

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

**Honorable Rebecca B. Connelly
Wednesday, September 23, 2015**

Current as of 9/22/2015 at 4:12 PM

**Harrisonburg
Hearing**

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

10:00 AM **15-05002**

Vogel v. Adams, Jr et al

† Ch 7

10-51892

Carlton Meade Adams, Jr

Moving: George I Vogel(74)

Opposing:

Debtor or Plaintiff Attorney: George I Vogel

Matter: **18) Notice of Proposed Sale and Hearing on Confirmation of Sale Filed by Plaintiff**

10:00 AM **15-05002**

Vogel v. Adams, Jr et al

† Ch 7

10-51892

Carlton Meade Adams, Jr

Moving: George I Vogel(74)

Opposing:

Debtor or Plaintiff Attorney: George I Vogel

Matter: **20) Motion to Shorten Notice Requirement on Notice of Proposed Sale and Hearing on Confirmation of Sale**

10:00 AM **13-50284**

Melissa L Murphy

Ch 7

Trustee: Vogel(74)

Moving: George I Vogel(74)

Opposing:

Debtor or Plaintiff Attorney: Lucy Ivanoff

Matter: **75) Application for Compensation by Vogel & Cromwell LLC, Counsel for Trustee**

10:00 AM **14-50058**

Joseph Scott Mealy and

Ch 7

Tabitha Dawn Mealy

Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Doc# 23 Objection to Claim #1 Order and Notice - Atlas Acquisitions, LLC - filed by Trustee .**

10:00 AM **14-50058** Joseph Scott Mealy and
Ch 7 Tabitha Dawn Mealy
Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Doc# 24 Objection to Claim#2 Order and Notice - Atlas Acquisitions, LLC - filed by Trustee .**

10:00 AM **14-50058** Joseph Scott Mealy and
Ch 7 Tabitha Dawn Mealy
Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Doc# 25 Objection to Claim #4 Order and Notice - UVA Medical Center - Filed by Trustee .**

10:00 AM **14-50058** Joseph Scott Mealy and
Ch 7 Tabitha Dawn Mealy
Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Doc# 26 Objection to Claim #5 Order and Notice - Rockingham Memorial Hospital - Filed by Trustee .**

10:00 AM **14-50058** Joseph Scott Mealy and
Ch 7 Tabitha Dawn Mealy
Trustee: Vogel(74)

Moving:

Opposing:

Debtor or Plaintiff Attorney: Kerry Dane Armentrout

Matter: **Doc# 27 Objection to Claim #6 Order and Notice - Augusta Health - Filed by Trustee .**

10:00 AM **14-50728** Jason Allen McDonald and
Ch 7 Callie Lynn McDonald
Trustee: Scott(80)

Moving: William Edward Callahan Jr

Opposing:

Debtor or Plaintiff Attorney: Douglas W. Harold

Matter: **22) Motion for Rule 2004 Examination Filed by Trustee W Stephen Scott(80)**

Courtroom Deputy Notes:

Order Granting Motion in cmorders

10:00 AM **15-05011** Dennis v. Mojica
† Ch 7
15-50128 Noel Salvador Mojica and Nancy Marie Mojica

Moving: Roland S. Carlton Jr.
Opposing: Dale Reese Jensen
Debtor or Plaintiff Attorney: Dale Reese Jensen
Matter: **11) Motion For Sanctions Filed by Defendant**
13) Response filed by Plaintiff

10:00 AM **15-05011** Dennis v. Mojica
† Ch 7
15-50128 Noel Salvador Mojica and Nancy Marie Mojica

Moving: Roland S. Carlton Jr.
Opposing: Dale Reese Jensen
Debtor or Plaintiff Attorney: Dale Reese Jensen
Matter: **12) Motion For Summary Judgment Filed by Defendant**
14) Response filed by Plaintiff

10:00 AM **15-50128** Noel Salvador Mojica and
Ch 7 Nancy Marie Mojica
Trustee: Vogel(74)
Moving: Dale Reese Jensen
Opposing: Roland S. Carlton Jr.
Debtor or Plaintiff Attorney: Roland S. Carlton
Matter: **22) Motion for Relief From Stay filed by 3rd Party Plaintiff James Gardner Dennis**
26) Response filed by Debtor

10:00 AM **15-50128** Noel Salvador Mojica and
Ch 7 Nancy Marie Mojica
Trustee: Vogel(74)
Moving: Dale Reese Jensen
Opposing:
Debtor or Plaintiff Attorney: Roland S. Carlton
Matter: **48) Motion to Amend Complaint/Response Filed by 3rd Party Plaintiff James Gardner Dennis**

10:00 AM **15-05011** Dennis v. Mojica
† Ch 7
15-50128 Noel Salvador Mojica and Nancy Marie Mojica
Moving: Dale Reese Jensen
Opposing:
Debtor or Plaintiff Attorney: Dale Reese Jensen
Matter: **16) Motion to Amend Complaint/Response Filed by Plaintiff James Gardner Dennis**
17) Response by Defendant

10:00 AM **15-50432** Kenneth W. Southers and
Ch 7 Julia Southers
Trustee: Stevens (384920)
Moving: James O. Clough
Opposing:
Debtor or Plaintiff Attorney: James O. Clough
Matter: **Doc# 21 Motion to Dismiss Case/Debtor Filed by Joint Debtor Julia Southers, Debtor Kenneth W. Southers**

