

02/16/01

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

**ABINGDON CALENDAR - FEBRUARY 21, 2001**

(The Honorable William F. Stone Jr. Presiding)

(Start \_\_\_\_\_ Recess \_\_\_\_\_ / \_\_\_\_\_ Stop \_\_\_\_\_ Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys: Debtors: Case Nos.: Trustees:

**9:30 A.M. - PRETRIAL CONFERENCES**

Largen ERIK & CHRISTINE COLLIER - Ch. 7 7-00-02882 Wick  
A/P No. 7-00-00266: Determine validity, priority & extent of lien  
Debtors v. Jay Johnson Toyota ( )  
-SUMMONS reissued for 3/21 @ 9:30

Via CHARLES & MELISSA KREEGER-ch7 7-99-03738 Callahan  
A/P 7-01-00001: Det. Dischargeability  
Debtors v. U.S.Bank National Association

Copeland TERRY'S INC - ch7 7-98-00781 Wick  
A/P 7-00-00161: Recover money or property - pretrial contd fr 01/02/01  
Stowe Potato Sales Inc (Lyle) v. Highlands Union Bank (Bressler) & Robert E.  
Wick, Trustee ( Wick )  
*Agreed Ord entered 10/24: Dismissal Order to be tendered once settlement payment  
made by trustee*  
-see also 10:00 a.m. Tr. Mot to approve compromise

Jackson PATRICIA DOHERTY-ch7 7-00-03238 Wick/  
A/P 7-01-00007: Det. dischargeability  
Citibank (So.Dakota) NA (Fitzpatrick) v. debtor



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

Copeland      TERRY'S INC - ch7      7-98-00781      Wick  
Motion of Trustee (Wick) to Approve Compromise with Stowe Potato Sales (Lyle)  
**D/e # 177**

Slavin      DENNIS STACY, JR. - Ch. 7      7-00-03831      Callahan/VS  
Trustee's Motion to Dismiss Case **d/e # 15**

Sheffield      COLLIDGE POTTER-ch7      7-99-02868      CallahanAF  
Motion of Trustee to sell property free of liens: Trustee v. Washington County  
VA and Chris Hazelwood **d/e # 38**

Notice of Trustee's intent to sell property; objs to be filed w/court & trustee; **d/e # 39**  
**Objection: Debtor** to proposed sale **d/e # 40**

Copeland      GLENN & WANDA GOAD-ch7      7-00-03143      Callahan/PR  
-Case reopened 1/17 hrg; amended mot to be filed & serve agent of lender  
Motion #1: Avoid lien - filed 1/02/01 in closed case **d/e # 14**  
Debtor v Beneficial Va. Inc  
-Amended Motion filed 1/31 **d/e # 23**

Wick      WHITNEY HICKS-ch7      7-00-03551      Callahan/VS  
Motion #1: Avoid lien - filed 1/19 **d/e # 11** filed with proposed order  
Debtor v. Washington Mutual Finance (Hutton)  
RESPONSE FILED by Washington Mutual Finance (Hutton)  
  
Attorney motion for compensation of \$200.00 **d/e # 13**

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

Antenucci      JACKIE & APRIL DAVIDSON-ch7                      7-00-03821                      Callahan/VS  
Trustee Motion to dismiss case or deny exemptions **d/e # 12**  
**-Order of 2/2 withdrew trustee's motion, cancels hearing**

Hutchinson      MICHAEL RATLIFF - Ch. 7                      7-00-00168                      Callahan/AF  
Trustee's Motion to Employ professional person William Callahan, Jr./  
King, Higgs & Callahan as attorney for the Trustee **d/e ## 32, 33**  
(Proposed Order tendered)

Copeland      ACIE & STARLET MULLINS - Ch. 7                      7-00-03918                      Callahan/AF  
Trustee's Objection to Debtors' Claim of Exemptions **d/e # 12**

Lamie      NOEL & SYLVIA TURNER - Ch. 7                      7-00-03677                      Wick/BP  
Motion # 2: Relief  
Mercedes-Benz Credit Corp. (Higgs) v. Debtors & Trustee **d/e \_\_\_\_**  
**-Order (default) entered 2/13/01**

Motion #3: Relief - **NOTE: filed 2/9 w/Mot to shorten( DENIED by 2/9 ord)**  
Chrysler Fiancial co LLC (Higgs) v. debtors & trustee  
*-to be renoticed????*

