

**U.S. BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

Honorable Frank W. Volk

Thursday, July 28, 2016

Current as of 7/21/2016 at 2:57 PM

**Sidney L. Christie Building
First Floor Courtroom**

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Sidney L. Christie Building
Huntington, WV 25701**

1:30 PM **3:11-bk-30732** Patrick William Ronk
Ch 13
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Frederick L. Delp

Matter: [\[78\] Trustee's Motion to Dismiss Case for failure to maintain payments to the Trustee .](#)

1:30 PM **2:16-bk-20027** Amanda Lee Cooper and
Ch 13 Donna Renee Frye
Trustee: Morris

Confirmation Hearings

Moving: Roger A. Isla

Opposing:

Debtor or Plaintiff Attorney: Roger A. Isla

Matter: [Confirmation Hearing Re: \[8\] Debtors' Chapter 13 Plan; \[27\] Debtors' Certification of Confirmation of Chapter 13 Plan.](#)

1:30 PM **3:16-bk-30016** William Matthew McDavid and
Ch 13 Janine Marie McDavid
Trustee: Morris

Confirmation Hearings

Moving: Colten L Fleu

Opposing:

Debtor or Plaintiff Attorney: Colten L Fleu

Matter: [1\). Confirmation Hearing Re: \[24\] Debtors' Chapter 13 Plan.
2\). Preliminary Hearing Re: \[36\] Motion to Modify Automatic Stay and for Abandonment upon a 2009 Ford Edge, filed by Creditor BB&T Company; \[42\] Trustee's Response thereto.](#)

1:30 PM **2:15-bk-20253** Susan Lynne Burns
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Colten L Fleu

Opposing:

Debtor or Plaintiff Attorney: Colten L Fleu

Matter: **Confirmation Hearing Re: [17] Debtor's Chapter 13 Plan, with Motion to Value Secured Property (Real Property located 104 Beechie Ford Road) of Wells Fargo, N.A..**

1:30 PM **3:13-bk-30017** Timothy Ray Lovejoy and
Ch 13 Cheryl Ann Lovejoy
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: John F. Leaberry

Matter: **[69] Trustee's Motion to Dismiss Case.**

1:30 PM **2:14-bk-20561** Michael Duane Boggs
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Scott G. Stapleton

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Confirmation Hearing Re: [51] Request by Trustee Helen M. Morris for Continued Confirmation Hearing Re:[7] Debtor's Chapter 13 plan .**

1:30 PM **2:14-bk-20618** Mary Elizabeth Booker
Ch 13
Trustee: Morris

Status Hearing

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **[87] Trustee's Notice in Re: [83] Order Confirming Plan Notice of Change Which Appears to Render the Confirmed Plan Unfeasible.**

1:30 PM **2:15-bk-20535** Scottie Delain Adkins
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Scott G. Stapleton

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Confirmation Hearing Re: [12] Debtor's Chapter 13 Plan, with Motion to Value Secured Property (Cat D3C Bulldozer) of Cnh Cap Amer.**

1:30 PM **3:12-bk-30230** Clifton William Smith and
Ch 13 Stephanie Carol Smith
Trustee: Morris

Status Hearing

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Status Conference Re: [117] Notice Filed by Trustee Helen M. Morris Re: [73] Order Confirming Plan .**

1:30 PM **3:15-bk-30311** Melissa Denise Delawder
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Scott G. Stapleton

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Confirmation Hearing Re: [6] Debtor's Chapter 13 Plan and [28] Objection thereto by West Virginia State Tax Department.**

1:30 PM **3:15-bk-30378** Maxine McKinney Jeffrey
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Scott G. Stapleton

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Confirmation Hearing Re: [51] Debtor's Amended Chapter 13 Plan.**

1:30 PM **3:15-bk-30486** John Paul Hockenberry, Jr. and
Ch 13 Kelly Renee Hockenberry
Trustee: Morris

Confirmation Hearings

Moving: Scott G. Stapleton

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Confirmation Hearing Re: [54] Debtors' Amended Chapter 13 Plan; [50] Trustee's Objection thereto; [71] Debtor's Certification Requesting Confirmation of Chapter 13 Plan.**

