

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

ROANOKE CALENDAR - AUGUST 16 , 2004

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

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - CONFIRMATIONS

Shelor ROY & EVA HOOSIER 7-04-01936 Connelly/AF
Plan filed 4/28, d/e # 6 , and Trustee Showcause: Dismiss/convert contd from 7/26 ONLY
IF not confirmed prior thereto (1 pmt arrears) – debtor appearances waived; atty to
notice continuance if not paid

M Hart THEOARTRICE & RENE TAYLOR 7-04-02241 Connelly/JJ
Plan filed 5/20; d/e # 6
Trustee's Report, Objection & Show Cause on Dismissal or Conversion
filed 7/6 [d/e # 19]

Valuation: Furniture: Heilig-Meyers Furniture, filed 5/28; d/e # 15

Valuation: 1998 Chevy Malibu; Ford Motor Credit; filed 5/28; d/e # 16

Valuation: Jewelry: Friedman's Inc, filed 5/28; d/e # 17

Krippendorf CAROLE THOMASSON-chl3 7-03-05014 Connelly/LM
Mod Plan filed 6/10; d/e # 44, 45 - contd from 7/26 to cure mortgage arrears
Trustee Showcause: Dismiss/convert, d/e # 15 & 42 ,filed 12/23 contd from 6/1 hearing

9:30 A.M. - CONFIRMATIONS

Krippendorf MYRA PRESLEY - Ch. 13 7-02-04193 Connelly/NS
Post- Conf Mod. Plan filed 4/20 [d/e # 36, 37]
(*Contd from 7/12 to cure One pmt arrears*)
Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 44]

Taylor/
Gibson LINDA ALLEN - Ch. 13 7-04-00307 Connelly/JM
Mod. Plan filed 4/30 [d/e # 22, 23] *contd from 7/12*
Trustee Showcause Motion filed 3/12; d/e # 15 - contd from previous hearings
-Cont'd to 9/13 @ 9:30 a.m.

See also Motion for Relief hrg. @ 11:00 a.m.

Krippend. BRANDON BURDEN-ch13 7-04-00830 Connelly/AF
Plan filed 4/20 - d/e # 32, 34, # 35 contd from 7/12
Trustee Report, Obj & Showcause: Dismiss/convert, filed 5/26; d/e # 38

M Giles JAMES & MONICA PARDUE 7-04-01638 Connelly/AF
Mod Plan filed 6/22; d/e # 19, 20 ; c/s d/e # 21
Obj.: City of Roanoke (Collins) [d/e # 22]
Trustee Report, Obj & Showcause: Dismiss/convert, filed 5/26; d/e # 16 *cont fr 7/12*

Valuation: Roanoke Postal Fed. Credit Union: '99 Hyundai Accent, filed 5/6; d/e # 13

-contd from 7/12

Valuation: Roanoke Postal Fed. Credit Union: 1987 Toyota pickup; d/e # 14

-contd from 7/12

Roanoke Calendar - 8/16/04

9:30 A.M. - CONFIRMATIONS

Delafield HENRY & KELLEY SHELL 7-04-02315 Connelly/LM
Plan filed 6/16; d/e # 13 with certif of service/letter form
Trustee Report, Obj & Showcause: Dismiss/convert, filed 7/16; d/e # 22

Valuation: Schewel Furn. : Couch & Recliner, filed 6/24; d/e # 14, 17

Valuation: Americredit Financial Services: 2000 Ford Focus; filed 6/24; d/e # 15, 18

Delafield MARGARET UMSTEAD-ch13 7-04-00669 Connelly/SL
Mod Plan filed 6/24; d/e # 32, 33, 34
Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/24; d/e #18 and Trustee
Supplemental Report filed 4/21; d/e #20 - *contd from 7/26*

Krippend. JANET CLEMENT-KAMARA 7-03-00594 Connelly/NS
Mod Plan filed 6/16; d/e # 52, 53
Trustee Motion to Dismiss, filed 4/27; d/e # 48, contd to hear w/mod plan when filed

