

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA**

BANKRUPTCY COURT CALENDAR

LENNON FEDERAL BUILDING
CORNER OF PRINCESS & WATER STREET
WILMINGTON, NORTH CAROLINA

THE HONORABLE STEPHANI W. HUMRICKHOUSE, PRESIDING

TUESDAY, JUNE 07, 2016

HEARING ROOM: COURTROOM

10:00 AM

14-03109-5-SWH	LAWRENCE J. & SHELLEY LYNN WHITE	CH: 13
#1	SHOW CAUSE TO REDACT CLAIM	
	VACATED: ** CLAIM AMENDED **	

TRUSTEE: Richard M Stearns
ATTORNEY: Adrian M. Lapas (Lawrence J. White, Shelley Lynn White)
ATTORNEY: Wendy L. Sivori (Duplin County Tax Collector)

15-02044-5-SWH	SEAN DEMETRIUS JONES	CH: 13
	STATUS CONFERENCE	

TRUSTEE: Richard M Stearns
ATTORNEY: Richard Preston Cook (Sean Demetrius Jones)
ATTORNEY: Oliver Carter (Cheryl Jones)

16-01808-5-SWH	WILLIAM HOWARD & RAMONA WADE LEE	CH: 13
#2	SHOW CAUSE FOR FAILURE TO PAY FILING FEES IN INSTALLMENTS	
	VACATED: ** RESCHEDULED **	

TRUSTEE: Richard M Stearns
ATTORNEY: PRO SE (William Howard Lee)
ATTORNEY: PRO SE (Ramona Wade Lee)

10:00 AM

16-02178-5-SWH BERTRAM AIKENS CH: 13

#3 SHOW CAUSE FOR FAILURE TO FILE CERTIFICATE OF CREDIT COUNSELING

VACATED: ** ORDER ENTERED **

TRUSTEE: Richard M Stearns
ATTORNEY: PRO SE (Bertram Aikens)

11-03496-8-SWH EDWARD JOSEPH & JOAN ANNE WHITEHEAD CH: 13

**#4 SHOW CAUSE FOR FAILURE TO PROPERLY SERVE DEBTOR WITH AMENDED NOTICE OF
MORTGAGE PAYMENT CHANGE**

VACATED: ** SHOW CAUSE DISMISSED **

TRUSTEE: Richard M Stearns
ATTORNEY: Algernon L. Butler (Edward Joseph Whitehead, Joan Anne Whitehead)
ATTORNEY: NONE LISTED (WELL FARHOME HOME MORTGAGE)

15-03673-5-SWH EMILY VICTORIA WRISLEY CH: 13

#5 TRUSTEE'S MOTION TO DISMISS.

VACATED: ** RESCHEDULED **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: GRIEG R. ALLEY (EMILY VICTORIA WRISLEY)

14-07456-5-SWH WILLIAM DANIEL & KAREN LOUISE MOORE CH: 13

#6 TRUSTEE'S MOTION TO DISMISS.

VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: GRIEG R. ALLEY (KAREN LOUISE MOORE, WILLIAM DANIEL MOORE)

15-06407-5-SWH JOHN K TEACHEY CH: 13

#7 TRUSTEE'S MOTION TO DISMISS.

VACATED: ** MOTION W/DRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: ROBERT J. ANDERSON (JOHN K TEACHEY)

10:00 AM

12-08289-8-SWH **JASON R & JOAN VITALE** **CH: 13**
#8 TRUSTEE'S MOTION TO DISMISS
VACATED: ** CONTINUED **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: ROBERT J. ANDERSON (JASON R VITALE, JOAN VITALE)

11-07543-8-SWH **MICHAEL CARMINE & MICHELLE SCHALL MENA** **CH: 13**
#9 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** MOTION W/DRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: ALGERNON L. BUTLER (MICHAEL CARMINE MENA, MICHELLE SCHALL MENA)

