

11/12

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

ROANOKE CALENDAR - NOVEMBER 12, 2013
(The Honorable William F. Stone, Jr., Judge, Presiding)

(Start: ____ Recess: ____ Resume: ____ Stop: ____ ♦Trials ____ ♦Proceedings ____ ♦Evidentiary ____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. CONFIRMATIONS

Palmer PHILLIP LAYMAN 09-72655 Micale
Amended Plan filed (post-confirmation) 9/25 #54, 55
OBJ and Motion to Dismiss: filed 10/25 #59 by trustee
Trustee Motion to Dismiss Case filed (*post-confirmation*) 4/9 #41 *cont*
from 5/13, 6/10, 7/22, 8/12, 10/7

Hart LAUREN KING 09-72845 Micale
Amended Plan filed (*post-confirmation*) 9/30 #28, 30
OBJ and Motion to Dismiss: filed 10/25 #34 by trustee
Trustee Motion to Dismiss filed (*post-confirmation*) 9/6 #27 *cont from*
10/7

Palmer MICHAEL & BARBARA 10-70179 Micale
RICHARDSON
Amended Plan filed (*post-confirmation*) 10/8 #63, 64
OBJ and Motion to Dismiss: filed 10/25 #67 by trustee
Trustee Motion to Dismiss filed (*post-confirmation*) 8/9 #59 *cont from*
9/23

9:30 A.M. CONFIRMATIONS

Palmer

DEBORAH NEWELL

10-72195

Micale

Amended Plan filed (*post-confirmation*) 8/21 #68, 69 *cont from 10/7*

OBJ and Motion to Dismiss: filed 10/1 #72 by trustee *cont from 10/7*

Trustee Motion to Dismiss filed (*post-confirmation*) 5/10 #57 *cont from 6/10, 7/8, 8/12, 10/7*

Giles

ROBIN JOYCE

10-72412

Micale

Amended Plan filed (*post-confirmation*) 10/7 #157, 158

OBJ and Motion to Dismiss: filed 10/25 #164 by trustee

9:30 A.M. CONFIRMATIONS

Giles	KEVIN & KRISTINA FLETCHER	11-71018	Micale
	(1) Amended Plan filed (<i>post-confirmation</i>) 10/3 #35, 36		
	OBJ and Motion to Dismiss: filed 10/25 #41 by trustee		
	(2) Motion for Relief filed 9/16 #27 by Member One Federal Credit Union (J. Patterson) <i>cont from 10/7</i>		
	RESPONSE: filed 9/19 #32 by debtors <i>cont from 10/7</i>		
Hart	JONATHAN & VIRGINIA REID	11-72143	Micale
	Amended Plan filed (<i>post-confirmation</i>) 8/30 #76, 77 <i>cont from 10/7</i>		
	OBJ and Motion to Dismiss: filed 10/1 #82 by trustee <i>cont from 10/7</i>		
Ludwig	MICHAEL & PAMELA BENNETT	11-72565	Micale
	Amended Plan filed (<i>post-confirmation</i>) 9/23 #50		
	OBJ and Motion to Dismiss: filed 10/25 #54 by trustee		

9:30 A.M. CONFIRMATIONS

Giles	DAVID & VERONIQUE BAXTER Amended Plan filed (<i>post-confirmation</i>) 9/18 #46, 47 OBJ and Motion to Dismiss: filed 10/25 #52 by trustee	12-70762	Micale
Giles	EDWARD (JR) & KAREN GALLAGHER Amended Plan filed (<i>post-confirmation</i>) 9/30 #33, 34 OBJ and Motion to Dismiss: filed 10/30 #37 by trustee	12-71087	Micale
Palmer	WILLIAM & SHERRY FOX (1) Amended Plan filed 9/6 #43, 45 <i>cont from 10/21</i> Trustee Report and Show Cause filed 4/16 #21 <i>cont from 4/22, 5/28, 6/10, 7/8, 7/22, 9/9, 10/21</i> OBJ: filed 10/14 #51 by Caliber Home Loans (Dail) <i>cont from 10/21</i> (2) Counsel for Debtors Motion for Distribution filed 7/2 #35 <i>cont from 7/22, 9/9, 10/21</i>	13-70325	Micale

