

9/23

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

**ROANOKE CALENDAR - SEPTEMBER 23, 2013**  
(The Honorable William F. Stone, Jr., Judge, Presiding)

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

Attys:

Debtors:

Case Nos.:

Trustees:

***ADMISSION OF DENNIS A. BARBOUR BY  
MOVANT DAVID BARBE***

**9:30 A.M. CONFIRMATIONS**

Hart

ANTHONY & GLORIETTA FOLEY                      09-72103                      Micale  
Amended Plan filed (*post-confirmation*) 8/12 #35, 37  
**OBJ and Motion to Dismiss:** filed 9/12 #42 by trustee  
Trustee Motion to Dismiss filed (*post-confirmation*) 7/12 #34 *cont from*  
*8/12*

Hart

CARLTON (SR) & LINDA    09-72968                      Micale  
CRAIGHEAD  
Amended Plan filed (*post-confirmation*) 8/13 #75, 76  
**OBJ and Motion to Dismiss:** filed 9/12 #79 by trustee  
Trustee Motion to Dismiss filed (*post-confirmation*) 7/12 #71 *cont from*  
*8/12*

**9:30 A.M. CONFIRMATIONS**

Giles

MARY SCHUDER 10-70175 Micale  
(1) Amended Plan filed (*post-confirmation*) 7/19 #80, 85 *cont from 9/9*  
**OBJ and Motion to Dismiss:** filed 8/15 #88 by trustee *cont from 9/9*  
**OBJ and Motion to Dismiss:** filed 5/8 #73 by trustee *cont from 5/13, 9/9*  
  
(2) Trustee Motion to Dismiss filed (*post-confirmation*) 3/12 #65 *cont from 4/22, 5/13, 9/9*  
**RESPONSE and Notice of Attorney's Fees:** filed 3/23 #66 by debtor *cont from 4/22, 5/13, 9/9*

Giles

BARRY & DEBRA FEAZELL 10-70582 Micale  
Amended Plan filed (*post-confirmation*) 8/12 #54, 55  
**OBJ and Motion to Dismiss:** filed 9/12 #58 by trustee  
(*See trustee motion @ 11:00am below*)

**9:30 A.M. CONFIRMATIONS**

Scott

SHEILA WRIGHT

10-71462

Micale

Amended Plan filed (*post-confirmation*) 7/8 #197, 198 *cont from* 8/12, 9/9

**OBJ and Motion to Dismiss:** filed 8/8 #201 by trustee *cont from* 8/12, 9/9

Trustee Certification that Case Should be Dismissed filed 2/11 #184 *cont from* 6/24, 8/12, 9/9

**RESPONSE:** filed 3/1 #188 by debtor *cont from* 6/24, 8/12, 9/9

Hart

LLOYD ROBINSON, JR

11-71146

Micale

(1) Amended Plan filed (*post-confirmation*) 7/26 #65, 66 *cont from* 9/9

**OBJ and Motion to Dismiss:** filed 8/28 #71 by trustee *cont from* 9/9

(2) Trustee Motion to Modify, or in alternative, Dismiss Case filed 7/23 #64 *cont from* 8/26, 9/9

**9:30 A.M. CONFIRMATIONS**

Hart	JOHN & CONNIE HENSON	11-72242	Micale
	Amended Plan filed ( <i>post-confirmation</i> ) 8/8 #87, 88		
	<b>OBJ and Motion to Dismiss:</b> filed 9/12 #91 by trustee		
	<i>(See trustee motion @11:00am below)</i>		
Hart	CHARLOTTE WRIGHT	11-72245	Micale
	Amended Plan filed ( <i>post-confirmation</i> ) 8/6 #51, 52		
	<b>OBJ and Motion to Dismiss:</b> filed 9/12 #56 by trustee		
	Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 6/11 #47 <i>cont from</i>		
	<i>7/22, 9/9</i>		
P. Brown	LUTHER & KIMBERLY HUNT	12-71606	Micale
	Amended Plan filed 7/22 #86, 87 <i>cont from</i> 8/26		
	Trustee Report and Show Cause filed 10/9 #36 <i>cont from</i> 10/22, 12/17,		
	<i>4/22, 6/24, 8/26</i>		
	Supplemental Trustee Report and Show Cause filed 11/8 #51 <i>cont from</i>		
	<i>12/17, 2/25, 4/22, 6/24, 8/26</i>		

**9:30 A.M. CONFIRMATIONS**

Giles	JANICE PINKARD Amended Plan filed ( <i>post-confirmation</i> ) 8/8 #22, 23 <b>OBJ and Motion to Dismiss:</b> filed 9/12 #28 by trustee	13-70170	Micale
Jamison	EUGENE & SHIRLEY BOLEY Amended Plan filed 8/13 #22, 23 Trustee Report and Show Cause filed 5/7 #11 <i>cont from</i> 7/22, 8/12, 9/9 ( <i>Order denying confirmation tendered for approval</i> )	13-70398	Micale
Foster	KEVIN SETTLES Amended Plan filed 8/5 #33, 34 <i>cont from</i> 9/9 <b>OBJ:</b> filed 8/20 #37 by Division of Child Support Enforcement (Wade) <i>cont from</i> 9/9 Trustee Report and Show Cause filed 5/8 #16 <i>cont from</i> 5/13, 7/22, 9/9	13-70409	Micale