10:00 AM **15-50617** Rodney Keith Davis
Ch 7
Trustee: Creasy(70)
Moving:
Opposing:
Debtor or Plaintiff Attorney: Roland S. Carlton
Matter: **Doc# 10 Notice of Hearing on Reaffirmation Agreement 8) Reaffirmation Agreement filed by Creditor Springleaf Financial Services) indicating presumption of undue hardship.**

10:00 AM **15-50625** Evette D Newman
Ch 7
Trustee: Vogel(74)
Moving: George I Vogel(74)
Opposing:
Debtor or Plaintiff Attorney: Jeffrey A Ward
Matter: **Doc# 22 Objection to Debtor's Claim of Exemptions Filed by George I Vogel(74) on behalf of George I Vogel(74).**

Courtroom Deputy Notes:

Order in cmorders

10:00 AM **15-50669** Nicholas E Barb
Ch 7
Trustee: Scott(80)
Moving: W Stephen Scott(80)
Opposing:
Debtor or Plaintiff Attorney: ProSe / None
Matter: **Doc# 17 Motion to Dismiss Case for Abuse , Motion to Dismiss Case for Failure to File Required Documents under Section 521(i) Filed by Trustee W Stephen Scott(80)**

10:00 AM **15-50675** Carlos Cartrell Mason
Ch 7
Trustee: Stevens (384920)
Moving: Sara A. John
Opposing:
Debtor or Plaintiff Attorney: ProSe / None
Matter: **Doc# 16 Motion for Relief from Stay Filed by Santander Consumer USA Inc. dba Chrysler Capital**

10:00 AM **15-50675** Carlos Cartrell Mason
Ch 7
Trustee: Stevens (384920)

Moving:

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **23) Order Scheduling Hearing to consider whether Debtor meets the eligibility requirements of section 109(h)**
6) Order of Deficiency Schedules Due
21) Certificate of Credit Counseling filed by Debtor

10:00 AM **15-50692** Jerry Wayne Amos and
Ch 7 Jeannie Lannelle Amos
Trustee: Stevens (384920)

Moving: Sara A. John

Opposing:

Debtor or Plaintiff Attorney: Roland S. Carlton

Matter: **Doc# 7 Motion for Relief from Stay , Notice of Hearing, and Waiver Fee Amount Filed by Creditor Santander Consumer USA Inc. dba Chrysler Capital**

10:00 AM **15-50809** Stacy Marie Anderson
Ch 7
Trustee: Scott(80)

Moving: Sara A. John

Opposing:

Debtor or Plaintiff Attorney: Gerardo M. Delgado

Matter: **Doc# 9 Motion for Relief from Stay and Notice of Hearing Fee Amount Filed by Creditor Americredit Financial Services, Inc. dba GM Financial**

3:00 PM **14-61215** IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: **209) Motion for Entry of Order Authorizing the Debtor to Enter into a Royalty Agreement filed by Debtor**
227) Objection filed by Creditor Branch Banking and Trust Company (Pearl)
229) Objection filed by Creditor Wells Fargo Bank Northwest, N.A. as Indenture Trustee (Perkins)

Courtroom Deputy Notes:

Parties to participate by dialing in to court conference #540-769-8744:
Robert Westermann for Debtor
Robert Chappell, Timothy Moore for Integral Electrical Services, Inc.
Peter Pearl for Branch Banking and Trust
Margaret Garber for U.S. Trustee

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing: Melissa Yvonne York

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 419) First Omnibus Objection by Debtor to Claim #64 of James River Equipment of Virginia, LLC
456) Response filed by James River Equipment of Virginia, LLC

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 421) Third Omnibus Objection by Debtor to Claim:
#16 of Trey K. Electric
#20 of Golder Associates, Inc.
451) Response filed by Golder Associates Inc

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 422) Fourth Omnibus Objection by Debtor to Claim #9, #35, #36, #37 and #38 of John Osterberg

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 428) Objection by Debtor to Claim #69 of Federal Insurance Company

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing: Andrew S Goldstein

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 430) Objection by Debtor to Claim #34 of Williams Brothers Coal Company, Inc.
462) Response by Williams Brothers Coal Company, Inc.

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 432) Objection by Debtor to Claim #66 of Wells Fargo Bank Northwest

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 433) Objection by Debtor to Claim #70 of Federal Insurance Company

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 376) Approval of Disclosure Statement filed by Debtor

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 327) Motion to Use Cash Collateral filed by Debtor
335) Objection by Wells Fargo Bank Northwest, N.A. as Indenture Trustee (Perkins)
337) Objection by Virginia Electric and Power Company (McCollough)
374) Objection by Branch Banking and Trust Company (Pearl)

3:00 PM 14-61215 IBCS Mining, Inc.
Ch 11

Moving: Robert S Westermann

Opposing:

Debtor or Plaintiff Attorney: Robert S Westermann

Matter: 614) Second Interim Application of Dove and Associates, P.C. for Allowance of Compensation and Expense Reimbursement as Accountant to the Debtors for the Period of September 6, 2014 Through September 7, 2015 filed by Debtor