9:30 A.M. CONFIRMATIONS

Jamison EUGENE & SHIRLEY BOLEY 13-70398 Micale
 Amended Plan filed 10/8 #28, 29
 Trustee Report and Show Cause filed 5/7 #11 *cont from* 7/22, 8/12, 9/9,
 9/23
 (*Amended Plan filed 11/4 #31, 32 sets confirmation for 12/30 @9:30am*)

Foster KEVIN SETTLES 13-70409 Micale
 Amended Plan filed 8/5 #33, 34 *cont from* 9/9, 9/23
 OBJ: filed 8/20 #37 by Division of Child Support Enforcement (Wade)
 cont from 9/9, 9/23
 Trustee Report and Show Cause filed 5/8 #16 *cont from* 5/13, 7/22, 9/9,
 9/23
 (*Motion to Dismiss filed 11/8 #53 by Division of Child Support*
 Enforcement with no notice of hearing or order)

Palmer REGINALD LONG 13-70753 Micale
 Amended Plan filed (*post-confirmation*) 10/2 #43, 44
 OBJ and Motion to Dismiss: filed 10/25 #47 by trustee

9:30 A.M. CONFIRMATIONS

Palmer

- DARRICE & DEBORAH PRICE 13-70811 Micale
- (1) Plan filed 6/3 #19 *cont from 7/8, 8/26, 9/9, 10/7*
Trustee Report and Show Cause filed 7/3 #27 *cont from 7/8, 8/26, 9/9, 10/7*
- (2) Counsel for Debtors Motion for Distribution filed 8/27 #34 *cont from 9/9, 10/7*

Palmer

- ROBERT & CAROLYN 13-70985 Micale
CUNNINGHAM
- (1) Plan filed 6/21 #13 *cont from 8/12, 9/9, 9/23, 10/7, 10/21*
Trustee Report and Show Cause filed 7/25 #27 *cont from 8/12, 9/9, 9/23, 10/7, 10/21*
- (2) Counsel for Debtor Motion for Distribution filed 9/6 #37 *cont from 9/23, 10/7, 10/21*

9:30 A.M. CONFIRMATIONS

Giles DAVID & SHANNON NICHOLSON 13-70989 Micale
 Amended Plan filed 8/23 #25, 27 *cont from 10/7*
 Trustee Report and Show Cause filed 7/25 #19 *cont from 9/9, 10/7*
 Supplemental Trustee Report and Show Cause filed 8/1 #21 *cont from*
 9/9, 10/7
 (Amended Plan filed 11/6 #39, 41 sets confirmation for 12/30 @9:30am)

Scott WALLACE (SR) & LINDA 13-71018 Micale
 NEWTON
 Amended Plan filed 10/4 #27, 28
 Trustee Report and Show Cause filed 7/31 #18 *cont from 8/12, 9/23*

Foster JUDITH WESTERN 13-71088 Micale
 Amended Plan filed 9/18 #24, 27
 Trustee Report and Show Cause filed 8/19 #15 *cont from 8/26, 9/23*
 Supplemental Trustee Report and Show Cause filed 9/17 #19 *cont from*
 9/23

9:30 A.M. CONFIRMATIONS

Palmer	REBECCA FIELDS	13-71148	Micale
	(1)	Plan filed 7/24 #12 <i>cont from 9/9, 10/21</i> Trustee Report and Show Cause filed 8/27 #28 <i>cont from 9/9, 10/21</i>	
	(2)	Counsel for Debtor Motion for Distribution filed 9/10 #31 <i>cont from 10/21</i>	
P. Brown	JEFFREY RAY, SR	13-71156	Micale
		Amended Plan filed 9/23 #24, 25 Trustee Report and Show Cause filed 8/27 #15 <i>cont from 9/9</i> Supplemental Trustee Report and Show Cause filed 9/3 #19 <i>cont from 9/9</i> Supplemental Trustee Report and Show Cause filed 9/3 #20 <i>cont from 9/9</i>	
Giles	OLIVIA FORREST	13-71272	Micale
		Amended Plan filed 9/27 #27, 28 Trustee Report and Show Cause filed 9/3 #24 <i>cont from 9/23</i>	

