

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

**Honorable Frank W. Volk  
Wednesday, July 6, 2016**

*Current as of 6/29/2016 at 3:05 PM*

---

**Charleston  
Bankruptcy Courtroom A**

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

---

10:00 AM **2:15-bk-20644** James Carroll Cassell and  
Ch 13 Sheri Denise Cassell  
Trustee: Morris

**Confirmation Hearings**

**Moving:** Robert H. Carlton

**Opposing:**

**Debtor or Plaintiff Attorney:** Robert H. Carlton

**Matter:** **Confirmation Hearing Re [8] Debtor's Chapter 13 Plan, with Motion to Value Secured Property (Cadillac) of Commonwealth.**

---

1

10:00 AM **2:15-bk-20162** Misty Dawn Schoolcraft  
Ch 13  
Trustee: Morris

**Confirmation Hearings**

**Moving:** Shari L. Collias

**Opposing:**

**Debtor or Plaintiff Attorney:** Shari L. Collias

**Matter:** **Confirmation Hearing Re: [19] Debtor's Chapter 13 Plan upon [104] Request by Trustee Helen M. Morris for Continued Confirmation Hearing.**

---

2

10:00 AM **2:13-bk-20221** Christina Gaye Gilfilen  
Ch 13  
Trustee: Morris

**Moving:** Shari L. Collias

**Opposing:**

**Debtor or Plaintiff Attorney:** Shari L. Collias

**Matter:** **[72] Debtor's Motion to Modify Confirmed Plan to Reduce Payout to Unsecured Creditors, [88] Trustee's response thereto.**

---

3

10:00 AM **5:16-bk-50009** Clifford Ray Mills and  
Ch 13 Patsy Evangeline Mills  
Trustee: Morris

**Moving:** Bradford Paul Bury

**Opposing:**

**Debtor or Plaintiff Attorney:** John F. Leaberry

**Matter:** **Final Hearing Re: [33] Motion to Lift the Automatic Stay upon 135 acres, more or less in Talcott District, Summers County, West Virginia, filed by Creditor The Bank of Monroe.**

---

4

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

**Moving:** Mitchell Lee Klein

**Opposing:**

**Debtor or Plaintiff Attorney:** Mitchell Lee Klein

**Matter:** **1. Confirmation Hearing Re: [76] - Debtor's Amended Chapter 13 Plan, with Motion to Value (2010 Toyota Tahoma) of Pioneer Federal Credit Union, and [82] - Objection thereto by West Virginia State Tax Department.  
2. [132] Trustee's Second Motion to Dismiss Case.**

---

5

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). Preliminary Hearing Re: [38] Motion to Lift Automatic Stay upon 2013 Chevrolet Cruze, filed by Creditor c/o Jacob Zweig, TD Auto Finance LLC.; [42] Trustee's Response thereto.  
2). [41] Trustee's Motion to Dismiss Case.**

---

6

10:00 AM **2:13-bk-20120** Heywood Garnett Smith  
Ch 13  
Trustee: Morris

**Moving:** Mitchell Lee Klein

**Opposing:**

**Debtor or Plaintiff Attorney:** Mitchell Lee Klein

**Matter:** **[40] Motion by Debtor Heywood Garnett Smith to Modify Confirmed Plan, [46] Debtor's Response thereto.**

---

7

10:00 AM **2:14-bk-20134** Jessica Erin Larch  
Ch 13  
Trustee: Morris

**Moving:** Mitchell Lee Klein

**Opposing:**

**Debtor or Plaintiff Attorney:** Mitchell Lee Klein

**Matter:** **[42] Debtor's Motion for Approval of Post Petition Financing from Lester Raines in the Amount of \$25000.00, [46] Trustee's response thereto.**

---

8

10:00 AM **2:14-bk-20653** Carl Stephen Taylor and  
Ch 13 Patsy Lynn Taylor  
Trustee: Morris

### Confirmation Hearings

**Moving:** Andrew S. Nason

**Opposing:**

**Debtor or Plaintiff Attorney:** Andrew S. Nason

**Matter:** **Confirmation Hearing Re: [23] Debtors' Amended Chapter 13 Plan upon [65] Request by Trustee Helen M. Morris for Continued Confirmation Hearing.**

---

9

10:00 AM **2:15-bk-20512** Shelia Mae Wilson and  
Ch 13 Keith Howell Wilson, II  
Trustee: Morris

### Confirmation Hearings

**Moving:** Andrew S. Nason

**Opposing:**

**Debtor or Plaintiff Attorney:** Andrew S. Nason

**Matter:** **1. Confirmation Hearing Re: [19] Debtors' Chapter 13 Plan, Objections thereto filed by [30] Santander Consumer USA Inc., [32] Internal Revenue Service, [34] Ally Financial, and [37] West Virginia State Tax Department, [61] Objection thereto by Internal Revenue Service to Confirmation of [19] Chapter 13 Plan (supplementing and updating the Service's objection dated November 16, 2015 (ECF No. 32).**

