

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

Honorable Rebecca B. Connelly

Wednesday, May 21, 2014

Current as of 5/20/2014 at 3:54 PM

**Harrisonburg
Hearing**

**Courtroom, US Courthouse
116 N. Main St.
Harrisonburg, VA 22802**

10:00 AM **10-51892** Carlton Meade Adams

Ch 7

Trustee: Vogel(74)

Moving: George I Vogel(74)

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: [Doc# 22 Motion to Compel Filed by Trustee George I Vogel\(74\)](#)

10:00 AM **12-51092** Carl Richardson Montgomery and

Ch 7

Sandra Lee Montgomery

Trustee: Vogel(74)

Moving: George I Vogel(74)

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: [Doc# 27 Motion to Sell Free and Clear of Liens Filed by Trustee George I Vogel\(74\)](#)

10:00 AM **12-51445** Allen Troy Rutherford and

Ch 7

Pamela Irene Rutherford

Trustee: Stevens (384920)

Moving:

Opposing:

Debtor or Plaintiff Attorney: A. Carter Magee

Matter: [Doc# 64 Amended Objection to Claim #1 of First Bank & Trust Co. filed by Counsel for Debtor](#)

10:00 AM **12-51445** Allen Troy Rutherford and

Ch 7

Pamela Irene Rutherford

Trustee: Stevens (384920)

Moving:

Opposing:

Debtor or Plaintiff Attorney: A. Carter Magee

Matter: [Doc# 65 53\) Motion to Approve Compromise/Settlement filed by Trustee Bob Stevens \(384920\)
58\) Objection filed by Debtor Allen Troy Rutherford, Joint Debtor Pamela Irene Rutherford\).](#)

10:00 AM **13-50132** Mandy Lee Heatwole

Ch 7

Trustee: Vogel(74)

Moving: Peter S. Lake

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **51) Motion for Relief from Stay Filed by Creditor Wells Fargo Bank, N.A., dba Wells Fargo Dealer Services**

10:00 AM **13-50431** Helen Juliet Miller

Ch 7

Trustee: Stevens (384920)

Moving: Bob Stevens (384920)

Opposing:

Debtor or Plaintiff Attorney: H. David Cox

Matter: **Doc# 29 Motion to Sell Free and Clear of Liens Fee Amount Filed by Trustee Bob Stevens (384920)**

Courtroom Deputy Notes:

ORDER GRANTING MOTION IN CMORDERS

10:00 AM **13-51094** Southern Freight Distribution and

Ch 7

Commonwealth of Virginia Worker's Compensatio

Trustee: Vogel(74)

Moving:

Opposing: James M. Flaherty

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **13) Motion for Contempt filed by Debtor Southern Freight Distribution
16) Answer filed by Defendant Commonwealth of Virginia Workers Compensation Commission
20) Objection filed by Interested Party Joel Young, Interested Party Reinhardt Harper Davis, PLC**

Courtroom Deputy Notes:

James Donaldson for Reinhardt Harper Davis, PLC

MR. FLAHERTY AND MR. DONALDSON TO PARTICIPATE BY DIALING IN TO COURT CONFERENCE #540-769-8744

10:00 AM **13-51094** Southern Freight Distribution and

Ch 7

Commonwealth of Virginia Worker's Compensatio

Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **14) Motion for Preliminary Injunction filed by Debtor Southern Freight Distribution
17) Answer filed by Defendant Commonwealth of Virginia Workers Compensation Commission
19) Objection filed by Interested Party Joel Young, Interested Party Reinhardt Harper Davis, PLC**

Courtroom Deputy Notes:

James Donaldson for Reinhardt Harper Davis, PLC

MR. FLAHERTY AND MR. DONALDSON TO PARTICIPATE BY DIALING IN TO COURT CONFERENCE #540-769-8744

10:00 AM **14-50021** Mauricio Jose Sobalvarro
Ch 7
Trustee: Stevens (384920)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Douglas W. Harold

Matter: **11) Letter filed by Creditor Joshua Williams requesting a 2004 Examination**

10:00 AM **14-50065** Amanda L Merrill
Ch 7
Trustee: Vogel(74)

Moving: Mark David Meyer

Opposing:

Debtor or Plaintiff Attorney: Donald M. Burks

Matter: **Doc# 9 Motion for Relief from Stay Fee Amount Filed by Creditor Nationstar Mortgage LLC**

