

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

September 23, 2014

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 74
- Total Number of Matters to be Heard: 99
- Total Number of Hearings: 60
- Total Number of Motions to Dismiss: 39

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. | Northen
v.
Johnston
14-09049
(bak) | Pre-Trial. | ATY PLA: J.P.
Courmoyer |
| 2. | Harvey, Jr. et al
v.
Northen
14-09047
(bak) | Pre-Trial. | ATY PLA: J.
Daniel Bishop
ATY DEF: John
A. Northen |
| 3. | John Gregory
McCormick
06-80976 7
(bak) | 1. Status Hearing [462] Objection by the
Trustee to Claim Number 39 of Miles
McCormick on behalf of the Internal Revenue.

2. Status Hearing [463] Objection by the
Trustee to Claim Number 40 of Miles
McCormick on behalf of the Internal Revenue
Service.

3. Status Hearing [464] Objection by the
Trustee to Claim Number 37 of Michel P.
Gnagy on behalf of the Internal Revenue
Service.

4. Status Hearing [465] Objection by the
Trustee to Claim Number 38 of Michele P.
Gnagy on behalf of the Internal Revenue
Service.

5. Status Hearing [525] Motion to Abate
Contested Matters with Respect to Claims #37,
#38, #39 and #40. | DEBTOR: PRO
SE
TR: John A.
Northen |

6. Status Hearing [806] Objection by the Trustee to Claim Number 28 of The Estate of Andrew Harrison Peatross.

7. Status Hearing [807] Objection by the Trustee to Claim Number 11 of Lisa Beck.

8. Status Hearing [808] Objection by the Trustee to Claim Number 22 of Michel P. Gnagy.

9. Status Hearing [809] Objection by the Trustee to Claim Number 33 of Internal Revenue Service.

10. Status Hearing [810] Objection by the Trustee to Claim Number 34 of Internal Revenue Service.

11. Status Hearing [811] Objection by the Trustee to Claim Number 29 of The Estate of Mary Elise Livingston Peatross.

12. Status Hearing [812] Objection by the Trustee to Claim Number 21 of Miles McCormick.

13. Status Hearing [813] Objection by the Trustee to Claim Number 32 of North Carolina Department of Revenue.

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| 4. | Mark Alan Richey, Sr.
14-80529 7
(bak) | *25* Objection by the Trustee to Debtor's Claim for Property Exemptions. (1) | ATY DEBTOR:
Kristin A. Rice
TR: Sara A.
Conti |
| 5. | Christina Lee Alston
14-80937 7
(bak) | *3* Application by the Debtor to proceed in forma pauperis. (1) | DEBTOR: PRO
SE
TR: Sara A.
Conti |

18 Show Cause Hearing regarding
Certification of Credit Counseling.

6. Linda Holder Clark
13-80733 7
(bak)

70 Motion by the Debtor for Contempt. (1)

ATY DEBTOR:
Carena B.
Lemons
TR: Sara A.
Conti

11:00 AM

7. Mary Louise Toombs 09-80999 13 (bak) *61* Motion by the Trustee to modify Plan. (1) ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
- *64* Objection by the Debtor to Claim Number 5 of BAC Home Loans Servicing, LP.
8. Thomas Edward Wilson and Sandra Lynn Wilson 10-81481 13 (bak) *38* Motion by the Internal Revenue Service to Dismiss Case or Convert Case to Chapter 7. (1) ATY DEBTOR: John T. Orcutt ATY IRS: Cheryl T. Sloan TR: Richard M. Hutson, II
9. Alex Lee Boone and Sarah Kathryn Boone 10-81995 13 (bak) *44* Objection by the Debtor to Claim Number 5 of Aurora Loan Services, LLC. (1) ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
10. Robert Johnson and Heather Johnson 10-82328 13 (bak) *48* Motion by the Debtors to modify mortgage with GreenTree Servicing, LLC. ATY DEBTOR: Brent C. Wootton TR: Richard M. Hutson, II
11. Rashieka Monique Barr 11-80118 13 (bak) *42* Motion by the Debtor to modify Plan. ATY DEBTOR: Christian B. Felden TR: Richard M. Hutson, II

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| 12. | Judy E Parker
11-80162 13
(bak) | *58* Motion by the Debtor to modify Plan. | ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II |
| 13. | Kenneth Marvin
Purcell
11-81328 13
(bak) | *141* Motion by the Trustee to convert
Debtor's Case from Chapter 13 to Chapter 7.
(1) | ATY DEBTOR:
Kenneth M.
Johnson
TR: Richard M.
Hutson, II |
| 14. | Juan Carlos Gonzalez
Estrada
11-81505 13
(bak) | *77* Application by the Debtor to Employ
Attorney Heidi G. Chapman. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 15. | Kenneth Darrell Tilley
and Lisa Renee Tilley
11-81548 13
(bak) | *30* Motion by the Trustee to modify Plan. (1) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| 16. | Tanya Y Rainey
12-80650 13
(bak) | *39* Motion by Bingham Station Community
Association, Inc. for Relief from Stay
regarding 117 Steel Hopper Way, Garner, NC. | ATY DEBTOR:
Brent C. Wootton
ATY BSCA:
Adam M.
Gottsegen
TR: Richard M.
Hutson, II |