9:30 A.M. CONFIRMATIONS

Hart MICHAEL OLSEN 13-71279 Micale
 Plan filed 8/20 #14 *cont from 10/7*
 Trustee Report and Show Cause filed 10/1 #21 *cont from 10/7*

Delafield LISA CAMPBELL 13-71287 Micale
 Amended Plan filed 10/3 #15, 21
 Trustee Report and Show Cause filed 10/1 #14 *cont from 10/7*

Delafield STEVEN WILCHEK 13-71295 Micale
 Plan filed 8/9 #2 *cont from 10/7*
 Trustee Report and Show Cause filed 10/1 #11 *cont from 10/7*

Giles JEFFERY & SUSAN DAMER 13-71393 Micale
 Plan filed 8/30 #8 *cont from 10/21*
 Trustee Report and Show Cause filed 10/9 #16 *cont from 10/21*

9:30 A.M. CONFIRMATIONS

Valois	DEBRA BENES (1) Plan filed 9/3 #5 Trustee Report and Show Cause filed 10/22 #22 (2) Motion for Relief filed 10/21 #19 by Bank of Botetourt (J. Patterson) RESPONSE: filed 10/31 #25 by debtor	13-71427	Micale
Giles	SHANNON MORGAN Plan filed 9/6 #8 Trustee Report and Show Cause filed 10/22 #15	13-71438	Micale
Hart	MARGARET WALTERS Plan filed 9/20 #13 Trustee Report and Show Cause filed 10/22 #21	13-71446	Micale

9:30 A.M. CONFIRMATIONS

Giles	JOYCE MORRISON Plan filed 9/13 #11 Trustee Report and Show Cause filed 10/22 #17	13-71447	Micale
Giles	RICHARD JONES Plan filed 9/13 #10 Trustee Report and Show Cause filed 10/22 #19 <i>(Amended Plan filed 11/11 #21, 22 sets confirmation for 12/30 @9:30am)</i>	13-71451	Micale
Giles	DANNY & ANGEL SHUTTERS Amended Plan filed 9/19 #17 Trustee Report and Show Cause filed 10/22 #28	13-71464	Micale
Hart	STEVEN SEMONES Plan filed 9/12 #2 Trustee Report and Show Cause filed 10/22 #18 <i>(Amended Plan filed 11/8 #19, 21 sets confirmation for 12/30 @9:30am)</i>	13-71476	Micale

9:30 A.M. CONFIRMATIONS

Giles	DINA KIMBALL Plan filed 9/13 #5 Trustee Report and Show Cause filed 10/22 #14	13-71484	Micale
-------	---	----------	--------

Hart	ROGER DUNLAP Plan filed 9/17 #9 Trustee Report and Show Cause filed 10/22 #17	13-71486	Micale
------	---	----------	--------

Giles	PAMELA FRANCE Plan filed 9/20 #11 Trustee Report and Show Cause filed 10/22 #19	13-71491	Micale
-------	---	----------	--------

11:00 A.M. MISCELLANEOUS MATTERS

Giles

DIANNA WRIGHT-ELLIS

08-72524

Micale

(1) Trustee Motion to Dismiss filed (*post-confirmation*) 9/6 #79 *cont from 10/21*

RESPONSE: filed 10/18 #80 by debtor *cont from 10/21*

(2) Counsel for Debtor Application for Compensation filed 10/18 #81 *cont from 10/21*

Hart

NANCY WITKOWSKI

09-71065

Micale

Trustee Motion to Dismiss filed (*post-confirmation*) 6/11 #51 *cont from 8/26, 9/23*