10:00 AM **14-50122** Charles B Sanders, Sr. and
Ch 7 Christy L Sanders
Trustee: Allen(69)

Moving: Susan C Meyer

Opposing:

Debtor or Plaintiff Attorney: Donald M. Burks

Matter: **12) Motion for Relief from Stay Filed by Creditor Nationstar Mortgage LLC**

10:00 AM **14-50169** Thomas L. McCauley
Ch 7
Trustee: Allen(69)

Moving:

Opposing:

Debtor or Plaintiff Attorney: James V. Doss

Matter: **11) Objection to Exemptions filed by Trustee**
13) Response filed by Debtor

Courtroom Deputy Notes:

AGREED ORDER IN CMORDERS CONTINUING TO 7-23-14 @ 10:00 A.M.

10:00 AM **14-50259** Rhoda Louise Scott
Ch 7
Trustee: Stevens (384920)

Moving: George W. R. Glass

Opposing:

Debtor or Plaintiff Attorney: George W. R. Glass

Matter: **Doc# 10 Motion to Avoid Lien v. First Financial Investment Fund IV LLC, Respondent Filed by Debtor Rhoda Louise Scott**

Courtroom Deputy Notes:

DEFAULT ORDER IN CMORDERS

MR. GLASS TO PARTICIPATE BY DIALING IN TO COURT CONFERENCE #540-769-8744

10:00 AM **14-50259** Rhoda Louise Scott

Ch 7

Trustee: Stevens (384920)

Moving: George W. R. Glass

Opposing:

Debtor or Plaintiff Attorney: George W. R. Glass

Matter: **Doc# 11 Motion to Avoid Lien v. Warren Memorial Hospital, Respondent Filed by Debtor Rhoda Louise Scott**

Courtroom Deputy Notes:

DEFAULT ORDER IN CMORDERS

MR. GLASS TO PARTICIPATE BY DIALING IN TO COURT CONFERENCE #540-769-8744

10:00 AM **14-50291** Elizabeth Booth Earhart

Ch 7

Trustee: Vogel(74)

Moving: Angela Nicole Watson

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **Doc# 12 Motion for Relief from Stay Fee Amount Filed by Creditor Bank of America, N.A.**

Courtroom Deputy Notes:

AGREED ORDER GRANTING MOTION IN CMORDERS

MS. WATSON TO PARTICIPATE BY DIALING IN TO COURT CONFERENCE #540-769-8744

10:00 AM **14-50306** James Michael Lindsay, II

Ch 7

Trustee: Vogel(74)

Moving: Julian A Bryant

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **Doc# 7 Motion for Relief from Stay with Notice of Motion and Hearing pertaining to real property at 90 Torry Lane, Stuarts Draft VA Fee Amount Filed by Creditor Virginia Housing Development Authority**

Courtroom Deputy Notes:

AGREED ORDER GRANTING MOTION IN CMORDERS

10:00 AM **14-05002** Wine v. CAPITAL ONE BANK (USA), N.A. by American InfoSource

† Ch 7

14-50067

Charles Franklin Wine, Jr. and Dana Marie Wine

Initial Pretrial Conferences

Moving: Kerry Dane Armentrout

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Pre-Trial Conference: To Recover Money or Property**

5) Hearing Requiring Debtors Attorney to Appear and Explain Conduct

10:00 AM **14-05008** Painter v. Shenandoah Memorial Hospital

† Ch 7

14-50185

Jamie Franklin Painter

Moving: Kerry Dane Armentrout

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Pre-Trial Conference: To Recover Money or Property**

10:00 AM **14-05009** Painter v. DarMar LLC

† Ch 7

14-50185

Jamie Franklin Painter

Moving: Kerry Dane Armentrout

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Pre-Trial Conference: To Recover Money or Property**

11:00 AM **12-51321** Nevin Jason Blankenship and

Ch 7

Vickie Sue VanMeter Blankenship

Trustee: Callahan(76)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Jeffrey A Ward

Matter: **24) Motion to Reopen Case filed by Trustee**

11:00 AM **13-50547** Allen Edward Kingree, Sr. and

Ch 11

Carolyn June Kingree

Moving:

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **Doc# 138 7) Notice of Status Hearing**

Courtroom Deputy Notes:

