# U.S. BANKRUPTCY COURT MIDDLE DISTRICT OF ALABAMA COURT CALENDAR FOR TUESDAY, 3/3/2009 MONTGOMERY, ALABAMA JUDGE WILLIAM R. SAWYER, PRESIDING

#### 9:00 AM

SPRINT TELECONFERENCE NO.: 1/866-215-2786 - CHAIRPERSON: William Livingston - CONFERENCE ID: 50017006

#### 05-11171 Scotty Hutto Chapter: 7

Michael-AH D. Brock representing Scotty Hutto (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Collier H. Espy Jr. (Trustee)

#### FINAL ACCOUNTING

# 05-11861 Betty R. Lyttle Chapter: 7

Rafael Gil III representing Betty R. Lyttle (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Collier H. Espy Jr. (Trustee)

#### FINAL ACCOUNTING

# 05-80236 Russell D. Chambers and Eleanor Chambers Chapter: 13

Charles M. Ingrum Jr. representing Eleanor Chambers (Debtor) Charles M. Ingrum Jr. representing Russell D. Chambers (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 53) Motion to Reconsider/Set Aside Order Sustaining Objections to Claim Numbers 1 & 4 Filed by James H. Greer on behalf of eCast Settlement Corporation (RE: related document(s)[42] No action taken on Order on Objection to Claim). (Attachments: #(1) Exhibit A#(2) Exhibit B#(3) Exhibit C)

# 07-10367 George W. Ewert and Linda C. Ewert Chapter: 7

J. Kaz Espy representing George W. Ewert (Debtor)

J. Kaz Espy representing Linda C. Ewert (Joint Debtor)

(no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)

William C. Carn III (Trustee)

(Doc. 71) Reaffirmation Agreement Between Debtor and Green Tree Servicing LLC (Attorney Declaration Not Signed) Filed by GREEN TREE SERVICING LLC.

# 08-01141 Melvin et al v. Internal Revenue Service (ap) Lead case: 08-11547 George Ladon Melvin and Teresa A. Melvin

Collier H. Espy Jr. representing George Ladon Melvin (Plaintiff)
Collier H. Espy Jr. representing Teresa Annette Melvin (Plaintiff)
Gregory L Jones and Patricia Allen Conover representing Internal Revenue Service (Defendant)

(Doc. 5) Motion to Dismiss Adversary Proceeding Filed by Gregory L Jones on behalf of Internal Revenue Service.

#### 08-03064 FIA Card Services, NA (fka MBNA America Bank, NA) v. Mills (ap) Lead case: 08-31745 Brenda Mills

Barry A. Friedman representing FIA Card Services, NA (fka MBNA America Bank, NA) (Plaintiff) Lewis B. Hickman Jr. representing Brenda Mills (Defendant)

Scheduling Conference - Complaint to Determine Dischargeability of Debt

Cont'd from 1/27; 2/24

#### 08-11657 Angela Carol Cole Chapter: 7

Cameron-RRL A. Metcalf representing Angela Carol Cole (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) William C. Carn III (Trustee)

(Doc. 20) Reaffirmation Agreement Between Debtor and First Coweta Bank (Attorney Declaration Not Signed and Creditor Did Not Sign) Filed by Angela Carol Cole.

(Doc. 21) Reaffirmation Agreement Between Debtor and Branch Banking & Trust (Attorney Declaration Not Signed) Filed by Cameron-RRL A. Metcalf on behalf of Angela Carol Cole. (Metcalf, Cameron-RRL)

# 08-11878 Donna Ruth Creel Chapter: 7

Collier H. Espy Jr. representing Donna Ruth Creel (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) William C. Carn III (Trustee)

(Doc. 13) Reaffirmation Agreement Between Debtor and Regions bank (Attorney Declaration Signed) Filed by Regions Bank.

# 08-80047 Debbie J. McKinley Chapter: 13

F. Patrick Loftin representing Debbie J. McKinley (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

Motion for Relief from Stay regarding a 2005 Ford Explorer. Fee Amount \$150. Filed by William C. Poole on behalf of Wells Fargo Bank, N.A..

#### SETTLED - ORDER BEING SUBMITTED

# 08-80490 Antuann Lanorvis Truitt Chapter: 13

Nicholas H. Wooten representing Antuann Lanorvis Truitt (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 40) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of KONDAUR CAPITAL CORPORATION. (Attachments: #(1) MORTGAGE#(2) NOTE)

(Doc. 44) Motion to Strike Affidavit, To Deny Kondaur Capital Corporation's Motion for Relief from Automatic Stay, and Request for Payment of Attorneys Fees and Costs Filed by Nicholas H. Wooten on behalf of Antuann Lanorvis Truitt (RE: related document(s)[40] Motion for Relief From Stay filed by Creditor KONDAUR CAPITAL CORPORATION).

