

3/28/02

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

ROANOKE CALENDAR - APRIL 2, 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 PLAN CONFIRMATIONS

Bowman CONNIE HALL-chl3 7-01-02349 Connelly/S
Mod Plan filed 2/6, d/e #44,45 (Amended Notice filed 3/15, d/e # 50)

TRUSTEE Mot filed 2/28, d/e # 48, to re-convert to ch 7 (Pleading requests same be heard at scheduled confirmation hrg)

Pro

M Hart ERNEST & LINDA WALKER-chl3 7-02-00229 Connelly/SJ
Mod Plan filed 3/4, d/e # 22, 23 scheduled for hearing on 4/30 @ 9:30
Trustee's OBJECTION, report and Showcause on Dismissal filed 28, ; d/e # 21

Motion for Valuation: Travelers Acceptance Corp : Personal Property; filed 2/4,d/e#15

Krippend. JAMES & MARY WHEAT 7-01-04901 Connelly/VS
Mod Plan filed 2/4, d/e # 29; 31;
Trustee w/report and motion on dismissal filed 12/28, d/e # 17 contd fr 2/4 & 3/18
Trustee w/report and show cause on dismissal filed 1/18, d/e #20 cond fr 2/4 & 3/18

Note: Dbtr filed obj to 2 claims; set for hrg 5/13 @10:00 a.m.??

P Brown VU & PATRICIA PHAM-chl3 7-02-00162 Connelly/SJ
Plan filed 1/14, d/e # 6
Trustee Report, OBJECTION and Showcause on dismissal, filed 2/25, d/e # 16

-note: relief motion forthcoming as to residence; for 4/30 @ 11

Pro se DEBORAH STAPLES 7-02-00106 Connelly/JJ
-case dismissed 2/4/02 ; failure to file schedules, stmt of affairs, etc.

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

Mayer MARK & PEGGY LYLE-chl3 7-01-05196 Connelly/JJ
Plan filed 2/12, d/e # 18, 19
Motion of Trustee to Dismiss filed 1/17; d/e # 16, contd from 1/17 & 3/4

Motion #1: Relief filed 3/13 [d/e #24]
DaimlerChrysler Services North America, LLC (Higgs) v. Debtors & Trustee
-Order of 3/22(agreed) granted relief, cancels hearing

Krippend. STEPHEN & DAWN KEATON-chl3 7-02-00056 Connelly/JJ
Plan filed 1/18; d/e # 11, 12
Trustee Report OBJECTION & show cause on dismissal or conversion; filed 2/25, d/e # 29
Trustee Report OBJECTION & show cause on dismissal or conversion; filed 3/15, d/e #22

*Note: valuation motions w/CFS One fks Major Finance & Suntrust fdba Crestar
filed & set for 5/13 @ 2:00*

Krippendorf SHERMAN SCEARLES-chl3 7-01-04203 Connelly/PR
Mod Plan filed 2/11, d/e # 27, 28
Motions of Trustee to Dismiss d/e # 15 and 23 , contd from 12/17, 2/4 & 3/4

M Hart TROY & EVELYN BERRY-chl3 7-97-03667 Connelly/NS
Mod Plan filed 2/13, d/e # 34, 35

Trustee's Motion to Dismiss Case [#33] - contd from 2/19 to hear w/mod plan

Mayer RICHARD SAUCEDA JR 7-02-00189 Connelly/AF
Plan filed 1/15, d/e # 6, #7
Objection: Trustee-w/Report and Show Cause on Dismissal or Conversion [d/e #19]

Motion of Debtor filed 4/1 for Continuance of Confirmation

Note: Ptc in ap 02-31 (Petrus v. Saucedo, tr. & Citifinancial) set 5/13 @ 2:00pm

Roanoke Calendar - 4/2/02

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

T Giles WILLIAM & SHARON WILKERSON 7-02-00255 Connelly./MC
Plan filed 1/18; d/e # 16
Trustee report, OBJECTION and showcause on dismissal filed 2/25, d/e # 15

