

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

November 19, 2015

THE HONORABLE BENJAMIN A. KAHN PRESIDING

Calendar Summary:

- Total Number of Cases: 67
- Total Number of Matters to be Heard: 78
- Total Number of Hearings: 49
- Total Number of Motions to Dismiss: 29

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. Friedman et al
v.
Campbell
14-09009
(bak) | *103* Motion by the Plaintiffs to strike Affidavit of William Oliver Campbell in opposition to Summary Judgment. | ATY PLA: John
M. Sperati
ATY DEF:
William E.
Brewer, Jr. |
| 2. Cytec Carbon Fibers
LLC and Cytec
Engineered Mater
v.
McAllister
15-09038
(bak) | Pre-Trial. | ATY PLA: A. Lee
Hogewood, III
ATY DEF:
William E.
Brewer, Jr. |
| 3. Weld County
Department of
Human Services
v.
Bianchini et al
15-09037
(bak) | Pre-Trial. | ATY PLA: Kristin
Arnold
ATY DEF:
Christopher D.
Lane |
| | *7* Stipulation between the Plaintiff and Defendants. | |
| | *9* Show Cause hearing set directing the Plaintiff to appear and show cause why the Complaint should not be dismissed and Stipulation Stricken. | |
| 4. Peter Lee Conaty and
Laurie M Conaty
15-80691 7
(bak) | *36* Objection by the Trustee to Debtors' Claim for Property Exemptions. | ATY DEBTOR:
Jason L. Hendren
TR: Sara A. Conti |

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| 5. | Wanda L Parker
15-81054 7
(bak) | *9* Reaffirmation Agreement between the Debtor and BB&T. | ATY DEBTOR:
Neil M. O'Toole
TR: J.P.
Cournoyer |
| | | | |
| 6. | Oakley and Son, Inc.
14-81411 11
(bak) | *120* Initial Application by Attorney for the Debtor for Compensation. | ATY DEBTOR:
J.P. Cournoyer |

		11:00 AM	
7.	Canuto et al v. Public Service Company of North Carolina Inc. d/b/ 15-09036 (bak)	Pre-Trial.	ATY PLA: Edward C. Boltz
8.	Juan Carlos Canuto and Maria Isabel Canuto 14-81076 13 (bak)	*22* Motion by the Trustee to modify Plan. (2)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
9.	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.	ATY DEBTOR: Donald D. Pergerson ATY DF: Craig S. Haskell TR: Richard M. Hutson, II
10.	Aris Lee Jones and Easter Johnson Jones 09-82286 13 (bak)	*80* Motion by the Debtors for a Hardship Discharge. (1)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
11.	Bernard Allen Ryan and Jennifer Marie Ryan 10-80360 13 (bak)	*44* Objection by the Debtors to Notice of Mortgage Payment Change.	ATY DEBTOR: Virginia B. Collins TR: Richard M. Hutson, II

12. John Taylor, Sr. and Judith Taylor 10-80819 13 (bak)	*71* Motion by the Debtors to reopen Chapter 13 Case.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
13. Terrence Christopher Davis 10-81417 13 (bak)	*82* Show Cause Hearing to determine if the Debtor's case should be closed without entry of a Discharge.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
14. Monica Allen 10-81521 13 (bak)	*54* Show Cause Hearing to determine if the Debtor's case should be closed without entry of a Discharge.	ATY DEBTOR: Neil M. O'Toole TR: Richard M. Hutson, II
15. Wiletra Charma Burwell 11-81006 13 (bak)	*35* Motion by the Debtor to modify Plan.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
16. Vanessa M. Edwards 11-81602 13 (bak)	*43* Motion by the Debtor to modify mortgage with JP Morgan Chase Bank.	ATY DEBTOR: Donald D. Pergerson TR: Richard M. Hutson, II
17. Latanya Richburg 11-81868 13 (bak)	*64* Motion by U.S. Bank National Association for approval of a Loan Modification Agreement.	ATY DEBTOR: Neil M. O'Toole ATY USB: Daria A. Barrett TR: Richard M. Hutson, II

