

01/18/01

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

ROANOKE CALENDAR - JANUARY 22, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

Delafield AMANDA JONES-ch13 7000-02919 Connelly/NS
A/P 7-00-00254: Recover money/property
Debtor v. Mohawk Fed. Credit Union () & Rebecca Connelly, Trustee
()
(Complaint dismissed with prejudice 12/19)
-see also 10:00 conf. & obj

Delafield JAMES DEVINNEY-ch7 7-00-03526 Creasy/SO
A/P 7-00-00253: Det. Dischargeability
Debtor v. IRS () & Roy Creasy, Trustee ()
-SUMMONS REISSUED FOR 3/12/01 @ 9:30

M Giles SHIRLEY MATERNE_ch13 7-00-00111 Connelly/VS
Trustee Motion to convert/dismiss **d/e # 19**
-contd fr 8/28, 9/11 & 10/10; (dbtr to cure arrears)
-final continuance from 11/20; has substantial equity in r/e; dbtr atty unable to
ascertain arrearage totals; mtg holder atty not responsive to phone calls

Order to showcase; failure to tender order in Motion #1 pursuant to 10/10 hrg
(.D.Goldberg) - contd fr 12/4 (creditor atty not satisfied w/order as tendered)

Tr. Mot to Dismiss or convert case filed 12/13 **d/e # 38**

M Hart LINDA WALKER-ch13 7-96-04023 Connelly/PR
Motion #6: Relief **d/e # 81**
Bank of America, N.A. (Wade; **Perkinson**) v. debtor
Response of debtor d/e # 84
-contd fr 8/14 & 9/25 & 10/23 ; contd fur from 11/20*
- (*attempting to reconcile 4 yrs of post=petition pmts)

9:30 A. M. - PRE-TRIALS IN COURTROOM

Creasy CHARLES ROBINSON-ch7 7-00-03383 Vogel/PR
Motion #1: relief - -fee forthcoming; filed 12/21 ; consent ord. Circulating **d/e # 13, 14**
PNC Mortgage Corp of America (C.Patterson) v. Debtor & trustee
Answer filed 1/5/01 d/e # 17

P Brown JACQUELINE BURNETT-ch13 7-99-03940 Connelly/NS
Motion #: Relief - filed 12/26 **d/e # 32**
Charles F. curry Co (Wade) v. debtor

Proctor JAMES & BRENDA LEACH - Ch. 13 7-99-00052 Connelly/SJ
Motion # 1: Relief
EMC Mortgage Corp. (Goldberg) v. James Leach **d/e # 26, #27**
–note: counsel for dbtr notified court by phone she had not been served; address on pleadings mailed to her client which she only became aware of on 1/18/01 had incorrect address; she is unavailable for hrg Mon. & has spoken to movant attorney who indicated he would contact court for a continuance date

Reed WILLIAM CORRELL, JR. - Ch. 7 7-00-02189 Creasy/AF
Motion # 1: Relief
Matrix Financial Services Corp (C. Patterson). v. Debtor & Trustee **d/e # 18**
–ORDER of 1/19 granted relief, cancels hearing

Delafield MICHAEL L & MELANIE HUNT-ch13 7-00-03479 Connelly/
A/P 7-00-00252: Det. Secured claim; avoid lien
Michael Lee Hunt v. Jesse L. Brown (*Callahan) & Trustee (Connelly?)
–*Mot/Dismiss & Mot for Sanctions filed by defendant Jesse L Brown
See also 10:00 a.m. confirmations, etc. at page 6

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Delafield AMANDA JONES-ch13 7-00-02919 Connelly/VS
*Plan modified 12/12 **d/e #29**; (contd fr 12/18)

***PLAN CONFIRMED 12/21 & HEARING CANCELLED**

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Allen RICHARD ARTUTIS 7-00-02673 Connelly/PR
MOD PLAN filed 12/6 contd fr 12/18 (d/e # 25,26)

Delafield THOMAS & SANDRA BRIGHTON 7-00-02504 Connelly/JM
Plan filed 8/14 contd fr 11/6 & 12/18 w/otbt by Delafield* d/e # 7
Objection: Charter One Mortgage (Wade) filed 9/29 d/e # 25
*continuance ord filed 1/11 d/e # 44

Delafield DONNA BELL-chle 7-00-02462 Connelly/SJ
Plan - d/e # 6 contd from 11/6 – needs to file Obj to P.O.C.

