

3/31  
Set no other  
p.m.trials\*  
see 2:30

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

**ABINGDON CALENDAR - APRIL 2, 2003**

(The Honorable William F. Stone Jr Presiding)

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

**Attys:**                      **Debtors:**    **Case Nos.:**                      **Trustees:**

**9:30 A. M. - PRE-TRIAL CONFERANCES**

Slavin	JAMES DONALDSON	7-02-01861	Wick/SO
	A/P 7-02-00107: Dt. Dischargeability; final pre-trial ( <i>contd from 3/5</i> ) Citibank, So.Dakota NA (Fitzpatrick/Esposito) v. debtor <u>-agr obt contg to 4/16 ? (ord of cont. from 3/5 to 4/2 not recd as yet)</u>		
M Bragg/ F. Leonard	MARK & SONDR A ROSE-ch7	7-02-01362	Wick
	A/P 7-02-0092: Det. Dischargeability ( <b><i>Pretrial as to remaining Count II or amended complaint as may be filed within 20 days of 12/23 order</i></b> ) Coal Age Inc ( Harman) v. Mark Rose		
Carroll	JOHN & MELANIE HODGES-ch7	7-02-04068	Wick/JM
	A/P 7-03-00002: Det.dischargeability, <i>contd from 3/5</i> Debtors v. Va. Dept of Taxation		
Harman	ALFRED & FANNIE WILLIAMS - Ch. 7	7-01-02690	
	A/P No. 7-01-00184: Determine validity, priority, or extent of a lien Kemba Roanoke Federal Credit Union (Higgs) v. Debtors, et al. <i>-contd from 2/4- ptc MAY be by tel. Conference</i> <i>(Shortridge appeared at 2/4 hearing for client- to be determined)</i>		
Copeland	E-CON PARTNERS INC-chll	7-02-04727	DIP/NS <u>O/C</u>
	Motion #1: relief - filed 3/11; d/e # 44, 45; Business Loan Center (Brust/Shortridge) v. debtor <u>Response filed 3/19; d/e # 51</u>		

Motion to Compel Trustee to Abandon Real Property (140 Lithia Rd, Wytheville, VA)

Filed by Business Loan Center (Brust/Shortridge) d/e # 48; f.f.\$75 paid  
*--heard 3/28 by tel. Conf; OTBT contg to 5/8 @ 9:00 (special court date)*

ABG4203

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

Snodgrass	ROBERT VIARS-ch7 Obj of Trustee to Debtor's claim of exemptions, filed 2/13; d/e # 11	7-02-05094	Krippend/S
Jessee	DARRELL BREEDING-ch7 Motion of Trustee for Turnover Order filed 3/7; d/e # 66  Motion #2: Relief - filed 12/24, contd from 1/22, 2/19 & 3/19; d/e # 45 49 Ford Motor Credit Co (Black) v. debtor & trustee <u>Response of Trustee filed 1/6; d/e # 47</u>	7-02-03003	Callahan/VS
Lamie	GEORGE MARSHALL JR-ch7 Motion of Trustee for Turnover Order filed 3/10; d/e # 126	7-01-02972	Callahan/SJ
Arey	JESSICA AKERS - Ch. 7 Trustee's Motion for Extension of Time within which to file objection to Exemptions and Complaints [d/e # 14, 15]	7-02-05042	Krippendorf/SJ
Gifford	MICHAEL & LESLIE MCMILLAN - Ch. 7 Trustee's Objection to Claim of Exemptions [d/e # 14]	7-02-04827	Krippendorf/NS

Farthing ANTHONY & CAROL CONLEY - Ch. 7 7-02-05116 Krippendorf/JJ  
Trustee's Objection to Claim of Exemptions [d/e # 11]

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

Carroll KERMIT MILLER - Ch. 7 7-02-04946 Krippendorf/JJ  
Trustee's Motion for Extension of Time to file objection to exemptions & complaints  
re discharge/dischargeability [d/e # 11]

