

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

ABINGDON CALENDAR - OCTOBER 4, 2006

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys:	Debtors:	Case Nos.:	Trustees:
	<u>9:30 A. M. -PRE-TRIAL CONFERENCES</u>		
Jesse, C	GENERAL CREATIONS, INC	03-1782	Callahan/SJohn

AP 05-07092: Recover Money/Property, *cont from 3/22, 5/10*
Trustee (Farthing) v. Brian Moore (Russell)
Notice of Appearance filed 5/11 #39 (Mary Russell)
Agreed order entered 7/6 #41 continues PTC to 10/4 @9:30 and Extend deadline for disc by 9/29

AP 05-07093: Recover Money/Property, *cont from 3/22,5/10*
Trustee (Farthing) v. James Adair (Russell)
Notice of Appearance filed 5/11 #40 (Mary Russell)
Agreed order entered 7/6 #42 continues PTC to 10/4 @9:30 and Extend deadline for disc by 9/29

AP 05-07094: Recover Money/Property *cont from 3/22,5/10*
Trustee (Farthing) v. Kenneth Russell, Jr. (Russell)
Notice of Appearance filed 5/11 #40 (Mary Russell)
Agreed order entered 7/6 #42 continues PTC to 10/4 @9:30 and Extend deadline for disc by 9/29:

AP 05-07095: Recover Money/Property, *cont from 3/22, 5/10*
Trustee (Farthing) v. Bryant Enderle (Russell)
Notice of Appearance filed 5/11 #40 (Mary Russell)
Agreed order entered 7/6 #42 continues PTC to 10/4 @9:30 and Extend deadline for disc by 9/29

Per TC to Chambers on 9/27 an agreed order to be submitted by Farthing extending the time to complete discovery and continuing this matter to the 1st BSG November date 11/8/06.

Pro se	ROGER WELLS	04-75100	Jessee/CR
	06-07094; 434 Injunctive Relief; 458 Approval of Sale Jessee/Trustee (Callahan) vs Debtor (Pro se) and Roy Wells, Jr.(Pro se)		

Answer filed 9/13 #7 (Roy Wells, Jr. - pro se)

Pre Trial Conference rescheduled for 11/21 @9:30 via summons re-issued on 9/28 #10

10:00 A.M. MISCELLANEOUS

Arey GARY POWERS (PFD 7/8/05) 05-72251 Jessee/JJ
Trustee Motion for Turnover order filed 8/29 #22 (Callahan)
Order entered 9/12 #23 withdraws motion and cancels hearing

Lamie JEFFREY AND TERESA STEVENS (PFD 10/14/05) 05-75359 Jessee/SJ
Trustee Motion for Turnover Order filed 7/10 #35, *cont from 8/16, 9/6*

Response filed 7/12 #36 *cont from 8/16, 9/6*

Dalton PENNEY DUGAY 06-70866 Callahan/SJ
Motion for Relief filed 8/21 #8,11,with motion and order to extend the stay #26,27
amended notice #13 by Vanderbilt Mortgage and Finance, Inc. (Higgs) *and amended*
notice on 9/5 #18; amended 9/22 #28
Response by Trustee filed 9/1 #15 and amended 9/5 #19 (Callahan)

Motion to Determine Applicability of 11 U.S.C. Section 362(h)(1) filed 9/1 #16,17
(Callahan)

Motion to Approve Sale of Real Property of the Estate *and Approve the Compensation*
of Trustee's Professional filed 9/14 #24 (Callahan)
OBJ: filed 9/26 #31 filed by Vanderbilt Mortgage and Finance, Inc. (Higgs)

Proctor CHARLES HAVENS, II 06-70931 Wick/GR
Motion for Relief filed 9/8 #12,14 by Citizens Automobile Finance, Inc. (Balmforth)

Default order entered 9/29 #17 grants relief

Carroll MAC AND CYNTHIA STINSON` (*reopened 8/24/06*) 00-01188 Wick/Sjohn
Motion to Avoid Lien (*Clinch Valley Physicians, T/A The Clinic, respondent*) filed 9/8
#24,27,30

Motion to Avoid Lien (*Galen-Med, Inc, t/a Clinch Valley Medical Ctr., aka*
Humedicenters, Inc, respondent) filed 9/8 #25,28,29,31

10:00 A.M. MISCELLANEOUS

Black CHAD AND TRACY SIKES 06-70113 Jessee/SL
Motion for Relief filed 9/12 #41,44 and amended #43 by Wachovia
Bank (Mason)

Snodgrass ROGER AND CHANDRA BILLINGS 06-70581 Wick/Sjohn
Objection to Claim of Exemptions filed 8/16 #9,12 (Wick), *cont from 9/20*
Response filed 9/13 #18, *amended 9/15 #22, cont from 9/20*

11:00 MISCELLANEOUS

Copeland HARMAN MINING CORPORATION 98-01988 **BSG** DIP/Sjohn
19th Interim Application for Compensation filed 9/14 #1076 as Counsel for the
Official Committee of Unsecured Creditors Committee (Goldstein)

