

06/04/01

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

**ABINGDON CALENDAR - JUNE 5, 2001**

(The Honorable William F. Stone Jr. Presiding)

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

Attys: Debtors: Case Nos.: Trustees:

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

Via CHARLES & MELISSA KREEGER-ch7 7-99-03738 Callahan  
A/P 7-01-00001: Det. Dischargeability ; CONTD fr 2/21  
Debtors v. U.S.Bank National Association (Fleischhauer)  
*-Hearing will be held on Monday, 6/4 at 3:30 p.m. by telephone conference*

Largen STEPHEN & REBECCA KREJCI-ch13 7-00-01965 Widener/MC  
Motion #1: Relief - filed 3/29 **d/e # 31, 32**  
Wells Fargo Home Mortgage In c(Sasser/White) v. debtors & trustee  
-Response filed 4/9  
-contd fr 4/18 to negotiate agr.; contd fr 5/8 to mod plan (in event not filed)  
*-mod plan filed 6/4 set 7/24 @ 1:00*

Copeland ROGER & LINDA WYATT-ch11 7-95-02178 DIP  
A/P 7-01-00049: declaratory judgment "relating to any of foregoing causes of action"  
Debtors v. First Virginia Bank (Hutton\*)  
\*noted as counsel of record at filing date and before filing of responsive pleading  
ANSWER and COUNTERCLAIM filed by Defendant 5/1 (d/e # 4 & # 5)  
ANSWER to Counterclaim filed  
  
MOTION for Production of Documents filed by Plaintiff (d/e # 7)

Cody DOROTHY IRESON-ch7 7-01-00203 Callahan/PR  
Motion #1: Relief from co-debtor stay d/e # 13, 14  
People Incorporated (McKinney) v. Robert Ireson, George Skeen and Joyce Skeen  
**--Order of 4/25 cont'd to 6/5 @ 9:30 a.m hearing on any objections of co-debtor  
Robert Ireson only(for whom deadline extended to 5/23): relief granted as to  
remaining co-debtors d/e # 16 & 18**

Relief granted 5/25; d/e # 20; as to remaining co-debtor, Robt Ireson; **hearing cancelled**

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

White	W & L LEASING & ENGINEERING CORP A/P 7-01-0050: recover money or property Associates Commercial Corp (Fleischhauer) v. debtor <i>-contd by ord of 5/18 to June 11 @ 11 in ROANOKE</i>	7-99-03015	DIP
Carmody	JERRY LOWE - Ch. 7 Motion # 1: Avoid lien Debtor v. The Clinic (Wm. Hunter, RA) & Trustee d/e # ___	7-92-00974	Wick/BP
Money	JERRY MCCLURE-ch7 Motion #2: Relief - filed 5/7; d/e # 11, 12 Associates Commercial Corp (Fleischhauer) v. debtor & trustee <b>-ORDER (default) entered 6/1/01</b>	7-01-01154	Wick/MC
Lamie	DORSE & JANET DUGGER - Ch. 7 Motion # 1: Relief First Tennessee Bank (Fleischhauer) v. Debtors & Trustee (d/e # 12) <b>-ORDER of 5/24 (default) granted relief</b>	7-01-00956	Wick/JJ
Farthing	WILLIAM & ORA MAY-ch7 Motion #2: Relief - filed 5/10; d/e #18, 19 Bank One West Va. NA (Fleischhauer/Huebschman) v. debtors & trustee <b>-ORDER of 5/25 (agreed) granted relief</b>	7-01-00932	Wick/SJ
Arey	JOHN & VANESSA STILTNER-ch7 Motion #1: Relief - filed 5/10; d/e # 101, 11 Bank One West Va. NA (Fleischhauer/Huebschman) v. debtors & trustee <b>-ORDER of relief entered 5/24</b>	7-01-01152	Wick/SJ





**10:30 A.M. - EVIDENTIARY HEARING**

Carmody      BILLY & SHIRLEY HYLTON-ch7      7-90-02436      Reop/JJ  
A/P 7-00-00248: Motion to Reconsider Order contd fr 4/18  
Debtors v. Signet Bank  
  
A/P 7-00-00249: Motion to Reconsider Order contd fr 4/18  
Debtors v. The Clinic  
  
A/P 7-00-00250: Motion to Reconsider Order contd fr 4/18  
Debtor v. Dominion Bank NA  
  
A/P 7-00-00250: Mot to reconsider order contd fr 4/18  
Debtors v. Humedicenters

**NOTE:evidentiary hearing on above 4 AP's -allow approx one hour**

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

Lamie      SAMUEL BANKS-chll      7-96-01240      DIP/NS  
Motion to sell property free and clear of liens and to Amend Prior Order of 2/23/01  
Reference Motion #9: d/e # 243, filed 4/30 ; **contd from 5/22**  
  