Gifford      CARLOS & CYNTHIA FIELDS-ch7                      7-00-02785                      Wick/MC  
Motion #1: Relief  
First Sentinel Bank (Bolling) v. debtors & trustee **d/e # 33, 34**  
**-Order of 2/13 granted relief, cancels hearing**



**1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS**

Largen	LISA REEDY - Ch. 13 Plan filed 11/27 contd fr 1/17 re: service to creditors? <b>d/e # 17</b> (§341 mtg contd to 2/14 @ 9:30)	7-00-03412	Widener/SJ
	Motion of Trustee to Dismiss/Convert filed 1/19 <b>d/e # 21</b>		
Gifford	NANCY BARRETT Plan filed 11/16 d/e # 13 contd fr 1/17 (for fin.records to be provided to trustee & cure 1 pmt arrears) <b>Objection: Trustee <u>with Motion dismiss/convert d/e # 16 &amp; 20</u></b>	7-00-03304	Widener/
Largen	SHANNON & DRENA DOSS-chl3 Mod Plan filed 11/13/00 – <b>d/e #23</b> <b>Objection: Trustee filed 9/28 D/e # 16 with motion to convert/dismiss d/e # 31</b> (Obj of Chrysler Financial ,d/e # 22, resolved in Mod plan - value of collateral changed	7-00-02266	Widener/JJ
Largen	CLINTON & CATHY TESTERMAN-chl3 Mod Plan filed 1/4/01 <b>d/e # 36</b> – <b>NOTE: Mod plan filed 2/16 set for hrg on 4/3 at 1:00</b>	7-99-01031	Widener/VS
H Brown	JAMES HURT- Ch13 Mod Plan filed 12/21 <b>d/e # 37</b> <b>Objection: filed 12/28 Trustee d/e # 40</b> Trustee Objection and Notice of Showcause on Dismissal/Conversion filed 1/8 <b>d/e # 41</b>  (Obj to claim of Sears #3 & #4 filed & set for March 6 @ 1:00)	7-00-02737	Widener/BP



**1:00 P. M. - MISCELLANEOUS HEARINGS**

Carmody      WILLIAM & NITA HESS-cl3      7-98-02554      Widener/MC  
Trustee Motion to convert/dismiss **d/e # 40**

Proctor      EVERETTE & SHELLY JO PHILLIPS-DEAN      7-97-04853      Widener/PR  
Trustee Motion to convert/dismiss **d/e # 73;**

Hutchinson      JOHNNY & GINA DAVIS-ch13      7-99-03971      Widener/VS  
Trustee Motion to convert/dismiss **d/e # 37**

Largen      STEPHEN BAILEY      7-96-01002      Widener/SJ  
Trustee Motion to convert/dismiss **d/e # 66**

Hutchinson      WILLIAM IRESON-ch13      7-99-01338      Widener/AF  
Motion of Trustee to convert/dismiss **d/e # 21**

**1:00 P. M. - MISCELLANEOUS HEARINGS**

Largen	DAVID & TINA HILL1-ch13 Motion of Trustee to convert/dismiss <b>d/e # 32</b>	7-98-00356	Widener/JJ
Carmody	DOUGLAS & KATHY COOPER-ch13 Trustee's Motion to dismiss o convert contd from 1/17 <b>d/e # 23</b> <i>-(still \$1100 in arrears to be paid ; male petitioner has new job)</i>	7-99-00528	Widener/AF
Via	GILMER & BETTY MURRAY-ch13 Trustee Motion to dismiss filed 1/19 <b>d/e # 17</b>	7-95-01825	Widener/MC
Carmody	FRED & BILLIE HOWERY Motion of Trustee to dismiss/convert <b>d/e # 117</b>	7-98-01039	Widener/PR
Antenucci	WILLIAM & JUDY PEAKE-ch13 Trustee Motion to dismiss or conivert <b>d/e # 90</b>	7-98-00997	Widener/BP



**1:00 P. M. - MISCELLANEOUS HEARINGS**

Carmody      SCOTT & MARY LOWE-ch13      7-00-02291      Widener/VS  
Motion of Debtors for approval. Of settlement and disbursement of  
Settlement funds (**d/e # 38**)  
**Objection:** Trustee **d/e # 39**

