

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

**Honorable Frank W. Volk
Wednesday, October 5, 2016**

Current as of 9/28/2016 at 3:11 PM

**Charleston
Bankruptcy Courtroom A**

**Bankruptcy Courtroom A
6400 Robert C. Byrd U.S. Courthouse
Charleston, WV 25301**

10:00 AM **2:16-bk-20131** Charlotte Sue Hanson
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Charlotte Sue Hanson

Opposing:

Debtor or Plaintiff Attorney: Brian Richard Blickenstaff

Matter: **Confirmation Hearing Re: [48] Amended Chapter 13 Plan filed by Debtor Charlotte Sue Hanson.**

10:00 AM **2:16-bk-20224** Lora L Martin
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Lora L Martin

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **1. Confirmation Hearing Re: [7] Debtor's Chapter 13 Plan.
2. [36] - Motion by Trustee Helen M. Morris to Dismiss Case for Failure to Make Plan Payments.**

10:00 AM **2:16-bk-20470** Melissa Dawn Sutphin
Ch 13
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **[11] Trustee's Motion to Dismiss Case for Failure to Obtain Pre-Petition Credit Counseling.**

10:00 AM **2:13-bk-20424** Robert Lee Brown, Jr.
Ch 13
Trustee: Morris

Moving: James M. Pierson

Opposing:

Debtor or Plaintiff Attorney: James M. Pierson

Matter: **1). [223] Debtor's Motion to Reconsider and objection to the entry of the Trustee's Order Confirming [169] Amended Plan Order, [226] Debtor's response to [223] Motion and objection, [243] TRUSTEE'S REPORT REGARDING OBJECTION TO CONFIRMATION ORDER AND MOTION FOR RECONSIDERATION .**

2). [236] Debtor's Motion to Ratify Sale and Proceeds Paid to the Chapter 13 Trustee.

10:00 AM **1:16-bk-10002** Larry Brandon Cantrell and
Ch 13 Candace Faith Cantrell
Trustee: Morris

Confirmation Hearings

Moving: Robert H. Carlton

Opposing:

Debtor or Plaintiff Attorney: Robert H. Carlton

Matter: **Confirmation Hearing Re [15] Debtors' Chapter 13 Plan, [43] Objection by Creditor Deutsche Bank National Trust Company as Trustee for The Soundview Home Loan Trust 2007-NS1 Asset-Backed Certificates, Series 2007-NS1 [48] Debtors' Response thereto Re: [43] objection.**

10:00 AM **2:16-bk-20086** David Stewart Lester and
Ch 13 Katrina Twardy Lester
Trustee: Morris

Confirmation Hearings

Moving: Robert H. Carlton

Opposing:

Debtor or Plaintiff Attorney: Robert H. Carlton

Matter: **Confirmation Hearing Re: [9] Debtors' Chapter 13 Plan, with Motion to Value Secured Property (2005 Ford F150) of Credit Acceptance; [39] Debtors' Certification Requesting Confirmation of Chapter 13 Plan.**

10:00 AM **2:16-bk-20143** Timmy Nmn Tackett, Jr. and
Ch 13 Angelena Rose Tackett
Trustee: Morris

Confirmation Hearings

Moving: Robert H. Carlton

Opposing:

Debtor or Plaintiff Attorney: Robert H. Carlton

Matter: **Confirmation Hearing Re: [18] Chapter 13 Plan, [28] Objection thereto by the WV Bureau of Child Support Enforcement, [60] Debtors' response thereto to Trustee's objection to confirmation.**

10:00 AM **2:15-bk-20114** Billy Ray Bishop
Ch 13
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Robert H. Carlton

Matter: [\[66\] - Trustee's Second Motion to Dismiss Case.](#)

10:00 AM **2:15-bk-20636** Berdine Denise Edens
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Shari L. Collias

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: [Confirmation Hearing Re: \[12\] Debtor's Chapter 13 Plan; \[39\] & \[50\] Debtor's Certification of Confirmation of Chapter 13 Plan.](#)

10:00 AM **2:16-bk-20084** Keith Ellis Todd and
Ch 13 Sharon Kay Todd
Trustee: Morris

Confirmation Hearings

Moving: Shari L. Collias

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: [Confirmation Hearing Re: \[49\] Debtors' Amended Chapter 13 Plan.](#)

10:00 AM **2:11-bk-20698** John Michael Radochio and
Ch 13 Sheila Maxline Radochio
Trustee: Morris

Moving: Shari L. Collias

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: [\[126\] Debtors' Motion to Modify Confirmed Plan; \[137\] Trustee's Report thereto.](#)

10:00 AM **2:11-bk-20833** Reuben Shawn Tyree and
Ch 13 Jennifer Nichole Tyree
Trustee: Morris

Moving: Shari L. Collias

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: [\[87\] - Motion Filed by Debtor Reuben Shawn Tyree to Incur Indebtedness to Repair/Replace Property Damaged Due to Flood, \[91\] Trustee's response thereto.](#)

10:00 AM **2:13-bk-20476** Gustave Manuel Belcher and
Ch 13 Eugenia Tamara Belcher
Trustee: Morris

