

7/27/01

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

**ROANOKE CALENDAR - JULY 30, 2001**

(The Honorable William F. Stone Jr. Presiding)

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

Attys: Debtors: Case Nos.: Trustees:

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

M. Hart JESSIE & THELDA ROOP - Ch. 13 7-99-04243 Connelly  
A/P No. 7-01-00069: Determine validity, priority or extent of lien SJ  
Debtors v. Associates Financial Services Co. ( )  
**-ORDER of 6/21 dismissed complaint on plaintiff motion d/e # 5**

**10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS**

M. Giles CHARLES & DELORES WISELEY - Ch. 13 7-01-01637 Connelly/NS  
Plan; contd fr 6/25 for atty to file and service notice on mod plan  
**Objection:** Trustee w/Show Cause on Dismissal – d/e # 16

M Hart GEORGE & JAMIA IONESCU 7-00-01879 Connelly/NS  
Mod Plan filed 4/27; d/e # 73 (IRS obj dismissed); **contd fr 6/25**  
contd from 7/30 (appearance of dbtrs waived orally IF tr.can recommend conf)

Bowman CHRISTOPHER PETTY - Ch. 13 7-00-00938 Connelly/AF  
Conf of Plan (Plan filed 7/6 w/debtor's original signature)  
**Objection:** Trustee w/Show Cause on Dismissal–d/e # 41 & 51 (renewed obj)  
*(AMENDED PLAN filed 7/20–order of deficiency due to no signature of debtor & no Cert. of Service)*  
  
Obj (amended) of Debtor to Claim #1 of Lewis-Gale Hospital d/e # 47  
**(ORD entered 7/23)**  
Obj (amended) of Debtor to Claim #2 of Lewis Gale Hospital; d/e # 48  
**(Order entered 7/23)**





**10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS**

M. Hart CHARLES & CAROLYN BISHOP - Ch. 13 7-01-00689 Connelly/AF  
Mod. Plan filed 6/5 – d/e # 33, # 34 ; c/s d/e # 36  
Trustee's Show Cause cont'd from 5/29 – d/e # 32

Norfleet TRESEA SMITH-ch13 7-99-03848 Connelly/AF  
Mod Plan filed 6/6; d/e # 38, 39

Delafield BARBARA HARRIS-ch13 7-01-00237 Connelly/NS  
Mod Plan filed 5/9, d/e # 37,38

Evaluation Motion: Heilig meyers Furn. (Cynthia Norwood, corporate atty)  
Filed 6/22; d/e # 41

Motion # 5: Relief  
Morequity, Inc. (Goldstein) v. Debtor & Trustee – d/e # 45

M Giles IRVING & DIANA HASKINS-ch13 7-99-02231 Connelly/VS  
Mod Plan filed 6/6; d/e # 44, 45

Motion of Trustee to showcause/ convert or dismiss; d/e # 43, filed 5/31  
contd fr bench 6/25

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

Delafield THOMAS & ANGELA JOHNSON-Ch13 7-99-02971 Connelly/VS  
Motion of Debtor to reconsider 6/21 order of dismissal of case d/e # 73, 74, 75, 76  
filed 6/26

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

M. Hart RICARDO & JOY HOLLOWAY - Ch. 13 7-99-04257 Connelly/NS  
Objection to Claim # 9 of Educational Credit Management  
(Absent response within 30 days, respondent will be in default) – d/e # 37

T Giles LEROY GARRISON JR-ch13 7-99-01493 Connelly/PR  
Trustee's show cause to dismiss or convert to Ch. 7 d/e # 48 contd fr 5/29 & 6/25  
(Has pd \$4500 on \$5000 arrears)

**ORDER tendered 7/27 to withdraw motion**

Fleischhauer CHARLES & LEA LINEBERRY-ch13 7-99-903112 Connelly/SJ  
Notice of hearing , d/e # 56, on Request to Modify Order conditioning Stay and  
Response to Notice of Default\*  
---(\*letter notice of default filed 5/11 but not docketed) ; contd from 6/11