11:00 A.M. MISCELLANEOUS MATTERS

Allen	CHARLES & SHEREE HARTMAN	10-70369	Micale
	Motion for Relief filed 10/10 #134 by Wells Fargo Bank (Lake)		
	ANSWER: filed 10/28 #142 by debtors		
Giles	JAMES (JR) & CRYSTAL PARKER	10-70372	Micale
	Debtors Motion to Suspend Plan Payments filed 10/11 #87		
	<i>(Order granting motion tendered for approval)</i>		
Giles	ROGER & PENNY ROBERTSON	10-71586	Micale
	Counsel for Debtors Application for Compensation filed 10/21 #50		
	<i>(Objections by 11/11)</i>		
Giles	MICHAEL & ARLAIN MARTIN	10-72023	Micale
	Debtors Motion for Approval of Loan Modification and Shorten Notice		
	filed 10/31 #71		
	<i>(Amended Plan filed 10/31 #70, 73 sets confirmation for 12/9 @9:30am)</i>		

11:00 A.M. MISCELLANEOUS MATTERS

Giles CYNTHIA ALLEN 10-72632 Micale
 Motion for Relief filed 9/25 #85 by Nationstar Mortgage (Watson) *cont*
 from 10/21
 RESPONSE: filed 10/1 #89 by debtor *cont from 10/21*

Hart REX & DEBORAH QUESENBERRY 11-71155 Micale
 Motion for Relief filed 10/1 #53 by The Bank of New York Mellon
 (Misleh)
 RESPONSE: filed 10/15 #61 by debtors

Palmer MARY TAYLOR 11-71290 Micale
 Motion for Relief filed 10/16 #22 by Wells Fargo Bank (Lake)
 ANSWER: filed 10/31 #27 by debtor

11:00 A.M. MISCELLANEOUS MATTERS

Palmer INDIA MCDANIEL 11-71706 Micale
 Debtor Motion to Vacate Order of Dismissal filed 10/16 #60

Hart MELVIN HIGGINS, JR 11-72344 Micale
 Counsel for Debtor Application for Compensation filed 10/15 #158

11:00 A.M. MISCELLANEOUS MATTERS

Hart WENDY NAVITSKIS 11-72508 Micale
Trustee Motion to Dismiss filed (*post-confirmation*) 9/6 #31 *cont from*
10/21

Palmer MARY WILSON 11-72545 Micale
Trustee Motion to Dismiss filed (*post-confirmation*) 8/9 #48 *cont from*
9/23, 10/7, 10/21

Giles KHALID JONES 12-70271 Micale
Motion for Relief filed 10/17 #59 by Suntrust Mortgage (Tavakol)
RESPONSE: filed 10/18 #62 by debtor

Delafield ANGELA COLEMAN 12-70470 Micale
Trustee Motion to Dismiss filed (*post-confirmation*) 10/15 #96

11:00 A.M. MISCELLANEOUS MATTERS

M. Black

SAUL & ALBA ULLOA

13-71551

Micale

(1) Debtors Motion to Avoid Lien v. Capital One Bank filed 10/17 #20

(2) Debtors Motion to Avoid Lien v. Portfolio Recovery Associates filed
10/17 #22

Palmer

GEORGE & SABRINA TOLIVER

13-71751

Micale

Debtors Motion to Extend Stay filed 10/28 #7

OBJ: filed 11/6 #17 by trustee

2:00 P.M. PRE-TRIAL CONFERENCES

M. Black

REGINALD OLIPHANT

12-70668

Micale

US Trustee Motion for Entry of Order Requiring Disgorgement of Fees Received, Payment of Damages to Debtor and Imposition of Fines of Mark Jennings and Financial Associates Marketing filed 9/13 #102 *cont from 10/7*

Motion to Continue Hearing filed 11/8 #106 by Mark Jennings

Pro Se

JANE BROWN

13-70356

Micale

- (1) US Trustee Motion for Entry of Order Requiring Disgorgement of Fees Received, Payment of Damages to Debtor and Imposition of Fines re: Mr. Jennings filed 5/31 #37 *cont from 7/8, 7/22, 10/7*

