

2/14/02

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

**ROANOKE CALENDAR - FEBRUARY 19, 2002**

(The Honorable William F. Stone Jr, Presiding)

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

Attys: Debtors: Case Nos.: Trustees:

**9:30 A. M. - CHAPTER 13 CONFIRMATION HEARINGS**

Shelor REUITA LUNCEFORD 7-01-04865 Connelly/MC  
Plan filed 11/16, d/e # 6  
Trustee Reports & Showcause on dismissal contd from bench 12/19, d/e # 14,  
*\*contd fr 2/4; dbtr is minor receiving s.s.benefits; inherited family home at fathers death;  
counsel to review case w/client and client's mother who orally requested dismissal  
prior to filing formal motion thereon*

M Hart ERNEST & KAREN RUSSELL-ch13 7-01-04223 Connelly/PR

**-Order of 2/14 contd. Conf matters to hear @11:00 with Obj to Claim @Pg.6**

Delafield ODELL, JR., & KELLY DREW -Ch13 7-01-04023 Connelly/PR  
Mod Plan filed 11/20, d/e # 28, 29' **contd fr 1/22; cancel hrg if confirmed in interim**

**Objection: USA/IRS (Eckert) [#31]  
-dismissed by order of 2/15/02**

Trustee's Motion to Dismiss [#40]  
Trustee Report, Objection and Showcause on dismissal filed 12/17; d/e # 44



**9:30 A. M. - CHAPTER 13 CONFIRMATION HEARINGS**

M Hart            RANDOLPH & REBECCA EGGLESTON-ch13            7-01-05055            Connelly/ MC  
Plan filed 12/4, d/e # 6  
Trustee Report and Showcause on Dismissal filed 1/11, d/e # 14

Moses            JAMES PULLEN-ch13            7-00-00960            Connelly/JJ  
Mod Plan filed 1/7, d/e # 27, 28

Krippendorf    RUSSELL CLAYBORNE-ch13            7-01-05056            Connelly/JJ  
Plan filed 12/4, d/e # 5  
**-CASE DISMISSED 12/28, failure to comply w/12-6 ord requiring filing of  
schedules & stmt of affairs by 12/19**

**10:00 A.M. - MISCELLANEOUS HEARINGS**

Krippendorf    KAREN CHAPMAN - Ch. 7            7-00-02811            McLean/VS  
Motion #4: Relief filed 1/22; d/e # 53, 54  
Manufacturers & Traders Trust (Bierman) v. Debtor & trustee  
RESPONSE filed by Debtor [#55]  
*Note: Case converted to ch 7 & McLean appointed trustee on 2/5 after M4 filed*

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

Delafield	BUFORD & DEBORAH PRICE-ch13 Trustee's Motion to dismiss case filed 1/14, d/e # 92, contd from 2/4 & 2/19	7-99-03762	Connelly/SJ
M. Hart	TROY, JR., & EVELYN BERRY - Ch. 13 Trustee's Motion to Dismiss Case [#33] - contd from 2/19 to hear w/mod plan	7-97-03667	Connelly/NS
M. Hart	ALVIN & RHONDA COLE - Ch. 13 Trustee's Motion to Dismiss Case for default in plan payments [#55]	7-99-01655	Connelly/MC
M. Giles	DENNIS & KAREN WAHRER - Ch. 13 Trustee's Motion to Dismiss [#36]	7-99-01174	Connelly/NS
Krippendorf	ANDREW ANDERSON, JR. - Ch. 13 Trustee's Motion to Dismiss [#46] contd from 2/19 pending entry of agreed wage-deduct order for pmt of plan default	7-97-03814	Connelly/VS

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

Katt                      SILAS & ANGELA KINGERY - Ch. 13                      7-99-03551                      Connelly/VS  
Trustee's Motion to Dismiss Case or Convert to Ch. 7 [#51]

M Hart                      HARLISS & BETTY RAMEY-ch13                      7-96-03494                      Connelly/S  
Motion of Debtor for compensation (absent objs 5 days prior to hrg, Ord/Ntc self-executing)  
–contd from 2/19 w/consent of counsel for debtor to review