P. Brown SHARON WALKER - Ch. 13 7-00-00843 Connelly/PR
Mod. Plan filed 11/27 d/e # 42

M Hart KIM BRAMMER-chl3 7-00-00145 Connelly/MC
Mod Plan filed 11/29 d/e # 29

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

P. Brown SHELIA SENTER - Ch. 13 7-00-01979 Connelly/BP
Mod. Plan filed 11/24 **d/e ## 28 & 31**

Krippend. SAYANT SULLIVAN-ch13 7-00-03228 Connelly/AF
Plan filed 10/10 contd fr 12/18 **d/e # 5**
Objection: Trustee filed with Motion to showcause re dismissal d/e # 14

Delafield MACK BRYANT & BETTY BLAIR-BRYANT\ 7-00-01751 Connelly/VS
Plan filed 6/16/00 **d/e #16** ; contd fr 8/28 & fr 10/23 & 12/18 to file tax returns
Objection: USA/IRS (Eckert) filed 8/21; **d/e # 21**
-ORDER OF 1/18 CONTINUED HEARINGS TO 3/12 @ 10 instead of 1/22

Delafield JEFFREY VIA-ch13 7-00-03616 Connelly/JJ
Plan filed 11/7 **d/e # 6**
Objection: Trustee with Showcause Motion to convert/dismiss **d/e # 14**

Motion for valuation of '80 Ford F150 P/U w/Citifinancial **d/e # 17**

Motion for valuation of tools & non-household goods w/Amer.Gen.Finance **d/e # 18**

Motion #1: Avoid lieni filed 12/7 **d/e # 15**
Debtor v. American General Finance

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Delafield ELIZABETH MEADE-ch13 7-00-02459 Connelly/MC
Mod plan filed 12/6 **d/e # 35**

(Note: Ord of 11/15 set showcause on dismissal & why future pmts should not be made by wage deduct for 12/18 BUT it did not appear on 12/18 calendar; the above mod plan was filed and re-noticed for 1/22; therefore, the showcause, etc., is still an unresolved matter)

M. Hart SHAY & NAOMI BOLDEN - Ch. 13 7-00-02742 Connelly/SJ
Amended Plan filed 11/6/00 **d/e #17 CONTD fr 12/4**

Trustee's Notice to show cause why case should not be dismissed/converted **d/e # 15**
-contd fr 12/4

Motion for Valuation of debt owed to Aaron's Rental Purchase in the amount of \$2,000; value by debtor, \$1,500
- ord in file

Motion for Valuation of 1995 Volkswagen Jetta in the amount of \$8,200 to Consumer Finance Corp., value by debtor \$7,500 **d/e ## 22 & 23**
- ord in file

M Giles RILEY PAYNE -ch13 7-00-03617 Connelly/BP
Plan filed 11/7 - **d/e # 6**
-NOTE; MOD PLAN FILED 1/8 IS SET FOR 2/26 CONF. HRG
Objection: Trustee with Showcause Motion to convert/dismiss **d/e # 20**

Motion to value collateral of Kay's Jewelers **d/e # 16**

Motion to value collateral of Friedman's **d/e # 17**

Motion to value collateral of Chevy Chase Bank **d/e # 18**

Motion to evaluate collateral of American General Finance **d/e # 19**

-ORDER approving valuation entered 1/11

Roanoke Calendar - 1/22/01

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Giles LEROY N JACKSON-ch13 7-00-03008 Connelly/AF
Mod Plan filed 12/1 **d/e # 21**

Trustee's Notice of Show Cause for Dismissal filed 10/25/00**d/e # 15**
Trustee's Notice of Show Cause for Dismissal filed 11/24/00**d/e # 20**

Dickenson CHRISTINE JOHNSON-c 7-00-03592 Connelly/SJ
Plan
Objection: Trustee with Motion to Dismiss d/e # 17

Giles NIRA WILLIAMSON 7-00-03599 Connelly/S
Plan filed 11/7 **d/e # 6**

Trustee Report & Notice of Showcause on Dismissal IF debtors not
current at date of confirmation; otherwise READY to confirm

10:00 A. M. - MISCELLANEOUS HEARINGS

Kennett TOMMY & TINA ALTIZER-ch7 7-00-02983 Krippend/PR
Showcause: failure of counsel Neyhart to tender order granting trustee 120 days
to sell r/e; allow d/t holder to winterize property & grant mortgage holder relief
if property not sold within the 120 days : In Re: Motion #1: National City
Mortgage Co **d/e # 14**
-ORDER OF 1/19 DENIED RELIEF & SHOWCAUSE CANCELLED

Dickenson LILLIAN KING-ch13 7-00-01970 Connelly/BP
Showcause; failure of debtor's counsel to tender order pursuant to 11/20/00 hearing
(To deny conf & file mod plan in 15 days)

Bowman BILLIE WEBBER - ch7 7-01-00102 McLean/SJ
Mot to defer filing fee pmt until after 2/1/01 **d/e # 8** filed 1/16/01

Roanoke Calendar - 1/22/01

11:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Dickenson LISA BROWN 7-99-02849 Connelly/S
Hrg pursuant to Ord that debtor pay out ch 13 plan by 1/8 or appear & show
cause why case should not be dismissed (pursuant to 12/19 hearing at which DNA)

P Brown PATRICIA JACKSON 7-00-00442 Connelly/SJ
Plan filed 4/26 **d/e # 28** contd fr 7/10 & 8/28
Objection: National Bank of Commerce (Stark/Goldstein) **D/E #36**

Conf contd by order of 11/1 that directed showcause re: dismissal or conversion
if debtor not current in plan pmts at that time

11:00 A. M. - MISCELLANEOUS HEARINGS

Katt LARRY & KAREN BOBBITT-ch7 7-99-01124 Krippend/SJ
Motion for compensation of trustee of \$2,433.16 & expense of \$98.66
(12/26 ord: Objs due within 5 days before hearing , absent which appl. Approved)
–**Notice of Trustee filed** (fax 1/18/01) **of No Objections filed to application;**
Order self-executing & hearing cancelled.

