

5/21

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

**ABINGDON CALENDAR - MAY 22, 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**

Copeland

HAROLD (JR) & LINDA HINCHEY 09-71999

Micale

**AP 13-07025:** Injunctive Relief  
Debtors (Copeland) v. Bayview Loan Servicing (Pro Se)

Plaintiffs Motion for Preliminary Injunction filed 4/29 #3

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

Scott

NANCY VENCILL 10-72956

Largen

**AP 13-07018:** Recovery of Money/Property  
Trustee v. Stanley King, Sr (Pro Se)

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

Copeland

MINERS OIL COMPANY

11-72354

DIP

**AP 13-07013:** Recovery of Money/Property, Validity, Priority or Extent of Lien and Declaratory Judgment

Jones Petroleum Services (Smith) v. Miners Oil Company (Copeland), Green Springs Grocery (Breimann), Midway Grocery (Breimann), Doran Grocery (Breimann), Lakeway Speed Mart (Breimann) and Trustee (Vogel)

**ANSWER:** filed 3/20 #5 by trustee

**ANSWER:** filed 3/22 #6 by Doran Grocery, Green Springs Grocery, Lakeway Speed Mart and Midway Grocery (Breimann)

**ANSWER and Counterclaim:** filed 3/22 #7 by debtor

**ANSWER:** filed 4/23 #10 by Jones Petroleum Services (Smith)

*(See miscellaneous motions in core case @11:00 am)*

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

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

Carmody                      MELISSA BLANKENSHIP                      13-70217                      Largen  
   Debtor Motion to Redeem Property of the Estate filed 4/26 #16

Carroll                      HOOVER & APRIL OSBORNE                      13-70330                      Largen  
   Trustee Objection to Debtors Claim of Exemptions filed 4/25 #11



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

Goldstein

TIMOTHY ANDERS (BSG)

11-70995

DIP

(1) Debtor Motion for Entry of Order to Delay Implementation of Scheduling Order for Debtor's Confirmation Hearing filed 3/29 #228 *cont from 4/24 (Order entered 4/1 #229 grants motion and sets hearing on whether debtor complied with requirements of 3/1 order) (Absent filing of proof of permit by 5/21, debtor to appear and show cause)*

(2) Amended Plan filed 3/14 #214 *cont from 4/24*  
**OBJ:** filed 4/25 #128 by US Trustee (Garber) *cont from 1/23, 2/20, 4/24*

(3) US Trustee Motion to Convert filed 1/29 #195 (Garber) *cont from 2/20, 4/24*  
**OBJ:** filed 2/13 #204 by debtor *cont from 2/20, 4/24*

*(If conditions met, counsel may prior to hearing tender confirmation order)*

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

Copeland

MINERS OIL COMPANY

11-72354

DIP

- (1) Application for Compensation filed 4/18 #411 for Keen Proffitt & Co, Accountant (Hutton)
  
- (2) Application for Administrative Expenses filed 4/19 #412 by Space Petroleum & Chemical (Taylor)  
**RESPONSE:** filed 5/14 #421 by debtor
  
- (3) Copeland & Bieger Final Application for Compensation filed 4/23 #413  
**OBJ:** filed 5/16 #423 filed by Richard Bays (Anderson)
  
- (4) Copeland Law Firm Final Application for Compensation filed 4/23 #414  
**RESPONSE:** filed 5/17 #424 by Unsecured Creditors Committee (Pearl)
  
- (5) Final Application for Compensation filed 4/23 #415 by Official Committee of Unsecured Creditors Committee (Pearl)

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

MINERS OIL COMPANY *continued:*

(6) Final Application for Compensation for Chief Restructuring Officer, P. Michael Kain filed 4/24 #417 (Copeland)

(7) Application for Administrative Expenses filed 5/1 #419 by American Refining Group (Maxwell) and amended 5/2 #420  
**RESPONSE:** filed 5/14 #422 by debtor

*(See adversary proceeding @ 10:00 am above)*

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

Anderson/  
Lamie

RICHARD BAYS

11-72355

DIP/Vogel

(1) Trustee Objection to Debtor Claim of Exemptions filed 3/12 #340 (Vogel)

**OBJ:** filed 5/16 #406 by debtor

(2) Motion for Relief filed 4/5 #349 by Laura Bays (Foster)