Krippendorf CLARENCE & SUSIE GRAVELY 7-01-04008 Connelly/JM
Mod Plan filed 6/16; d/e # 54, 55

Trustee's Motion to Dismiss/convert contd from 6/1

Objection to Claim #7 of Tico Credit – contd from 6/1 to hear w/mod plan when set
d/e # 51, 52

Roanoke Calendar - 8/16/04

9:30 A.M. - CONFIRMATIONS

P. Brown APRIL WEBB - Ch. 13 7-04-02325 Connelly/SL
Plan filed 5/28; d/e # 6
Trustee's Report, Objection & Show Cause on Dismissal filed 7/6 [d/e # 16]

Valuation: Autobuy: 1999 Saturn, filed 6/7; d/e # 13

Motion for Valuation: Aaron Rents: Furniture, filed 6/9; d/e # 14

Delafield RODNEY & PEGGY AKERS - Ch. 13 7-04-02272 Connelly/SL
Plan filed 5/25; d/e # 6, 7
Trustee's Report, Objection & Show Cause on Dismissal or Conversion
filed 7/6 [d/e # 17]
Obj.: City of Roanoke (Collins) filed 8/6 [d/e # 18]

McNally HERBERT & ALMA TAYLOR - Ch. 13 7-04-01452 Connelly/JJ
Plan filed 4/1; d/e # 6 ; *contd from 6/14*
Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 14]

M. Hart RUPERT, III, & KAREN OLIVER - Ch. 13 7-04-01437 Connelly/AF
 Plan filed 4/15; d/e # 12; *contd fr 6/14 - to file tax returns in 30 days from 6/14*
 *Obj: IRS (Eckert) filed 5/26; d/e # 19
 Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 17]
-cont'd from 6/14
 *Motion to Dismiss IRS Objection to Confirmation filed 8/10 w/proposed order, d/e # 28

Friedman's Jewelry: *Valuation Order entered 6/15 ; valued at \$50*

Objection to Claim # 14 of Lewis Gale Medical Center set for 9/13 @ 11:00 a.m.

Roanoke Calendar - 8/16/04

9:30 A.M. - CONFIRMATIONS

M Hart BRENDA HOLDREN 7-04-01087 Connelly/GR
 Plan filed 3/12; d/e # 6; *contd from 6/14 & 7/12*
 Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/16; d/e # 17

Obj of Debtor to Claim #1 of Bank of America in amt of \$73,442.17 filed 4/16; d/e#15
Response filed 5/13; d/e # 23 (Zimm/Fleischhauer), contd from 6/14 & 7/12

Small WILLIAM HARRISON 7-03-02473 Connelly/SL
 Plan filed 5/27;d /e# 53; contd from 7/12
 Trustee Report, Obj & Showcause: Dismiss/convert, filed 6/10 ; d/e # 57
*Supplemental Trustee Report, Obj & Show Cause to Dismiss or Convert**
*filed 7/6 [d/e # 60] - * Motion of Trustee Orally amended at 7/12 hrg to seek only*
dismissal
*Further Supplemental Trustee Report, Obj & Show Cause to Dismiss or Convert**
filed 7/23 [d/e # 64]

Krippend. HEATHER BLY-RUSH 7-01-02958 Connelly/SJ
ORDER of 7/27 dismissed case on debtor motion

Mayer LANCE & CATHY WHEELER - Ch. 13 7-04-01558 Connelly/SJ
Mod Plan filed 6/23 [d/e # 22, 23; c/s filed 7/1; d/e # 24]
Trustee's Report, Obj. & Show Cause on Dismissal or Conversion filed 5/18; d/e #20

Motion for Valuation of water system—debt owed, \$2,600—valued by debtor as \$1,000;
Creditor, Wells Fargo Financial System of Va., Inc. { })

