

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

**BIG STONE GAP CALENDAR - JULY 6 , 2004**

**(Court will convene at 11:00 a.m. - no morning hearings except FiveForty Park Corp )**

(The Honorable William F. Stone, Jr. Presiding)

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

Attys:                      Debtors:    Case Nos.:                      Trustees:

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

Thompson      FIVE FORTY PARK CORPORATION - Ch. 11      7-03-04746      DIP/JJ  
- ***not to Approve Stock Sale contd fr 5/19 to amended pleading;***  
***\*\*see Mot#2 below – amended pleading when filed docketed as new jacketed motion#2***  
***and all were contd from 6/22 to scheduling bidding & sale approval hearing)***

Motion of DIP to approve sale of Knob Development Stock to William Sturgill and George Barnette for \$62,000 w/proceeds to be used to make repairs filed 12/16 [#25,38]  
**OBJ:** Pepsi-Cola Bottling Co Inc of Norton (Copeland) filed 1/5, d/e # 32  
**OBJ:** George & Joseph Hunnicutt (Maxwell) filed 1/6; d/e # 33

Notice of Upset Bid by Pepsi-Cola bottling Co Inc of Norton filed 6/15; d/e # 85 (Copeland)

Motion # 2: (Amendment to Initial Motion to Approve Sale at docket entry #25)  
Authorization to sell Knob Development stock free & clear of alleged interests–First Amended filed 6/1 [d/e # 79,80, 83]  
Debtor v. George E. Hunnicutt, Jr. & Joseph F. Hunnicutt (Maxwell);  
and Pepsi-Cola Bottling of Norton, Inc. (Copeland)

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

Lamie                      MARK COLEMAN    7-04-01874                      Widener/SL  
Plan filed 5/21 d/e #16  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 6/2; d/e # 20  
**Obj:** IRS (Eckert) filed 6/16; d/e # 23

Hutchinson ADAM & CHASITY KENNEDY 7-04-0-1900 Widener/S  
-Mod Plan filed 6/15 & set for 8/3 @ 1:00

Big Stone Gap Calendar - 7/6/04

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

Harris ROXANNA WILLARD 7-04-01875 Widener/SL  
-Mod Plan filed 6/25; d/e # 18, 19, set for 9/7 conf.  
**Objection:** Mortgage Electronic Registration Systems Inc (Gershen) filed 6/14 [#16]  
  
-Ord in transit to withdraw obj of Mortgage Electronic per movant's office

Carmody HENRY & SUSAN WOODS 7-04-01373 Widener/SL  
Plan filed 4/27; d/e # 18 contd from 6/8  
**Obj:** Wachovia Bank NA (Wade) filed 7/2; d/e # 29  
  
Valuation: Transouth: 2000 Chev. Silverado, filed 5/24; d/e # 22  
  
Obj to Claim #1: Wachovia Bank filed by Debtor on 6/1; d/e # 24  
Response of Wachovia Bank NA filed to Obj to Claim on 6/28; d/e # 28 (S.Wade.)

Harris EDDIE & DORIS ADAMS 7-04-01842 Widener/JJ  
Plan filed 4/23; d/e # 6  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 6/25; d/e # 18  
  
Valuation: Greenpoint Credit: Ascot Mobile Home; filed 5/24; d/e # 14  
  
Valuation: GMAC : 2001 Chev. 4-Dr Sedan, filed 5/24; d/e # 15

Hutchinson ROBBIE & NATALIE JONES 7-04-01897 Widener/NS  
Plan filed 4/27; d/e # 6  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 6/25; d/e # 17

Valuation: 1993 Blazer: New Peoples Bank, filed 6/1; d/e # 15

Valuation: 1997 Dodge Neon; Washington Mutual Finance, filed 6/1; d/e # 16

Big Stone Gap Calendar - 7/6/04

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

Hutchinson      JERRY & JUANITA BLANKEN - Ch. 13                      7-04-00433                      Widener/AF  
Plan filed 2/3; d/e # 6 - *cont'd from 5/4; d/e # 16*