Status hearing (fixed in court's order of 5/24/01) d/e # 247  
  
Order for counsel to Showcause why order has not been submitted to the court  
reference 12/12/00 hearing on Disclosure Stmt; d/e # 212, 213, 227, 244  
(*ord to resolve objections to Disclosure Stmt, after which court was to approve as  
amended and fix confirmation hearing* )

Goldstein      ABSHER REALTY INC-chll      7-97-01759      DIP/MC  
Status hearing contd from 5/8  
-**NOTE: Ord of continuance fixed hearing on 6/20**

Lamie      EQUIPMENT SERVICES INC-ch7      7-98-04851      Wick/VS  
Motion of debtor counsel for compensation of \$1,725.00 and expenses of \$2.04  
-**Objection: U. S. Trustee (Garber)**

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

Copeland CHARLIE & KRYSTAL PRICE-ch7 7-01-01542 Callahan/SJ  
Motion #1: Relief - filed 5/10; d/e 10, 11  
Miners & Merchants Bank (Bolling) v. debtors & trustee  
-**ORDER of 5/29 granted relief; cancels hearing**

Martin JENNIFER HAZELWOOD-ch7 7-00-00183 Callahan/PR  
Contempt Order/Notice (amended) that debtor appear and show cause for failure  
to comply with this court's previous orders; to be held in civil contempt upon  
failure to comply

Copeland THOMAS DUNN - Ch. 11 7-98-02465 DIP/MC  
U. S. Trustee's Motion to Convert, Dismiss or Compel d/e # 141

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson HENRY & TERESA MULLINS 7-01-00667 Widener/BP  
Plan filed 2/21; d/e # 6

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Carmody	PAMELA MONK Plan filed 4/23; d/e # 13 <b>Objection:</b> Huntington National Bank (Black) filed 5/24 d/e # 21  Motion of Trustee to Dismiss (d/e # 18) contd from 5/22 (by announcement)  <i>(Note: Mot for eval. being filed as of 5/29 on Huntington Natl Bk's collateral , fixing hearing on 7/10 @ 1:00)</i>	7-01-00703	Widener/PR
Cooley	JOSEPH & SHIRLEY CARROLL <b>Case DISMISSED 5/23/01</b>	7-01-00732	Widener/SJ
Lamie	BRENDA BREWSTER Plan filed 3/2; d/e # 6	7-01-00852	Widener/SJ
Gifford	THOMAS & ALURA STALLARD Plan filed 3/19; d/e # 11	7-01-01029	Widener/SJ
Carmody	DOUGLAS VANDYKE-=chl3 Amended Plan filed 5/14; d/e # 20 ; filed with c/s all creditors <b>Objection:</b> IRS (Eckert) d/e # 22 filed 5/25  Trustee Motion to dismiss/convert d/e # 14, filed 4/30; contd fr 5/22	7-01-01038	Widener/AF
Timoney	VIOLA TAYLOR Plan filed 3/19; d/e # 6	7-01-01126	Widener/JJ

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson	JAMES & SONJA BEDWELL - Ch. 13 Plan filed 3/5; d/e # 5 Trustee's Report, Objection & Show Cause on dismissal (d/e # 14)	7-01-00872	Widener/SJ
Pro se	MOLLY JO RICHARDSON-ch13 Mod Plan filed 4/24 & Mod summary of plan <b>d/e # 16, 17</b>	7-01-00731	Widener/VS
Hutchinson	CHRISTOPHER & BRANDI ALLISON Mod Plan filed 4/24, d/e # 49, 50  Contd Trustee Motion to Dismiss or Convert d/e # 46 from 5/22	7-9-00385	Widener/MC
Timoney	CLIFFORD & CYNTHIA CHAPMAN- Plan filed 3/1, d/e # 6; amended 4/10 w/limited service, d/e # 14 <b>Objection:</b> to plan & amended plan: Consecro Finance Servicing corp (Chappell) Trustee w/Show Cause on dismissal (d/e # 18)	7-01-00818	Widener/AF
Hutchinson	TIVIS & JUDY OSBORNE Plan filed 2/21, d/e # 6  Motion for valuation: Sears; Washer, d/e # 13	7-01-00667	Widener/BP

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Copeland      RONNIE EDWARDS - Ch. 13      7-00-00392      Widener/SJ  
Mod. Plan filed 4/16 d/e # 52, 53  
**Objection:** Novastar Mortgage AND Timothy & Sherry Combs (Esposito) d/e # 58

Mot of Trustee to convert/dismiss; contd from 4/18 to hear w/mod plan d/e # 49, 54, 57

Hutchinson      GILBERT & RETTA WHITEHEAD-ch13      7-00-04195      Widener/MC  
Mod Plan filed 4/17; d/e # 18, 19