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| 17. Tuputala Saili
12-81128 13
(bak) | *27* Motion by the Debtor to incur debt with Pinehurst Toyota. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 18. Randy Floyd Nevils
12-81688 13
(bak) | *25* Application by the Debtor to employ professional person and for approval of Settlement. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 19. Michael Carl Ellis
13-80431 13
(bak) | *20* Motion by the Debtor to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |
| 20. Cynthia Brown
13-80865 13
(bak) | *22* Motion by Branch Banking and Trust Company for Relief from Stay regarding 3370 Old County Home Road, Henderson, NC. (2) | ATY DEBTOR:
Donald D. Pergerson
ATY BBT:
Kristen P. Miller
TR: Richard M. Hutson, II |
| 21. Cheryl Lynette McNeely
13-80886 13
(bak) | *30* Motion by the Debtor to modify Plan; and to incur debt with Drive Time. | ATY DEBTOR:
John T. Orcutt
TR: Richard M. Hutson, II |

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| 22. James Therean
McMillan
13-81079 13
(bak) | *29* Motion by the Debtor to modify Plan. (1) | ATY DEBTOR:
Michael J.
McCran
TR: Richard M.
Hutson, II |
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| 23. Sean T Marshall and
Melody M Marshall
13-81111 13
(bak) | *62* Motion by the Debtors to modify Plan. | ATY DEBTOR:
Robert Lewis, Jr.
TR: Richard M.
Hutson, II |
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| 24. Tony Elmo Russell
13-81207 13
(bak) | *22* Motion by the Trustee to modify Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
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| 25. Perry Andrew Jenkins
13-81440 13
(bak) | *23* Motion by the Trustee to modify Plan. (2) | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
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| | *25* Objection by the Debtor to Claim
Number 7 of U.S. Bank, N.A. (1) | |
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| 26. Rhonda Gayle Holt
13-81451 13
(bak) | *29* Application by the Debtor to employ
Attorney David B. Alexander. | ATY DEBTOR:
James C. White
TR: Richard M.
Hutson, II |

27. Michael T. Harris
14-80305 13
(bak) *19* Motion by the Debtor to modify Plan. ATY DEBTOR:
Cheryl Y. Capron
TR: Richard M.
Hutson, II
28. Terry Samuel Bowen
14-80378 13
(bak) *20* Motion by the Trustee to modify Plan. (1) ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II
29. Jennifer Renee
Weakley
14-80415 13
(bak) *15* Amended Motion by Russell Tighe for ATY DEBTOR:
Relief from Stay regarding 5367 Bonlee A. B. Harrington,
Carbonton Rd., Goldston, NC; and Relief from III
Co-Debtor Stay as to Felton Wayne Weakley. ATY RT: Sara
W. Harrington
TR: Richard M.
Hutson, II
30. James David Simcox
14-80424 13
(bak) *15* Motion by the Debtor to modify Plan to ATY DEBTOR:
lower Plan payment. (1) Joy K.
Alford-Brand
ATY TS: Gordon
C. Woodruff
TR: Richard M.
Hutson, II
- *21* Motion by Trista Simcox for Relief from
Stay regarding Domestic Claims in State Court.
31. Reginald Louis
Charles and Bridgett
Bonita Charles
14-80614 13
(bak) *18* Motion by the Debtors to incur debt with ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

32. Kimberly O'Neal Self 14-80751 13 (bak) *26* Hearing to determine if Debtor's case should be dismissed for failure to pay filing fee. ATY DEBTOR:
Brandi L.
Richardson
TR: Richard M.
Hutson, II
33. William Henry Winstead, Jr. and Mia Palmer Winstead 14-80815 13 (bak) *18* Application the Debtors to approve Contingency and Hourly Fee Agreement. ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II
34. Recco Bullock 14-80821 13 (bak) *13* Objection by the Debtor to Claim of Investment Corp. of America. ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II
35. Anna D Faison 14-80847 13 (bak) *13* Objection by the Debtor to Claim of BB&T. ATY DEBTOR:
Brent C. Wootton
TR: Richard M.
Hutson, II
36. Sandra Ann Taylor 14-80428 13 (bak) *17* Amended Motion by the Debtor to avoid the Lien of Branch Banking and Trust Company regarding 3248 Blackstone Rd,Sanford, NC. (1) ATY DEBTOR:
Michael J.
McCarran
TR: Richard M.
Hutson, II
- *21* Confirmation of Plan. (1)
- *23* Objection by the Trustee to Confirmation of Plan. (1)