-NOTE - Mod plan filed 3/29 set for conf 5/13 @ 9:30

Delafield HOLLEY TAYLOR-chl3 7-02-00091 Connelly/VS
Mod Plan filed 3/7 set for conf. On 4/30 @ 9:30
Trustee report, OBJECTION and showcause on dismissal filed 2/25, d/e # 18

**Objection of Homecomings Financial Network filed 3/25 (K.McQuiddy)
Filed to previous plan scheduled for hearing on 4/2**

Spencer PATRICIA ABBOTT 7-02-00123 Connelly/PR
Mod Plan filed 3/4/02 and set for 4/30 @9:30
Trustee report, OBJECTION, and showcause on dismissal, filed 2/25, d/e # 16

Pro se BOBBY HARPER - Ch. 13 7-02-00190 Connelly/LM
-no plan filed as of 3/20
Trustee's Motion to Dismiss Case for failure to file a Plan [#12]

11:00 A.M. - MISCELLANEOUS HEARINGS

Delafield BUFORD & DEBORAH PRICE- chl3 7-99-03762 Connelly/SJ
Motion for compensation of counsel \$1883.75 filed 2/28, d/e # 98

M.Hart
Delafield CHRISTOPHER & KIMBERLY PARSONS-chl3 7-99-02149 Connelly/S
Motion (Delafield) for compensation filed 2/27; d/e # 45

Roanoke Calendar - 4/2/02

11:00 A.M. - MISCELLANEOUS HEARINGS

Krippend. JERRY & JOYCE BOWER-chl3 7-00-02008 Connelly/AF
Obj of Debtor to Claim #1 of Roanoke Ear, Nose & Throat Clinic - filed 2/21, d/e # 41

Delafield JOHN CHAMBERS SR-chl3 7-001-05211 Connelly/VS
Motion of Debtor for Distribution filed 2/27; d/e # 18
-ORDER of 3/28 dismissed motion , cancels hearing

Delafield IRA DEBUSK - CHI3 7-01-03677 Connelly/NS
Motion #1: Relief - filed 1/14, d/e # 36, 37; contd from 2/4 ; to reconcile pmt records
Wachovia Bank, NA (Wade) v. debtor & trustee
-Order of 3/19 granted relief, cancels hearing

Delafield JACQUELENE JOYCE-chl3 7-99-02243 Connelly/PR
Motion #3: rewlief filed 12/10; d/e # 48 49
Wachovia Bank,NA successor to Wachovia Mortgage Co (Wade/Perkinson) v. debtor
Answer filed 12/17, d/e # 52, contd from 1/7; (conf contd to 3/4)
-contd fr 2/4 & 4/2 ; dbtr expects tax refund from which plans to cure arrears

Delafield CHARLES & LOUVENIA WILLIAMS-chl3 7-01-02630 Connelly/PR
Motion #2: Relief - filed 3/8; d/e # 47, 48, 49
First Union National/Delaware (S.Wood) v. debtors
-Response filed 3/15; d/e # 50
-AGREED order in transit – see fax copy

2:00 P.M. - PRE-TRIAL CONFERENCES

Bowman DEBORAH MAXWELL-ch7 7-01-05244 Creasy/S
A/P 7-02-00014: Recover money or property
Debtor v. Carilion Medical Center dba Carilion Roanoke Mem. Hosp &
Dba Carilion Community Hospital
-ORDER of 3/28 dismissed AP on plaintiff motion w/prejudice

Roanoke Calendar - 4/2/02

2:00 P.M. - PRE-TRIAL CONFERENCES

M Hart/
Dickenson PATRICIA MEDLIN-ch7 7-01-02120 Krippendorf
A/P 7-01-00185: Recover money or property
Evelyn Krippendorf, Trustee (Krippendorf) v. Debtor (M Hart/Dickenson) and
Robert Edward Medlin (Neil McNally)