Status Hearing

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: **[90] Trustee's Notice of change which appears to Render the [86] Confirmed Plan not Feasible.**

10:00 AM **2:15-bk-20098** Jack Richard Collins and
Ch 13 Sharon Lynn Collins
Trustee: Morris

Moving: Johnie R Muncy

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: **Preliminary Hearing Re: [59] Motion to Lift Automatic Stay or in the Alternative Adequate Protection upon a 2006 Harley-Davidson FLHTCUI Ultra Classic Electra, filed by Creditor Harley-Davidson; [63] Trustee's Response thereto.**

10:00 AM **2:16-bk-20356** Grafton Lewis Buzzard and
Ch 13 Linda Lou Buzzard
Trustee: Morris

Moving: Thomas L. Canary Jr.

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: **Preliminary Hearing Re: [27] Motion to Lift Automatic Stay upon a 2008 KZ-Durango, filed by Creditor Bank of the West; [31] Trustee's Response thereto.**

10:00 AM **3:08-bk-30329** Sheila Kay Smith
Ch 13
Trustee: Morris

Status Hearing

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Shari L. Collias

Matter: **[209] Trustee's Notice of Change which Appears to Renders the [89] Confirmed Plan Not Feasible.**

10:00 AM **2:13-bk-20571** Jannette Carol Olenchick
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **1. Confirmation Hearing Re: [146] Amended Chapter 13 Plan filed by Debtor Jannette Carol Olenchick.**

2. [132] Trustee's Motion to Dismiss.

****NOTE: Confirmation to be heard with [132] Trustee's Motion to Dismiss per Court ruling from hearing held 9/7/2016.****

10:00 AM **2:15-bk-20635** Annette Lee Good
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; [26] Objection thereto filed by Creditor HSBC Bank USA, N.A..**

10:00 AM **2:16-ap-02031** Good v. Attorney Client Services, aka Law Office of Ronald
† Ch 13
2:15-bk-20635 Annette Lee Good

Moving: Benjamin M. Sheridan

Opposing:

Debtor or Plaintiff Attorney: Benjamin M. Sheridan

Matter: **Plaintiff's Motion Re: [14] Motion to Serve Apryll Boggs by Publication.**

10:00 AM **2:16-bk-20145** Maurice Mitchell Mollett
Ch 13
Trustee: Morris

Moving: Jacob C. Zweig

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **1). Confirmation Hearing Re: [9] Debtor's Chapter 13 Plan; [27] Trustee's Objection thereto; [46] Objection thereto, filed by Creditor BB&T; [59] Objection thereto, filed by Creditor Wendover Financial Group.**
2). Preliminary Hearing Re: [66] Motion to Modify Automatic Stay and to Compel Abandonment upon a 2015 Volvo S60, filed by Creditor Volvo Car Financial Services US, LLC.; [70] Trustee's Response thereto.

10:00 AM **2:16-bk-20221** Susan Lowe Owens
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 and [22] Trustee's Objection thereto, [24] Objection thereto filed by PHH Mortgage, [26] Objection thereto by WVSTD**

10:00 AM **2:16-bk-20421** Brian Keith Ennis
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[30] Motion filed by Attorney Lyne Ranson Law Offices, PLLC to Restrict Public Access or Redact.**

10:00 AM **2:11-bk-20667** Jo Ann Loftis and
Ch 13 Ersel Dean Loftis
Trustee: Morris

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[100] Debtors' Motion for Approval of Post Petition Financing from Santander Consumer USA in the Amount of \$24458.00; [104] Trustee's Response thereto.**

10:00 AM **2:16-bk-20112** Sharron Rene Carrethers
Ch 13
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **[39] Trustee's Motion to Dismiss Case.**

10:00 AM **1:16-bk-10025** Malcolm Lee McCoy and
Ch 13 Crystal Lynn McCoy
Trustee: Morris

Confirmation Hearings

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **1). Confirmation Hearing Re: [32] Debtors' Amended Chapter 13 Plan; [27] Trustee's Objection thereto; [37] Debtors' Response thereto; [47] Objection thereto, filed by Creditor Mercedes-Benz Financial Services USA, LLC; [48] Objection thereto, filed by Creditor Sheffield Financial, a division of BB&T Financial; [65] Objection thereto, filed by Creditor WVSTDR; [89] Debtors' Response in Re: [86] Trustee's Plan Recommendation.**
2). [76] Debtors' Motion to Approve Insurance Settlement.

10:00 AM **2:14-bk-20672** Sheena Darlene Totten
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: William W. Pepper

Opposing:

Debtor or Plaintiff Attorney: William W. Pepper

Matter: **Confirmation Hearing Re: [99] Debtor's Chapter 13 Plan, [106] Trustee's objection to Plan.**

10:00 AM **2:16-bk-20208** David Wayne Sheppard and
Ch 13 Tena Marie Sheppard
Trustee: Morris

Confirmation Hearings

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **Confirmation Hearing Re: [16] Debtors' Chapter 13 Plan; [22] Trustee's Objection thereto.**

10:00 AM **2:16-bk-20332** Susan Williams Given and
Ch 13 David Paul Given
Trustee: Morris

Confirmation Hearings

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **1. Confirmation Hearing Re: [20] Debtors' Chapter 13 Plan.**
2. [28] Objection filed by Trustee Helen M. Morris to Exemptions Claimed by Debtor(s).

