hutson, II   |
| 14. Robert Eugene<br>Fleming and Arah<br>Louise Fleming<br>11-80409 13<br>(bak) | *53* Motion by the Debtors to modify Plan.                                             | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II     |
| 15. Kimberly S. Manning<br>11-82148 13<br>(bak)                                 | *37* Motion by the Trustee to modify Plan.                                             | ATY DEBTOR:<br>Cheryl Y. Capron<br>TR: Richard M.<br>Hutson, II   |

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| 16. | Anthony Bennett and<br>Fungai Bennett<br>12-80496 13<br>(bak) | *57* Motion by the Trustee to modify Plan.                                           | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 17. | Dawn Bennett<br>Tiyoweh<br>12-80798 13<br>(bak)               | *24* Motion by the Debtor to modify Plan; and<br>to incur debt with Matthews Motors. | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 18. | Franklin Leon Seymore<br>12-80928 13<br>(bak)                 | *32* Motion by the Debtor to incur debt with<br>Sport Durst.                         | ATY DEBTOR: A.<br>B. Harrington, III<br>TR: Richard M.<br>Hutson, II  |
| 19. | Karrie Lynn Porco<br>12-81135 13<br>(bak)                     | *39* Motion by the Debtor to modify Plan.                                            | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 20. | Tina Maxine Suggs<br>Bunch<br>13-80011 13<br>(bak)            | *64* Motion by the Debtor to modify<br>mortgage with Mechanics and Farmers Bank.     | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 21. | Katina Marie<br>Hargrove<br>13-80194 13<br>(bak)              | *43* Motion by the Trustee to modify Plan.                                           | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |

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| 22. | Lois Poskel Alpern<br>13-80425 13<br>(bak)                                           | *95* Motion by the Trustee to convert Debtor's case to Chapter 7. (1)                                   | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M. Hutson, II                                 |
| 23. | Laresia Jo Farrington<br>13-81105 13<br>(bak)                                        | *59* Motion by Nationstar Mortgage, LLC, for Relief from Stay regarding 414 Saint John Dr., Durham, NC. | ATY DEBTOR:<br>John T. Orcutt<br>ATY NM:<br>Elizabeth Parrott<br>TR: Richard M. Hutson, II |
| 24. | Terra P Bikah<br>13-81115 13<br>(bak)                                                | *31* Motion by the Debtor to incur debt with TBD.                                                       | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M. Hutson, II                               |
| 25. | Wyatt Young<br>Johnson, Jr. and<br>Cynthia Barrow<br>Johnson<br>13-81583 13<br>(bak) | *28* Motion by the Debtors to modify Plan.                                                              | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M. Hutson, II                                 |
| 26. | Cedric B Evans and<br>Sharon D. Fozard<br>Evans<br>14-80073 13<br>(bak)              | *21* Motion by the Debtors to modify Plan.                                                              | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M. Hutson, II                               |

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| 27. William M Black<br>14-80279 13<br>(bak)                                   | *24* Motion by the Trustee to convert Debtor's Case from Chapter 13 to Chapter 7. (2) | ATY DEBTOR:<br>James W. Tolin, Jr.<br>TR: Richard M. Hutson, II |
| 28. Melvin Nathaniel King, II and Latasha Andrea King<br>14-80315 13<br>(bak) | *26* Objection by the Debtors to Claim Number 7 of US Bank Trust, N.A.                | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M. Hutson, II      |
| 29. Teresa Ann Parker<br>14-80864 13<br>(bak)                                 | *23* Motion by the Trustee to modify Plan. (2)                                        | ATY DEBTOR:<br>Michael McCrann<br>TR: Richard M. Hutson, II     |
| 30. Patricia Snyder Lamb<br>14-80879 13<br>(bak)                              | *32* Motion by the Debtor to modify Plan.                                             | ATY DEBTOR: J. Marshall Shelton<br>TR: Richard M. Hutson, II    |
| 31. Edmond O Jones and Jennifer Jones<br>14-81122 13<br>(bak)                 | *26* Motion by the Debtors to modify Plan; and to incur debt with TBD.                | ATY DEBTOR:<br>Brent C. Wootton<br>TR: Richard M. Hutson, II    |
| 32. Karl Wayne Mullinix and Krista Caviness Mullinix<br>14-81293 13<br>(bak)  | *17* Objection by the Debtors to Claim Number 5 of Real Time Resolution. (2)          | ATY DEBTOR:<br>Michael J. McCrann<br>TR: Richard M. Hutson, II  |

