

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

**Honorable Rebecca B. Connelly  
Thursday, November 13, 2014**

*Current as of 11/13/2014 at 8:23 AM*

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**Roanoke  
Hearing**

**Roanoke, US Bankruptcy Courtroom,  
2nd Flr, 210 Church Ave  
Roanoke, VA 24011**

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9:30 AM **12-71083** Betty Jean Whitaker  
Ch 13  
Trustee: Micale (393585)

**Moving:** Christopher T. Micale (393585)

**Opposing:**

**Debtor or Plaintiff Attorney:** T Henry Clarke

**Matter:** **49) Trustee's Motion to Dismiss Case (post-confirmation).**

**Comment** (Amended Plan filed sets confirmation for 12/22 @9:30am before Judge Black)

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9:30 AM **12-71487** Frances Taylor Lambert  
Ch 13  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Darren T. Delafield

**Matter:** **29) Trustees Motion to Dismiss Case (post-confirmation)**

**30) Amended Chapter 13 Plan filed by Debtor**

**34) Objection to Confirmation of the Plan and Motion to Dismiss filed by Trustee**

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9:30 AM **13-70171** Terry Lee Wells  
Ch 13  
Trustee: Micale (393585)

**Moving:** Bryan James Palmer

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **25) Amended Chapter 13 Plan filed by Debtor (post-confirmation)**

**23) Trustee Motion to Dismiss Case (post-confirmation)**

**31) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by Trustee**

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9:30 AM **13-70821** Howd Thomas Albert, Jr.  
Ch 13  
Trustee: Micale (393585)  
**Moving:** Malissa Lambert Giles  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Tracy Allen Giles  
**Matter:** **25) Amended Chapter 13 Plan filed by Debtor (post-confirmation)**  
**28) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by trustee**  
**29) Objection to Confirmation of Plan Filed by Christina G. Albert (pro se)**

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9:30 AM **13-70837** Charles Eugene Smith and  
Ch 13 Carolyn Denise Slaughter  
Trustee: Micale (393585)  
**Moving:** Paul S. Bliley Jr  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Phillip Edward Brown  
**Matter:** **81) Notice of Default/Termination of Stay filed by Creditor GreenTree Servicing, LLC**  
**82) Objection filed by Debtors**

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9:30 AM **13-70837** Charles Eugene Smith and  
Ch 13 Carolyn Denise Slaughter  
Trustee: Micale (393585)  
**Moving:**  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Phillip Edward Brown  
**Matter:** **83) Amended Chapter 13 Plan filed by Debtors (post-confirmation)**  
**91) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by Trustee**

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9:30 AM **13-71352** Robert D Viers  
Ch 13  
Trustee: Micale (393585)  
**Moving:** Darren T. Delafield  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Darren T. Delafield  
**Matter:** **38) Amended Chapter 13 Plan filed by Debtor (post-confirmation)**  
**42) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by trustee**  
**36) Trustee Motion to Dismiss (post-confirmation)**  
**37) Answer filed by Debtor**

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9:30 AM **13-71352** Robert D Viers  
Ch 13  
Trustee: Micale (393585)  
**Moving:**  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Darren T. Delafield  
**Matter:** **36) Motion to Dismiss Case/Debtor filed by Trustee**  
**37) Answer filed by Debtor**

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9:30 AM **13-71441** Michael Bruce Quesenberry, Jr and  
Ch 13 Lena Lane Quesenberry  
Trustee: Micale (393585)

**Moving:** Christopher T. Micale (393585)

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **61) Trustee's Motion to Dismiss Case (post-confirmation).**

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9:30 AM **14-70310** Gary Darnell Cobbs  
Ch 13  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Tracy Allen Giles

**Matter:** **38) Amended Chapter 13 Plan filed by Debtor (post-confirmation)**

**44) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by Trustee**

**Comment** **45) Amended plan filed 11/6, set: 12/22/14 @9:30am before Judge Black**

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9:30 AM **14-70542** Robert Jay Bergstrom and  
Ch 13 Christie Wynn Archer  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **26) Amended Chapter 13 Plan filed by Debtors(post-confirmation)**

**38) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by Trustee**

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9:30 AM **14-70542** Robert Jay Bergstrom and  
Ch 13 Christie Wynn Archer  
Trustee: Micale (393585)

**Moving:** Richard L. Greenberg

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **31) Motion to Allow Claims by Creditor Old Republic Insurance Company to be filed late**

**34) Response filed by Debtors (Hart)**

**36) Response to Motion to Allow Late Filing of Claim Filed by Trustee(Shorter)**

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9:30 AM **14-70609** Debra Dee Burnett  
Ch 13  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **25) Amended Chapter 13 Plan filed by Debtor (post-confirmation)**