**Opposition Reply:** filed 5/7 #396 by debtor

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

RICHARD BAYS *continued:*

- (3) Status Hearing on Trustee Motion to Sell filed 12/28 #259 *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11*  
**OBJ:** filed 12/28 #260 by debtor *cont from 1/23, 2/6, 2/20, 3/6, 4/10*  
**OBJ:** filed 1/18 #276 by Space Petroleum & Chemical (Taylor) *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11*  
**OBJ:** filed 1/21 #277 by Miners Oil (Copeland) *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11*

Trustee Notice to Creditors filed 2/22 #327 *cont from 3/6, 4/10, 4/11*

- (4) Motion to Quash Subpoena filed 4/5 #356 by Robert Breimann
- (5) Status Hearing on Debtor Motion to Abandon or Release Property filed 12/28 #257 *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11, 5/8*  
**RESPONSE:** filed 1/15 #275 by trustee *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11, 5/8*  
**RESPONSE:** filed 1/21 #278 by Miners Oil (Copeland) *cont from 1/23, 2/6, 2/20, 3/6, 4/10, 4/11, 5/8*

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

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

***Admission of Cameron S. Bell by Movant Mark L. Esposito***

Snodgrass	CHRISTOPHER & BRANDY WALLER	09-73231	Micale
	Amended Plan filed (post-confirmation) 4/16 #86, 87		
	<b>OBJ and Motion to Dismiss:</b> filed 5/14 #95 by trustee		
	Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 3/12 #84 <i>cont from</i> 4/24		
Lamie	JAMES & PATSY DICKENSON	12-70180	Micale
	(1) Amended Chapter 12 Plan filed 4/9 #84, 85		
	<b>OBJ:</b> filed 5/26 #14 by New Peoples Bank (Kilgore) <i>cont from</i> 6/6, 6/20, 9/5, 10/3, 11/20, 1/9, 2/6, 3/6		
	<b>OBJ:</b> filed 8/22 #30 by New Peoples Bank (Kilgore) <i>cont from</i> 9/5, 10/3, 11/20, 1/9, 2/6, 3/6		
	<b>OBJ:</b> filed 5/8 #92 by New Peoples Bank (Kilgore)		
	<b>OBJ and Motion to Dismiss:</b> filed 5/8 #92 by trustee		
	Trustee Report and Show Cause filed 4/3 #9 <i>cont from</i> 6/6, 6/20, 9/5, 10/3, 11/20, 1/9, 2/6, 3/6		
	Supplemental Trustee Report and Show Cause filed 5/29 #17 <i>cont from</i> 6/6, 6/20, 9/5, 10/3, 11/20, 1/9, 2/6, 3/6		
	(2) Motion for Relief filed 3/29 #76 by New Peoples Bank (Kilgore) <i>cont</i> <i>from</i> 4/24, 5/8		
	<b>RESPONSE:</b> filed 4/5 #81 by debtors <i>cont from</i> 4/24, 5/8		

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

Copeland	GUYETTA MCCRACKEN Plan filed 12/7 #15 <i>cont from 3/20</i> Trustee Report and Show Cause filed 3/8 #29 <i>cont from 3/20</i>	12-71480	Micale
Farthing	WILLIAM & DELORES STROUPE Amended Plan filed ( <i>post-confirmation</i> ) 4/5 #20, 21 <b>OBJ and Motion to Dismiss:</b> filed 5/6 #23 by trustee	12-71781	Micale
Largen	WILLIAM (SR) & PEGGY ARMENTROUT Amended Plan filed 4/3 #16, 17 <i>cont from 5/8</i> Trustee Report and Show Cause filed 3/8 #13 <i>cont from 3/20, 5/8</i> ( <i>Amended Plan filed 5/21 #22, 24 sets confirmation for 7/3 @1:00pm</i> )	13-70085	Micale

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

Copeland	PAMELA FANSLER (BSG)	13-70193	Micale
	(1) Amended Plan filed 2/20 #14 <i>cont from 4/24</i> Trustee Report and Show Cause filed 4/15 #20 <i>cont from 4/24</i> Supplemental Trustee Report and Show Cause filed 5/13 #31		
	(2) Debtor Motion to Extend Automatic Stay filed 2/12 #12 <i>cont from 2/20, 4/24</i>		
Largen	DAVID HENDERSON, JR	13-70247	Micale
	Plan filed 3/20 #23 <i>cont from 4/24</i> Trustee Report and Show Cause filed 4/15 #37 <i>cont from 4/24</i>		
Copeland	AMANDA & ROBERT (II) STATZER	13-70310	Micale
	Corrected Plan filed 4/3 #15 Trustee Report and Show Cause filed 5/13 #18		