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| 33. Christina Pettiford<br>14-81295 13<br>(bak)             | *24* Motion by the Debtor to modify Plan.                                    | ATY DEBTOR:<br>Joe Weinberger<br>TR: Richard M.<br>Hutson, II         |
| 34. Joshua Lamont Pace<br>14-81345 13<br>(bak)              | *35* Motion by the Debtor to modify Plan.                                    | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
| 35. John E Dailey, Jr.<br>15-80159 13<br>(bak)              | *24* Motion by the Debtor to modify<br>mortgage with Beneficial Financial I. | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
|                                                             | *25* Motion by the Debtos to modify<br>mortgage with Beneficial Financial I. |                                                                       |
| 36. Sarah Dailey<br>15-80160 13<br>(bak)                    | *25* Motion by the Debtor to modify<br>mortgage with Beneficial Financial I. | ATY DEBTOR:<br>Donald D.<br>Pergerson<br>TR: Richard M.<br>Hutson, II |
|                                                             | *26* Motion by the Debtor to modify<br>mortgage with Beneficial Financial I. |                                                                       |
| 37. Willie Lawrence<br>Clayton, Jr.<br>15-80361 13<br>(bak) | *16* Motion by the Trustee to modify Plan.                                   | ATY DEBTOR:<br>John T. Orcutt<br>TR: Richard M.<br>Hutson, II         |
|                                                             | *20* Objection by the Debtor to Notice of<br>Mortgage Payment Change.        |                                                                       |

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| 38. Joseph Clifton<br>Stamps and Dana E.<br>Stamps<br>15-80833 13<br>(bak) | *11* Motion by Santander Consumer USA Inc.<br>for Relief from Stay regarding a 2013<br>Chrysler 300. | ATY DEBTOR:<br>Joe Weinberger<br>ATY SC: Pamela<br>P. Keenan<br>TR: Richard M.<br>Hutson, II |
| 39. Kia Monique Paige<br>15-80338 13<br>(bak)                              | *14* Confirmation of Plan. (2)                                                                       | ATY DEBTOR:<br>John T. Orcutt<br>ATY NSA:<br>William F. Hill<br>TR: Richard M.<br>Hutson, II |
|                                                                            | *15* Objection by the Trustee to Confirmation<br>of Plan. (2)                                        |                                                                                              |
|                                                                            | *24* Motion by North State Acceptance, LLC,<br>for Relief from Stay regarding a 2011 Volvo<br>S40.   |                                                                                              |
| 40. Clinton Augustus<br>Shearin, Sr.<br>15-80508 13<br>(bak)               | *17* Confirmation of Plan.                                                                           | ATY DEBTOR:<br>Florence Bowens<br>TR: Richard M.<br>Hutson, II                               |
|                                                                            | *19* Objection by the Trustee to Confirmation<br>of Plan.                                            |                                                                                              |
| 41. David Eugene Neff<br>15-80552 13<br>(bak)                              | *10* Confirmation of Plan.                                                                           | ATY DEBTOR:<br>Brett S. Yauger<br>TR: Richard M.<br>Hutson, II                               |
|                                                                            | *12* Objection by the Trustee to Confirmation<br>of Plan.                                            |                                                                                              |

12:00 PM

**Motions to Dismiss**

|     |                   |                                                  |                                   |
|-----|-------------------|--------------------------------------------------|-----------------------------------|
| 42. | 09-82199 13 (bak) | Claudia McLoughlin                               | Jeremy Todd Browner               |
| 43. | 09-82286 13 (bak) | Aris Lee Jones and Easter Johnson Jones          | John T. Orcutt                    |
| 44. | 10-80212 13 (bak) | Michael Champion                                 | Donald D. Pergerson               |
| 45. | 11-80231 13 (bak) | Anthony Durick McMannen and Tonya Jones McMannen | John T. Orcutt                    |
| 46. | 11-81925 13 (bak) | Harold F Montague and Altena S. Montague         | Brent Clifton Wootton             |
| 47. | 11-82028 13 (bak) | William Henderson and Vicky Henderson            | Donald D. Pergerson               |
| 48. | 11-82101 13 (bak) | Charles Clinton Suggs and Dianne Taybron Suggs   | John T. Orcutt<br>Koury Lee Hicks |
| 49. | 12-80021 13 (bak) | Rodney D. Ray and Wendy R. Ray                   | Cheryl Y. Capron                  |
| 50. | 12-80024 13 (bak) | Marion Rigsbee Jones                             | William L. Yaeger                 |
| 51. | 12-80526 13 (bak) | Justin Allen Allison and Kirby Freeman Allison   | Julie H. Stubblefield             |
| 52. | 12-80768 13 (bak) | Brian K. Reams and Susan S. Reams                | Donald D. Pergerson               |