15-01374-5-SWH **WILLIE ERVIN SLOAN** **CH: 13**
#10 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** RESPONSE W/DRAWN **

TRUSTEE: RICHARD M STEARNS (, RICHARD M STEARNS)
ATTORNEY: CHRISTIAN BENNETT FELDEN (WILLIE ERVIN SLOAN)

16-00967-5-SWH **ADINA KEELS** **CH: 13**
#11 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: CHRISTIAN BENNETT FELDEN (ADINA KEELS)

14-07107-5-SWH **CHARLES GLENDELL & ALICE MAE CORBETT** **CH: 13**
#12 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: BRUCE F. JOBE (ALICE MAE CORBETT, CHARLES GLENDELL CORBETT)

10:00 AM

16-00619-5-SWH **EDWARD ROSS LEWIS** **CH: 13**
#13 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** RESCHEDULED **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: BRUCE F. JOBE (EDWARD ROSS LEWIS)

15-01524-5-SWH **WINNIE LUE PURDIE** **CH: 13**
#14 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: BRUCE F. JOBE (WINNIE LUE PURDIE)

15-06471-5-SWH **MARVIN B. & VIRGINIA S. KNOWLES** **CH: 13**
#15 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** MOTION W/DRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: ADRIAN M. LAPAS (MARVIN B. KNOWLES, VIRGINIA S. KNOWLES)

12-03768-8-SWH **RICHARD EDWIN & MARY ELIZABETH MURRAY** **CH: 13**
#16 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** PLAN MODIFIED **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: JAMES S. PRICE (MARY ELIZABETH MURRAY, RICHARD EDWIN MURRAY)

16-00829-5-SWH **NICOLAS ALEXANDER LACKEY** **CH: 13**
#17 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** MOTION WITHDRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: JAMES S. PRICE (NICOLAS ALEXANDER LACKEY)

10:00 AM

15-02428-5-SWH **DON PHILLIP ALERCIA** **CH: 13**
#18 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** MOTION W/DRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: ANTHONY L. REGISTER (DON PHILLIP ALERCIA)

13-03109-8-SWH **NATHAN ISAAC ARIZONA & TRACYE SIMONE EVANS** **CH: 13**
#19 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** MOTION W/DRAWN **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: STEVEN P. RICHARDS (NATHAN ISAAC ARIZONA EVANS, TRACYE SIMONE EVANS)

15-04000-5-SWH **ADAM VINCENT & CHERYL BEVERAGE BARNES** **CH: 13**
#20 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: STEVEN P. RICHARDS (ADAM VINCENT BARNES, CHERYL BEVERAGE BARNES)

15-05576-5-SWH **JENNIFER LANE FERSTER** **CH: 13**
#21 TRUSTEE'S MOTION TO DISMISS.
VACATED: ** CONSENT ORDER **

TRUSTEE: RICHARD M STEARNS
ATTORNEY: JAMES M ROBBINS (JENNIFER LANE FERSTER)

15-06085-5-SWH **REBA F LEA** **CH: 13**
#22 MOTION TO MODIFY PLAN
VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns
ATTORNEY: James M Robbins (Reba F Lea)

10:00 AM

13-05948-8-SWH

DENNIS LEE & KAREN STEVENSON STRICKLAND

CH: 13

#23

MOTION TO MODIFY PLAN

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns

ATTORNEY: Roger A. Moore (Dennis Lee Strickland, Karen Stevenson Strickland)

13-01516-8-SWH

MICHAEL EUGENE & ELIZABETH BURGESS DOWNING

CH: 13

#24

MOTION TO MODIFY PLAN

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns

ATTORNEY: Anthony L. Register (Michael Eugene Downing, Elizabeth Burgess Downing)

10:15 AM

15-03934-5-SWH

SOFIA ALVAREZ

CH: 13



#66

1) ADV: 5-15-00114

Sofia Alvarez & Gina Deal vs PNC Bank National Association, dba PNC M & Federal National Mortgage Association
STATUS CONFERENCE