Valuation: Beneficial: 1988 Camper Trailer, filed 4/5; d/e # 14  
*Cont'd from 5/4—counsel needs to re-serve valuation motion*

Lamie              ROGER & SARA WARD - Ch. 13                      7-03-01536                      Widener/AF  
Post-Conf Mod. Plan filed 5/13 [d/e # 69, 70], prev. conf'd 1/8/04

Hutchinson      DORAL & FAYETTA JOHNSON                      7-04-01296                      Widener/NS  
Mod. Plan filed 5/12 [d/e # 14, 15]

Harris              PATRICIA AUSTIN    7-03-04797                      Widener/NS  
Mod Plan filed 3/17; d/e # 22, 24, **contd fr 6/8 IF pmts for May/June made, (to be dismissed w/90 days prejudice if pmts for May/June not made)**  
Trustee Motions Convert or Dismiss filed 1/7/04 d/e # 16, and filed 4/1 d/e # 28  
contd by 5/14 ord to hear w/mod plan,

Proctor DWIGHT & SUSAN MAY - Ch. 13 7-00-02687 Widener/GR  
Mod. Plan filed 5/17; d/e # 62, 63  
Motion of Trustee to Dismiss or Convert filed 3/22; d/e # 60—*cont'd from 5/4*  
Trustee Report, Objection and Showcause: filed 6/17; d/e # 65

Big Stone Gap Calendar - 7/6/04

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

Lamie TIMOTHY & REBECCA SALYERS-ch13 7-04-01036 Widener/AF  
Mod Plan filed 4/15; d/e # 14, with notice of confirmation & certificate  
**Obj.** Green Tree Servicing LLC, fka, Consec Finance Corp. (McQuiddy); d/e # 20

Valuation: Green Tree Servicing d/e # 21, filed 5/26, '87 Mobile Home \$5,000

Motion #1: Avoid liens on debtors' residence; filed 4/26; d/e # 15, 16  
Debtors v. Wachovia Bank NA fka Dominion Bank NA( ) ; Buchanan General  
Hospital Inc ( ) & Trustee  
**—contd from 6/8 as to Buchanan General Hospital (for amended notice); granted  
on 6/8 as to Wachovia fka Dominion**

Hutchinson MARGARET WAGNER 7-04-00148 Widener/JJ  
Plan filed 4/6; d/e # 13

Hutchinson LAWRENCE & SHARON HARTSOCK 7-04-01686 Widener/GR  
Plan filed 4/14; d/e # 6

Hutchinson      ROBERT & SHERRY MIDDLETON      7-04-01898      Widener/NS  
Plan filed 4/27; d/e # 6

Big Stone Gap Calendar - 7/6/04

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

Hutchinson      JOEY LYNN POWERS      7-03-05069      Widener/SL  
Mod Plan filed 4/8; d/e # 59, 60 (*no tr s/c docketed as of 5/26*) contd from 6/8

**Obj** of Citicapital filed to previous plan on 2/2, d/e # 18 (Langone) pursuant to Order, d/e # 23 ; Supplemental Obj filed 3/5; d/e # 41 contd from 3/30.

**Obj.** Home Federal Bank (C.Smith) [d/e # 39] *contd from 3/30*  
(*Obj of VFS to plan & valuation resolved by agreed order*)

Valuation: 1995 Ford F-250: \$5,650: State Farm Bank, filed 2/27; d/e # 31 *cont fr 3/30*

Valuation: 1997 Mack Dump Truck: \$45,000: CitiCapital Commercial Corp.  
Filed 2/27; d/e # 33 *contd from 3/30*

Valuation: 1999 Ford Ranger, \$4,500: L & N Federal Credit Union: filed 2/27 d/e # 34  
*contd from 3/30*

Valuation: 2003 International Coal Truck: \$100,000: Home Federal Bank, filed 2/27; d/e # 35