M. Hart BYRON & DEBORAH WHITT - Ch. 13 7-04-01134 Connelly/AF
Mod. Plan filed 7/1 [d/e # 39, 40, 41]
Trustee's Obj. & Show Cause to Dismiss/Convert case *cont'd from 6/14*

Debtors' Motion to Suspend Plan Payments set for hearing 8/30 @ 9:30

Roanoke Calendar - 8/16/04

9:30 A.M. - CONFIRMATIONS

Hale RODNEY GRAHAM 7-03-04420 Connelly/SO
3rd Mod Plan filed 6/29, d/e # 108, 109
Obj: Roger A. Lilly (Creasy) filed 7/22; d/e # 113 to 3rd plan
**(Obj of City of Roanoke: withdrawn by Letter from David Collins, Asst. City Atty.
rec'd 7/6) [d/e # 110)**

*Response to Trustee Certification for Dismissal by Trustee heard on 6/14 & contd with
Trustee's Showcause, d/e # 33, to be heard on conf date set on new plan when filed*

Obj of Debtor to Claim #8 of Snap-On-Credit, LLC , d/e # 83, contd from
7/26 for further notice

Motion # 3: Relief and Co-Debtor Stay Relief—filed 4/26; *cont'd from 6/14*
Deutsche Bank Trust Co. (Sasser) v. Debtor, Trustee & Lori Derbin Graham

Spencer MARVIN MOORMAN - Ch. 13 7-04-02209 Connelly/JM
Mod. Plan filed 6/29 [d/e # 18]; c.s. filed 7/1 [d/e # 20]
Obj.: Priscilla Preston (Higgs) [d/e # 25, 26]
Trustee's Report, Objection & Show Cause on Dismissal or Conversion filed 7/6
[d/e # 22]

P. Brown JOHN & RUTH WATKINS - Ch. 13 7-03-04719 Connelly/SO
Orig. Plan filed 7/21, d/e # 35, with c/s all creditors
Trustee's Objection & Show Cause on Dismissal [d/e # 34]

–see also 11:30 a.m. confirmation - Chandler #04-01387 case

11:00 A. M. - MISCELLANEOUS

Taylor/ LINDA ALLEN - Ch. 13 7-04-00307 Connelly/JM
Motion # 1: Relief–filed 7/26; d/e # 31
Saxon Mortgage Services, Inc., f/k/a Meritech Mortgage Services, Inc., as
Servicing Agent for Deutsche Bank Trust Co. of Americas (Goldstein) v.
Debtor & Trustee

See also confirmation hearing @ 9:30 a.m.

Roanoke Calendar - 8/16/04

11:00 A. M. - MISCELLANEOUS

Shelor WILLIAM MILLNER 7-03-03775 Connelly/SL
Trustee Motion to Dismiss or Convert case, filed 7/19; d/e # 35

R Foster PATRICIA WELLFORD 7-03-05095 Connelly/NS
Trustee Motion to Dismiss case filed 7/16; d/e # 37

Ludwig DELMER & NANCY WEEKS 7-02-04799 Connelly/NS
Motion to Dismiss or Convert case filed by trustee 6/29; d/e # 22

M Hart HERBERT & ANGELA JONES 7-03-03695 Connelly/NS
Motion of Trustee to Dismiss or convert case filed 629, d/e # 35

M. Hart DONNIE & DAPHNE SINGLETON - Ch. 13 7-02-01924 Connelly/AF
Trustee's Motion to Dismiss Case or Convert to Ch. 7 [d/e # 45]

P. Brown ELLEN CAMPBELL - Ch. 13 7-02-02577 Connelly/GR
Trustee's Motion to Dismiss Case or Convert to Ch. 7 [d/e # 29]
Roanoke Calendar - 8/16/04

11:00 A. M. - MISCELLANEOUS

McNally MELANIE CRENSHAW 7-03-04166 Connelly/SL
Motion of Debtor to suspend payments for August and September 2004, filed 8/2 {45}

