CHAPTER 13 MOTION/CONFIRMATION DOCKET

10:00 a.m. January 22, 2008

JUDGE PAT E. MORGENSTERN-CLARREN

PAGE 1

<u>Unless otherwise specifically stated, these are initial hearings and evidence will not be taken.</u> Counsel do not need to bring witnesses. See Bankruptcy Rule 9014 (e). Questions may be addressed to Peggy Majoros at 615-4431.

***<u>PLEASE NOTE:</u> ALL ORDERS FOR RELIEF GRANTED ON THIS DOCKET MUST BE SUBMITTED BY <u>FRIDAY</u>, <u>JANUARY 25, 2008</u>.
THANK YOU FOR YOUR COOPERATION IN THIS MATTER.

JAMES KERNER

07-18789 Confirmation of plan.

MATTHEW/KIRA STRINGER

OBJECTION of trustee filed 1/7/08

06-16126 Motion of Wells Fargo Bank, NA for relief from stay.

JAMES/CYNTHIA BIZJAK (Seven day clause)

Filed by Robert Holmes

OBJECTION of debtors filed 12/21/07 Adjourned to 2/12/08 at 10:00 a.m.—

Amended motion to be filed by 2/4/08—

See order 1/17/08

06-12459 Motion of trustee to dismiss for failure to fund. (Seven

HERBERT F. BEERE, JR. day clause)

No response-motion granted

C. SCOTT KIRK

07-18396 Confirmation of plan.

KATIE B. GIBSON

OBJECTION of trustee filed 12/17/07

07-19172 Motion of debtors for pre-confirmation adequate protection payments required to be paid through the office of the

trustee. (Seven day clause)

No response-motion granted

KNEVEL & ASSOCIATES

07-18952 1) Confirmation of plan.

EARLINE PONDER

OBJECTION of JPMorgan Chase Bank filed by Steven Patterson RESPONSE of debtor filed 1/17/08

OBJECTION of Flagstar Bank filed by Amy Blythe

OBJECTION of trustee filed 1/17/08

2) Motion of debtor for pre-confirmation adequate protection payments required to be through the office of the trustee. (Seven day clause)

No response-motion granted

3) Motion of JPMorgan Chase Bank, N. A. to dismiss with prejudice and request for injunctive relief.

Filed by Steven Patterson

OBJECTION of debtor filed 1/15/08

4) Motion of JPMorgan Chase Bank, N. A. for relief from stay. (Seven day clause)

Filed by Steven Patterson

OBJECTION of debtor filed 1/15/08

Adjourned to 2/12/08 at 10:00 a.m.— Amended motion to be filed by 2/4/08— See order 1/17/08

5) Motion of JPMorgan Chase Bank, N.A. for relief from co-debtor stay. (Seven day clause) Filed by Steven Patterson

> Adjourned to 2/12/08 at 10:00 a.m.— Amended motion to be filed by 2/4/08— See order 1/17/08

07-18854 Confirmation of plan.

MONIQUE WITHERSPOON <u>Adjourned to 2/12/08 at 10:00 a.m.</u>

at request of trustee

OBJECTION of trustee filed 1/7/08

OBJECTION of Third Federal Savings and Loan filed by Scott Fink

Withdrawn per Brian Steffee

Confirmation of plan.

GUILLERMO CROSBY

OBJECTION of HSBC Bank USA filed by Holly Wolf

OBJECTION of Third Federal Savings filed by Scott Fink

OBJECTION of trustee filed 8/3/07

07-14122

1) Confirmation of plan.

PAULA MAHAN

- 2) Motion of debtor to modify plan filed 12/14/07.
- 3) Motion of HSBC Bank USA, N.A. for relief from stay. (Seven day clause)

Filed by Martha Spaner

OBJECTION of debtor filed 1/14/08

Adjourned to 2/12/08 at 10:00 a.m.–
Amended motion to be filed by 2/4/08–

See order 1/17/08

4) Motion of LaSalle Bank National Association for relief from stay.

Filed by Casey Cantrell-Swartz

OBJECTION of debtor filed 1/15/08

07-17881 RAMONA DAVID 1) Continued confirmation of plan. **Plan confirmed as modified**

OBJECTION of trustee filed 12/4/07

Withdrawn

2) Motion of debtor to modify plan filed 12/18/07.