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

Hutchinson                      CHARLES BLEVINS                      13-70382                      Micale  
   Plan filed 3/21 #10  
   Trustee Report and Show Cause filed 5/13 #14

Hutchinson                      SAMSON VELENA                      13-70383                      Micale  
   Plan filed 3/12 #7  
   **OBJ:** filed 5/14 #14 by Internal Revenue Service (Eckert)  
   Trustee Report and Show Cause filed 5/13 #13

Hutchinson                      WILLIAM & ELIZABETH SINK                      13-70395                      Micale  
   Trustee Report and Show Cause filed 5/13 #20  
   *(Amended Plan filed 5/10 #15, 17 and 21 sets confirmation for 6/19  
   @1:00pm)*



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

Farthing	TERESA CRUISE Plan filed 3/15 #5 Trustee Report and Show Cause filed 5/13 #14	13-70427	Micale
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Largen	CARL & NOLA KEITH Plan filed 3/22 #5 Trustee Report and Show Cause filed 5/13 #11	13-70477	Micale
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Snodgrass	TIMOTHY CLINE Plan filed 3/27 #5 Trustee Report and Show Cause filed 5/13 #13	13-70498	Micale
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**1:00 P.M. CONFIRMATIONS**

Carmody                      TONY & JENNIFER RINGSTAFF                      13-70523                      Micale  
(1)      Plan filed 4/12 #12  
            Trustee Report and Show Cause filed 5/13 #21  
  
(2)      Debtors Motion to Extend Automatic Stay filed 4/25 #14 *cont from 5/8*

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

Snodgrass                      DONDRA WARDEN                      08-70974                      Micale  
            Trustee Certification that Case Should Be Dismissed filed 2/8 #59 *cont from 3/20*  
            **RESPONSE:** filed 2/26 #61 by debtor *cont from 3/20*

Snodgrass                      JOHN & EDWINA LAMBERT                      10-70309                      Micale  
            Motion for Relief filed 4/23 #55 by Bank of America (Rich)  
            **RESPONSE:** filed 5/3 #60 by debtors

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

Copeland DANIEL PRICE 10-70718 Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 2/1 #110 *cont from*  
3/6

Copeland KATHY COLE 11-71721 Micale  
(1) Debtor Motion for Sale of Property and Purchase Property/Incur Debt  
filed 3/11 #68 *cont from* 4/3  
**OBJ:** filed 3/29 #69 by trustee *cont from* 4/3  
  
(2) Trustee Motion to Dismiss for Failure to Make Plan Payments filed 5/1  
#79

Hutchinson JIMMY & BARBARA HARMAN 11-72543 Micale  
(1) Debtors Objection to Claim #1 of Quantum3 Group filed 2/13 #62  
  
(2) Trustee Motion to Dismiss filed (*post-confirmation*) 4/19 #68



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

Largen                      RICHARD & SHIRLEY PERKINS                      08-71440                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 4/16 #49

Largen                      ROY & BOBBIE EDMISTON                      10-72001                      Micale  
Trustee Motion to Dismiss Case for Failure to Make Plan Payments filed  
(*post-confirmation*) 2/12 #59 *cont from 3/20, 4/24*

Largen                      DANIEL & SANDRA KNOTT                      11-70490                      Micale  
Trustee Motion to Dismiss filed (*post-confirmation*) 4/16 #57



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

McDaniel

BILLIE VAUGHT

12-71758

Micale

- (1) Plan filed 9/26 #5 *cont from 11/20, 1/23, 2/6, 3/20*  
**OBJ:** filed 12/6 #20 by Citizens Savings & Loan (Hutton) *cont from 1/23, 2/6, 3/20*  
**Answer to Objection:** filed 1/24 #23 by debtor *cont from 2/6, 3/20*  
Trustee Report and Show Cause filed 11/1 #16 *cont from 11/20, 1/23, 2/6, 3/20*
- (2) Trustee Motion to Rescind and Set Aside Continuance Date filed 3/4 #28  
*cont from 3/20*