*M. Hart JAMES TUCKER - Ch. 13 7-03-04376 Connelly/SL
Motion # 1: Relief-filed 5/12 [d/e # 40]; *movant certification filed 5/24/ d/e # 43*
Countrywide Home Loans (McQuiddy) v. Debtor
Response filed by Debtor 5/12 [d/e # 42]*contd from 6/1 & 7/12*
**continuance order required from 7/12 hearing has not been tendered*

Trustee's Motion to Modify Plan or, in the alternative, Motion to Dismiss
Case filed 8/10 [d/e # 48]
Trustee's Motion to Shorten Notice Requirement on Motion to Modify Plan [d/e # 49]

Shrader DODRELL & ELINE RADER - Ch. 13 7-04-02206 **RKR** Connelly/JM
Motion for Valuation of 2001 Nissan Altima-\$14,010.66 owed to creditor,
Wachovia Bank, NA [d/e # 15]

(Recusal Order from Judge Krumm entered 7/15) [d/e # 16]

M. Hart FRANCISCO & YOLANDA GALVAN - Ch. 13 7-04-00825 Connelly/SL
Motion # 1: Relief—filed 7/21 [d/e # 29]; *Movant's certification filed 7/26*
The Bank of Fincastle (J. Patterson) v. Debtors & Trustee
Answer of Debtor filed 7/22; d/e # 31

–NOTE; CASE DISMISSED 8/5 (failure to comply w/court order of 7/12)

M Hart RUSSELL & AMY ROSE-ch13 7-04-00335 Connelly/AF
Motion #1: Relief - filed 7/26; d/e # 48
Chase Manhattan Mortgage Corp (Sasser) v. debtors & trustee

M Hart RICHARD & MARGARET HARRIS 7-04-00826 Connelly/SJ
Obj of Debtor to Claim #15 of Ocwen Federal Bank, FSB in amt of \$884.73 filed
6/9; d/e # 26 - *contd from 7/26 for creditor to assemble pmt records*
Response filed by Ocwen Federal Bank (Bierman) on 7/6 [d/e # 28]

Roanoke Calendar - 8/16/04

11:00 A. M. - MISCELLANEOUS

M Hart WILLIAM LONGWORTH II 7-04-00970 Connelly/SL
Motion #1: Relief - filed 7/26; d/e # 22, 23, 24
Chase Manhattan Mortgage Corp (Wood) v. debtor & trustee
Answer of Respondent filed 7/28; d/e # 27

Motion #2: Relief from Co-Debtor Stay, filed 7/26; d/e # 25, 26
Chase Manhattan Mortgage Corp (Wood) v. debtor & Bessie R. Longworth, co-debtor
& trustee

11:30 A.M. - CONFIRMATIONS

Delafield REBECCA CHANDLER 7-04-01387 Connelly/GR
Plan filed 6/1; d/e # 20, 21 = *contd from 7/26 for evidentiary hearing*
Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/30; d/e # 17 *contd fr 7/26*
Obj: Wachovia Bank NA (Zimm) filed 7/16j; d/e # 30 *contd from 7/26*

2:00 P. M. - MISCELLANEOUS

Delafield JEFFREY JOURNETTE - Ch. 7 7-04-01240 Creasy/AF
Trustee's Motion for Extension of Time to file objection to
exemptions, complaints [d/e # 32, 33]

Janney JAMES BLACKBURN 7-04-00261 Creasy/SJ
Motion of Trustee to Dismiss Case filed 7/16; d/e # 51, 52,
Amended Motion to Dismiss filed 7/22; d/e # 53

M. Hart ROBERT & SANDRA SMITH - Ch. 7 7-00-04090 Creasy/NS
Trustee's Motion for Extension of Time to file objection to exemptions,
complaints, etc. [d/e # 99, 100]
-ORDER of 7/30 dismissed trustee obj & withdrew mot. For extension

Roanoke Calendar - 8/16/04

2:00 P. M. - MISCELLANEOUS

M. Giles BARBARA GOAD - Ch. 7 7-02-02595 Creasy/NS
Motion # 1: Relief-filed 5/5 [d/e # 23] - *contd for service on Ch 7 trustee*
Bank of America, NA (Sasser) v. Debtor & Trustee