Magee CALVIN GRAY-ch13 7-99-01711 Connelly/VS  
Trustee Motion to dismiss/convert ; d/e # 34; only owes balance of  
\$243.00 ; contd fr 6/25

Roanoke Calendar - 7/30/01

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

Krippendorf DENISE HADLEY - Ch. 7 7-01-01450 Creasy/MC  
Trustee's Motion to Extend Time to File Objections to Exemptions,  
Complaints to Determine Dischargeability of Certain Debts, and  
Complaint to Deny Discharge for Period of 90 Days – d/e # 12

Krippendorf DAVID & SUSIE CLEMENT-ch7 7-01-02345 McLean/MC  
Motin #1: Relief - filed 7/5; d/e # 21, 22  
Ford Motor Credit co (Laura Hale) v. Debtors & trustee

Dickenson PAMELA BOWMAN - Ch. 13 7-99-00551 Connelly/VS  
Motion #1: Relief; amended notice filed 7/13; d/e # 26  
MidFirst Bank (Zimm) v. Debtor & Trustee – d/e # 21  
–Answer of debtor filed 7/18; d/e # 27; contd fr 7/30 w/agr to cure arrears

Motion #2: Relief from Co-Debtor's Stay;  
MidFirst Bank (Zimm) v. Debtor, Gary L. Bowman [Co-debtor], and Trustee – d/e # 24

M. Hart ANTOINETTE HARBOR - Ch. 13 7-01-01799 Connelly/SJ  
Motion # 1: Relief from Stay & Co-Debtor Stay; contd from 7/30  
Ocwen Financial Services ( ) v. Debtor & Co-Debtor, David L. Harbor  
(Pre-hearing order mailed 7/9)

P Brown RANDY & BEVERLY BRADSHAW 7-01-02483 Creasy/PR  
Motion #1: Relief - filed 7/11; d/e # 12  
Chrysler Financial Co LLC (Higgs) v. debtors & trustee  
–**ORDER (consent) entered 7/26 granting relief; cancels hearing**

Roanoke Calendar - 7/30/01

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

Delafield      MICHAEL & MELANIE HUNT-chl3      7-00-03479      Connelly/NS  
Motion #1: Relief - filed 7/13; d/e # 40 (no pho/less than 20-day notice)  
Option One Mortgage Corp (J.Clarke) v. debtors & trustee; contd fr 7/30

P Brown      GARY & MISTY RUSHBROOKE-chl3      7-97-03669      Connelly/JJ  
Motion #1: Relief - filed 6/29, d/e # 77 (w/ RWK court date;) amended ntc 7/20;#82  
Wells Fargo Home Mortgage Inc (Sasser) v.debtors & trustee  
Answer of Misty Rushbrook (P Brown) filed 7/10; d/e # 80

Allen      KENNETH JOHNSON-chl3      7-99-00967      Connelly/NS  
Motion #3: filed 6/29 without notice d/e # 78; deficiency ord of 6/29; d/e # 79  
Washington Mutual (Sasser) v. debtor  
-Note: deficiency cured by notice filed on 7/20 for 7/30 hrg, d/e # 80 ;  
No prehearing order entered; insufficient notice time

Grassgreen/  
Westermann      RBX CORPORATION et al-chll      7-01-00436      DIP/JJ  
Motion to Approve Agreement relating to Relief from Stay (no fee due)  
Motion #1: Faye Sappe (Derrybery) v. debtor filed 7/12  
\*\*no pre-hrg ord; proposed agreed order tendered w/motion; objections, if any, due  
15 days from 7/12, absent which, order to be entered.

