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: | 9:30 A. MPRE- | TRIAL CO | Case Nos.: NFERENCES | Trustees: | |
| Jesse, C | | GENERAL CREATIONS, INC | | | 03-1782 | Callahan/S | SJohn |
| | | Trustee (Fa Notice of | 192: Recover Money/arthing) v. Brian Mod Appearance filed 5 Eder entered 7/6 #4. | ore (Russell) /11 #39 (Mai | ry Russell) | 0 and Extend de | eadline for |
| | | Trustee (Fa Notice of | 93: Recover Money/ arthing) v. James Ada Appearance filed 5 ader entered 7/6 #4. | nir (Russell) /11 #40 (Mai | ry Russell) | 0 and Extend de | eadline for |
| | | Trustee (Fa Notice of | 94: Recover Money/ arthing) v. Kenneth R Appearance filed 5 der entered 7/6 #4. 29: | tussell, Jr. (Ru /11 #40 (Mai | ssell) y Russell) | 0 and Extend de | eadline for |
| | | Trustee (Fa Notice of | 95: Recover Money/ arthing) v. Bryant En Appearance filed 5 der entered 7/6 #4. | derle (Russell) /11 #40 (Mai |) ry Russell) | 0 and Extend de | eadline for |
| | | Per TC to Chambers on 9/27 an agreed order to be submitted by Farthing ex the time to complete discovery and continuing this matter to the 1^{st} BSG Nov date $11/8/06$. | | | | | |
| Pro se | | | ; 434 Injunctive Re ustee (Callahan) vs | | | | 3 |
| | | Answer fi | led 9/13 #7 (Roy W | se) | | | |
| | | Pre Trial Conference rescheduled for 11/21 @9:30 via summons re-issued on 9 | | | | | |

#10

ABG 10/4

10:00 A.M. MISCELLANEOUS

Copeland BLACK DIAMOND TRUCKING CO. 03-3937-**BSG** Vogel/AF

Trustee's Objection to Claim #5 of Wise County Treasurer filed 8/2 #172

Trustee's Objection to Claim #52 of Wise County Treasurer filed 8/2 #173

Trustee's Objection to Claim #74 of Wise County Treasurer filed 8/2 #174

Trustee's Objection to Claim #75 of Wise County Treasurer filed 8/2 #175

Trustee's Objection to Claim #76 of Wise County Treasurer filed 8/2 #176

Trustee's Objection to Claim #67-1 and 67-2 of Wise County Treasurer filed 8/2 #177

Response filed 9/8 #181 by Wise County Treasurer to 172,173,174,175,176,177 (above) (Patricia Weth)

Trustee Motion to withdraw/dismiss document filed 10/2 #182

Order granting motion withdrawing objection to claims entered 10/3 #183

B Proctor RANDALL AND KATRINA PHILLIPS (PFD 10/5/06) 05-74236 Wick/AF

Motion to Dismiss Case filed 8/25 #81 for failure to comply with Chapter 7 Debtor

Document Demand (Wick)

Hutchinson 06-70595 SHARON MARTIN Wick/NS

Motion to Extend Issuance of Discharge or Motion to Dismiss filed 8/25 #8 (Wick)

Motion to Withdraw motion to extend filed 9/27 #9 (Wick)

FRANKLIN AND BARBARA SKIPPER 03-00467 Timoney Wick/LM

Motion to Extend Time for Filing Objection to Discharge or Motion to Dismiss

filed 8/28 #59 (Wick)

(PFD 4/29/05,conv 6/9/06) Lamie GREGORY MULLINS 05-71697 Wick/NS

Motion to Extend Time for Filing Objection to Discharge or Motion to Dismiss filed

8/28 #38 (Wick)

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 8/2406) 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

06-70534

Widener/AF

Amended Plan filed 8/10 #14,16

OBJ: filed 7/18 #10 and corrected #11 by Community Trust Bank, Inc. (Russell)

Cont from 8/16

Trustee Report and Show Cause filed 7/27 #13,cont from 8/16

Timoney DWIGHT AND LOIS TOLBERT

06-70608

Widener/SO

Amended Plan filed 8/15, #20,21

OBJ: filed 7/24 #16 by Capital One Auto Finance, Inc. (John) cont from 8/16

Trustee Report and Show Cause filed 7/27 #18 cont from 8/16

Jessee MARIE FRANCES SHY

06-70267

Widener/LM

2nd Amended Plan filed 6/27 #20,22, cont from 8/16

Trustee Report and Show Cause filed 6/1 #17, cont from 7/19, 8/16

Trustee Report and Show Cause on Dismissal or Conversion filed 8/4 #27, 8/16

Largen KEITH AND JOELLA JOHNSON

04-03059

Widener/SJ

Amended Plan filed 7/6 #61,62 (Post Confirmation), cont from 9/6

Trustee Report and Show Cause filed 6/13 #53, cont from 6/21,9/6

ABG 10/4

1:00 P.M. CONFIRMATIONS

Cooley DAVID & CAROL NICHOLS

05-75395

Widener/NS

(PFD 10/14/05, disch 3/31/06, conv 4/11/06)

Amended Plan filed 8/7 #52,53

Ch 13 Trustee Report and Show cause filed 5/22 #41 cont from 6/7, 8/16

3) Ch 7 Trustee Application to Employ LeClair Ryan Flippin Densmore as Attorney for Trustee filed 4/14 #29, *amended 5/1* #34 with Motion to Shorten Notice Requirement filed 5/1 #35 (C Jesse) *cont from 5/10,6/7, 8/16*Memorandum In Support of Trustee's Application for Appointment of Attorney filed 8/22 #62 (Callahan)

4) Ch 7 Trustee (Callahan) Objection to Motion to Convert and Motion to Rescind Order Converting to Chapter 13 or to Reconvert Case to Chapter 7 filed 4/17 #30, cont from 5/10,6/7, 8/16

Cooley RONALD AND MARY MITCHELL (PFD 10/14/05, conv 4/12) 05-75388 Widener/Sjohn Wavier of Discharge entered 4/12 #28

- 1) Amended Plan filed 6/7 #46,48,57 for service to all creditors (cont from 8/16)
- 2) Trustee Report and Show Cause filed 5/22 #43 cont from 6/7, 8/16
- 3) Ch 7 Trustee Objection to Claim of Exemption filed 3/29 #19,20 (Callahan), cont from 4/19,5/10,6/7, 8/16
- 4) Ch 7 Trustee Objection to Motion to Convert filed 4/17 #32 and Motion to Rescind Order Converting Case to Chapter 13 or to Re-Convert Case to Chapter 7 (Callahan)cont from 5/10,6/7, 8/16

ABG 10/4

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

ROBERT AND CATINA CLARK, JR. (PFD 6/29/06) 05-72511 Largen

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

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