1:30 PM **2:13-bk-20290** Ronald Gene McCoy and
Ch 13 Therisa Lynn McCoy
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **[108] Trustee's Motion to Dismiss Case for Failure to Maintain Plan Payments and Failure to Comply with Court Order.**

1:30 PM **2:14-bk-20546** Gary Dale Wiley and
Ch 13 Deborah Lynn Wiley
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: [\[90\] Trustee's Second Motion to Dismiss Case.](#)

1:30 PM **3:11-bk-30553** Scott Alan Arthur and
Ch 13 Buffy Lachelle Arthur
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: [1. \[146\] Trustee's Third Motion to Dismiss Case for failure to maintain payments to the Trustee.](#)

[2. Status Conference Re: \[149\] Notice Filed by Trustee Helen M. Morris \(Notice of Payment Change which appears to render the confirmed plan not feasible\) Re: \[135\] Notice of Mortgage Payment Change.](#)

1:30 PM **3:12-bk-30614** Benjamin Moir Horton, Jr. and
Ch 13 Cheryl Jean Horton
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: [\[90\] - Trustee's Motion to Dismiss Case for failure to maintain payments to the Trustee.](#)

1:30 PM **3:13-bk-30093** Vanessa Lynn Charley
Ch 13
Trustee: Morris

Moving: Brian Richard Blickenstaff

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: [\[51\] - Motion by Trustee Helen M. Morris to Compromise or Approve Settlement Re State Civil Action.](#)

1:30 PM **3:15-bk-30496** Toney Rush Light and
Ch 13 Janet Diane Light
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: [\[36\] Trustee's Objection to Claim Number #19, held by Element Federal Credit Union; \[46\] Reply thereto, filed by Creditor ELEMENT FCU to Trustee's Objection; \[38\] Trustee's Objection to Claim Numb# 20, held by Element Federal Credit Union; \[47\] Response thereto, filed by Creditor ELEMENT FCU to the Trustee's objection.](#)

1:30 PM **3:11-bk-30344** Ronald Ray Pridemore and
Ch 13 Sherry Ann Pridemore
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Scott G. Stapleton

Matter: **Discharge Hearing**

1:30 PM **2:15-bk-20370** Carlos Jamin Manley and
Ch 13 Vanessa Dawn Manley
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [56] Debtors' Amended Chapter 13 Plan, with MOTION TO VALUE SECURED PROPERTY (2011 CLAYTON MOBILE HOME) of VANDERBILT, with MOTION TO VALUE SECURED PROPERTY(NO CLAIM) 1994 CHEVY CAMERO) of ONE MAIN FINANCIAL and [26] Objection of Vanderbilt Mortgage and Finance Inc..**

1:30 PM **3:11-bk-30262** Jeffrey Scott Sowards and
Ch 13 Audra Lee Sowards
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Status Conference Re: [160] Notice Filed by Trustee Helen M. Morris Re: [58] Amended Chapter 13 Plan (Notice of Change which Appears to Render Confirmed Plan Unfeasible).**

1:30 PM **3:14-bk-30515** Shirley Diane Mounts
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [7] Debtor's Chapter 13 Plan, with Motion to Value Secured Property (200MH) of Green Tree; [41] Objection thereto, filed by Creditor Green Tree Servicing LLC..**

1:30 PM **3:15-bk-30051** William Matthew Brown and
Ch 13 Pamela Sue Brown
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [89] - Debtors' Amended Chapter 13 Plan, WITH MOTION TO VALUE SECURED PROPERTY (Trailer) of BANK OF NEW YORK MELLONT TRUST *PER MELLON'S OBJECTION.***

1:30 PM **3:15-bk-30402** Charles Robert Cook and
Ch 13 Jessa Rae Cook
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **1. Confirmation Hearing Re: [67] Amended Chapter 13 Plan filed by Debtor Charles Robert Cook & Joint Debtor Jessa Rae Cook and [35] Objection by Creditor State of West Virginia/ Department of Tax and Revenue.**
2. [71] Trustee's Motion to Dismiss for failure to maintain payments to the Trustee.