Note: 9/29 - Goldstein's appearance has been excused

1:00 P.M. CONFIRMATIONS

Farthing WAYNE PEOPLES 06-70515 Widener/SL
Amended Plan filed 8/9 #11,13
Trustee Report and Show Cause filed 7/27 #10, *cont from 8/16*

Carroll VIRGINIA KEITH 06-70488 Widener/Sjohn
Amended Plan filed 8/10 #39,40
OBJ: filed 8/16 #41 by General Motors Acceptance Corporation (Eason)
OBJ: filed 8/25 #42 by Onyx Acceptance Corporation (John)

1:00 P.M. CONFIRMATIONS

Gifford	WILLIAM AND VADA COLE Amended Plan filed 8/10 #14,16 OBJ: filed 7/18 #10 and corrected #11 by Community Trust Bank, Inc. (Russell) <i>Cont from 8/16</i> Trustee Report and Show Cause filed 7/27 #13, <i>cont from 8/16</i>	06-70534	Widener/AF
Timoney	DWIGHT AND LOIS TOLBERT Amended Plan filed 8/15, #20,21 OBJ: filed 7/24 #16 by Capital One Auto Finance, Inc. (John) <i>cont from 8/16</i> Trustee Report and Show Cause filed 7/27 #18 <i>cont from 8/16</i>	06-70608	Widener/SO
Jessee	MARIE FRANCES SHY 2 nd Amended Plan filed 6/27 #20,22, <i>cont from 8/16</i> Trustee Report and Show Cause filed 6/1 #17, <i>cont from 7/19, 8/16</i> Trustee Report and Show Cause on Dismissal or Conversion filed 8/4 #27, 8/16	06-70267	Widener/LM
Largen	KEITH AND JOELLA JOHNSON Amended Plan filed 7/6 #61,62 (<i>Post Confirmation</i>), <i>cont from 9/6</i> Trustee Report and Show Cause filed 6/13 #53, <i>cont from 6/21,9/6</i>	04-03059	Widener/SJ

1:30 P.M. MISCELLANEOUS

Gifford JAMES AND KIMBERLY DILLOW 05-71580 Widener/Sjohn
Motion to Incur Debt *to approve Post-Petition Financing and Pay out Plan* filed 7/25
#58
OBJ: filed 8/4 #59
Response filed 8/7 #60

Amended Motion to Incur filed 8/21 #64
OBJ: filed 8/24 #65 by Trustee

Largen CLAUDE AND MARY NESTER 04-02131 Widener/GR
Motion for Relief filed 8/11 #66,69 filed by Washington Mutual Bank (Stewart),
cont from 9/6

Response filed 8/17 #71, *cont from 9/6*

1:30 P.M. MISCELLANEOUS

Largen ROBERT AND CATINA CLARK, JR. (PFD 6/29/06) 05-72511 Widener/SO
Motion to Sell Property of the Estate *and Motion to Shorten Time* filed 9/15 #23
(Largen)

2:00 P.M - MISCELLANEOUS

Lamie DAVID AND KIMBERLY PALMER (PFD 4/28/05) 05-71653 Widener/JJ
Trustee Motion to Dismiss or Convert filed 7/7 #85. *Cont from 8/16*

Timoney ELLIS AND TRACI LEONARD 03-02484 Widener/Sjohn
Trustee Motion to Dismiss or Convert filed 8/22 #79, *cont with provisions if matter not
agreed upon by counsel and trustee from 9/20*

ABG 10/4

2:00 P.M - MISCELLANEOUS

Farthing

HOWARD AND PATRICIA HIBBS

06-71952

Widener/JJ

AP: 06-07063; 435 Validity/Priority/Extent of Lien (*summons issued 6/9/06*)
Debtors vs Patricia Kolvek (Copeland)and Citibank(South Dakota) NA (Corbett)
Pre-Trial conference continued from 9/6

Answer to Complaint and Motion for Abstention and Counterclaim filed 8/17 #13 by
defendant/Kolvek (Copeland)

*Amended Agreed Order entered 7/12 #8 as to Citibank only; AP is still pending as to
Patricia Kolvek. Pre-Trial continued from 7/19 for responsive pleading to be filed from
Patricia Kolvek*

Motion to Approve Compromise Settlement filed 9/7 #16 in AP and #38 *in lead case*
(Farthing)

2:30 P.M. TRIAL

Money

HOLLY CLINE

(PFD 10/13/05)

(ABG)

05-74904

Jessee/SO

UST Motion to Dismiss Case for Substantial Abuse filed 2/28 #10, with amended notice
#11(Guzinski) cont from 4/19 for Final Pre-Trial (discovery cut off 6/20/06)
*Scheduling order entered 7/12 #19 sets Trial for 10/4/@2:30; Discovery deadline
10/20/06 - order entered 7/27 #22 extends time for exchange of exhibits and witnesses to
8/28/06*

*Per Phone call from Guzinski a motion and proposed order to be filed
withdrawing/dismissing the UST motion to Dismiss*