William Shmidheiser for Citifinancial

Mark Callahan for United Bank

11:00 AM **13-50547** Allen Edward Kingree, Sr. and

Ch 11

Carolyn June Kingree

Moving: Margaret K Garber

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **144) Motion to Convert Case to Chapter 7 Filed by U.S. Trustee**

11:00 AM **13-50547** Allen Edward Kingree, Sr. and
Ch 11 Carolyn June Kingree

Moving: Hannah White Hutman

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **147) Second Application for Compensation - Debtor's Counsel/Ch 11 Professional Filed by Debtor Allen Edward Kingree Sr., Joint Debtor Carolyn June Kingree**
149) Motion to Shorten Notice Requirement
155) Letter filed by City National Bank (Scmidheiser)

11:00 AM **13-50547** Allen Edward Kingree, Sr. and
Ch 11 Carolyn June Kingree

Moving: Hannah White Hutman

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **151) Third Application for Compensation - Debtor's Counsel/Ch 11 Professional Yancey, Bowman & Helsley, CPA Filed by Debtor Allen Edward Kingree Sr., Joint Debtor Carolyn June Kingree**
153) Motion to Shorten Notice Requirement

11:00 AM **13-50547** Allen Edward Kingree, Sr. and
Ch 11 Carolyn June Kingree

Moving: Hannah White Hutman

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **Doc# 156 Motion to Sell Free and Clear of Liens Combined with Motion for Approval of Compensation of Real Estate Professional; Reducing the Time in Which Notice Must Be Given; and Related Relief Fee Amount Filed by Debtor Allen Edward Kingree Sr., Joint Debtor Carolyn June Kingree**

11:00 AM **13-50547** Allen Edward Kingree, Sr. and
Ch 11 Carolyn June Kingree

Moving: Hannah White Hutman

Opposing:

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **Doc# 158 Application to Defer Fee Other Than Case Filing Fee (156 Motion to Sell Free and Clear of Liens) Filed by Debtor Allen Edward Kingree Sr., Joint Debtor Carolyn June Kingree**

11:00 AM **13-51529** Deborah M. Lacey
Ch 7
Trustee: Callahan(76)

Moving:

Opposing: Roy V. Wolfe III

Debtor or Plaintiff Attorney: Hannah White Hutman

Matter: **64) Motion to Abandon filed by Trustee William E Callahan**
72) Objection filed by Non-Filing Spouse Timothy J. Lacey

11:00 AM **14-60514** Jacqueline M Whalen
Ch 11

Moving: Andrew S Goldstein
Opposing: Andrew Todd Rich
Debtor or Plaintiff Attorney: Andrew S Goldstein
Matter: **9) Motion for Entry of Order Extending the Automatic Stay filed by Debtor Jacqueline M Whalen**
22) Response filed by Creditor DLJ MORTGAGE CAPITAL, INC.

11:00 AM **12-50849** Christopher Wayne Seal
Ch 7

Trustee: Allen(69)
Moving: Jeffrey A Ward
Opposing: David Leslie Meeks
Debtor or Plaintiff Attorney: David Leslie Meeks
Matter: **100) Motion for Contempt Against the Debtor filed by Creditor Paul H Crosby**

1:00 PM **13-05057** Thompson v. Paul Freed, Inc.

† Ch 13

13-51157 William Paul Thompson

Moving: Roland S. Carlton Jr.
Opposing: Roy V. Wolfe III
Debtor or Plaintiff Attorney: Roland S. Carlton
Matter: **TRIAL (Allow Afternoon): To Determine Validity of Lien**
17) Witness List and List of Exhibits by Defendant
19) Objection by Plaintiff
24) Response by Defendant

Oral Argument:

12) Motion for Summary Judgment by Defendant
13) Motion for Summary Judgment by Plaintiff

Courtroom Deputy Notes:

SETTLED - TRIAL CANCELLED

1:00 PM **13-05057** Thompson v. Paul Freed, Inc.

† Ch 13

13-51157 William Paul Thompson

Moving:
Opposing:
Debtor or Plaintiff Attorney: Roland S. Carlton
Matter: **Doc# 26 12) Motion for Summary Judgment filed by Defendant Paul Freed, Inc.**
13) Motion for Summary Judgment filed by Plaintiff William Paul Thompson) ~ Oral argument scheduled for 5/21/2014 at 01:00 PM at Harrisonburg, Courtroom, US Courthouse 116) N Main St., Harrisonburg, VA 22802.