**Objection** filed by Home Federal Bank filed 3/4, d/e # 40 (C.Smith)  
*Contd from 3/30*

Motion # 3: Relief from stay–filed 4/1; d/e # 51 *contd from 4/20*  
Home Federal Bank (C.Smith) v. Debtor & Trustee  
Answer filed 4/8; d/e # 58;

Big Stone Gap Calendar - 7/6/04

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

Hutchinson      BOYD, JR., & RHONDA CASTLE - Ch. 13                      7-03-02366                      Widener/SL  
Trustee's Motion to Dismiss or Convert Case filed 5/17 [d/e # 21]  
*contd from 6/8*

Hutchinson      FREDDIE & NANCY WHEATLEY-                                      7-03-00722                      Widener/SO  
Motion of Debtors filed 4/29; d/e # 56, to Reconsider relief Granted re: Motion #3 in Order  
of 4/19/04; c/s 4/30; d/e # 57  
Mot.#3: d/e # 39; filed 8/22/03: M & I Bank (Christine Patterson)  
*–contd from 6/8 – movant has engaged new counsel*  
**ORDER of 6/28 dismissed debtor's motioin**

Harris              GLENA VENTRO    7-02-02248                      Widener/JJ  
Objection of Debtor, filed 5/20; d/e # 30, to letter Notice of Default addressed  
to Debtor w/c;c U.S.B.C. re: Motion #1: filed by U.S.Bank NA as  
Trustee (Sasser) on 1/3; d/e # 20 (motion) and d/e # 27 of 3/19: (order)



Debtors to reconsider order of 5/20/04 granting relief in Motion #1  
and notice of hearing filed 5/27; d/e # 22  
-cont'd from 6/22

-see also 1:30 p.m. hrg.

Copeland	DENNIS HOOVER-chll	7-01-03015	DIP/LM
	Motion of counsel for debtors for fees and expenses of \$6,189.44 filed 6/16; d/e # 114		

Notice of Hearing on Final Report and Application for Final Decree filed 6/16;  
D/e # 112, 113

Big Stone Gap Calendar - 7/6/04

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

Copeland	COAL RIVER RESOURCES INC-chll	7-04-00988	DIP/NS
	HOLLOW MOUNTAIN RESOURVES INC	7-04-00989	DIP/NS
	TRI-STATE LEASING CORP	7-04-00990	DIP/NS
	STEVEN R MULLINS EXCAVATING	7-04-00991	DIP/NS

1) Status Report (new Ch 11 cases – **JOINT ADMINISTRATION**)

2) Motion of Debtor to Employ Bankstreet Partners LLC as Consultants & Investment  
Bankers filed 6/8; d/e # 117

**Objections:** Baker Hughes Mining Tools (Shortridge)  
**U. S. Trustee (Garber)**

In Re: Coal River Resources Inc & Steven R. Mullins Excavating Inc: Jointly  
administered cases under #98-988

3) **Motion #2: Relief** - filed 5/20; d/e # 92 in case 98-988

Ford Motor Credit Co (Eason) v. Coal River Resources Inc & Steven R. Mullins

Excavating Inc

Response filed 5/27; d/e # 107; **CONTD from 6/8**

In Re: Tri-State Leasing Corp - Jointly Administered under case #98-988:

4) **Motion #3: Relief** - filed 5/20; d/e # 94 in Case #04-988

Ford Motor Credit co (Eason) v. Tri-State Leasing Corp

Response filed 5/27; d/e # 108; **CONTD from 6/8**

5) **Motion # 4: Relief** or adequate protection—filed 6/23 [d/e # 133]

The CIT Group/Equipment Financing, Inc. (Shepherd) v. Steve R. Mullins

Excavating, Inc. (Copeland)

6) Debtor Motion for Entry of Order Granting Permission to Enter Into Revised &

Amended Mining Agreement & to Shorten Notice Requirement filed 6/30; d/e # 140

Copeland

BLACK DIAMOND TRUCKING CO

7-03-03937

DIP/AF

Adequacy of Amended Disclosure Statement filed 5/20; d/e # 106

*—debtor's motion to convert case in transit per attorney*