Delafield                      OLIVER & WANDA BLANEY-ch13                      7-99-04027                      Connelly/NS  
Motion for Extension of time to file Objection to Notice of Default filed w/proposed order, d/e #65, 66, 67, 68

Moses                      JIMMY ROGERS-ch13                      7-01-04479                      Connelly/NS  
Motion #1: Relief - objs, if any to co-debtor relief filed 1/8; d/e # 20, 21  
Moore Loans Inc (Curley) v. debtors  
–**Self-executing Order entered 1/10 granting relief from co-debtor stay**

Delafield                      IRA DEBUSK - CHI3                      7-01-03677                      Connelly/NS  
Motion #2: **Co-Debtor relief - objs, if any, to be heard** filed 1/14, d/e # 38, 39  
Wachovia Bank, NA (Wade) v. debtor, Teresa A. Debusk (                      ) & trustee  
*Note: Mot. #1; relief set for 2/4 was contd to 4/2 @ 11*

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

M Hart	RONALD & BELVA FORBES-ch7 Motion #1: Relief - filed 12/26; d/e # 28, 29 Bank of Botetourt (J.Patterson) v. debtors & trustee – <b>note: Case converted to Ch 7 on 1/7, d/e # 34</b> after Mot. #1 filed. – <b><u>Contd fr 1/22 &amp; 2/19 - attempting to resolve title issues</u></b>	7-01-04339	Creasy/PR
M Hart	ERNEST & KAREN RUSSELL-ch13 Mod Plan filed 12/17, d/e # Objection of Trustee and Showcause on dismissal contd from 12/17, d/e # 19, – <i>contd fr bench to file amended Sched B(re: life ins) and for trustee to review smended Schedules I &amp; J filed; cancel hrg if Tr.can confirm in interim</i>  Obj to Claim #8: Wanda Lovelace; in amt of \$2,000 filed 1/18; d/e # 35  – <i>Conf etc. contd by court's 2/14 order from 9:30 to 11:00 to hear w/Obj to Claim</i>	7-01-04223	Connelly/PR
M Hart	GERALDINE HAYNESWORTH-ch13 Motion #2: Relief - filed 1/22; d/e # 39, 40; contd from 2/19 Suntrust Mortgage Inc( M.Barry) v. debtor & trustee –plan confirmed 1/22	7-01-3475	Connelly/MC
Shelor	SHARON WOODS-ch13 Motion #1: Relief - filed 1/24; d/e # 25, 26 Va. Housing Development Authority (Wade) v. debtor & trustee – <b>Default Order entered 2/14, cancels hearing</b>	7-01-03351	Connelly/VS
Krippendorf	ANTHONY ANDERSON-ch13 Motion #1: Relief - filed 1/25, d/e # 27, 28 Principal Residential Mortgage (Zimm) v. debtor & trustee – <b>ORDER entered 2/14, cancels hearing</b>	7-01-04322	Connelly/SJ



*–noticed with Roanoke date and Abingdon location; Deficiency notice issued*

Krippend. JAMES & LISA RANSOM-ch7 7-01-00060 Krippendorf/JJ  
Motion #3: Relief - filed 12/10; d/e # 62  
EMC Mortgage Corp (Clarke/CALLAHAN) v. debtors & trustee  
**–contd from 1/7 to add ch. 7 trustee as party pursuant to conversion**

Motion #4: Relief - filed /22; d/e # 76, 77, 78  
Toyota Motor Credit Corp (Higgs) v. Debtors & trustee  
**–Order of 2/8 granted relief (default)**

Krippend. GAIL HARWOOD-ch7 7-01-03974 Vogel/NS  
Motion for Redemption : Debtor v. Hurley State Bank filed 12/7; d/e # 13; d/e # 15  
(Amended Notice filed 12/13 to correct hearing date) d/e # 16  
- --contd fr 1/7 for service under R7004(h)

Bowman SHIRLEY THOMAS - Ch. 13 7-01-02215 Connelly/MC  
Debtor's Objection to Claim #1 of CitiFinancial  
**–contd fr 1/7 for new notice, d/e #51**

Delafield LUCILLE HOLLAND-ch7 7-01-05369 Creasy/JJ  
Motion #1: relief - filed 1/22; d/e # 9, 10  
M & T Trust Company c/o Fairbanks Capital Corp (Bierman) v. debtor & trustee