**31) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by trustee**

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9:30 AM **14-70747** Mathew Ben Graham, Sr. and  
Ch 13 Jacqueline Faye Graham  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **24) Amended Chapter 13 Plan filed by Debtors**  
**14) Trustees 341 Report and Show Cause and Motion to Dismiss**  
**29) Supplemental Trustees 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-70850** Ricky Thomas Widner and  
Ch 13 Connie Snider Widner  
Trustee: Micale (393585)

**Moving:** Richard Daniel Scott

**Opposing:**

**Debtor or Plaintiff Attorney:** Richard Daniel Scott

**Matter:** **35) Amended Chapter 13 Plan filed by Debtors**  
**25) Trustee 341 Report and Show Cause and Motion to Dismiss**  
**30) Supplemental Trustee 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-70851** Karleen Evans Cole  
Ch 13  
Trustee: Micale (393585)

**Moving:** Malissa Lambert Giles

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **24) Amended Chapter 13 Plan filed by Debtor**  
**19) Trustee 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-70964** Tony Lee Vest and  
Ch 13 Melissa Pendleton Vest  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **20) Amended Chapter 13 Plan filed by Debtors (post-confirmation)**  
**24) Objection to Confirmation of Plan and Notice of Motion to Dismiss Filed by trustee**

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9:30 AM **14-71069** Christopher Rodney Carter and  
Ch 13 Etta Farmer Carter  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **15) Chapter 13 Plan filed by Debtors**  
**18) Trustees 341 Report and Show Cause and Motion to Dismiss**  
**27) Supplemental Trustees 341 Report and Show Cause and Motion to Dismiss**  
**31) Supplemental Trustees 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-71069** Christopher Rodney Carter and  
Ch 13 Etta Farmer Carter  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **33) Motion for Distribution filed by Debtor**

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9:30 AM **14-71084** Richard Diehl Lyckman and  
Ch 13 Emilie Thompson Thompson  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **18) Motion to Sell filed by Debtor**  
**21) Response filed by Trustee**

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9:30 AM **14-71084** Richard Diehl Lyckman and  
Ch 13 Emilie Thompson Thompson  
Trustee: Micale (393585)

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **8) Chapter 13 Plan filed by Debtors**  
**17) Trustees 341 Report and Show Cause and Motion to Dismiss**  
**25) Supplemental Trustees 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-71084** Richard Diehl Lyckman and  
Ch 13 Emilie Thompson Thompson  
Trustee: Micale (393585)

**Moving:** Bryan James Palmer

**Opposing:** Christopher T. Micale (393585)

**Debtor or Plaintiff Attorney:** Bryan James Palmer

**Matter:** **28) Motion for Approval of Loan Modification Filed by Debtors**  
**31) Response and objection to fees filed by trustee**

**Comment** order tendered

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9:30 AM **14-71292** Charline Elizabeth Hardy  
Ch 13  
Trustee: Micale (393585)

### **Confirmation Hearings**

**Moving:** Malissa Lambert Giles

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **8) Chapter 13 Plan filed by Debtor**  
**16) Trustee's 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-71370** Bryan James Hill and  
Ch 13 Stephanie Nicole Hill  
Trustee: Micale (393585)

### Confirmation Hearings

**Moving:** Malissa Lambert Giles

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **11) Chapter 13 Plan filed by Debtors**  
**18) Trustee's 341 Report and Show Cause and Motion to Dismiss**

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9:30 AM **14-71372** Mark Ricky Hendricks and  
Ch 13 Kelly Sue Hendricks  
Trustee: Micale (393585)

### Confirmation Hearings

**Moving:** Malissa Lambert Giles

**Opposing:**

**Debtor or Plaintiff Attorney:** Malissa Lambert Giles

**Matter:** **14) Chapter 13 Plan filed by Debtors**  
**19) Trustee's 341 Report and Show Cause and Motion to Dismiss**

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2:00 PM **11-72355** Richard D. Bays  
Ch 11  
Trustee: Vogel(74)

**Moving:** George I Vogel(74)

**Opposing:**

**Debtor or Plaintiff Attorney:** Lawrence John Anderson

**Matter:** **703) Motion for Entry of Order Filed by Trustee**

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2:00 PM **11-72355** Richard D. Bays  
Ch 11  
Trustee: Vogel(74)