Timoney      KENNETH BALL-ch13      7-00-00276      Widener/JJ  
Motion #1: Relief - filed 12/13/ **d/e # 24; amended mot d/e # 26**; contd fr 1/02  
Bank of America NA fka Nationsbank (Zimm/HUTTON) v. Debtor & Trustee  
**-ORDER of 2/13 granted relief, cancels hearing**

Hutchinson      JOE FRITTS - Ch. 13      7-00-03866      Widener/JJ  
Motion # 1: Relief  
The First Bank & Trust Co. (Hutton) v. Debtor & Trustee  
**-ORDER of 2/8 grants relief, cancels hearing.**

M Hart      BILLY & VALERIE WOOSLEY-ch13      7-00-00622      Widener/SJ  
Motion for compensation of counsel for debtors in amt of \$750 **d/e # 40; 43**

Timoney      JOHN & JANET YOUNG-ch7      7-00-00767      Wick/BP  
Motion #1: Relief - filed      **D/e # 31**  
USDA/Rural Housing Service (Eckert) v. debtors & trustee  
**-Order entered 1/30 dismissing Mot; cancels hearing**

**1:00 P. M. - MISCELLANEOUS HEARINGS**

Via PATRICIA DOSS 7-00-03819 Widener/VS  
Motion #2: Objs, if any to relief from co-debtor stay - d/e # 17  
Greenpoint Credit LLC (Laura Hale) v. debtor & trustee

*See 2:30 p.m. hearing scheduled by court's order of 2/9 for hearing on Confirmation of Plan, Objection of Greenpoint Credit & Motion #1 of Greenpoint Credit*

Timoney DEBORAH HALL - Ch. 13 7-01-00088 Widener/AF  
Motion # 1: Objs, if any, to Relief from Co-Debtor's Stay  
Tri-Cities Finance (Copeland) v. Debtor & Roy Lee, Co-Debtor **d/e ## 14 & 15**

**1:30 P. M. - MISCELLANEOUS HEARINGS**

Copeland HARMAN MINING CORPORATION-chll 7-98-01988 DIP/AF  
A/P 7-00-00105: Contd **pre-trial conference**; Recover money or property; contd fr1/16  
Harman Mining Corp. v. Ferlin Pruitt ( S.Kalista\* )  
**-contd from BSG 2/20 calendar**

Debtor's Motion to Approve Compromise Settlement (Joint w/# 7-98-01989) **d/e # 552**  
**-contd from BSG 2/20 calendar**

Copeland H & M EQUIPMENT COMPANY - Ch. 11 7-98-01989 DIP/AF  
Debtor's Motion to Approve Compromise Settlement (Joint w/#7-98-01088) **d/e # 227**  
**-contd from BSG 2/20 calendar**

**2:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS**

Lamie                      EARNEST BOLEN-ch13    7-00-02339    Widener/PR

Mod Plan filed 11/15 - contd fr 1/02/01

**Objection:** Trustee with Notice re: Dismissal or Conversion filed 1/8 d/e # 73

*(Note: IRS obj dismissed by 12/5 order)*

Motion for valuation: Associates: '96 Western Star Truck; owes \$67,965.66; valued @ \$29,000 **d/e # 21** - contd fr 1/2

Motion for valuation: Associates: '96 Marmon Truck: owes \$74,355.78; value \$29,000 **d/e # 22** - contd fr 1/2

Motion #1: Relief - contd fr 11/14; 12/12; 1/02 filed 9/29; **d/e # 35**  
Associates Financial Services (Fleischhauer) v. debtor

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

Largen                      BRUCE & SHARON MASSENGILL-ch7    7-94-01743    Wick/Reop/PR

Motion for Contempt (ref. Motion #1) requiring Beneficial Virginia to

appear and showcause; failure to comply with court's 11/20/00 order. **D/e # 35**

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

Via                              PATRICIA DOSS-    7-00-03819    Widener/VS

Plan filed 12/4 **d/e # 11, 12**

**Objection:** Greenpoint Credit LLC (Laura Hale)

Motion #1: Relief **d/e # 16**

Greenpoint Credit LLC (Laura Hale) v. debtor & trustee

–evidentiary hearing set by court's 2/9 order

–Answer filed by debtor (Via) and Obj. to Mot for Relief **d/e # 23**

*(See also Motion #2 at 1:00 p.m. on Page 12)*