Snodgrass RICKY ALEXANDER - Ch. 7 7-02-05040 Krippendorf/LM  
Trustee's Motion for Extension of Time to file objection to exemptions & complaints  
re discharge/dischargeability [d/e # 15]  
**-ORDER of 3/3 withdrew trustee's motion** [d/e # 20]

Money JAMES & LORIE ROBINSON - Ch. 7 7-02-04828 Krippendorf/AF  
Trustee's Motion for Extension of Time to file objection to exemptions and  
complaints re discharge/dischargeability [d/e # 12, 13]

Farthing CHARLES & BELINDA MATNEY - Ch. 7 7-02-04796 Krippendorf/JJ  
Trustee's Objection to Claim of Exemptions [d/e # 12]

Slavin TIMMY & SHERRI ROBERTSON - Ch. 7 7-02-05115 Krippendorf/SL  
Trustee's Motion for Turnover Order of property [d/e # 14]

Snodgrass JAMES & PEGGY ISOM - Ch. 7 7-02-04845 Krippendorf/SL  
Trustee's Objection to Claim of Exemptions [d/e # 12]

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

Carmody DONALD & BARBIE MATNEY-ch7 7-03-00357 Wick/NS  
Motion #1: Avoid lien, filed 2/28; d/e # 10, 11  
Debtors v. CitiFinancial Service  
**-ORDER (default) entered 3/27; cancels hearing**

Snodgrass SHIRLEY DRIVER-ch7 7-02-03876 Callahan/JJ  
Motion #2: relief - filed 3/7; d/e # 33, 34, 35  
First Citizens Bank (Zimm) v. debtor & trustee

Carroll JOSEPH & CYNTHIA THOMAS-ch7 7-02-05188 Callahan/AF  
Motion #1: Avoid lien, filed 3/3; d/e # 14,  
Debtors v. Citifinancial c/o Clifford Reynolds, Manager  
**-ORDER (Default) entered 3/26 voids lien**

Lamie LARRY AVENT-ch7 7-03-00648 Callahan/AF  
Motion #1: Relief - filed 3/10; d/e # 12, 13  
Countrywide Home Loans (Sasser) v. debtor & trustee

Arkema WOODTECH INC-ch7 7-02-02451 Krippend/GR

Motion of Trustee to Sell Property: 1997 Mitsubishi Sport SUV filed 3/13; d/e # 185

Motion of Trustee to Sell Property: 1997 Nissan Altima GXE and two 1997 Nissan Maximas filed 3/13; d/e # 186

**OBJ:** First Community Bank NA ((Richardson) filed 3/20; d/e # 191

Motion of Trustee to Shorten Notice Requirement on Motion to Sell Property = d/e#187

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

Hutchinson	GLEN & MELISSIA WHITE -ch7 Motion #1: Relief - filed 3/17; d/e # 11 GMAC (Eason) v. debtors & trustee	7-03-00514	Wick/VS
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**11:00 A. M. - MISCELLANEOUS**

J Jessee	RUSTY WAYNE GORDON-chll Status Hearing -new ch 11 case -CASE DISMISSED by order of 3/4/03 (all fees due pd to UST)	7-02-04841	DIP/VS
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Copeland	E-CON PARTNERS, INC-chll Final hearing on continued use of Cash Collateral upon which Business Loan Center has a lien (Jennifer Brust/Tom Repzinski/Mike Shortridge) <i>--heard 3/28 by tel. Conf; OTBT contg to 5/8 @ 9:00 (special court date)</i>	7-02-04727	DIP/NS <u>O/C</u> 5/8
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Copeland	BEAR RIDGE MINING-chll Motion of U. S. Trustee to convert to Ch 7 filed 11/1; d/e # 169, contd fr 11/26, 12/11 & 1/22 & 2/19; (Garber) - <i>contd from 3/5</i>	7-00-00708	DIP/AF
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Copeland T & M TRANSPORT, INC. - Ch. 11 7-02-00938 DIP/AF  
Confirmation of Plan [d/e # 36 & # 61] *contd from 2/4 & 3/5*  
**Objection:** U. S. Trustee (Garber) d/e # 68