**9:30 A.M. CONFIRMATIONS**

Foster	BRIAN LOWERY	13-70481	Micale
	Plan filed 3/25 #5 <i>cont from 5/28, 6/10, 8/12</i>		
	<b>OBJ:</b> filed 5/16 #10 by Barbara Crawford (Creasy) <i>cont from 5/28, 6/10, 8/12</i>		
	Trustee Report and Show Cause filed 5/21 #14 <i>cont from 5/28, 6/10, 8/12 (Motion to Convert filed 9/20 #33)</i>		
Creasy	DONALD KING (SR)	13-70513	Micale
	Amended Plan filed 7/19 #19, 20 <i>cont from 8/26</i>		
	Trustee Report and Show Cause filed 5/16 #12 <i>cont from 5/28, 8/26</i>		
Hart	TROY SMITH	13-70580	Micale
	Amended Plan filed 6/19 #29, 30 <i>cont from 8/12, 9/9</i>		
	Trustee Report and Show Cause filed 5/30 #21 <i>cont from 6/10, 8/12, 9/9</i>		





**9:30 A.M. CONFIRMATIONS**

Scott	ROSCOE & SANDRA MCNAIR Plan filed 6/24 #16 <i>cont from 8/12</i> Trustee Report and Show Cause filed 7/30 #32 <i>cont from 8/12</i>	13-70995	Micale
Scott	WALLACE (SR) & LINDA NEWTON Plan filed 6/28 #14 <i>cont from 8/12</i> Trustee Report and Show Cause filed 7/31 #18 <i>cont from 8/12</i>	13-71018	Micale
P. Brown	ANTHONY LOGAN Plan filed 7/11 #13 <i>cont from 8/12</i> Trustee Report and Show Cause filed 7/30 #17 <i>cont from 8/12</i> Supplemental Trustee Report and Show Cause filed 8/1 #19 <i>cont from 8/12</i>	13-71037	Micale

**9:30 A.M. CONFIRMATIONS**

Foster                      JUDITH WESTERN                      13-71088                      Micale  
Plan filed 7/11 #11 *cont from 8/26*  
Trustee Report and Show Cause filed 8/19 #15 *cont from 8/26*  
Supplemental Trustee Report and Show Cause filed 9/17 #19  
(*Amended Plan filed 9/18 #24, 27 sets confirmation for 11/12 @9:30am*)

Giles                      HELEN HINKLE                      13-71177                      Micale  
Amended Plan filed 8/14 #13, 14  
Trustee Report and Show Cause filed 8/27 #17 and amended 8/27 #18  
(*Order continuing confirmation to 10/7 @9:30 am tendered for approval*)

**9:30 A.M. CONFIRMATIONS**

Foster                      BRIDGETTE DOCTOR                      13-71228                      Micale  
   Plan filed 8/12 #17  
   Trustee Report and Show Cause filed 9/3 #22  
   Supplemental Trustee Report and Show Cause filed 9/17 #24

Palmer                      SOPHIA MOTICHA                      13-71236                      Micale  
   Plan filed 8/23 #14  
   Trustee Report and Show Cause filed 9/3 #22  
   Supplemental Trustee Report and Show Cause filed 9/17 #24

Hart                      UTARNDA BARRY                      13-71241                      Micale  
   Plan filed 8/6 #18  
   Trustee Report and Show Cause filed 9/3 #24

**9:30 A.M. CONFIRMATIONS**

Hart	BOBBI SUTTLES Plan filed 8/13 #12 Trustee Report and Show Cause filed 9/3 #18	13-71243	Micale
P. Brown	SHIRLEY SWAIN Plan filed 8/12 #10 Trustee Report and Show Cause filed 9/3 #16	13-71271	Micale
Giles	OLIVIA FORREST Plan filed 8/8 #11 Trustee Report and Show Cause filed 9/3 #24 <i>(Order denying confirmation tendered for approval)</i>	13-71272	Micale
Giles	BURNETT SHELTON Plan filed 8/5 #6 Trustee Report and Show Cause filed 9/3 #16	13-71273	Micale

**9:30 A.M. CONFIRMATIONS**

Giles                      WALTER & CARRIE KENDRICK                      13-71274                      Micale  
   Plan filed 8/9 #11  
   Trustee Report and Show Cause filed 9/3 #19

**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Giles                      MICHAEL LEHTO                      08-70806                      Micale  
   Trustee Motion to Dismiss Case filed 8/20 #34  
   (*Per email from Shorter, order to be tendered withdraws motion*)

Hart                      NANCY WITKOWSKI                      09-71065                      Micale  
   Trustee Motion to Dismiss filed (*post-confirmation*) 6/11 #51 *cont from*  
   8/26