Motion granted

07-10173

Motion of trustee to dismiss for failure to fund. (Seven

KALONJI SAKIDI OSAZE

day clause)

OBJECTION of debtor filed 1/15/08

JAMES PODBOY, SR.

Motion of debtor for relief from judgment and to reinstate stay as to CitiMortgage, Inc.

RESPONSE filed 1/4/08 by Alison Gill

MICHAEL GEORGE KMIT

06-10217

Motion of trustee to dismiss for failure to fund. (Seven

day clause)

No response-motion granted

06-10101

Motion of debtor for authority to incur consumer debt.

MARSHAY SALES

Adjourned to 2/12/08 at 10:00 a.m.-Amended motion to be filed by 2/4/08—

See order 1/17/08

07-19757

Motion of debtor for pre-confirmation adequate protection ARTHUR HUNTER payments required to be through the office of the trustee.

(Seven day clause)

No response-motion granted

07-19520

Order on debtor to appear and show cause for failure to

DEAZ DEMANDS EADS file plan as required.

07-17783

Continued confirmation of plan.

NELSON VIERA

OBJECTION of trustee filed 12/20/07

07-13679

Continued motion of debtor to sell real estate.

SHARON LOVE

OBJECTION of Barclays Capital Real Estate filed 1/2/08 by D. Anthony Sottile

NA'IM SALEEN

1) Continued motion of Third Federal Savings and Loan Association of Cleveland for relief from stay –

\$65,200.00.

Filed by Beth Schenz

OBJECTION of debtor filed 1/2/08

2) Continued motion of Third Federal Savings and Loan Association of Cleveland for relief from stay – \$22,500.00.

Filed by Beth Schenz

OBJECTION of debtor filed 1/2/08

Adjourned to 2/12/08 at 10:00 a.m.— Amended motion to be filed by 2/4/08—

See order 1/17/08

JONATHAN KRAINESS

07-18514

Confirmation of plan.

BESSIE M. HILL

Moot-case dismissed

07-12113

PHILIP C. FAUBLE

Motion of Wells Fargo Financial America, Inc. for relief

from stay. (Seven day clause)

Filed by Steven Smith

Adjourned to 2/12/08 at 10:00 a.m.— Amended motion to be filed by 2/4/08—

See order 1/17/08

07-11584

CYNTHIA L. RAIFORD

Motion of Citi Residential Lending, Inc. for relief from

stay. (Seven day clause)

Filed by Amy Blythe

OBJECTION of debtor filed 12/17/07

07-17957

ROBERT/SHARON MOORE

1) Continued confirmation of plan.

Plan confirmed as modified

OBJECTION of trustee filed 12/4/07

 $\underline{Withdrawn}$

2) Motion of debtors to modify plan and Schedules I & J filed 12/31/07.

Motion granted

07-14877 Motion of trustee to dismiss for failure to fund. (Seven

ETHELANN ZAK day clause)

Motion withdrawn

OBJECTION of debtor filed 12/31/07

Moot

07-10655 Morion of trustee to dismiss for failure to fund. (Seven

JEFFREY D. YOUNG day clause)

No response-motion granted

06-14665 Motion of debtor to modify confirmed plan and Schedules

JORDON JAMES I & J filed 1/2/08.

06-10056 Motion of Litton Loan Servicing, LLP for relief from stay.

JOHN/MICHELE TAYLOR (Seven day clause)

Filed by Alison Gill

OBJECTION of debtors filed 1/8/08 Adjourned to 2/12/08 at 10:00 a.m.—

Amended motion to be filed by 2/4/08-

See order 1/17/08

06-15638 Motion of Huntington National Bank for relief from stay.

JACK/MARYANN SEKERAK (Seven day clause)

Filed by Beth Schenz

OBJECTION of debtors filed 1/7/08

07-16768 Motion of U.S. Bank N.A. for relief from stay. (Seven NETTIE M. LAKE day clause)

Filed by Martha Spaner

Adjourned to 2/12/08 at 10:00 a.m.—

Amended motion to be filed by 2/4/08—

See order 1/17/08

VERNITA MOORE

1) Motion of debtor to incur additional indebtedness

nunc pro tunc.

ADDENDUM filed 1/14/08

2) Order on Pete Baur Oldsmobile GMC Truck and the debtor to appear and show cause why contract should

not be declared void.