M Giles WANDA KING 7-99-03422 Connelly/SO
Motion #2: Relief - filed 6/16; d/e # 41, 42; Amended Mot filed 6/17 *
HomeQ Servicing Corp (Neyhart) v. debtor & *Levi W. King, co-debtor & trustee

Hyundai Motor Finance co (Zimm) v. debtor & trustee
Response filed by Debtor 7/28 [d/e # 17]

Marino DHS OF VIRGINIA LP-ch7 7-02-02717 Creasy/LM
Motion of Trustee to expend funds of the estate for payment of witness
appearance fees (if no objs filed within 5 days prior to hearing, order will be submitted)

2:30 P. M. - MISCELLANEOUS

Delafield DANA PADGETT 7-04-01840 Creasy/AF
Motion #1: Relief - filed 7/23; d/e # 31, 32
Bank of Botetourt (John Patterson) v. debtor & trustee
-Default Order tendered 8/10

Pro se APRIL LOVE JENNINGS -ch7 7-02-03697 McLean/NS
Show cause hearing: Debtor directed by court's 7/12 order d/e # 33, to appear
and show cause why she should not be taken into custody and held until such
time as she shall comply with the Court's 12/3/04 order or until further order
of this court

(AP04-74 UST v.debtor to dismiss or revoke discharge set 8/30 @ 2:00)

Roanoke Calendar - 8/16/04

2:30 P. M. - MISCELLANEOUS

Westermann RBX CORP. - Ch. 11 7-04-00725 DIP/JJ
1) Motion #11: Motion filed 6/25: for Procedures Order re: Buchanan Va facility
Debtor v. Congress Fiancial Corp & US Bank,d/e#625, 626, 627

Sale hearing—written objections due by 8/12 @ 4:30 p.m.; competing bids due

no later than 8/12 @ 4:00 p.m. [d/e # 684]

- 2) Motion/Notice of Debtor for Entry of Order authorizing Assumption/Assignment of Certain Executory Contracts & Unexpired Leases (Groendyk Purchase Agreement) Filed 7/2; d/e # 707, 709, 709

- 3) Motion filed by Debtors for entry of order approving purchase agreement w/Noel Group, LLC [d/e # 719, 720, 721]

- 4) Motion (Second) filed by Debtors for order authorizing debtors to assume & assign certain executory contracts & unexpired leases (Bedford, VA Plant 1 and Plant 2); [d/e # 716, 717] *Cert. of Service filed 7/28 [718]*

- 5) Motion of Unsecured Creditors Committee (Goldstein) for order authorizing production of documents under Rule 2004 (c) of the FRBP , filed 4/29; d/e # 311
Obj: of Debtors, d/e # 320 , filed 5/7
–contd from 5/10 & 6/25 & 7/29 as to unresolved issues

- 6) Motion of the Unsecured Creditors Committee (Goldstein) for Order Authorizing Rule 2004 Examination of Directors of the Corporation, filed 4/29; d/e # 312
Obj: of Debtors, d/e # 320 , filed 5/7
*–*contd from 5/10 & 6/22 & 7/29*

Roanoke Calendar - 8/16/04

2:30 P. M. - MISCELLANEOUS

Westermann RBX CORP. - Ch. 11

7-04-00725

DIP/JJ

hearings contd from previous page

Motion #12: **Re: Westland Technologies to Sell Property** (free & Clear of Liens, Interests & Encumbrances **and approve assumption/assignment**

Debtor v. U. S. Bank as Note Trustee, Collateral Agent();

Office of the U. S. Trustee () & Magee Foster Goldstein & Ayers

() filed 8/5; d/e # 741, 743, 744

Filed with Motion to Shorten Notice, d/e # 742

OBJ: QAD, Inc., d/e # 759 (Fleischhauer) filed 8/13