10:00 AM **2:16-bk-20341** Tomi Denise Walters
Ch 13
Trustee: Morris

Confirmation Hearings

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **1. Confirmation Hearing Re: [34] Amended Chapter 13 Plan,with Motion to Value Secured Property (5295 Doc Bailey Rd) of City National Bank,with Motion to Value Secured Property (5293 Doc Bailey Rd) of United National Bank,with Motion to Value Secured Property (5293 Doc Bailey Rd) of United National Bank filed by Debtor Tomi Denise Walters , [42] Objection thereto filed by United Bank.**

2. Preliminary Hearing Re: [51] Motion by Creditor United Bank to Lift Automatic Stay upon 5293 Doc Bailey Road, Cross Lanes, West Virginia 25313, [60] Objection filed by Tomi Denise Walters, [65] Response filed by Helen M. Morris.

10:00 AM **3:13-bk-30137** Sonia Jo Mitchell and
Ch 13 Clinton Alan Mitchell
Trustee: Morris

Moving: Helen M. Morris

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **[75] Trustee's Motion to Dismiss Case.**

10:00 AM **3:05-bk-31246** Raymond Gerald Musgrave and
Ch 13 Twila Ahreta Musgrave
Trustee: Morris

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **1). [430] Debtors' Motion for Hardship Discharge; [431] Trustee's Response thereto; [441] Debtors' STATEMENT IN SUPPORT OF MOTION FOR HARDSHIP DISCHARGE.
2). [427] Trustee's Motion to Dismiss Case.**

10:00 AM **2:12-bk-20040** Barbara Tyran Love
Ch 13
Trustee: Morris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: **[90] Trustee's Third Motion to Dismiss Case.**

1:30 PM **1:16-bk-10057** Roxanna Belcher Lester
Ch 7
Trustee: Johns

Moving: David C Nalley

Opposing:

Debtor or Plaintiff Attorney: Randal W. Roahrig

Matter: **Preliminary Hearing on [17] Motion by Creditor Ally Bank to Lift Automatic Stay upon Rt 1 Box 477, Bluefield, WV 24701.**

1:30 PM **2:09-bk-20682** Marsha Ann West
Ch 7
Trustee: Johns

Moving: Robert L. Johns

Opposing:

Debtor or Plaintiff Attorney: Joseph W. Caldwell

Matter: **265 Motion by Trustee Robert L. Johns to Avoid Judicial Lien held by Woodford Oil Company 267 Objection filed thereto**

1:30 PM **2:14-bk-20487** Judith Annie Zinn
Ch 7
Trustee: Johns

Moving:

Opposing:

Debtor or Plaintiff Attorney: Marshall C. Spradling

Matter: **Status Conference**

1:30 PM **6:16-bk-60086** Willard NMN True
Ch 7
Trustee: Johns

Moving: David C Nalley

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **Preliminary Hearing on [24] Motion by Creditor Nationstar Mortgage LLC to Lift Automatic Stay upon 17 Ash Circle, Davisville, WV 26142.**

1:30 PM **3:16-bk-30162** Brandy Sue Hayton
Ch 7
Trustee: Johns

Moving: David C Nalley

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: **1. 39 Motion to Lift Stay filed by Lakeview Loan Servicing LLC upon real estate located at RR1, Box 61A, Prichard, WV and for Abandonment
2. 44 Objection of Trustee to Exemptions Claimed by the Debtor.**

1:30 PM **2:14-bk-20479** Blair Law Offices, PLLC
Ch 7
Trustee: Standish

Moving: D. Geoff Varney

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [\[171\] & \[176\] Motion and Amended Motion Filed by Creditor Michael Marcum to Authorize the release of funds and any claim to said funds now held and controlled by the Trustee.](#)

Comment **Reset for 10/05/2016 at 1:30 pm**

1:30 PM **2:15-bk-20180** Parties Are Us, Inc.
Ch 11

Confirmation Hearings

Moving: Mitchell Lee Klein

Opposing:

Debtor or Plaintiff Attorney: Mitchell Lee Klein

Matter: [Hearaing Re: \[120\] Debtor's Amended Disclosure Statement and \[114\] Debtor's Amended Chapter 11 Plan.](#)

1:30 PM **2:15-bk-20243** Ronald Neal Walters, Sr.
Ch 11

Moving: Andrew S. Nason

Opposing:

Debtor or Plaintiff Attorney: Andrew S. Nason

Matter: [\[127\] Debtor's Proposed 4th Amended Chapter 11 Disclosure Statement.](#)

1:30 PM **3:16-bk-30398** Redbud Dock, LLC
Ch 11

Moving: Bradford Paul Bury

Opposing:

Debtor or Plaintiff Attorney: Stephen L. Thompson

Matter: [Preliminary Hearing](#)