1:30 PM **3:15-bk-30494** William Vernon Smith and
Ch 13 Sharon Ann Smith
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [9] Debtors' Chapter 13 Plan, with MOTION TO VALUE SECURED PROPERTY (2008 TOYOTA 4 RUNNER) OF CITY NATIONAL.**

1:30 PM **3:15-bk-30497** Charles Michael Vannatter and
Ch 13 Georgiana NMN Vannatter
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [47] Debtors' Amended Chapter 13 Plan, with Motion to Value Secured Property (2010 Clorodo) of BB&T; [26] Objection thereto by Creditor BB&T; [44] Trustee's Objection thereto; [64] Objection thereto filed by Creditor BB&T.**

1:30 PM **3:15-bk-30499** Misty Lynn Kleber
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Misty Lynn Kleber

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [20] Debtor's Amended Plan; [47] Debtor's Certification Requesting Confirmation of Chapter 13 Plan.**

1:30 PM **3:16-bk-30010** Dawn Lee MacFarland and
Ch 13 Thomas Gary MacFarland
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **1. Confirmation Hearing Re: [9] Debtors' Chapter 13 Plan, [22] Objection thereto by State of West Virginia Tax Department, [26] Objection thereto filed by LSGG Fund 19 LLC.
2. [47] Trustee's Motion to Dismiss for failure to maintain payments to the Trustee.**

1:30 PM **3:16-bk-30077** James Albert Mitchell and
Ch 13 Pamela Diane Mitchell
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [14] Debtors' Chapter 13 Plan; [32] Trustee's Objection thereto; [45] Objection thereto filed by Creditor BB&T (First Deed of Trust); [46] Objection thereto filed by Creditor BB&T (Second Deed of Trust); [50] Objection thereto filed by WVSTDR; [58] Objection thereto filed by IRS.**

1:30 PM **3:16-bk-30080** Brian Keith Shannon
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [33] Debtor's Amended Chapter 13 Plan, with Motion to Value Secured Property (2009 Polaris) of University of KY FCU.**

1:30 PM **3:16-bk-30090** Jacqueline Renee Griffith
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [9] Debtor's Chapter 13 Plan
[21] Trustee's Objection thereto and [29] Objection thereto filed by WVSTD**

1:30 PM **3:16-bk-30224** Pete Lawrence Gillespie, II
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Confirmation Hearing Re: [9] Debtor's Chapter 13 Plan; [22] Trustee's Objection thereto.**

1:30 PM **3:14-bk-30261** Richard Allen Abbott and
Ch 13 Ilona Marie Abbott
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[112] Trustee's Motion to Dismiss for failure to maintain payments to the Trustee.**

1:30 PM **3:11-bk-30183** Cynthia Gale Hardman
Ch 13
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[101] Notice of Final Cure Mortgage Payment filed by Trustee Helen M. Morris
[107] Response to Notice of Final Cure Mortgage Payment filed by Creditor Wilmington Savings
Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage
Acquisition Trust.**

1:30 PM **3:15-bk-30511** Robert Franklin Robins, Jr.
Ch 13
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[44] Trustee's Motion to Dismiss for failure to maintain payments to the Trustee.**

1:30 PM **3:16-bk-30259** Kenneth Edward Maxwell, Sr.
Ch 13
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [\[17\] Trustee's Motion to Dismiss Case for Lack of Jurisdiction.](#)

1:30 PM **3:12-bk-30413** James Gregory Rowsey
Ch 13
Trustee: Morris

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [\[97\] Debtor's Motion to Reinstate Case.](#)

1:30 PM **3:11-bk-30180** Matthew Nathan Freeman and
Ch 13 Andrea Nikol Freeman
Trustee: Morris

Moving: Johnie R Muncy

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [Preliminary Hearing Re: \[103\] Motion by Creditor JPMorgan Chase Bank, National Association to Lift Automatic Stay upon 29 Hazel Circle, Winfield, WV 25213 .](#)

1:30 PM **3:12-bk-30340** Richard Rexford Tenney, II
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [Confirmation Hearing Re: \[7\] Chapter 13 Plan previously confirmed \(may longer be feasible\).](#)

1:30 PM **3:16-bk-30171** Mickey Gale Clark
Ch 13
Trustee: Morris

Moving: Andrew R Thalman

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [Preliminary Hearing \[28\] Motion by Creditor Wesbanco Bank, Inc. to Lift Automatic Stay upon 2016 Chevy Silverado, 2012 GMC Sierra, Equipment, 3643 S 3rd St, Ironton, OH. \[32\] Trustee's response thereto, \[34\] Debtor's objection thereto.](#)