Copeland G & A COAL COMPANY -CH7 7-99-02321 Callahan/GR  
Motion of counsel for trustee for compensation - 3<sup>rd</sup> interim, filed 3/12, d/e # 275

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

Copeland GEORGE S PATTON-chll 7-02-01131 DIP/GR  
Notice of Hearing on Amended Plan ( written objections due by 3/26) , d/e # 114  
(Plan filed 2/18; d/e # 107)

Lamie FINE'S JEWELERS INC-chll 7-02-03384 DIP/AF  
Motion of Counsel for Debtor for fees of \$3,762.50 and expenses of \$90.42 filed 3/11;  
d/e # 79; 81

Copeland CORBIN COAL, INC. - Ch. 11 7-02-00039 DIP/VS  
Motion for Examination Under Rule 2004 filed by UMWA 1993 Benefit Plan  
(Kieffer) [d/e # 84]

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

Copeland \*\*BRIAN MITCHELL 7-01-03831 Widener/VS  
Mod Plan filed 11/23, d/e # 30, contd fr 2/27, 3/27, 6/5, 8/7 & 10/26 re: IRS issues  
**Obj:** Trustee w/showcause: Dismiss/convert, filed 10/24; d/e # 21  
**Obj:** IRS (Fogg) filed 12/3,—otbt to file returns by date certain or hear s/c on 1/22  
CitiCa-pital Commercial (Sheets) filed 10/17; d/e # 20 - reached agr. On value  
Show Cause for failure to file delinquent tax returns if not filed by 1/8/03  
[d/e # 77] (*contd fr 1/22 pending IRS to review of tax return copies '96 thru '01 recd.*)

**\*\*AUSA (Julie Dudley) has requested this case be called first at 1:00 p.m.**

Slavin GARY HODGES 7-02-05138 Widener/AF  
Plan 1/8/03, d/e # 11  
Trustee OBJ, report & Showcause: Dismiss/convert, filed 2/26; d/e # 20  
–**ORDER of 3/21 dismissed case on Debtor’s Motion, cancels hearings**

Lamie JACKSON & LAURA KISER 7-03-00001 Widener/GR  
Plan 1/2/03; d/e # 6  
Trustee OBJ, report & Showcause: Dismiss/convert, filed 2/26; d/e # 17  
  
Motion #2: Relief: Filed 3/3, d/e # 19  
New Peoples Bank (Hutton) v. debtor & trustee

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

Cody FRANK & EYVONNE HURD 7-03-00038 Widener/AF  
–*Mod plan filed 3/13 d/e # 24, 25, set for 5/7 @ 1:00*  
Trustee Report, Objection and Showcause: Convert/Dismiss; filed 2/21, d/e # 19

Debtors’ Motion for Valuation on 2000 Ford Pickup Truck w/First Bank & Trust Co.  
Lienholder [d/e # 20]

Debtors’ Motion for Valuation on 2002 Mercury Mountaineer w/Ford Motor Credit  
Lienholder [d/e # 21]

Hutchinson MARY NEALE-chl3 7-03-00068 Widener/AF  
Plan filed 1/10; d/e # 6, 12  
**Objection:** Wachovia Bank NA fka First Union Natl Bk (Bryant) filed 2/25, d/e # 14  
Trustee Report, Objection & Showcause: Convert/dismiss: filed 2/26; d/e # 15

Lamie JANET SMITH-chl3 7-00-02496 Widener/JJ  
Mod Plan filed 2/7; d/e # 40, 41  
Trustee Report, Objection & Showcause: Convert/dismiss; filed 3/20; d/e # 44

Gifford PETER JUPINO-ch13 7-02-05000 Widener/SO  
Plan filed 1/2; d/e # 16, *contd from 3/5 w/tr s/c*  
Trustee report, Objection and Showcause: Dismiss or convert filed 2/18; d/e # 29