Palmer                      MICHAEL & BARBARA                      10-70179                      Micale  
   RICHARDSON  
   Trustee Motion to Dismiss filed (*post-confirmation*) 8/9 #59



**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Giles	ANTHONY HUDSON Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 8/9 #61	10-71567	Micale
P. Brown	GEORGE (JR) & ABIGAIL LONG Debtors Motion to Extend Time to File Amended Plan filed 8/12 #164	10-71889	Micale
Hart	MATHEW (SR) & JACQUELINE GRAHAM (1) Notice of Default filed 10/5 #89 by Wells Fargo Bank (White) <i>cont from 11/5, 12/17, 1/22, 2/25, 3/11, 4/22, 5/13</i> <b>OBJ:</b> filed 10/12 #92 by debtor <i>cont from 11/5, 12/17, 1/22, 2/25, 3/11, 4/22, 5/13</i>  (2) Notice of Default filed 8/2 #151 by Wells Fargo Bank (White) <b>OBJ:</b> filed 8/30 #152 by debtors  ( <i>Per email from White, matters resolved; order circulating</i> )	10-72343	Micale



**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Giles                    LETHA PERSINGER                    11-71707                    Micale  
(1)     Trustee Motion to Dismiss filed (*post-confirmation*) 8/9 #104  
          **RESPONSE:** filed 8/22 #105 by debtor

(2)     Counsel for Debtor Application for Compensation filed 8/22 #106

Palmer                    BONITA GRAVES                    11-72118                    Micale  
          Motion for Relief filed 6/26 #43 by Deutsche Bank National Trust  
          (*Ahern*) *cont from* 7/22, 8/26  
          **ANSWER:** filed 7/17 #48 by debtor *cont from* 7/22, 8/26

Hart                    JOHN & CONNIE HENSON                    11-72242                    Micale  
          Trustee Motion to Dismiss filed (*post-confirmation*) 8/1 #86  
          (*See amended plan @9:30am above*)

**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Hart/Palmer	MARY WILSON Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 8/9 #48	11-72545	Micale
Hart	GARLAND (JR) - <i>deceased</i> & BARBARA COLLINS (1) Amended Plan filed ( <i>post-confirmation</i> ) 5/2 #64, 70 <i>cont from</i> 6/10, 6/24, 7/8, 7/22, 8/12, 8/26 <b>OBJ and Motion to Dismiss:</b> filed 5/30 #76 by trustee <i>cont from</i> 6/10, 6/24, 7/8, 7/22, 8/12, 8/26 Trustee Motion to Dismiss filed ( <i>post-confirmation</i> ) 4/11 #59 <i>cont from</i> 5/13, 6/10, 6/24, 7/8, 7/22, 8/12,8/26  (2) Trustee Objection to Exemptions filed 5/10 #71 <i>cont from</i> 6/10, 6/24, 7/8, 7/22, 8/12, 8/26	12-70145	Micale

**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Giles                    DAVID & MELANIE STOVER                    12-70162                    Micale  
(1)     Trustee Motion to Dismiss filed (*post-confirmation*) 7/12 #36  
          **RESPONSE:** filed 8/23 #37

(2)     Counsel for Debtors Application for Compensation filed 8/23 #38

Giles                    DAVID & VERONIQUE BAXTER                    12-70762                    Micale  
          Debtors Motion to Extend Time to File Amended Plan filed 8/30 #40

Palmer                    DONALD & MARY BOWEN                    12-71723                    Micale  
          Trustee Motion to Dismiss filed (*post-confirmation*) 8/9 #35



**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

Hart/Palmer                      GLENN & TIFFANY MULLER                      13-71339                      Micale  
   Debtor Motion to Extend Time to File Schedules filed 8/30 #12 and  
   amended 9/5 #13

Hart                                      RICHARD & SHIRLEY NIDAY                      11-72491                      Micale  
(1)       Trustee Motion to Modify Plan filed 8/21 #115  
   **RESPONSE:** filed 8/30 #119 by debtors  
  
(2)       Debtor Motion for Summary Judgment as to Trustee Motion to Modify  
   filed 9/19 #121  
  
(3)       Trustee Motion for Rule 2004 Examination filed 8/21 #116

**11:00 A.M. CHAPTER 13 MISCELLANEOUS MATTERS**

RICHARD NIDAY *continued:*

- (4) Debtors Motion to Modify Plan filed 1/4 #83 *cont from 2/11, 4/22, 5/28, 8/12, 9/9*  
**OBJ:** filed 1/23 #88 by The Bank of Fincastle (J. Patterson) *cont from 2/11, 4/22, 5/28, 8/12, 9/9*
  
- (5) Notice of Chapter 13 Discharge Hearing filed 12/13 #78 *cont from 1/7, 2/11, 4/22, 5/28, 8/12, 9/9*  
**RESPONSE:** filed 12/21 #82 by trustee *cont from 1/7, 2/11, 4/22, 5/28, 8/12, 9/9*
  
- (6) Memorandum of Law filed 7/11 #110 by trustee *cont from 8/12, 9/9*  
**REPLY:** filed 7/18 #111 by debtors *cont from 8/12, 9/9*