10

**2. [48] Debtors' Objection to Claim Number 2 Held by West Virginia Department of Tax and Revenue in the Amount of \$226,018.32, [55] Response Filed by Creditor State of West Virginia/ Department of Tax and Revenue.**

---

10:00 AM **3:15-bk-30000** Sean Anthony Loyd and  
Ch 13 Megan Michelle Loyd  
Trustee: Morris

### Confirmation Hearings

**Moving:** Andrew S. Nason

**Opposing:**

**Debtor or Plaintiff Attorney:** Andrew S. Nason

**Matter:** **Confirmation Hearing Re: [8] Debtors' Chapter 13 plan upon [44] Request by Trustee Helen M. Morris for Continued Confirmation Hearing.**

---

11

10:00 AM **2:16-bk-20140** Dena Ann Belisle  
 Ch 13  
 Trustee: Morris  
**Moving:** Andrew S. Nason  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Andrew S. Nason 12

---

**Matter:** **[39] Objection to Claim filed by Debtor Dena Ann Belisle, [53] Response filed by Creditor Internal Revenue Service.**

---

10:00 AM **2:13-bk-20119** Linda Lee Barnett and  
 Ch 13 Charles Wayne Barnett, Jr.  
 Trustee: Morris  
**Moving:** Andrew S. Nason  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Andrew S. Nason 13

---

**Matter:** **[92] Debtors' Motion to Approve Loan Modification and to Amend Confirmed Plan; [98] Trustee's Report.**

---

11:00 AM **2:16-ap-02006** Viridia, LLC v. Innovasource, LLC et al  
 † Ch 7  
 2:15-bk-20181 Viridia, LLC  
**Moving:** Debra Lee Hovatter  
**Opposing:**  
**Debtor or Plaintiff Attorney:** W. Bradley Sorrells 14

---

**Matter:** **Motion for Protective Order**

---

1:30 PM **2:05-bk-20224** Edgar Eugene Ward and  
 Ch 7 Mary Frances Ward  
 Trustee: Johns  
**Moving:** Robert L. Johns  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Shari L. Collias 15

---

**Matter:** **Objection filed by Trustee Robert L. Johns to Exemptions Claimed by Debtor(s)**

---

1:30 PM **1:16-bk-10047** Yvette Marie Burch  
 Ch 7  
 Trustee: Johns  
**Moving:** D. Carol Sasser  
**Opposing:**  
**Debtor or Plaintiff Attorney:** P. Michael Magann 16

---

**Matter:** **Preliminary Hearing [15] Amended Motion by Creditor Manufacturers and Traders Trust Company also known as M&T Bank, successor by merger to Hudson City Savings Bank, FSB Re: 11 Motion to Lift/Modify/Terminate Automatic Stay filed by Creditor Manufacturers and Traders Trust Company also known as M&T Bank, successor by merger to Hudson City Savings Bank, FSB, Motion for Adequate Protection**

---

1:30 PM **2:13-bk-20125** James Herschel Kelley  
Ch 7  
Trustee: Johns  
1:30 PM **2:13-bk-20125** James Herschel Kelley  
Ch 7  
Trustee: Johns

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Ronald Keith Hatfield

**Matter:** **Status Conference**

---

18

1:30 PM **2:14-bk-20596** Fox Engineering, Inc.  
Ch 7  
Trustee: Johns

**Moving:** Daniel J Cohn

**Opposing:**

**Debtor or Plaintiff Attorney:** Joseph W. Caldwell

**Matter:** **Motion by Creditor IPFS Corporation to Pay Creditors IPFS Corporation for Allowed Administrative Expense Claim.**

---

19

1:30 PM **2:16-bk-20186** Bobby Dale Meadows, II  
Ch 7  
Trustee: Johns

**Moving:** Johnie R Muncy

**Opposing:**

**Debtor or Plaintiff Attorney:** Richard E. Hardison

**Matter:** **Preliminary Hearing [11] Motion by Creditor Specialized Loan Servicing LLC to Lift Automatic Stay upon 680 Cranberry Dr, Mount Hope, WV 25880**

---

20

1:30 PM **5:14-bk-50147** Mary Sue Roberts  
Ch 7  
Trustee: Standish

**Moving:** Arthur M. Standish

**Opposing:**

**Debtor or Plaintiff Attorney:** John F. Leaberry

**Matter:** **218 Motion Filed by Trustee Arthur M. Standish to Grant the Trustee the Right to Evict the Debtor and Other Inhabitants. 227 Debtor's Response Thereto.**

---

21

1:30 PM 2:15-bk-20456 Mollett Welding and Mine Service, Inc.  
Ch 11

**Moving:** Daniel J Cohn

**Opposing:**

**Debtor or Plaintiff Attorney:** Mitchell Lee Klein

22

**Matter:** Preliminary Hearing on [45] Motion to Lift Automatic Stay and for Abandonment, or for adequate protection filed by Creditor Summit Community Bank, Inc. upon Real Property at 188 Discovery Lane, Stollings, WV.