18. Neil H Sullivan 11-81928 13 (bak)	*100* Motion by the Trustee to allow the amended Claim of Capital One.	ATY DEBTOR: David H. Harris, Jr. TR: Richard M. Hutson, II
19. Juaneza Jackson 11-82093 13 (bak)	*32* Motion by the Debtor to incur debt with 401(k) nunc pro tunc. (1)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
20. Bruce Wayne Cromer, Sr. 12-80730 13 (bak)	*33* Motion by Selene Finance, LP, for Relief from Stay regarding 6638 Roundstone Drive aka 6638 Roundstone Lane, Oxford, NC; and Relief from Co-Debtor Stay as to Nancy and Charlie Cromer. (1)	ATY DEBTOR: Donald D. Pergerson ATY SF: Stephen T. Staley TR: Richard M. Hutson, II
21. Silillian Antoinette Anderson 12-80954 13 (bak)	*70* Motion by the Debtor to modify mortgage with Flagstar Bank, FSB.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
22. Joseph C Peace and Queen B Peace 12-81421 13 (bak)	*48* Objection by the Debtors to Notice of Postpetition Fees, Expenses, and Charges.	ATY DEBTOR: Brent C. Wootton TR: Richard M. Hutson, II
23. Hortencia Smith Banks 12-81853 13 (bak)	*74* Motion by the Debtor to incur debt with North Carolina Housing Finance Agency.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II

24. Laresia Jo Farrington 13-81105 13 (bak)	*69* Motion by the Debtor to modify mortgage with Nationstar Mortgage, LLC.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
25. Patricia H Riggan 13-81355 13 (bak)	*18* Motion by the Debtor to incur debt with Matthews Motors.	ATY DEBTOR: Donald D. Pergerson TR: Richard M. Hutson, II
26. Gelinda Todd Harkley 13-81472 13 (bak)	*54* Motion by the Debtor to modify Plan. (2)	ATY DEBTOR: James C. White TR: Richard M. Hutson, II
27. Karen Speed Evans 14-80330 13 (bak)	*58* Motion by the Debtor to modify Plan; and to incur debt with Matthews Motors.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
28. Lauren Henderson Miller 14-80578 13 (bak)	*22* Motion by the Debtor to modify Plan.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
29. Kenneth Ray Hinson Jr. and Pamela Denise Hinson 14-80734 13 (bak)	*24* Application by the Debtors to employ Attorney Michael T. Brown, Jr.	ATY DEBTOR: William E. Mathers TR: Richard M. Hutson, II

30.	Latisha L. Martin 14-81223 13 (bak)	*30* Amended Motion by the Debtor to modify Plan; and to incur debt.	ATY DEBTOR: Neil M. O'Toole TR: Richard M. Hutson, II
31.	Rene Lynette Dillard 15-80728 13 (bak)	*18* Motion by the Trustee to modify Plan.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
32.	Sharon Higgs-Diggs 15-80767 13 (bak)	*18* Motion by the Trustee to allow the Claim of Alexander Crossing HOA, Inc.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
33.	Thomas Johnson 15-80849 13 (bak)	*23* Motion by Wells Fargo Bank, N.A. for Relief from Stay regarding a 2012 Ford F150.	ATY DEBTOR: John T. Orcutt ATY WFB: Pamela P. Keenan TR: Richard M. Hutson, II
34.	Tiquea A Steed 15-80922 13 (bak)	*13* Motion by the Debtor to incur debt with TBD.	ATY DEBTOR: Brent C. Wootton TR: Richard M. Hutson, II
35.	Sonia Ann Sellers 15-81124 13 (bak)	*12* Show Cause Hearing regarding Certification of Credit Counseling.	DEBTOR: PRO SE ATY WFB: Daria A. Barrett TR: Richard M. Hutson, II

13 Motion by Wells Fargo Bank, N.A. for Relief from Stay regarding 213 Seminole Point Lane, Siler City, NC.

36. Angela Lynn Coley 15-81092 13 (bak)	*25* Hearing to determine if Debtor's case should be dismissed for failure to pay filing fee.	ATY DEBTOR: Donald L. Coomes TR: Richard M. Hutson, II
37. Jerome Michael McCathan and Robin Jo Clarke-McCathan 15-81133 13 (bak)	*16* Hearing to determine if Debtors' case should be dismissed for failure to pay filing fee.	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II
38. Samuel Lee Waddell and Michelle Harris Waddell 15-80815 13 (bak)	*21* Objection by Home Credit Corporation to valuation of a 2004 Honda Pilot EXL.	ATY DEBTOR: Neil M. O'Toole ATY HCC: William F. Hill TR: Richard M. Hutson, II
39. Lee Norris Daniels and Patricia Anne Daniels 15-80891 13 (bak)	*17* Objection by Wells Fargo Bank, N.A. to Valuation of a 2008 Mitsubishi Galant.	ATY DEBTOR: John T. Orcutt ATY WFB: Pamela P. Keenan TR: Richard M. Hutson, II
40. Kia Monique Paige 15-80338 13 (bak)	*33* Amended Confirmation of Plan. (1)	ATY DEBTOR: John T. Orcutt TR: Richard M. Hutson, II

