

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ROANOKE CALENDAR - JANUARY 12, 2004**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

Shelor                      CHARLES & LUCINDA MCCLURE - Ch. 13                      7-03-03578                      Connelly/AF  
Valuation Motion: Citifinancial Services: 1990 Dodge Caravan, filed 12/19; d/e # 20  
*-Contd fr 1/12 to await deadline to respond; conf'd 1/12 ; collateral to be surrendered*

Delafield                      KRISTINE & STEVEN HERRON - Ch. 13                      7-03-03956                      Connelly/JJ  
Mod. Plan filed 11/5, d/e # 21, 23 *contd from 12/22*  
Trustee Report, Obj & Showcause: Dismiss/convert, d/e#19 *contd from 12/8 & 12/22*

M Hart                      ROGER & BRENDA SCHAEFFER -chl3                      7-02-04704                      Connelly/JM  
Mod plan filed 9/23; d/e # 69 *contd from 11/10 & 12/22*

*Note: Motion to Incur Debt/Shorten Notice forthcoming*

Shelor                      ALFRED SMITH - Ch. 13                      7-03-03777                      Connelly/NS  
Plan filed 9/5; d/e # 6 *contd from 11/24 & 12/22*  
Trustee's Report, Obj & Show Cause:Dismiss/Convert [d/e # 15] *contd fr 11/24, 12/22*

**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

Krippend.	CHRISTOPHER ST. CYR Mod Plan filed 11/6; d/e # 18, 20 Trustee Report and Motion to Dismiss/convert filed 9/24; d/e # 15 <i>contd from 11/10</i> Trustee Report and Motion to Dismiss/convert filed 10/27; d/e # 17 <i>contd from 11/10</i>	7-03-03482	Connelly/SJ
P Brown	PEGGIE DUNCAN Confirmation (Recusal from RWK) Amended Plan #1 filed 10/7; d/e # 27 <i>Cont fr 12/8</i> <b>Obj:</b> Wachovia Bank NA (Bryant/CALLAHAN) Trustee showcause d/e # 15 filed 10/6; <i>contd from prev. calendar to hear w/mod plan</i>	7-03-02943	Connelly/VS
P Brown	CHENISE ANDERSON Mod Plan filed 10/17; d/e # 25, 26, 27, 28 (certif of service d/e # 29 )	7-03-02942	Connelly/SJ
Hart	VIRGINIA BURCHETT Mod Plan filed in court 11/24 <i>contd for trustee review and filing by atty of motion &amp; proposed Ord to waive notice to creditors &amp; debtor hearing if can confirm Trustee's Report, Objection &amp; Show Cause on Dismissal/Conversion [d/e # 20]</i> <i>-contd from 1/12</i>	7-03-03771	Connelly/GR
Krippend.	WANDA MILAM-chl3 Mod Plan filed 11/20, d/e # 17, 18 Trustee Report, Objection & Showcause: Dismiss/convert, filed 10/8; d/e #15 <i>-Hearing canceled; Order confirming plan entered 12/16 [d/e # 19, 21, 22]</i>	7-03-03726	Connelly/JJ





Delafield WESLEY WEBB 7-03-02036 Connelly/JJ

Plan filed 11/14; d/e # 49; 54

Trustee Mot to dismiss contd from prior hearings, filed 6/25; d/e /# 16

Valuation: Big Screen TV, Washer/Dryer/misc mdse.; Schewels Furniture, filed 11/14; #48

**Obj:** Schewel Furn Co Inc (Clark) filed 11/13; d/e # 51

Amended Motion for valuation filed 11/17; d/e #56

Roanoke Calendar - 1/12/04

**9:30 A.M. - CHAPTER 13 CONFIRMATIONS**

M Hart SHIRLEY JONES 7-03-04293 Connelly/VS

Plan filed 10/16, d/e # 12 w/certif of service

Trustee Report, objection & showcause: Dismiss/convert filed 11/19; d/e # 18

Valuation: Furniture: Heilig-Meyers: filed 10/17; d/e # 15

**-ORDER fixed value, secured, at \$200.00**

M Hart MICHAEL WASHINGTON 7-03-04443 Connelly/VS

Plan filed 10/17; d/e # 5; *contd from 1/12*

Trustee Report, Objection and Showcause: Dismiss/convert, filed 11/19; d/e # 16

Kennett JO ANN SALMONS- 7-03-04301 Connelly/GR

Plan filed 10/8; d/e # 5

Trustee Report, Obj, and Showcause: Dismiss/convert, filed 11/19; d/e #18

M Hart JAMES TUCKER 7-03-04376 Connelly/JJ

Plan filed 10/15, d/e # 6

Trustee Report, Obj, and Showcause: Dismiss/convert, filed 11/21; d/e #22

Trustee Report, Obj, and Showcause: Dismiss/convert, filed 12/9; d/e #24

Trustee Report, Obj, and Showcause: Dismiss/convert, filed 12/23; d/e #33

Valuation: Vacuum Cleaner, Carmel Financial Corp, filed 11/14; d/e # 13

Amended Motion filed 11/18; d/e #19 to correct date

**-ORDER fixing value of vacuum at \$200 entered 12/18; d/e # 25**

Valuation: Furniture: Heilig-Meyers Furn. Inc, filed 11/14; d/e # 14



M Hart DONALD CLAYBORNE-chl3 7-02-00749 Connelly/S  
Motion of Trustee to Dismiss or convert, filed 12/10; d/e # 27