Motion for valuation: D.A.N. Joint Venture III LP -computer d/e # 21

Motion for valuation: Heilig Meyers LR suit; d/e # 22

Largen      TRACY & TRACIE ALLEY-ch13      7-99-01503      Widener/PR  
Mod Plan filed 4/18, d/e # 51

Largen      JACKIE & SANDRA PLUMMER-ch13      7-01-00009      Widener/JM  
Mod Plan filed 4/18; d/e # 17, 18

Motion #1: Relief - filed 5/10; d/e # 21, 22

Washington Mutual Finance fka Blazer Mortgage Services (Hill) v. debtors

-Response filed 5/15; d/e # 23

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Farthing\*      KENNETH & NANCY MITCHELL-7      7-01-00938      Wick/AF  
\*Substituted as counsel for debtors 5/18; d/e # 27

Motion #1: Relief from stay filed 5/14; d/e # 18, 19  
Ford Motor Credit co (Hale) v. debtors & trustee  
-Movant's certification filed 5/21; d/e # 30

**-CASE CONVERTED TO CH 7 on 5/15 -Movant in Mot #1 will amend pleadings to add Ch 7 Trustee as party; asking general continuance to so do**

Proctor      GARY HAMMER-ch13      7-00-04114      Widener/VS  
Plan filed 4/30; d/e # 27

Objection of GCB Acceptance and Trustee to prior plan w/Trustee Showcause contd from 4/18 d/e # 28

Timoney      RAMONA DOWELL - Ch. 13      7-01-00790      Widener/NS  
Plan filed 2/28; d/e # 6  
**Objection:** Trustee's w/Report & Show Cause for dismissal or conversion (d/e # 17)  
**Objection:** Highlands Union Bank (Hutton) d/e # 18

Gifford      RUSSELL, JR., & DONNA WALLS - Ch. 13      7-01-00967      Widener/BP  
Plan filed 3/8; d/e # 6  
**Objection:** Trustee w/Report & Show Cause for dismissal (d/e # 14)

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Fleenor	DAVID, JR., & JULIE FOORE - Ch. 13 <b><u>Mod Plan filed 5/21 w/c-s; conf hrg rescheduled 7/24 @ 1:00</u></b> Objection: Trustee w/Show Cause on dismissal (d/e # 15)	7-01-00718	Widener/AF
Timoney	SANDY ROBERTS - Ch. 13 Plan filed 3/19; d/e # 6 Objection: Trustee w/Show Cause on dismissal (d/e # 20)	7-01-01125	Widener/MC
Copeland	EARL & JENNIFER HILLIARD Plan contd from 5/8 <b>Note: Mod Plan filed 5/15; conf set 7/10</b> <b>Objection:</b> U. S. Attorney for IRS (Crouch) filed 4/18; d/e # 19 First Va. Credit Svcs (Chappell) d/e # 23- <b><u>withdrawn by o/e 6/5</u></b>  <b>Objection:</b> Trustee and motion to convert/dismiss contd from 4/18 <b>d/e # 17</b>	7-01-00340	Widener/NS
Timoney	ANDREW, SR., & PATRICIA DEBORD <b>Mod plan filed 5/31; d/e # 30, set for conf on 7/24</b>  Trustee's Objection & Show Cause on Dismissal <b>d/e # 14</b> -contd fr 4/18 & 5/8  Obj to claim #7 of Washington Mutual finance re pre-petition arrearages, d/e # 25  -note: eval. Mot was scheduled 5/22 re Washington Mutual finance ('95 Jeep Cherokee)	7-01-00303	Widener/PR

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

Copeland	JACK SYKES-ch13 Motion of Debtor for Full Compliance Discharge §1328(a) –Mot. Amended on 5/15 by d/e # 43  Motion of Trustee to dismiss or convert <b>d/e # 33</b> contd from 5/8	7-98-04218	Widener/AF
Proctor	WALTER & CATHERINE WIDENER-ch13 Motion of Trustee to dismiss/convert <b>d/e # 22</b> – <b>contd fr 5/22 in event Mot to convert not filed;</b> – <b>CONVERTED TO CH 7 ON 5/25</b>	7-97-00432	Widener/SJ
Lamie	DEWEY GORE - Ch. 13 Motion # 1: Relief Financial Pacific Leasing, LLC (Friedberg) v. Debtor & Trustee (d/e # 13) – <u>Response of Debtor and Respondent’s Certification filed 5/17; d/e #'s 16, 17</u> – <b>MOVANT filing motion to withdraw Motion #1</b>	7-01-01408	Widener/AF
Largen	DAVID & SHIRLEY STUART - Ch. 13 Motion to Allow Late Claim Filing & Memorandum of Support filed by Bank One West Virginia, N.A. (Fleischhauer)	7-00-02084	Widener/AF