**Moving:** George I Vogel(74)

**Opposing:**

**Debtor or Plaintiff Attorney:** Lawrence John Anderson

**Matter:** **704) Motion to Shorten Notice Requirement for 703) Motion for Entry of Order Filed by Trustee**

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2:00 PM 13-05039 Vogel v. Gardea et al  
† Ch 7  
13-50536 Gerardo Gardea and Jesus Clemencia Gardea

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** James R Cromwell

**Matter:** Pre-trial: 1) Complaint filed by George Vogel, Trustee  
5) Motion to Dismiss Adversary Proceeding filed by WELLS FARGO BANK, N.A. (Stark)  
9) Response filed by Counter-Defendant George I Vogel (Cromwell)

6) Counterclaim against Vogel filed by Wells Fargo, NA (Stark)  
7) Cross-Claim against debtors filed by WELLS FARGO BANK, N.A.,  
N.A.,

10) Motion to Dismiss Counterclaim of Wells Fargo, NA in Adversary Proceeding filed by Vogel  
(Cromwell)

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2:00 PM 13-05039 Vogel v. Gardea et al  
† Ch 7  
13-50536 Gerardo Gardea and Jesus Clemencia Gardea

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** James R Cromwell

**Matter:** 27) Motion to Set Hearing on Motion for Disbursement of Proceeds from Sale of Property filed by  
Counter-Claimant, WELLS FARGO BANK, N.A., (Stark)  
28) Objection filed by Counter-Defendant George I Vogel (Vogel)  
29) Objection to Motion to set hearing filed by U.S. Trustee(Charboneau)

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2:00 PM 13-71316 Keith's Tree Farms  
Ch 12  
Trustee: Micale(Ch 12)

**Moving:** Christopher T. Micale (393585)

**Opposing:** Mark L. Esposito

**Debtor or Plaintiff Attorney:** Robert Tayloe Copeland

**Matter:** 139) Motion for Distribution Pursuant to 11 U.S.C. Sec. 1226(a) Filed by Trustee  
144) Response filed by Grayson National Bank

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2:00 PM 13-71316 Keith's Tree Farms  
Ch 12  
Trustee: Micale(Ch 12)

**Moving:** Robert Tayloe Copeland

**Opposing:** Michael L. Shortridge

**Debtor or Plaintiff Attorney:** Robert Tayloe Copeland

**Matter:** 142) Motion to Amend Order filed by Debtor :  
136) Memorandum Decision and  
137) Order Dismissing Case  
145) Objection filed by First Community Bank (Shortridge)

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2:00 PM 13-71316 Keith's Tree Farms  
Ch 12  
Trustee: Micale(Ch 12)

**Moving:** Mark L. Esposito

**Opposing:**

**Debtor or Plaintiff Attorney:** Robert Tayloe Copeland

**Matter:** 143) Motion to Dismiss Case/Debtor Filed by Creditor Grayson National Bank

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2:00 PM 13-71316 Keith's Tree Farms  
Ch 12  
Trustee: Micale(Ch 12)

**Moving:** Michael L. Shortridge

**Opposing:**

**Debtor or Plaintiff Attorney:** Robert Tayloe Copeland

**Matter:** 104) Motion to Dismiss Case/Debtor filed by First Community Bank (Shortridge)

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2:00 PM 13-71316 Keith's Tree Farms  
Ch 12  
Trustee: Micale(Ch 12)

**Moving:** Mark L. Esposito

**Opposing:**

**Debtor or Plaintiff Attorney:** Robert Tayloe Copeland

**Matter:** Doc# 150 Objection to (142 Motion to Amend Order filed by Debtor Keiths Tree Farms) Filed by Mark L. Esposito on behalf of Grayson National Bank

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2:00 PM 14-70993 Donald K Slone and  
Ch 11 Hilda J Slone

**Moving:** Stephen E. Dunn

**Opposing:** Douglas T. Stark

**Debtor or Plaintiff Attorney:** Stephen E. Dunn

**Matter:** 42) Objection to Claim #7-1 of M&T Bank filed by debtors  
46) Response filed by Creditor M&T Bank (Stark)

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2:00 PM 14-71201 Carol Elaine Burton  
Ch 7  
Trustee: Vogel(74)

**Moving:** Mark A Black

**Opposing:**

**Debtor or Plaintiff Attorney:** Mark A Black

**Matter:** 10) Debtor Motion to Extend Issuance of Discharge

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2:00 PM 14-71330

Ch 7

Trustee: McLean(72)

Michael Lawrence Gravley and

Kellie Simpkins Gravley

**Moving:** John R Patterson

**Opposing:**

**Debtor or Plaintiff Attorney:** Mark A Black

**Matter:** 21) Motion for Relief from Stay Filed by Creditor CAROLINA FINANCE LLC

29) Response filed by debtors

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