M Giles JOSEPH & RHONDA JUSTUS 7-00-01200 Connelly/SO  
Motion of Trustee to Dismiss or convert, filed 12/9; d/e # 28

Roanoke Calendar - 1/12/04

**11:00 A.M. - MISCELLANEOUS**

P Brown GWENDOLYN CANNADAY 7-02-00635 Connelly/SL  
Motion of Trustee to Dismiss or Convert, filed 12/10; d/e # 44

P Brown TEDDY & SANDRA PORTERFIELD 7-01-02982 Connelly/SJ  
Motion of Trustee to Dismiss case, filed 12/9; d/e # 60

Krippend. DAVID MOORE 7-00-03841 Connelly/GR  
Trustee Motion to Dismiss or convert, filed 12/9; d/e # 75

M Hart JERRY & KATHY SUTTLES-chl3 7-99-01997 Connelly/NS  
Trustee Motion to Dismiss or convert, filed 12/10; d/e # 52





Janney HARVEY JONES-ch13 7-02-04931 Connelly/GR  
Motion #2: relief - filed 11/10; d/e # 41, 42; *Ord extending stay, d/e # 44*  
Homecomings Financial Network (Clarke) v. debtor & trustee  
Response of Debtor filed 11/21; d/e # 46  
**-Default Order granting relief from stay w/conditions & provisions 12/29 [d/e # 50]**

M Hart GEOVANNY & EILEEN MALDONADO 7-02-03641 Connelly/GR  
Motion #2: Relief - filed 11/14; d/e #68, 71 - *contd from 12/8 & 1/12*  
Snap-On Credit LLC( Fleischhauer) v. debtors & trustee  
Response of Debtors filed `11/26, d/e #72

M Hart SHARON SIMMONS 7-01-04832 Connelly/SJ  
Motion #1: sell property free and clear of liens (contract for \$19,000)filed 11/12,d/e#31  
Debtors v. GMAC Mortgage, Bill Sharp Trustee & David Anderson, Treasurer of  
Roanoke City; and Trustee (Connell7) - *contd from 1/12*  
Answer to Motion filed by GMAC (Christine Patterson

Trustee Motion to Dismiss case due to default in pmts, d/e # 30, *contd from 11/24*

Roanoke Calendar - 1/12/04

**11:00 A.M. - MISCELLANEOUS**

M Hart PAULA JAMES 7-02-04292 Connelly/SJ  
Motion filed 11/26; d/e # 26, to Reconsider Relief Granted in Motion #1 filed on  
behalf of Habitat for Humanity in the Roanoke Valley represented by R.Maxwell  
  
Trustee's Motion to Dismiss/Convert [d/e # 27]

Janney RAYMOND, SR., & CINDY HINSON - Ch. 13 7-02-04766 Connelly/JJ  
Trustee's Motion to Dismiss/Convert [d/e # 62]  
Response filed 12/5; d/e # 63; contd from 1/12  
*note: mod plan filed 12/16 set for conf hrg 2/9 @ 9:30*



Response filed 12/19; d/e # 31  
*-see also Plan & tr. Mot hrgs set @ 9:30*

M Hart            MICHAEL & DONNA GRAY-ch13            7-03-01137            Connelly/NS  
                         Motion #1: relief - filed 12/22; d/e # 28, 29  
                         Deutsche Bank National Trust Co (Clarke) v. debtors  
                         Response filed by Debtors 12/24 [d/e # 30]

M Hart            ROBERT & CAROLYN CUNNINGHAM            7-02-03939            Connelly/VS  
                         Motion #1: Relief - filed 12/22; d/e # 56, 57  
                         GMAC Mortgage (McQuiddy) v. debtors & trustee  
                         Response filed by Debtors 12/24/03 [d/e # 58]

Spencer            DOREEN MERCHANT            7-03-00565            Connelly/SL  
                         Motion #1: relief - filed 12/15; d/e # 32, 34  
                         SunTrust Mortgage Inc (Barry) v. debtor & trustee  
                         *Movant's certification filed 12/22; d/e # 35*  
                         Answer filed by Debtor 12/29 [d/e # 36]; letter in response also filed 12/31; d/e # 37  
                         Response filed 1/5 by Debtor in letter form to Debtor's counsel's Answer [d/e # 38]