Delafield DENNIS & JUDY JOHNSON-ch13 7-99-02842 Connelly/SJ
Fee appl., atty for debtor \$850

M Hart BEVERLY BANKS-ch13 7-00-03045 Connelly/MC
Motion #1: Relief - **d/e # 21, 22**
Advanta Mortgage Corp, (Bliley) v. debtor & trustee
–**CONSENT ORD circulating – Bliley to tender**

Creasy JOHN & DREAMA CANTY - Ch. 13 7-99-01985 Connelly/MC
Trustee's Motion to Dismiss or Convert **d/e # 60**
contd to 6/25/01 @ 2:00 by Order of 1/11/01, d/e # 71
Roanoke Calendar - 1/22/01

11:00 A. M. -MISCELLANEOUS HEARINGS

Creasy STEELCO INC-chll 7-00-00846 DIP/JJ
Compensation (1st Interim) of Attorney for Debtor of \$9,633 & \$169.84 expense **d/e#71**
-proposed order in file
Debtor Mot to convert to Ch 7 filed 1/02/01 d/e # 77
-CASE CONVERTED TO CH 7 ON 1/19/01

Debtor Order **d/e # 76** that Notice of Hearing setting hearing on 1st Appl. Of Franchisor of
for fees/expenses **d/e # 75** be re-filed by counsel within 10 days or sale be dismissed
(Filed by James T. Duffy, President of Cinema Grill Systems Inc)
Objection: debtor to application **d/e # 78**

Ludwig JOSEPH & JULIA SAUNDERS-ch7 7-00-03688 Krippend/AF
Motion #1: Relief - filed 12/22 **d/e # 11, 12, 13**
Conseco Finance Servicing Corp (McQuiddy) v. debtor & trustee
-note: to amend motion *to show joint debtors & show 1/22/01 at 11 as hrg
(Ord to extend stay entered 12/26)
**Amended 12/29/00*
-AGREED ORDER entered 1/22/01 a.m.

2:00 P. M. -MISCELLANEOUS HEARINGS

Proctor SANDRA DUNCAN - Ch. 13 7-99-04185 Connelly/MC
Trustee's Motion to Show Cause why case should not be converted or dismissed **d/e # 49**

Katt CAROL BLANKENSHIP - Ch. 13 7-98-03876 Connelly/JJ
Trustee's Motion to Show Cause why case should not be converted or dismissed **d/e # 23**
(-note: mod plan filed 1/4/01 , d/e #24, and set 2/26/ @ 10)

R. Hart CARROLL HOLLAND - Ch. 13 7-98-02829 Connelly/SJ
Trustee's Show cause why case should not be dismissed or converted **d/e # 19**

Roanoke Calendar - 1/22/01

2:00 P. M. - MISCELLANEOUS HEARINGS

Katt ELOIS THOMPSON - Ch. 13 7-98-02242 Connelly/SJ
Trustee's Show Cause as to why case should not be dismissed or converted **d/e # 24**

P Brown DEBORAH SMITH-ch13 7-98-04444 Connelly/SO
Trustee Showcause Motion - convert/dismiss; contd fr 5/22, 8/28, 10/3 & 12/18
--sale of home will pay-out ch 13 plan; contd to await closing & distr.

M Hart CORNELIUS SANDERS-ch13 7-99-00835 Connelly/MC
Trustee Motion to convert/dismiss **d/e # 58** contd fr 1/8

M Hart JACQUELINE JOYCE - ch13 7-99-02243 Connelly/PR
Motion #2: Relief **d/e # 25, 27** Contd fr 12/18
Wachovia Bank NA (Fleischhauer) v. debtor & trustee
Answer filed 11/30 d/e # 28

3:00 P. M. - MISCELLANEOUS

Pro se KERMIT GILES-ch 7-00-03911 Connelly/VS
Debtor Motion for Emergency Stay County of Franklin, Va. And Timothy J.
Krawczel, Zoning Administrator filed 1/10 with Motion to Shorten Notice
D/E'S 16, 17 & 18
-OBJECTION TO HEARING AND REQUEST FOR EXTENSION(Boitnott)
(Note: conf set 2/26 @10)

Magee LEE COUNTY COMMUNITY HOSPITAL- 7-00-02304 DIP/BP

Motion for approval of Management Agreement between Blue Ridge medical Mgmt Corp & Debtor = **d/e # 294**; contd from 1/8 to 1/16 & from 1/16 back to 1/22
Response & Limited Objection: First Union National Bank (Layman) **d/e # 339**