#### 08-80933 Phillip Hugley and Ann M. Hutchinson Chapter: 13

Charles G. Reynolds Jr. representing Phillip Hugley (Debtor)

Charles G. Reynolds Jr. representing Ann M. Hutchinson (Joint Debtor)

(no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)

Curtis C. Reding (Trustee)

(Doc. 34) Motion for Relief from Stay . Fee Amount \$150. Filed by Steven Jeffery Shaw on behalf of CHASE HOME FINANCE, LLC. (Attachments: #(1) Exhibit #(2) Exhibit)

(Doc. 38) Motion for Relief from Stay . Fee Amount \$150. Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

(Doc. 42) Motion for Relief from Stay as to one 8' x 10' portable storage building. Fee Amount \$150. Filed by Rowlett W Sneed III on behalf of PMB Rentals, LLC. (Attachments: #(1) Affidavit)

#### 08-80956 Raymond Wallace and Christine Wallace Chapter: 13

America A. Cross representing Raymond Wallace Jr (Debtor) America A. Cross representing Christine Wallace (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 25) Motion for Relief from Stay. Fee Amount \$150. Filed by Susannah R. Walker on behalf of FLAGSTAR BANK FSB. (Attachments: #(1) MORTGAGE#(2) NOTE)

CONT'D FROM 1/27

# 08-81170 Latisha W Gilliam Chapter: 13

Charles G. Reynolds Jr. representing Latisha W Gilliam (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 23) Motion for Relief from Stay. Fee Amount \$150. Filed by Susannah R. Walker on behalf of EverHome Mortgage. (Attachments: #(1) MORTGAGE#(2) NOTE)

# 08-81283 Wanda Gail Ballow Chapter: 13

Donald M. Phillips representing Wanda Gail Ballow (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 21) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of WELLS FARGO BANK, N.A.. (Attachments: # (1) MORTGAGE)

08-81893 Mary E. Jones Chapter: 13

Donald M. Phillips representing Mary E. Jones (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 17) Motion for Relief from Co-Debtor Stay Filed by Michael A. Harrison on behalf of First State Bank. (Attachments: #(1) Exhibit)

#### 09-01002 Goldman v. The Brand Banking Company et al (ap) Lead case: 08-10782 Traci L. Goldman Closed 09/30/20

David-CR G. Poston and Walter A Blakeney representing Traci L. Goldman (Plaintiff) Joel Connally representing The Brand Banking Company (Defendant) Joel Connally representing Mahaffey Pickens Tucker, LLP. (Defendant)

(Scheduling Conference) - Complaint for Damages and Injunctive Relief

#### 09-01012 Fenn v. United States of America - Internal Revenue Servic (ap) Lead case: 08-11905 Wendy Fen

Cameron-RRL A. Metcalf representing Wendy Fenn (Plaintiff)
Patricia Allen Conover representing United States of America - Internal Revenue Service (Defendant)

(Scheduling Conference) - Complaint to Determine Dischargeability of Debt

# 09-80007 Valerie J. Alley and Martin D. Alley Chapter: 13

David-CMD S. Clark representing Valerie J. Alley (Debtor)
David-CMD S. Clark representing Martin D. Alley (Joint Debtor)
(no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)
Curtis C. Reding (Trustee)

(Doc. 24) Motion for Relief from Stay. Fee Amount \$150. Filed by Mark Hampton Baxley on behalf of Capital City Bank.

#### 09-80216 Shatavius Chambers Chapter: 13

David S. Clark representing Shatavius Chambers (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 2) Motion to Extend Automatic Stay Filed by David S. Clark on behalf of Shatavius Chambers. (Attachments: #(1) Affidavit)

# 10:00 AM COURTROOM 4-D

#### 08-10472 KC Transport, LLC Chapter: 11

Cameron-RRL A. Metcalf representing KC Transport, LLC (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)

(Doc. 193) DISCLOSURE STATEMENT AND CONFIRMATION HEARING (Docs. 191 & 192 - Ch. 11 Plans)

Objections: GE (Breithaupt)
Navistar (Voit)

#### 08-30212 Kynard Levi Adams and Beverly Wells Adams Chapter: 7

James L. Day representing Kynard Levi Adams (Debtor)

James L. Day representing Beverly Wells Adams (Joint Debtor)

(no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)

Susan S. DePaola (Trustee)

(Doc. 87) Motion to Reconsider/Set Aside Order Converting Case to Chapter 7 Filed by James L. Day on behalf of Beverly Wells Adams, Kynard Levi Adams (RE: related document(s)[78] Order Converting Case to Chapter 7).

(Doc. 90) Motion to Extend Time to Cure Deficiency Filed by James L. Day on behalf of Beverly Wells Adams, Kynard Levi Adams (RE: related document(s)[85] Clerk's Notice of Deficiency).