2:00 P.M. - MISCELLANEOUS HEARINGS

P Brown RAY & DIANA HAIRSTON-ch7 7-99-04316 McLean/JJ
Motion of Trustee to Dismiss case filed 3/5, d/e # 54

Krippendorf TERI JONES-ch7 7-99-02034 Allen/PR
Motion to redeem property; : w/Southwestern Telco FCU/ on 1994 Eagle Summitt,
d/e # 35, filed 2/27

Krippend. KAREN CHAPMAN-ch7 7-00-02811 McLean/VS
Motion of Debtor to Redeem Property: Heilig Meyers Furniture (mattress, box
springs and vacuum),filed 3/5, d/e # 66

Motion of Debtor to Redeem Property: Grand Home Furnishings (Headboard,
footboard, bed rails), filed 3/5; d/e #67

M Hart NORMAN CALDWELL JR-ch7 7-00-01271 Allen/VS
Motion for compensation of Trustee in amt of \$1,534.85 and expense of \$22.77
Filed 3/11; d/e # 19, 20, 21, 22, 23

Roanoke Calendar - 4/2/02

2:00 P.M. - MISCELLANEOUS HEARINGS

P Brown	DORIS DURHAM-ch7 Motion #1: Avoid lien; filed 2/26; d/e # 10, 11 Debtor v. Beneficial Discount Co of Va. dba Beneficial Commonwealth Legal Services Corp -ORD voiding lien (Default) entered 3/19, d/e # 13, cancels hearing	7-02-00554	Krippend./MC
P Brown	CLYDE & BARBARA GUSLER-ch7 Motion #1: Avoid lien filed 2/26; d/e # 12, 13 Debtors v. Beneficial Discount Co of Va.	7-01-04967	McLean/NS
Stark	MEPCO INC-chll Status Hearing contd from 1/7 & 2/4 ; 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]; contd from 2/4 CASE DISMISSED 2/28/02	7-01-03842	DIP/SJ
M Black	ROLAND HARRY MACHER-chll Adequacy of Amended Disclosure Statement, d/e # 131, filed 2/4 Motion for Compensation (Third Interim) of Debtor's counsel in the amount of \$12,076 fees and \$401.66 expenses [d/e #139]	7-00-03659	DIP/MC
Allen	SPANKY'S GANG LLC-CHLL Adequacy of Disclosure Statement filed 2/5, d/e # 56 Objection (Ltd.) of Simon Property Group, L.P. (Tucker-admitted pro hac vice) to Debtor's Plan of Reorganization [d/e #66] Motion for Interim Compensation of Debtor's counsel in the amount of \$2,772.00 fees and \$50.20 expenses [d/e #65]	7-01-01398	DIP/AF
Magee	DEBRA JAMIESON-ch7 Motion #1: Relief - filed 3/4; d/e # 12, 14 Valley Bank (Derrico) v. debtor & trustee -ORDER (agreed) of 3/19 granted relief w/stipulations, cancels hearing	7-01-05241	Creasy/VS

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2:00 P.M. - MISCELLANEOUS HEARINGS

W.Stables	CHARLES WM. SUTTON- ch7-rwk(Hburg) Motion #1: Relief First Union National Bank (Dwayne Garrett, Rockeville, MD) v. debtor & trustee	5-01-02182	Wolfe/Hburg.
Copeland	NAVARO MINING-ch7 Motion of Creasy, Trustee for compensation in amt of \$7355.46 and \$1039.58 expense filed 3/1; d/e # 149, 150, 151, 152, 153 <i>Note: UST w/agr of trustee filing Mot/Notice for continuance to 4/15 @ 2:00 (Order entered 3/28)</i>	7-97-00332	Creasy/SJ
Delafield	LUCILLE HOLLAND-ch7 Motion of Trustee for extension to file obj to exemptions, complaints re discharge/dischargeability , filed 3/7; d/e # 13, 14 ANSWER filed by Debtor 3/25; d/e #21	7-01-05369	Creasy/JJ
Bowman	VIRGINIA BROWN-ch7 Objection (Amended) to Petition, Homestead deed and Poor Debtor Exemptions filed by trustee 3/7, d/e # 15, 18 -ORDER (agreed) of 3/28 denied exemption at \$5,000 but allowed at \$3,500.	7-02-00098	Creasy/AF
Pro se	CYNTHIA HUNTER - Ch. 7 Motion #1: Relief [d/e #19] Homecomings Financial Network (McQuiddy) v. Debtor	7-02-00287	Allen/NS
Delafield	ERIC AGOSTO - Ch. 7 Motion #1: Avoid lien – filed 3/12 [d/e #10] Debtor v. Associates-ANB () and Trustee -ORDER (default) entered 3/28; hrg cancelled	7-02-00829	Vogel/SJ
P Brown	FRED DAVIS-ch7 Motion #2: Avoid lien - filed 2/26; d/e # 18, 19 Debtor v. Beneficial Discount of Va.	7-01-05361	McLean/VS