RESPONSE filed 1/16/08

07-16476

JOAN BRITTON

Motion of Mortgage Electronic Registration Systems for

relief from stay and abandonment. AMENDED MOTION filed 1/14/08

Filed by Rodd Sanders

Adjourned to 2/12/08 at 10:00 a.m.-

Second amended motion to be filed by 2/4/08–

See order 1/17/08

07-17283

JONAS BATES

1) Motion of The Bank of New York Trust Company,

N.A. for relief from stay.

Filed by Jon Lieberman

Moot-case dismissed

2) Motion of The Bank of New York Trust Company,

N.A. for relief from co-debtor stay. Filed by Jon Lieberman

Moot-case dismissed

LEE KRAVITZ

07-18395

TAMARA D. GOODE

1) Confirmation of plan.

Adjourned to 2/12/08 at 10:00 a.m.--

See notice 12/13/07

AMENDED OBJECTION of trustee

filed 1/10/08

2) Motion of debtor to reinstate stay as to Centrix Funds

Series. (Seven day clause)

OBJECTION filed 1/15/08

by Beth Schenz

07-18784 Confirmation of plan.

JOSEPH M. BRIDLE Moot-case dismissed 07-18666 1) Confirmation of plan.

KIMBERLY A. TODD Plan confirmed as modified

OBJECTION of trustee filed 12/21/07

Withdrawn

2) Motion of debtor to modify plan filed 12/31/07.

Motion granted

07-15909 Motion of CitiMortgage, Inc. for relief from stay.

LUCY C. UMEK (Seven day clause)

Filed by Alison Gill

OBJECTION of debtor filed 12/27/07

07-12303 1) Objection of debtors to claims of:

MICHAEL/DEBORAH BURKETT

#4 of US Bank

No response-objection sustained #12 of Charming Shoppes – Fashion Bug

c/o First Express

No response-objection sustained

2) Motion of AmTrust Bank fka Ohio Savings Bank for relief from stay.

AMENDED MOTION filed 1/10/08 Filed by Michael Sheridan

OBJECTION of debtors filed 12/7/07 and 1/13/08

04-23279 Objection of debtor to claim #25 of HSBC Auto Finance.

CARYLE MARLIN (Seven day clause)

No response-objection sustained

07-18062 1) Continued confirmation of plan. CARLOS/CHRISTINE ANDERSON Plan confirmed as modified

2) Motion of debtors to modify plan filed 12/27/07.

Motion granted

3) Continued motion of trustee to dismiss case.

OBJECTION of debtors filed 12/3/07 **Motion withdrawn**

Moot

JENNIFER A. LAUX

1) Motion of Flagstar Bank, F.S.B. for relief from stay.

(Seven day clause)

Filed by Amy Blythe

OBJECTION of debtor filed 12/31/07

2) Motion of Flagstar Bank, F.S.B. for relief from co-debtor stay. (Seven day clause)
Filed by Amy Blythe

OBJECTION of debtor filed 12/31/07

07-16880

TORY DEBRA JOHNS

Motion of Wells Fargo Bank, NA for relief from stay.

(Seven day clause)

Filed by Steven Patterson

Adjourned to 2/12/08 at 10:00 a.m.—

Amended motion to be filed by 2/4/08—

See order 1/17/08

07-16350

YARCONY CATER

Objection of debtor to claim #7 of Nuvell Credit

Company LLC. (Seven day clause)

No response-objection sustained

04-18873

DENOVAL/JACQUELINE JOINER

Motion of debtors to reinstate stay as to Household Finance

Corp. (Seven day clause)

Motion withdrawn 1/16/08

07-17532

DAVID MESKER

Motion of debtor to reinstate case.

OBJECTION of trustee filed 1/10/08

07-19686

MICHAEL UBERSTINE

Motion of debtor for order requesting trustee to tender adequate protection payments through plan. (Seven day

clause)

No response-motion granted

07-10676

BRENDA H. COOKE

Continued objection of debtor to claim #8 of Litton Loan

Servicing.

RESPONSE filed 12/27/07 by Edward Bailey

07-18580 Expedited hearing on motion of debtors for turnover order

DAVID/AMY LAUREANO on Credit Acceptance Corp.

MORRIS LAATSCH

07-18209 Confirmation of plan.

