

12/27

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

**ABINGDON CALENDAR - JANUARY 23, 2013**

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

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

Attys:

Debtors:

Case Nos.:

Trustees:

**10:00 A.M. PRE-TRIAL CONFERENCES**

Lamie

LUTHER BOYD

09-73241

Wick

**AP 12-07051:** Objection/Revocation of Discharge  
US Trustee (Garber) v. Debtor (Lamie)  
**RESPONSE:** filed 9/20 #6 by debtor

Lamie

VALERIE SUTHERLAND

12-70285

Largen

**AP 12-07027:** Dischargeability; Willful and Malicious Injury  
Dillon Sutherland (Copeland) v. Valerie Sutherland (Lamie) *cont from*  
*7/10, 10/17*  
**ANSWER:** filed 6/8 #6 by debtor *cont from 7/10, 10/17*

Carmody

SHERRY GREER

12-70604

Wick

**AP 12-07040:** Dischargeability  
Debtor (Carmody) v. United States of America Department of Education  
(Eckert) *cont from 8/15, 10/17, 11/20, 1/15*  
**ANSWER:** filed 7/31 #4 by United States of America Department of  
Education (Eckert) *cont from 8/15, 10/17, 11/20, 1/15*  
  
Plaintiff Amended Complaint filed 9/13 #12 *cont from 10/17, 11/20, 1/15*  
**ANSWER:** filed 9/14 #13 by United States of America Department of  
Education (Eckert) *cont from 10/17, 11/20, 1/15*

*(Parties may participate by telephone & to call (540) 769-8378)*

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

Beck

ANTAEUS GARY PROJECT

00-00077

Farrell

- (1) Application for Compensation for Roseline Tax Advisors filed by trustee 12/31 #508 (Hutton)
  
- (2) Application for Compensation for Karl Kindig, Trustee Attorney, filed by trustee 12/31 #509 (Hutton)
  
- (3) Application for Compensation for David Hutton, Trustee Attorney, filed by trustee 12/31 #510 (Hutton)
  
- (4) Application for Compensation for Joseph C. Farrell, Trustee, filed 1/7 #515

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

|          |   |          |      |
|----------|---|----------|------|
| Copeland | AMIR ESHEL<br>Trustee Application for Compensation filed 12/6 #76<br><b>OBJ:</b> filed 12/18 #80 by US Trustee (Garber)<br><i>(Per email from US Trustee, objection to be withdrawn)</i>          | 09-70585 | Wick |
| Lamie    | S&R CONSTRUCTION<br>Motion to Extend Time to Tender Order filed 1/9 #81 by Harold Roland,<br>Jr. (Copeland)   | 09-70710 | Wick |
| Lamie    | SHERRILL & RETHA BLEVINS<br>(1) Trustee Motion to Sell Free and Clear of Liens filed 11/2 #75 <i>cont from 12/19</i><br><br>(2) Trustee Motion to Approve Compromise / Settlement filed 12/20 #79 | 09-71035 | Wick |

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

Scott                      NANCY VENCILL                      10-72956                      Largen  
   Motion for Relief filed 9/26 #211 by New Peoples Bank (Kilgore) *cont*  
   *from 10/17, 11/7, 11/20, 12/19*  
   **RESPONSE:** filed 10/10 #217 by trustee *cont from 10/17, 11/7, 11/20,*  
   *12/19*  
   **RESPONSE:** filed 10/11 #218 by debtor *cont from 10/17, 11/7, 11/20,*  
   *12/19*  
  
   *(Ric Scott to participate by telephone and to call (540) 769-8378)*

Pro Se                      STEVEN VANCE                      12-70803                      Largen  
   Trustee Motion to Extend Issuance of Discharge filed 1/14 #83 and  
   Shorten Notice filed 1/18 #86

Lamie                      MICHAEL & VIRGINIA RIGGS                      12-71761                      Largen  
   US Trustee Motion to Dismiss filed 12/21 #19 (Charboneau)  
   **RESPONSE:** filed 1/16 #21 by debtors

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

Pro Se                      SCOTTY FERGUSON                      12-71905                      Wick  
   Reaffirmation Agreement filed 12/18 #22 by Green Tree Servicing  
   (Gloria Wysuph)

Pro Se                      MICHAEL & ANNA GRAYSON                      12-71908                      Wick

- (1)     Notice of Hearing on Certification of Exigent Circumstances Waiving  
   Credit Counseling Requirement filed 10/19 #10
  
- (2)     Motion for Relief filed 11/9 #22 by Vanderbilt Mortgage and Finance  
   filed 11/9 #22 (Higgs) *cont from 12/5*  
   **RESPONSE:** filed 11/19 #30 by debtors (D. Blizzard, Veteran  
   Advocate) *cont from 12/5*  
   **RESPONSE:** filed 12/4 #41 by debtors *cont from 12/5*
  