Roanoke Calendar - 1/12/04

**11:00 A.M. - MISCELLANEOUS**

M. Hart            PATRICIA WILSON - Ch.7            7-03-03457            Krippendorf/NS  
                         Motion # 1: Relief—filed 11/26 [d/e # 27] *Amended Motion filed 12/22 to add ch7 tr.*  
                         Citifinancial Mortgage, Inc. (Zimm) v. Debtor & Trustee



Krippendorf MARK ANDERSON - Ch. 7 7-03-01912 McLean  
A/P 7-03-00131: Determine dischargeability of a debt; final pre-trial contd from 1/12  
Capital One Bank (Sinesi) v. Debtor

Stark HUBERT CHARLES WISE 7-03-03996 Connelly  
**AP Recusal from Judge Krumm to Judge Stone - ord of 11/12**  
A/P 7-03-00189: determine extent of security for loan  
Debtor (Stark) & Peggy Wise (Stark) v. Wachovia Bank ( ); TRSTE Inc,  
Trustee ( ); Tim Knick, Trustee ( ); Citifinancial Inc ( );  
American Health & Life Insurance, ( ); Roy Creasy, Trustee *prior Ch 7 case*(  
) & Rebecca Connelly, Trustee( );

Copeland G AND A COAL CO-ch7 7-99-02321 Callahan/LM  
A/P 7-03-00013: Recover money or property - ***final pre-trial , d/e # 31***  
Wm E. Callahan, Trustee (Callahan) v. Sharon Ball, Executrix of the Estate of Edward  
Eugene Ball, deceased

MCCLURE

**2:00 P. M. - MISCELLANEOUS**

Small WILLIAM HARRISON - ch7 7-03-02473 Krippend/VS  
Motion of U. S. Trustee to Dismiss: Substantial Abuse - filed 9/8; d/e # 19  
(Garber) *contd from 10/27 & 1/12*

Roanoke Calendar - 1/12/04

**2:00 P..M. - MISCELLANEOUS**

Krippend. FREDERICK DOUGLAS-ch7 7-03-02561 Vogel/GR  
Motion of Trustee to extend debtor's discharge and time for filing motion to dismiss  
or complaint re: denial of discharge filed 12/19; d/e # 43  
***-ORDER of 1/5/04, d/e # 44, granted extension to 3/16/04, cancels hearing***

Krippend.	MARY SIMPSON-ch7 Obj of Trustee to claim #4: Household Automotive Finance, filed 11/19; d/e # 32	76-02-03665	Allen/SL
Delafield	DAVID FLANNAGAN-ch7 Motion of Trustee to dismiss case filed 11/17; d/e # 11 <i>-Order of 12/1 withdrew trustee's motion</i>	7-03-03973	CreasyVS
M Giles	WILLIAM & SHIRLEY BENTLEY Motion of Trustee for Extension of Time to Obj to Exemption or file complaints re discharge/dischargeability, filed 11/24; d/e # 14, 15	7-03-03702	Creasy/SJ
Padgett	CATHY & THOMAS SARGENT-ch7 Motion#1: Trustee Motion to Sell Property free & clear of liens (lot in Hardy Va to Rosemary Lamanca & William Traylor for \$12,500 filed 12/11; d/e # 22	7-03-01835	McLean/SL
Sapp	JAMES WARREN Motion of Trustee to approve sale of real estate, filed 12/15; d/e # 55	7-01-03713	McLean/VS

Roanoke Calendar - 1/12/04

**2:00 P..M. - MISCELLANEOUS**

Padgett	RICHARD & TREVA SPAIN-ch7	7-03-04724	Creasy/SJ
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Motion #1: relief - filed 12/15/03; d/e # 14, 15  
Citifinancial Mortgage Co (Jaffe) v debtors & trustee  
*Movant's certification filed 12/22; d/e # 16*

Krippendorf KEVIN & PEGGY SPARKS - Ch. 7 7-01-01519 Goldstein/GR  
Motion # 3: Relief–filed 12/16 [d/e # 72]  
WFS Financial (Epps) v. Debtors & Trustee  
*movant's certification filed 12/22; d/e # 78*  
**–ORDER of 12/31 granted relief, cancels hearing**

Biddle BRUCE PRILLAMAN-ch7 7-03-04761 Krippend/GR  
Motion #1: relief - filed 12/17; d/e # 10, 11  
Citibank NA (Wood) v. debtor & trustee  
Answer of Debtor filed 12/23 [d/e # 16]  
**–Counsel for Citibank called 1/9 to say they are withdrawing this Motion**

M Giles THOMAS & JOYCE COWARD 7-03-04154 Krippend/SL  
Motion #1: filed 12/18; Recusal from Judge Krumm to Judge Stone, d/e#13,14,15  
Wachovia Bank NA (Mason) v. debtors

Goldstein WANDA SEARS - Ch. 7 7-03-03328 Vogel/AF  
U. S. Trustee's Motion to Extend Discharge & time for filing a Motion to  
Dismiss or a Complaint to Deny Discharge [d/e # 23]