---

1:30 PM 2:14-bk-20300 East Coast Tees, LLC  
Ch 11

**Moving:** David L. Bissett

**Opposing:**

**Debtor or Plaintiff Attorney:** Mitchell Lee Klein

23

**Matter:** [67] U.S. Trustee Motion to Convert Case to Chapter 7 for failure to file reports and pay fees.

---

1:30 PM 2:15-bk-20070 Law Land and Leasing, Inc., a Corporation  
Ch 11

**Moving:** Debra A. Wertman

**Opposing:**

**Debtor or Plaintiff Attorney:** James M. Pierson

24

**Matter:** [85] Motion filed by U.S. Trustee to Convert Case to Chapter 7.

---

1:30 PM 2:15-bk-20618 Academy Animal Hospital, Inc.  
Ch 11

**Moving:** David L. Bissett

**Opposing:**

**Debtor or Plaintiff Attorney:** James M. Pierson

25

**Matter:** Motion

---

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

26

**Matter:** Approval of [102] Third Amended Disclosure Statement and Objections by [114] IRS and [115] U.S. Trustee

---

1:30 PM 2:15-bk-20233 Garretson's Machine And Fabrication, Inc.  
Ch 11

**Moving:** Joseph W. Caldwell  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Joseph W. Caldwell

**Matter:** [102] - Amended Chapter 11 Small Business Plan filed by Debtor In Possession Garretson's  
Machine And Fabrication, Inc.  
[103] - First Amended Disclosure Statement .

---

27

1:30 PM 3:16-bk-30223 Medical Investors, LLC  
Ch 11

**Moving:** Joseph W. Caldwell  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Joseph W. Caldwell

**Matter:** 1. [48] Debtor's Motion filed by Debtor Medical Investors, LLC to Use Cash Collateral, [73] Joint  
Objection of First Bank of Charleston, Inc. and Sandra Estes to Debtor's Motion.  
2. [33] Motion by Debtor Medical Investors, LLC to Value Property Re: 3959-3761 Teays Valley  
Road, Hurricane, West Virginia.  
3. [60] Joint Motion of First Bank of Charleston, Inc. and Sandra Estes for Relief from Stay upon  
Real Estate containing 1.78 acres, more of less, located in Scott District, Putnam County, WV,  
[66] Debtor's response thereto.

---

28

1:30 PM 3:16-bk-30062 DJWV2, LLC  
Ch 11

**Moving:** S Taylor Hood  
**Opposing:**  
**Debtor or Plaintiff Attorney:** S Taylor Hood

**Matter:** [6] Motion by Debtor DJWV2, LLC to Dismiss Case for Improper Filing of Involuntary Petition,  
[9] Response Filed by Petitioning Creditor Peoples Bank, N.A., [16] Objection by Debtor DJWV2,  
LLC To Continue Hearing on Motions to Dismiss Involuntary Petitions.

---

29

1:30 PM 3:16-bk-30063 Southern Marine Services Limited Liability Company  
Ch 11

**Moving:** S Taylor Hood  
**Opposing:**  
**Debtor or Plaintiff Attorney:** S Taylor Hood

**Matter:** [5] Motion by Debtor Southern Marine Services Limited Liability Company to Dismiss Case for  
Improper Filing of Involuntary Petition, [10] Response Filed by Petitioning Creditor Peoples  
Bank, N.A., and [18] Objection by Debtor Southern Marine Services Limited Liability Company  
To Continue Hearing on Motions to Dismiss Involuntary Petitions.

30

**Comment** Reset for 07/06/2016 at 1:30 pm

---

1:30 PM 3:16-bk-30064 Southern Marine Terminal, LLC  
Ch 11

**Moving:** S Taylor Hood

**Opposing:**

**Debtor or Plaintiff Attorney:** S Taylor Hood

31

**Matter:** [5] Motion by Debtor Southern Marine Terminal, LLC to Dismiss Case for Improper Filing of Involuntary Petition, [10] Response Filed by Petitioning Creditor Peoples Bank, N.A., and [19] Objection by Debtor Southern Marine Services Limited Liability Company To Continue Hearing on Motions to Dismiss Involuntary Petitions.

---