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# 08-31370 Ned T. Harris Chapter: 7

James L. Day representing Ned T. Harris Jr. (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Susan S. DePaola (Trustee)

(Doc. 42) Application for Compensation for Joe Fant, Auctioneer, Period: 10/1/2008 to 2/1/2009, Fee: \$500.00, Expenses: \$552.50. Filed by Susan-KEN Shirock DePaola. (DePaola, Susan-KEN)

# 09-30078 Chauncey Eugene Harmon and Pamela Jean Harmon Chapter: 7

Charles E. Grainger representing Chauncey Eugene Harmon (Debtor) Charles E. Grainger representing Pamela Jean Harmon (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Susan S. DePaola (Trustee)

(Doc. 15) Reaffirmation Agreement Between Debtor and Chrysler Financial (Attorney Declaration Not Signed) Filed by Bert A. Echols on behalf of Chrysler Financial Services Americas, LLC f/k/a DiamlerChrysler Financial Services Americas, LLC.

# 11:00 AM EVIDENTIARY HEARING - COURTROOM 4-D

05-03055 Community Bank & Trust v. Cayton CASE CLOSED on 06/15/2006 (ap) Lead case: 05-30378 Donald Luther Cayton and Kyong H. Cayton

Von G. Memory representing Community Bank & Trust (Plaintiff) Richard H. Allen representing Donald & Kyong Cayton (Defendant)

(Doc. 27) Motion For Entry of Order Releasing Judgment Filed by Richard H. Allen on behalf of Donald & Kyong Cayton (RE: related document(s)[24] Judgment).

#### 1:30 PM

SPRINT TELECONFERENCE NO.: 1/866-215-2786 - CHAIRPERSON: William Livingston - CONFERENCE ID: 50037235

#### 02-32052 Joseph Michael Vereen and Jennifer Lord Vereen CASE CLOSED on 11/06/2002 Chapter: 7

Bill Speaks and Francis W. Speaks representing Joseph Michael Vereen (Debtor) Bill Speaks and Francis W. Speaks representing Jennifer Lord Vereen (Joint Debtor) Susan S. DePaola (Trustee)

(Doc. 23) Motion to Reopen Chapter 7 Case . Fee Amount \$260. Filed by Francis W. Speaks on behalf of Jennifer Lord Vereen, Joseph Michael Vereen.

#### 02-81159 Steven G. Woodruff and Tracy D. Woodruff CASE CLOSED on 08/10/2007 Chapter: 13

Charles M. Ingrum Sr. representing Steven G. Woodruff (Debtor) Charles M. Ingrum Sr. representing Tracy D. Woodruff (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis-CF Reding representing Curtis C. Reding (Trustee)

(Doc 66) Debtor's Motion to Reopen Chapter 13 Case . Fee Amount \$235. Filed by Charles-TLP M. Ingrum Jr. on behalf of Steven G. Woodruff. (Ingrum, Charles-TLP)

# 05-81164 Dexter S. Henderson and Penelope L. Henderson Chapter: 13

Charles G. Reynolds Jr. representing Dexter S. Henderson (Debtor) Charles G. Reynolds Jr. representing Penelope L. Henderson (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 30) Motion for Relief from Stay. Fee Amount \$150. Filed by Joy J. Minner on behalf of Citifinancial Auto Corporation F/K/A Transouth Financial Corp. (Attachments: #(1) Affidavit #(2) Exhibit "A" Contract & Title)

#### 06-81020 Dana R. Jenkins Chapter: 13

Charles M. Ingrum Jr. representing Dana R. Jenkins (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 42) Motion for Relief from Stay . Fee Amount \$150. Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

#### 07-80929 Cassandra S. Bird Chapter: 13

F. Patrick Loftin representing Cassandra S. Bird (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 22) Motion for Relief from Stay . Fee Amount \$150. Filed by Joy J. Minner on behalf of GMAC, LLC. (Attachments: # (1) Affidavit # (2) Exhibit "A" Contract & Title)

# 07-81414 Yolanda Nix Robinson Chapter: 13

David-CMD S. Clark representing Yolanda Nix Robinson (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 41) Motion for Relief from Stay . Fee Amount \$150. Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

#### 08-01131 Gray et al v. Army Aviation Center Federal Credit Union (ap) Lead case: 08-11185 James L Gray and Joy L Gray

- J. Kaz Espy representing James L Gray (Plaintiff)
- J. Kaz Espy representing Joy L Gray (Plaintiff)

PRO SE Army Aviation Center Federal Credit Union (Defendant)

(Status Conference) - Complaint to Determine Validity, Priority, or Extent of Lien

#### 08-08006 Roberson v. Countrywide Home Loans, Inc. CASE CLOSED on 02/06/2009 (ap) Lead case: 08-80197 Ray C. Roberson

Nicholas H. Wooten representing Ray C. Roberson (Plaintiff)
Alan M Warfield and Barry A Brock and James W Carpenter representing Countrywide Home Loans, Inc. (Defendant)

(Doc. 29) - Motion to Reconsider/ Set Aside Filed by James W Carpenter on behalf of Countrywide Home Loans, Inc. (RE: related document(s)[28] Order Dismissing Case).