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

Moses      JIMMY & LINDA ROGERS-chl3      7-99-01463      Connelly/PR  
Motion of Trustee to dismiss case; pmts in default; d/e # 27; filed 6/15

Roanoke Calendar - 7/30/01

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

H. Brown      KEVIN & NICOLE ANDERSON - Ch. 7      7-01-00250      McLean/MC  
Trustee's Motion to Dismiss for failure of Debtors to appear @ 341 mtg. of  
creditors – d/e # 36

**CASE DISMISSED 7/18; failure to pay \$15 conversion filing fee**

H Brown      LEWIS GROGAN-ch7      7-900-04156      Krippend/JJ  
Motion of U. S. Trustee to dismiss case for substantial abuse filed 6/22; d/e # 35

Dickenson      DEUTSCHES HAUS AUTOMOTIVE SPECIALIST      7-00-01801      DIP/VS  
Status/Showcause scheduled from 6/25 hearing in event balance due on  
UST fees & remaining reports due not filed by 6/30; IF filed, case will  
be dismissed upon Motion of Debtor heard on 6/25 (DIP wants to dismiss by 6/30  
to avoid incurring 3<sup>rd</sup> qtr fees)

**CASE DISMISSED EFFECTIVE 6/27/01`**

Szathmary      GLEN & MARY STUMP-ch7      7-01-02497      Allen/NS  
Motion #1: Relief - filed 7/2; d/e # 10, 11  
Ford Motor Credit Co (Paul Black) v. Glen Stump, debtor & trustee  
**–ORDER of 7/18 (default) granted relief, cancels hearing.**

Motion #2: Relief - filed 7/5; d/e # 12, 13  
TAMMAC CORP (McEntee) v. Debtors & trustee

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

R Foster      WILLIAM HENDERSON-ch13      7-00-03686      Connelly/JJ  
Motion #1: Relief - filed 7/5; d/e # 21, 22, 23; contd from 7/30  
Principal Residential Mortgage (Zimm) v. debtor & trustee  
-Respondent's certif. filed 7/11, d/e # 24  
-Response of debtor filed 7/13 d/e # 25 AND 7/16, D/E # 26

Brown,P THOMAS & LUCY WADE-ch13 7-01-01261 Connelly/VS  
Motion #1: Relief - filed 7/3; d/e # 18, 19  
New Century Mortgage Corp (D.Rosenberg) v. debtors & trustee  
Response of Debtors (Brown) filed 7/17; d/e # 22

Brown,P BETTY HAIRSTON-ch7 7-00-03950 Allen/MC  
Motion #1: Relief - filed 7/2; d/e # 35, 36; contd from 7/30  
Suntrust Bank (M.Barry) v. debtor & trustee  
RESPONSE filed by Debtor 7/10 - d/e #40

Delafield STERLING MOORMAN SR-ch13 7-99-03674 Connelly/NS  
ORDER to showcause why this case should not be dismissed pursuant to BR1016  
entered 7/19; d/e # 44

(Note: Motion to Reconsider Relief granted in Motion #1 heard on 7/16 filed  
7/17 with Motion to Redeem; - Notice filed thereon 7/20 for 8/3 @ 11)

Cox, Ronald RICHARD LEE MONTONEY-ch13 5-01-00167 Parrish/ \_\_\_\_\_  
Motion #4: Relief - filed 7/2; H'burg d/e # 68 (Ingersol Rand Roller)  
(Initially scheduled 7/19 @ H'burg; Recusal order 7/6 by; amended ntc filed 7/19)  
**Associates Commercial Corp (Fleischhauer) v. debtor**

*(Preliminary hearing was held on 7/19 by telephone conference with Mr. Cox and  
Ms. Parrish on Motion #3 to sell property free and clear of liens; parties are  
attempting to obtain consent order endorsed by counsel for Wachovia to  
approve sale as well as consent reference timely and appropriate service; proceeds  
of sale will be sufficient to pay off first lien of Associates Commercial)*

**3:00 P.M. - MISCELLANEOUS**

Copeland BEAR RIDGE MINING INC-ch11 7-00-00708 DIP/AF  
Contd Motion of Debtor to Incur Debt with Consolidation Coal filed 7/12; d/e # 120  
With objections, if any, due by 7/27 @ noon - absent which , court may approve  
order and hrg will be cancelled.  
**-notice filed 7/19; d/e # 124**