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

M Small ESTATE OF LILLIAN HANNON-ch7 7-01-05132 McLean/SJ  
Motion of Trustee to Dismiss Case filed 1/18, d/e # 13

Delafield      PATRICIA ANDERSON -ch7      7-01-03048      Krippendorf/AF  
Motion of Debtor to Close Case filed 1/23, d/e # 33  
Affidavit submitted as Exhibit to motion filed 2/6, d/e # 34  
Affidavit & Exhibit filed in connection with motion 2/8; d/e # 35 and C/S  
that §341 ntc, claim form & notice of need to file claim served upon Jack W. Anderson

*(Note: Obj of Debtor to Trustee's Obj. To Debtor's Claim of Exemptions under  
advisement pursuant to 1/7/02 hearing held)*

Sapp      JAMES WARREN-ch7      7-01-03713      McLean/PR  
Motion of Trustee to sell property free and clear of liens (filed 1/24, d/e # 40)  
(Bedford County property) w/Objections, if any, due by Feb. 15  
-Exhibit A filed w/motion

M Giles      DOUGLAS & JENNIFER CLAYTOR-ch7      7-01-05077      McLean/NS  
Motion #2: Relief - filed 1/25, d/e # 19, 21  
Principal Residential Mortgage (Zimm) v. debtors & trustee

M Giles      CARLTON & MARY JEFFERSON-ch7      7-01-05367      Creasy/NS  
Motion #1: Relief - filed 1/28, d/e # 11, 12  
First Indiana Bank (Moore) v. debtors & trustee  
*-agreed order in transit; (signed cc. faxed to chambers 2/12; orig mailed 2/12)*

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

Magee      LEE COUNTY COMM. HOSPITAL-chll      7-00-02304      DIP/NS  
Motion of DIP for Order Approving Rejection of Certain Executory Contracts

and Unexpired Leases as follows:

a) Advanta Business Services Corp

b) Allegiance Healthcare Corp

c) Apex LLC

d) AT & T Capital Corp

e) Bankers Leasing Association

f) Beckman Coulter

g) Biomerieux Inc

h) Campbell B. Slemp Pension Plan

i) Carde Consulting

j) Commonwealth Capital LLC

k) Cross Country Collections Inc

l) Dade Behring

m) Datascope Corp

n) GMAC

o) Magaw Inc

p) Olympus America Inc

Debtor Motion to Compel Commencement of Alternative Dispute

Resolution or in Alternative to Schedule Objection to Claim Proceedings [#711]

Creasy                      SALEM VILLAGE ASSOCIATES -chll                      7-01-04160                      DIP/JJ  
Showcause hearing IF debtor fails to pay fees 15 days from 2/19 hearing pursuant to  
agreement w/UST in resolution of UST Motion

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

Stark                      MEPCO INC-chll                      7-01-03842                      DIP/SJ

Status Hearing contd from 1/7; d/e # 11

U. S. Trustee's Motion (Garber) to have case converted to Ch. 7 or dismiss for Debtor's failure to comply with orders of the Court [#64] and Motion to Shorten Notice Requirement [#65]

**2:30 P.M. - MISCELLANEOUS**

Woodward      TINA GARDNER-ch7      7-01-03982      Vogel/SO  
A/P 7-01-00157: Recover money or property *ORAL ARGUMENT*  
Debtor v. Bedford Memorial Hospital (Dudley Woody)  
**–Order of 1/18 dismissed AP w/prejudice - matter resolved between parties**

Allen      SPANKY'S GANG, LLC -chll      7-01-01398      DIP/AF  
Showcause, if debtor fails to comply with order to file UST reports by 1/25 and file DS & Plan 30 days from 1/7 hearing  
Monthly reports for October & Nov filed 1/31, d/e # 53, 54; Amended Plan and Amended DS filed 2/5; d/e # 55, 56 (hrge set on Disc.Stmt 4/2 @ 2:00)

H. Brown      WILLIAM CHARLES CORDARO-ch7      7-01-01352  
A/P 7-01-00078: Det. Dischargeability of Debt;l objection to Discharge Citibank, South Dakota (Kevin Fitzpatrick) v. debtor (H.Brown)  
**–allow approx two hours for trial**