JASON/SARA MARSHALL <u>Adjourned to 2/26/08 at 10:00 a.m.</u>

at request of trustee

OBJECTION of trustee filed 12/7/07 RESPONSE of debtors filed 1/16/08

MODIFIED PLAN FILED 1/16/08

JEFFREY LILLY

04-23100 Motion of Citimortgage, Inc. for relief from stay. (Seven

ALFRED/SHIRLEY CROMER day clause)

Filed by Casey Cantrell-Swartz

Motion withdrawn 12/26/07

MICHAEL LINN

05-20063 Motion of trustee to dismiss for failure to fund. (Seven

LINDA J. CAUDILL day clause)

No response-motion granted

EDWARD MAMONE

07-17543 Continued confirmation of plan.

ANDRE HARMON

OBJECTION of trustee filed 11/26/07

JAMES McCLAIN

07-18496 Confirmation of plan.

ROBERT/BRENDA KINCAID

OBJECTION of trustee filed 12/21/07

SHORAIN McGHEE

07-17306 1) Continued confirmation of plan.

DARREN D. ZECK

OBJECTION of Internal Revenue Service filed by John Tkacik

OBJECTION of trustee filed 11/9/07

Withdrawn

2) Motion of debtor to modify plan filed 12/7/07. (Seven day clause)

No response-motion granted

06-15564 Motion of Beneficial Ohio Inc. for relief from stay.

DAVID/ANDREA BISS (Seven day clause)

Filed by Stephen Miles

Agreed order 12/28/07

HARVEY MORRISON

O5-91021 Amended motion of debtors to correct order granting

JONATHAN/ABBIE KLEIN relief from stay as to CAB EAST LLC.

RESPONSE filed 12/21/07 by Cynthia Jeffrey

DONALD MURPHY

06-16267 Motion of trustee to dismiss for failure to fund. (Seven

DAWN WEBB day clause)

No response-motion granted

DONALD NANCE

07-17563 Motion of trustee to dismiss for failure to appear at

PAULETTE BURTON Meeting of Creditors. (Seven day clause)

OBJECTION of debtor filed 1/10/08

and 1/16/08

NEMETH & ASSOCIATES

07-18758 Confirmation of plan.

ROBERT LOWELL COMER <u>Moot–Meeting of Creditors not held</u>

OBJECTION of Internal Revenue Service filed by Emly Berndt

<u>Moot</u>

07-13168

Confirmation of plan.

SAADIYA HAQUE

Moot-case dismissed

02-22515

Continued objection of debtor to claim of Internal Revenue

MELVIN TORRES

Service.

RESPONSE filed 10/31/07 by Emly Berndt

07-16651

Motion of debtor for order reinstating case.

ELIZABETH ANN CROSBY

OBJECTION of trustee filed 1/10/08

07-17413

1) Continued confirmation of plan.

JOHN/VICKI GLICKEN

OBJECTION of trustee filed 11/15/07 RESPONSE of debtors filed 11/24/07

2) Motion of debtors to modify plan filed 1/2/08. (Seven day clause)

No response-motion granted

07-16879 KEITH/AMY GOINS 1) Continued objection of debtors to claim of Washington Mutual Bank as Servicer for Deutsche Bank National Trust Company.

RESPONSE filed 11/26/07 by Stacey O'Stafy

2) Motion of Washington Mutual Bank for relief from stay. AMENDED MOTION filed 1/9/08 Filed by Stacey O'Stafy

OBJECTION of debtors filed 1/1/08

No renewed objection timely filed-motion granted as amended

07-15869 MELVIN B. RAY Continued motion of Countryside Home Loans, Inc. for

relief from stay.

Filed by Amy Blythe

OBJECTION of debtor filed 12/11/07

O6-16199 Continued motion of CitiMortgage Inc. for relief from

ANNIE MAE HUFF stay and abandonment.

filed by Patrick Hendershott

OBJECTION of debtor filed 12/11/07

05-97049 Motion of trustee to dismiss for failure to fund. (Seven

ROBERT/LINDA GAINES day clause)

OBJECTION of debtors filed 1/15/08

07-14873 1) Continued confirmation of plan. ANTHONY/MICHELLE DIFIORI

OBJECTION of Ford Motor Credit filed by Cynthia Jeffrey

OBJECTION of trustee filed 8/17/07

2) Continued motion of Wells Fargo Bank, N.A. for relief from stay. (Seven day clause)
Filed by Edward Bailey

OBJECTION of debtors filed 1/1/08

3) Objection of debtors to claim of Internal Revenue Service.

RESPONSE filed 12/28/07 by Emly Berndt

MARCUS POOLE

07-12232 WILLIE ASHLEY Continued order on Marcus Poole to appear and show cause.