#### 08-08014 McManus v. Discover Bank et al (ap) Lead case: 05-81957 Brenda H. McManus

Charles M. Ingrum Jr. representing Brenda H. McManus (Plaintiff) Rita H. Dixon and Wilson F Green representing Discover Bank (Defendant) PRO SE Encore Collection Agency (Defendant)

(Doc. 20) Motion to Extend Time Filed by Charles-TLP M. Ingrum Jr. on behalf of Brenda H. McManus. (Ingrum, Charles-TLP)

#### 08-80014 Gloria Davis and Marvin Davis Chapter: 13

Sandra H. Lewis representing Gloria Davis (Debtor)

Sandra H. Lewis representing Marvin Davis (Joint Debtor)

(no aty) representing Bankruptcy Administrator (Bankruptcy Admin.)

Curtis C. Reding (Trustee)

(Doc. 56) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of Everhome Mortgage. (Attachments: #(1) MORTGAGE#(2) NOTE)

# 08-80043 Yolanda North Chapter: 13

David S. Clark representing Yolanda North (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 34) Motion for Relief from Stay. Fee Amount \$150. Filed by Joy J. Minner on behalf of Citifinancial Auto Corporation,. (Attachments: #(1) Affidavit #(2) Exhibit "A" Contract & Title)

#### 08-80489 Florine G Hester Chapter: 13

Charles M. Ingrum Jr. representing Florine G Hester (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 32) Motion for Relief from Stay . Fee Amount \$150. Filed by Joy J. Minner on behalf of GMAC, LLC. (Attachments: #(1) Affidavit #(2) Exhibit "A" Contract & Title)

#### 08-80833 David E Hargrove and Sealy N Hargrove Chapter: 13

Charles M. Ingrum Jr. representing David E Hargrove (Debtor) Charles M. Ingrum Jr. representing Sealy N Hargrove (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 34) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of COUNTRYWIDE HOME LOANS SERVICING, L.P.. (Attachments: #(1) MORTGAGE#(2) NOTE)

# 08-81097 Joann Palmore Chapter: 13

David-CMD S. Clark representing Joann Palmore (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 19) Motion for Relief from Stay. Fee Amount \$150., in addition to Motion for Relief from Co-Debtor Stay, Dover Palmore Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

#### 08-81193 Carolyn M. Robinson Chapter: 13

David-CMD S. Clark representing Carolyn M. Robinson (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 23) Motion for Relief from Stay . Fee Amount \$150. Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

08-81257 Myrtis Dozier Chapter: 13

Charles G. Reynolds Jr. representing Myrtis Dozier (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 20) Motion for Relief from Stay. Fee Amount \$150., in addition to Motion for Relief from Co-Debtor Stay, Robert Dozier Filed by Leonard-AD Math on behalf of GREEN TREE-AL LLC. (Attachments: #(1) Exhibit) (Math, Leonard-AD)

#### 08-81315 Michael W. Camp Chapter: 13

Charles G. Reynolds Jr. representing Michael W. Camp (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 28) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of COUNTRYWIDE HOME LOANS SERVICING, L.P.. (Attachments: #(1) MORTGAGE#(2) NOTE)

#### 08-81387 Felicia J. Edwards Chapter: 13

David-BKC Clark representing Felicia J. Edwards (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 25) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of CHASE HOME FINANCE, LLC. (Attachments: #(1) MORTGAGE#(2) NOTE)

# 08-81655 Terrance Hughley and Joyce Hughley Chapter: 13

Charles M. Ingrum Jr. representing Terrance Hughley (Debtor) Charles M. Ingrum Jr. representing Joyce Hughley (Joint Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 38) Motion for Relief from Stay AND REQUEST FOR TELEPHONIC HEARING. Fee Amount \$150. Filed by Susannah R. Walker on behalf of HOMECOMINGS FINANCIAL, LLC. (Attachments: #(1) MORTGAGE#(2) NOTE)

# 09-80119 Allen J Sanks Chapter: 13

John F. Hitchcock representing Allen J Sanks (Debtor) (no aty) representing Bankruptcy Administrator (Bankruptcy Admin.) Curtis C. Reding (Trustee)

(Doc. 11) Motion for Relief from Stay regarding a 2004 Chevrolet Silverado. Fee Amount \$150. Filed by William C. Poole on behalf of Wells Fargo Bank, N.A.. (Attachments: #(1) Exhibit Contract and Title)