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1:30 P. M. - TELEPHONE PRE-TRIAL

Westerman RBX CORPORATION - Ch. 11

7-01-00436

DIP

A/P 7-02-00011: Recover money or property
Debtor v. Foster Fuels, Inc. (Creasy)
-STIPULATED/AGREED ORDER ENTERED 3/28 (resolved)

Obj to Claims:

#51: Fidelity Leasing Inc., nka EAB Leasing Corp , **d/e # 1418**

#69: Hartford Insurance Company; **d/e # 1419**

#341: Botetourt County, VA **d/e # 1420**

#679: Summit County Treasurer, Akron Ohio; **d/e # 1421**

#1155: Summit County Treasurer, Akron Ohio **d/e # 1423**

#732: Charles Kelley; **d/e # 1422**

#1216: Dale Dorsey; (Laatsch, Esq); **d/e #1424**

#1217: Dale Dorsey (M.Laatsch, Esq) **d/e # 1425**

RESPONSE filed by Dale & Barbara Dorsey (Laatsch) [d/e # 1449]

*** (Chas.Allen, appeared 4/2 as local counsel for Dorsey's**

#1251: Joanne Cladwell, Treasurer, Bedford, Va (D.Layman, Esq) **d/e # 1426**

#1252: Joanne Cladwell, Treasurer, Bedford, Va (D.Layman, Esq) **d/e # 1427**

#1253: Joanne Cladwell, Treasurer, Bedford, Va (D.Layman, Esq) **d/e # 1428**

#1279; U.S.Customs Service ; **d/e # 1429**

#1280; U.S.Customs Service ; **d/e # 1430**

#1404: Faye Sappe, Indiv. And as surviving spouse (E.Derryberry,ESq) **d/e # 1431**

#1410: Catawba Co. Tax Collector, Newton, NC **d/e # 1432**

2:00 P. M. - PRE-TRIAL & OBJ TO CLAIMS IN RBX CORP.

Westerman RBX CORPORATION - Ch. 11 7-01-00436 DIP
obj to claims contd from page 8:

#1463: United Steelworkers of Amer AFL-CIO-CLC (O'Shea, Esq); **d/e # 1433**

#1530: Double K Transportation; Hickory NC **d/e # 1434**

#1531: Prudential Insurance,; **d/e # 1435**

#1532: American Society for Quality; **d/e # 1436**

#1534: Houston ISD, (J.Dillman); **d/e # 1437**
RESPONSE filed by Harris Co., City of Houston, TX (Dillman) [d/e #1451]

#1535: Harris County/City of Houston, TX (J.Dillman) **d/e # 1438**
RESPONSE filed by Harris County, City of Houston, TX (Dillman) [d/e # 1451]

#1537: Do All Company, **d/e # 1439**

3:00 P. M. - EMERGENCY TELEPHONE HEARING W/COURT REPORTER (chambers)

Notice forthcoming via Fed-X overnight delivery:

Beck ANTANEOUS GARY PROJECT-ch7 7-00-00077 Farrell/NS
Motion of Trustee reference Emergency Hearing on Environmental Issues (David Hutton)

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