- (3)     Motion to Strike Document Nos. 30 and 33 filed 11/26 #35 by Vanderbilt  
   Mortgage and Finance (Higgs) *cont from 12/5*
  
- (4)     Motion for Summary Judgment filed 1/17 #50 by Vanderbilt Mortgage  
   and Finance (Higgs)

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

Carmody                      DENNIS SHORTT, SR                      12-72181                      Creasy  
   Motion for Relief filed 12/28 #7 by Wells Fargo Bank (Freeman)  
   **ANSWER:** filed 1/14 #13 by debtor  
   *(Per email from White, motion resolved; order to be tendered)*

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

Copeland                      EDWARD (JR) & RUTH                      11-70729                      DIP  
   BYINGTON  
   US Trustee Motion to Convert to Chapter 7 filed 11/15 #137  
   (Charboneau) *cont from 12/19*  
   **RESPONSE:** filed 12/14 #140 by debtors *cont from 12/19*

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

- Goldstein                      TIMOTHY ANDERS (**BSG**)                      11-70995                      DIP
- (1)      Amended Plan filed 5/18 #138  
          **OBJ:** filed 4/25 #128 by US Trustee (Garber)
- (2)      Debtor Motion to Continue Confirmation to 2/20 @11:00 am and to Set  
          Status Hearing for 1/23 @11:00 am filed 1/11 #187
- (2)      Motion for Relief filed 11/14 #175 by New Peoples Bank (Kilgore)  
          **RESPONSE:** filed 11/30 #185 by debtor
- 
- Copeland                      MINERS OIL COMPANY                      11-72354                      DIP
- (1)      Disclosure Statement filed 12/14 #360  
          **OBJ:** filed 1/7 #369 by Sampson Bladen Oil Company (Hastings)
- (2)      Motion to Approve Amount of Break-Up Fee filed 12/31 #367 by  
          Sampson Bladen Oil Company (Hastings)  
          **OBJ:** filed 1/16 #372 by Official Committee of Unsecured Creditors  
          (Pearl)  
          **OBJ:** filed 1/21 #373 by debtor  
          **REPLY:** filed 1/21 #375 by Official Committee of Unsecured Creditors  
          (Pearl)
- (3)      Counsel for Debtor Fifth Application for Compensation filed 1/3 #368  
  
          *(Maxwell to participate by telephone and to call (540) 769-8378)*

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

Lamie

RICHARD BAYS 11-72355 DIP/Vogel

(1) Debtor Motion to Abandon or Release Property filed 12/28 #257

**RESPONSE:** filed 1/15 #275 by trustee

**RESPONSE:** filed 1/21 #278 by Miners Oil (Copeland)

(2) Trustee Motion to Sell filed 12/28 #259

**OBJ:** filed 12/28 #260 by debtor

**OBJ:** filed 1/18 #276 by Space Petroleum & Chemical (Taylor)

**OBJ:** filed 1/21 #277 by Miners Oil (Copeland)

(3) Trustee Motion for Turnover of Property filed 12/28 #261

**RESPONSE:** filed 1/21 #279 by debtor

(4) Debtor Motion Seeking Approval of Salary for Debtor and Motion to Shorten filed 12/28 #254, 255 *cont from 1/9*

**RESPONSE:** filed 1/4 #265 by Miners Oil (Copeland) *cont from 1/9*

**RESPONSE:** filed 1/8 #266 by trustee

*(Taylor and Maxwell to participate by telephone and to call (540) 769-8378)*

**1:00 P.M. CONFIRMATIONS**

Gifford

ROBERT CAMPBELL

10-71340

Micale

- (1) Amended Plan filed (*post-confirmation*) 12/19 #113, 115  
**OBJ:** filed 5/25 #64 by New Peoples Bank (Kilgore) *cont from* 6/6, 8/1, 9/5, 12/5  
**OBJ:** filed 7/24 #79 by New Peoples Bank (Kilgore) *cont from* 8/1, 9/5, 12/5  
**OBJ:** filed 10/30 #97 by New Peoples Bank (Kilgore) *cont from* 12/5  
**OBJ:** filed 1/14 #122 by New Peoples Bank (Kilgore)  
**OBJ:** filed 7/12 #75 by First Sentinel Bank (Harman) *cont from* 8/1, 9/5, 12/5  
**OBJ:** filed 1/16 #124 by First Sentinel Bank (Harman)  
**OBJ and Motion to Dismiss:** filed 5/15 #62 by trustee *cont from* 6/6, 8/1, 9/5, 12/5  
**OBJ and Motion to Dismiss:** filed 8/23 #84 by trustee *cont from* 9/5, 12/5  
**OBJ and Motion to Dismiss:** filed 11/1 #99 by trustee *cont from* 12/5  
**OBJ and Motion to Dismiss:** filed 1/15 #123 by trustee  
**OBJ:** filed 10/25 #100 by David Roffey, DVM (Pro Se) *cont from* 12/5
- (2) Motion for Relief filed 12/18 #110 by New Peoples Bank (Kilgore) *cont from* 1/9  
**RESPONSE:** filed 12/19 #114 by debtor *cont from* 1/9