- (2) US Trustee Amended Motion for Entry of Order Pursuant to 11 U.S.C. Sections 105, 110, 526 and 527 and Requiring the Disgorgement of Fees Received, Payment of Damages to Debtor and Imposition of Fines (re: Mark Jennings and/or Financial Associates Enterprise Marketing, Inc.) filed 7/25 #57 *cont from 10/7*

- (3) Motion to Continue Hearing filed 11/8 #81 by Mark Jennings

2:00 P.M. PRE-TRIAL CONFERENCES

Palmer CHARLES & SHARON WISEMAN 13-71038 Micale
AP 13-07040: Validity, Priority or Extent of Lien
Debtors (Palmer) v. Franklin Community Bank (Scott) and Trustee
(Micale)
ANSWER: filed 10/4 #3 by Franklin Community Bank (Scott)

2:00 P.M. MISCELLANEOUS MATTERS

Goldstein/
Laymon TIMBER TRUSS HOUSING 13-70470 DIP
SYSTEMS
(1) Debtor Motion for Order Approving Sale of Property of Estate Free and
Clear of Liens and Approving Auctioneer Commission filed 10/24 #114
OBJ: filed 11/6 #121 by Bank of Floyd (Pearl)

(2) Debtor Motion for Order Approving Sale of Property of Estate Free and
Clear of Liens filed 10/24 #115
OBJ: filed 11/6 #122 by Bank of Floyd (Pearl)

(3) Debtor Motion to Shorten Notice on Motions to Sell Free and Clear filed
10/24 #116

2:00 P.M. MISCELLANEOUS MATTERS

Chen MARGERY ROBERSON 13-71199 McLean
(1) US Trustee Motion to Review Attorney Fees filed 9/24 #24 (Garber)
 RESPONSE: filed 10/24 #38 by debtor

(2) Motion for Relief filed 10/15 #28 by JPMorgan Chase Bank (Meyer)
 ANSWER: filed 10/21 #35 by trustee
 RESPONSE: filed 10/29 #39 by debtor

Palmer PATSY MEADOWS 13-71296 McLean
 Trustee Motion to Sell Free and Clear of Liens filed 10/17 #13
 (*Absent objections by 11/8, motion granted; hearing cancelled*)

Laymon KRISTINA WHITE 13-71435 Allen
 Motion for Relief filed 10/14 #29 by StellarOne Bank (J. Patterson)
 RESPONSE: filed 10/29 #34 by debtor

2:00 P.M. MISCELLANEOUS MATTERS

Palmer

JAMES & KENDRA GRANT

13-71521

McLean

- (1) Debtors Motion to Avoid Lien v. Vinton Veterinary Hospital filed 10/3 #10

- (2) Debtors Motion to Avoid Lien v. Physicians to Children filed 10/3 #11

- (3) Debtors Motion to Avoid Lien v. Franklin Memorial Hospital filed 10/3 #12

- (4) Debtors Motion to Avoid Lien v. Calvary SPV I LLC filed 10/3 #13

- (5) Debtors Motion to Avoid Lien v. Emergency Services CHRV filed 10/3 #14

2:00 P.M. MISCELLANEOUS MATTERS

Giles

TERESA ST.CLAIR

06-70125

Micale

AP 11-07034: Validity, Priority or Extent of Lien

Debtor (Giles) v. Rushmore Loan Management Services (Watson), Wells Fargo Bank (Pro Se) and Trustee (Micale) *cont from 1/7, 2/11, 7/15, 9/30*

Amended Complaint filed 5/23 #63 by debtor *cont from 7/15, 9/30*

ANSWER: filed 2/6 #49 by Rushmore Loan Management Services (Watson) *cont from 2/11, 7/15, 9/30*

ARGUMENT ON:

Motion to Dismiss Adversary Proceeding filed 6/18 #66 by Rushmore Loan Management Services (Watson) *cont from 7/15, 9/30*

RESPONSE: filed 7/8 #67 by debtor *cont from 7/15, 9/30*

Plaintiff Motion to Compel and to Continue Hearing filed 11/11 #78