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| 41. Malinda Fay Hunter
15-80591 13
(bak) | *19* Confirmation of Plan. (1) | ATY DEBTOR:
Donald D.
Pergerson
TR: Richard M.
Hutson, II |
| | *20* Objection by the Trustee to Confirmation
of Plan. (1) | |
| 42. Robert Charles Jones
15-80714 13
(bak) | *21* Confirmation of Plan. (2) | ATY DEBTOR:
Jeffrey G. Weber
TR: Richard M.
Hutson, II |
| | *23* Objection by the Trustee to Confirmation
of Plan. (2) | |
| 43. Tracey Waynette
Williams
15-80889 13
(bak) | *14* Confirmation of Plan. | ATY DEBTOR:
John T. Orcutt
TR: Richard M.
Hutson, II |
| | *15* Objection by the Trustee to Confirmation
of Plan. | |

12:00 PM

Motions to Dismiss

44.	09-82286 13 (bak)	Aris Lee Jones and Easter Johnson Jones	John T. Orcutt
45.	09-82303 13 (bak)	Clyde Octavis Harris and Deborah H. Harris	William E. Mathers
46.	10-81698 13 (bak)	Cathy Larneisa Thurman	John T. Orcutt
47.	11-80231 13 (bak)	Anthony Durick McMannen and Tonya Jones McMannen	John T. Orcutt
48.	11-81006 13 (bak)	Wiletra Charma Burwell	John T. Orcutt
49.	11-81667 13 (bak)	Deborah S. Day	Sandra J. Pickering
50.	11-81821 13 (bak)	Stanley Townes	Donald D. Pergerson
51.	11-82101 13 (bak)	Charles Clinton Suggs and Dianne Taybron Suggs	John T. Orcutt Koury Lee Hicks
52.	12-80234 13 (bak)	Esther Sharon Hatfield	John T. Orcutt
53.	12-81745 13 (bak)	Ray Anthony Battle and Earnestine Lloyd- Battle	Joseph M. Wilson, Jr.
54.	12-81853 13 (bak)	Hortencia Smith Banks	Edward C. Boltz John T. Orcutt

55.	13-80901 13 (bak)	Michael Anthony Day and Pam Tinnin Day	John T. Orcutt
56.	13-81007 13 (bak)	Frenchie Marselle Nettles	Virginia B. Collins
57.	13-81167 13 (bak)	Kathy S. Snyder	Neil M. O'Toole
58.	13-81607 13 (bak)	Mary Kathleen Morris	John T. Orcutt
59.	14-80330 13 (bak)	Karen Speed Evans	John T. Orcutt
60.	14-80578 13 (bak)	Lauren Henderson Miller	John T. Orcutt
61.	14-80872 13 (bak)	Nicole Breeden Ranes	A. B. Harrington, III
62.	14-81058 13 (bak)	Phillip Lejuane Mann	John T. Orcutt
63.	14-81083 13 (bak)	Everett L. Turner	Brent Clifton Wootton
64.	14-81118 13 (bak)	Clinton Bryant Long, Jr. and Nicole Long	John T. Orcutt
65.	15-80019 13 (bak)	Josette Delores Greene	James C. White Michelle Merck Walker
66.	15-80279 13 (bak)	Toni S McGee- Cash	Brent Clifton Wootton
67.	15-80496 13 (bak)	Michelle M Brown	Neil M. O'Toole
68.	15-80554 13 (bak)	Shelia Marie Bobbitt	John T. Orcutt

69.	15-80570 13 (bak)	Brenda L Taylor	Brent Clifton Wootton
70.	15-80735 13 (bak)	Betty H. Lawrence	Donald D. Pergerson
71.	15-80847 13 (bak)	Stanley Spencer	John T. Orcutt
72.	15-80915 13 (bak)	Clara Richardson Scarborough	James C. White