**1:00 P.M. CONFIRMATIONS**

|          |  |          |        |
|----------|--|----------|--------|
| Lamie    | ESTELL & RHONDA EDWARDS  | 10-71534 | Micale |
|          | Amended Plan filed ( <i>post-confirmation</i> ) 12/5 #65, 67                                       |          |        |
|          | <b>OBJ and Motion to Dismiss:</b> filed 1/15 #70 by trustee  |          |        |
| Copeland | MARIE MORRIS   | 11-70424 | Micale |
|          | Amended Plan filed ( <i>post-confirmation</i> ) 12/19 #46, 47                                      |          |        |
|          | <b>OBJ and Motion to Dismiss:</b> filed 11/21 #43 trustee <i>cont from 12/5</i>                    |          |        |
|          | <b>OBJ and Motion to Dismiss:</b> filed 1/15 #50 by trustee  |          |        |
|          | Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 8/24 #33 <i>cont from 10/17, 12/5</i> |          |        |
| Lamie    | RYAN & GRETA COLEMAN   | 12-71630 | Micale |
|          | Plan filed 9/5 #12 <i>cont from 11/20</i>  |          |        |
|          | <b>OBJ:</b> filed 9/25 #17 by Bank of America (Pepin) <i>cont from 11/20</i>                       |          |        |
|          | Trustee Report and Show Cause filed 11/1 #19 <i>cont from 11/20</i>                                |          |        |
|          | Supplemental Trustee Report and Show Cause filed 12/7 #27  |          |        |

**1:00 P.M. CONFIRMATIONS**

|           |   |          |        |
|-----------|---|----------|--------|
| McDaniel  | BILLIE VAUGHT<br>Plan filed 9/26 #5 <i>cont from 11/20</i><br><b>OBJ:</b> filed 12/6 #20 by Citizens Savings & Loan (Hutton)<br>Trustee Report and Show Cause filed 11/1 #16 <i>cont from 11/20</i>   | 12-71758 | Micale |
| Gifford   | PAUL & DARA BOHON<br>Plan filed 10/17 #11 <i>cont from 12/19</i><br>Trustee Report and Show Cause filed 12/6 #18 <i>cont from 12/19</i><br>Supplemental Trustee Report and Show Cause filed 12/7 #19 <i>cont from 12/19</i>                                     | 12-71815 | Micale |
| Snodgrass | CYNTHIA DUNFORD<br>Plan filed 10/15 #5<br><b>OBJ and Motion for Entry onto Land:</b> filed 11/9 #20 by 21 <sup>st</sup> Mortgage (Higgs)<br><i>(Order approved withdraws objection)</i><br>Trustee Report and Show Cause filed 12/10 #25 <i>cont from 12/19</i> | 12-71886 | Micale |





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

Snodgrass                      CONNIE ROBERTS                      12-71125                      Micale  
Debtor Objection to Claim #20 of Bank of America filed 12/19 #24  
**RESPONSE:** filed 1/18 #26 by Bank of America (White)  
*(Per email from White, order continuing matter to 2/6 @1:30 pm to be  
tendered)*

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

Hutchinson                      PAUL & REBECCA LANK                      08-71319                      Micale  
Trustee Motion to Dismiss filed *(post-confirmation)* 12/18 #42

Kendrick                      ARCHIE & SAVANNAH YOUNG                      09-70705                      Micale  
Trustee Motion to Dismiss filed *(post-confirmation)* 12/18 #57

Hutchinson                      LINDA DEEL                      09-71374                      Micale  
Trustee Motion to Dismiss filed *(post-confirmation)* 12/18 #25

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

Jackson                      DEANNA ARNOLD                      11-72429                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 10/24 #47 cont from  
12/19

Snodgrass                      MELISSA WIDENER                      12-70177                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 12/18 #68

Lamie                      VEERU SAHAY                      12-70420                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 12/18 #31

Carmody                      JACK (SR) & DEBORAH LONG                      12-70912                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 12/18 #43  
(*Amended Plan filed 1/17 #44, 47 sets confirmation for 3/6 @1:00pm*)