24 Objection by the Trustee to Debtor's
Claim for Property Exemptions. (2)

37. Ronald Earl Barr
14-80515 13
(bak)

13 Confirmation of Plan.

ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II

15 Objection by the Trustee to Confirmation
of Plan.

38. Lee
v.
General Revenue
Corporation
14-09046
(bak)

Pre-Trial. (1)

ATY PLA:
Edward C. Boltz
ATY DEF: Neil
D. Jonas

10 Motion by the Defendant to Dismiss
Adversary Proceeding.

14 Motion by Craig M. Shapiro to appear
Pro Hac Vice.

12:00 PM

Motions to Dismiss

39.	09-81011 13 (bak)	Serafin Perez and Gloria Lynn Perez	John T. Orcutt
40.	10-80243 13 (bak)	Letitia Angelique Gregory	Donald D. Pergerson
41.	10-80997 13 (bak)	Charles H Tate and Sheila A Tate	Brent Clifton Wootton
42.	10-81336 13 (bak)	Andrew James Pinchac and Jacqueline Dolores Pinchac	John T. Orcutt
43.	11-80894 13 (bak)	Robin O'Briant Pittman	John T. Orcutt
44.	11-80973 13 (bak)	Laquinton Adonte Holeman	John T. Orcutt
45.	12-81336 13 (bak)	Brian L. Ball	John T. Orcutt
46.	12-81337 13 (bak)	Jerry R Parrish, Jr. and Deborah N Parrish	Donald D. Pergerson
47.	12-81387 13 (bak)	Robert Ben Wilson	John T. Orcutt
48.	12-81852 13 (bak)	Keith J. Marable	John T. Orcutt
49.	12-81905 13 (bak)	Michael S Flowers	Brent Clifton Wootton
50.	13-80084 7 (bak)	Stephen J. Brasche and Sheryl L Brasche	A. B. Harrington, III

51.	13-80431 13 (bak)	Michael Carl Ellis	John T. Orcutt
52.	13-81111 13 (bak)	Sean T Marshall and Melody M Marshall	Robert Lewis, Jr.
53.	13-81234 13 (bak)	Carol Nualease Snellings	John T. Orcutt
54.	13-81327 13 (bak)	Joyce B Thorpe	Donald D. Pergerson
55.	13-81335 13 (bak)	Vera L Kittrell	Donald D. Pergerson
56.	13-81337 13 (bak)	Keillen L Johnson	Brandi Leigh Richardson
57.	13-81343 13 (bak)	Mildred Denise Roberts	John T. Orcutt
58.	13-81463 13 (bak)	Pamela A. Burnett	John T. Orcutt
59.	13-81491 13 (bak)	Rita Larnette Williams	John T. Orcutt
60.	13-81523 13 (bak)	Ralph Edward Price and Laura White Price	John T. Orcutt
61.	13-81545 13 (bak)	Michael Sheron Clack and Courtney Lorine Clack	A. B. Harrington, III
62.	13-81596 13 (bak)	Anthony Wayne Pierce and Alicia Artrell Pierce	James C. White

63.	14-80029 13 (bak)	Douglas Leroy Logan and Vivette Lynee Jeffries-Logan	John T. Orcutt
64.	14-80060 13 (bak)	Maria Cristina Olesco	Edward C. Boltz John T. Orcutt
65.	14-80145 13 (bak)	Frances W Beckham	Brandi Leigh Richardson
66.	14-80167 13 (bak)	Pamela M. Foxx	Brett Smith Yauger
67.	14-80248 13 (bak)	Leon Tremayne DeGraffenreidt and Arcacia Gooch DeGraffenreidt	William E. Mathers
68.	14-80305 13 (bak)	Michael T. Harris	Cheryl Y. Capron
69.	14-80343 13 (bak)	Gail Lorraine Harris	John T. Orcutt
70.	14-80509 13 (bak)	Nikkia Atawa Spearman	Donald D. Pergerson
71.	14-80580 13 (bak)	Denise Smith	Donald D. Pergerson
72.	14-80630 13 (bak)	Taniesha Danielle Duncan	John T. Orcutt
73.	14-80667 13 (bak)	Billie Cates Gerringer	John T. Orcutt
74.	14-80674 13 (bak)	Bernadine Richardson	Donald D. Pergerson
75.	14-80700 13 (bak)	Gennelle Betina Daye	John T. Orcutt

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| 76. | 14-80714 13 (bak) | Cathy D Martin | Eleanette Maccene Brown |
| 77. | 14-80792 13 (bak) | Stephone Gecobbie White | James B. Craven, III |