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| 53. | 12-80833 13 (bak) | Deborah Denise Evans                                     | A. B. Harrington, III             |
| 54. | 12-80995 13 (bak) | Diana Dunbar Hanks                                       | John T. Orcutt                    |
| 55. | 12-81159 13 (bak) | Eric Sylvester Matthews                                  | Virginia B. Collins               |
| 56. | 12-81401 13 (bak) | Keisha Levette Hunter                                    | John T. Orcutt                    |
| 57. | 12-81696 13 (bak) | Francis Joseph Howard                                    | John T. Orcutt                    |
| 58. | 12-81910 13 (bak) | Mary H Thornton                                          | Donald D. Pergerson               |
| 59. | 13-80651 13 (bak) | Pamela Lynne Evans                                       | John T. Orcutt                    |
| 60. | 13-80929 13 (bak) | Michael D Mitchell                                       | Neil M. O'Toole                   |
| 61. | 13-81161 13 (bak) | Ronald David Reaves                                      | Edward C. Boltz<br>John T. Orcutt |
| 62. | 14-80315 13 (bak) | Melvin Nathaniel King, II and<br>Latasha Andrea King     | John T. Orcutt                    |
| 63. | 14-80390 13 (bak) | Edward Louis Hendrickson and Lois<br>Seawell Hendrickson | Arthur M. Blue                    |
| 64. | 14-80440 13 (bak) | Waymon J. Crews                                          | Koury Lee Hicks                   |
| 65. | 14-80523 13 (bak) | Reynaldo Munoz Mendoza                                   | Neil M. O'Toole                   |

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| 66. | 14-80667 13 (bak) | Billie Cates Gerringer              | John T. Orcutt              |
| 67. | 14-80977 13 (bak) | Sheila D Wardlow                    | Brent Clifton Wootton       |
| 68. | 14-81030 13 (bak) | Antonio L Snell and Natasha Y Snell | Neil M. O'Toole             |
| 69. | 14-81120 13 (bak) | Pamela R Sloan                      | Neil M. O'Toole             |
| 70. | 14-81197 13 (bak) | Amanda Dunwell Brown                | John T. Orcutt              |
| 71. | 14-81230 13 (bak) | Clarence Junior Cotton              | Donald D. Pergerson         |
| 72. | 14-81295 13 (bak) | Christina Pettiford                 | Joe Charles Weinberger, Jr. |
| 73. | 14-81345 13 (bak) | Joshua Lamont Pace                  | John T. Orcutt              |
| 74. | 15-80025 13 (bak) | Harold Odell Anderson, Jr           | John T. Orcutt              |
| 75. | 15-80030 13 (bak) | Anica Devi Vaughan                  | John T. Orcutt              |
| 76. | 15-80103 13 (bak) | Dorothy Ann Moore                   | John T. Orcutt              |
| 77. | 15-80123 13 (bak) | Raquel S. Webb                      | Brandi Leigh Richardson     |
| 78. | 15-80228 13 (bak) | Bobby J Harris and Gloria J Harris  | Brent Clifton Wootton       |
| 79. | 15-80333 13 (bak) | Donna M Hughes                      | Brett Smith Yauger          |

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| 80. | 15-80430 13 (bak) | Ruben W Davis, Sr. and Elizabeth Davis | Neil M. O'Toole       |
| 81. | 15-80439 13 (bak) | Michael Angelo Dorsett                 | A. B. Harrington, III |
| 82. | 15-80583 13 (bak) | Nicole Fields                          | Donald D. Pergerson   |