Snodgrass WALTER KYLE 7-02-03268 Widener/AF  
Mod Plan filed 2/7; d/e # 42, 43

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

Lamie CHARLES & TIFFANY WISE-ch13 7-02-04184 Widener/AF  
Mod Plan filed 1/16; d/e # 29, 31; *contd from 3/5*  
Trustee report and showcause *contd from 1/8 & 3/5*; filed 12/6, d/e # 24

Motion #1: Relief - *contd for further hearing by order of 1/14, d/e # 28*  
Highlands Union Bank (Hutton) v. debtors - *contd from 3/5*  
*-note: court's ord of 1/14 fixed value of vehicle @ \$7000 to be included in*  
*mod plan to be filed & contd mot for further consideration*

Largen MICHAEL & MARGARET SOBEY - Ch. 13 7-02-05141 Widener/VS  
Plan filed 12/31 w/endorsements; deficiency cured, d/e # 6, 15,  
**Objection:** Chase Manhattan Corp (Sasser)  
Highlands Union Bank (Hutton)  
Trustee OBJ, report & Showcause: Dismiss/convert, filed 2/26; d/e # 21

Motion for Valuation of 1999 Chevrolet Van; Highlands Union Bank, creditor (Hutton)  
[d/e # 17]  
*-See also Motion # 1 hearing scheduled at 2:00 p.m.*

Timoney GREGORY & TAMMY ROWE - Ch. 13 7-02-04759 Widener/SL  
**\*\*Mod. Plan filed 1/23 [ d/e # 19, 20] - contd from 3/5**

**OBJECTION:** Grundy Natl Bank (Shortridge) filed 2/5 d/e # 25

*\*\*Note: Mot. #1 (GNB) Ord of 3/28 denied conf; granted 20 days to mod plan or case be dismissed if fails to so do; denied relief & granted adeq. prot. to GNB*

Hutchinson      EVERETT BAUMGARDNER JR      7-03-00069      Widener/JJ  
Plan filed 1/10; d/e # 6

Valuation: 2001 Nissan Altima; filed 2/21, Highlands Union Bank, d/e # 14

Valuation: 1995 Chev. Pickup; Bank One ; filed 2/21, d/e # 15

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

Lamie      DAVID & WANDA JACKSON      7-02-05148      Widener/AF  
Plan filed 12/20; d/e # 6  
Trustee Report, Objection & Showcause: Dismiss/convert filed 2/26; d/e # 17

Motion #1: Relief - filed 1/30; d/e # 13, 14 - contd from 2/19 \*

Highlands Union Bank (Hutton) v. debtors & trustee

*\*contd fr bench w/provision that if pmts alleged made on 2/19 not recd, bank may obtain expedited hearing for 3/5 Note: notice filed for hearing 3/19 @ 1:30*

Farthing      JAMES & ANITA HUTCHENS      7-03-00018      Widener/AF  
Plan filed 1/13, d/e # 11 with c/s

*–see also additional conf. Hrg at 2:00 p.m. (Rocky Walls Case)*

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





*–\*Motion of Debtor for continuance filed by counsel; GRANTED; ORD of 3/31 contd all matters to 5/7 @ 2:00 p.m.*

**2:30 P M - TRIAL \***

*\*allow couple of hours – set no other p.m. matters  
set at Abg w/court’s approval*

Magee/ Goldstein	LEE COUNTY COMM HOSP -ch11	7-00-02304	DIP/NS
	Obj to Claim # 21: Dominion Health Services, d/e # 828 (Copeland)		
	<u>Response filed 9/16; d/e # 981</u>		
	Amended Objection filed 11/8, d/e # 1068		
	<u>Amended Response filed 12/3; d/e # 1216</u>		

*–Oral Motion of Creditor for continuance heard by telephone conference 3/27; Continuance granted to 4/16 @ 2:30 p.m. - Copeland to tender order thereon.*