2) ADV: 5-15-00114

Sofia Alvarez & Gina Deal vs PNC Bank National Association, dba PNC M & Federal National Mortgage Association
PRELIMINARY PRETRIAL CONFERENCE

ATTORNEY: Maria D. McIntyre (Sofia Alvarez, Gina Deal)

ATTORNEY: Andrea B. Young (Sofia Alvarez, Gina Deal)

ATTORNEY: Andrew F. Lopez (PNC Bank National Association, dba PNC M, FEDERAL NATIONAL MORTGAGE ASSOC, Federal National Mortgage Association, PNC BANK NATIONAL ASSOCIATION) or 704-343-2364

10:30 AM

15-02869-5-SWH

STEVEN W & TERESA S BOGGS

CH: 13

#25

TRUSTEE'S MOTION TO MODIFY PLAN

VACATED: ** CONTINUED **

TRUSTEE: Richard M. Stearns, Trustee

TRUSTEE: Richard M Stearns

ATTORNEY: Robert J. Anderson (Steven W Boggs, Teresa S Boggs)

10:30 AM

15-00053-5-SWH

KAREN MOLLY GRULKOWSKI-LAMB & TRAVIS BUFORD LAMB

CH: 13

#26

MOTION FOR CONFIRMATION OF PLAN

VACATED: ** MOTION AMENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: Maria D. McIntyre (Karen Molly Grulkowski-Lamb, Travis Buford Lamb)

ATTORNEY: William F. Hill (Time Investment Corporation d/b/a Time F)

16-01060-5-SWH

CARL MICHAEL & TINA HERRING MCLAUGHLIN

CH: 13

#27

MOTION FOR CONFIRMATION OF PLAN

VACATED: ** MOTION AMENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: Anthony L. Register (Carl Michael McLaughlin, Tina Herring McLaughlin)

ATTORNEY: Neil D. Jonas (Wells Fargo Bank, N.A.)

15-01845-5-SWH

KEITH A GRAHAM

CH: 13

#28

SECOND OBJECTION TO CLAIM - Wells Fargo, NA

VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns

ATTORNEY: Robert J. Anderson (Keith A Graham)

ATTORNEY: William Paul Harris (Wells Fargo Bank, N.A. as servicer for C)

16-01135-5-SWH

JIMMY L DANIELS

CH: 13

#29

OBJECTION TO CLAIM - Springleaf Financial Services

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns

ATTORNEY: Robert J. Anderson (Jimmy L Daniels)

ATTORNEY: John C. Bircher (Springleaf Financial Services of North C)

10:30 AM

13-00923-8-SWH

ANTHONY BUSH

CH: 13

#30 1) OBJECTION TO CLAIM NO. 4 OF NATIONSTAR MORTGAGE

VACATED: ** OBJECTION W/DRAWN **

#31 2) MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns
ATTORNEY: Robert J. Anderson (Anthony Bush)
ATTORNEY: Neil D. Jonas (Bank of America, N.A.)

15-05354-5-SWH

DONALD SPENCER & JUDITH COOPER MCCORD

CH: 13

#32 OBJECTION TO CLAIM - Wells Fargo Bank

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns
ATTORNEY: James S. Price (Donald Spencer McCord, Judith Cooper McCord)
ATTORNEY: William Paul Harris (Wells Fargo Bank, N.A.)

16-00081-5-SWH

RICKY D & DENICE B SPEARS

CH: 13

#33 OBJECTION TO CLAIM - INTERNAL REVENUE SERVICE

VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns
ATTORNEY: Christopher T. Vonderau (Ricky D Spears, Denice B Spears)
ATTORNEY: Joshua B. Royster (Internal Revenue Service)

11-09232-8-SWH

ROBERT RHODES & JILL SUZANNE SHOFFNER

CH: 13

#34 1) MOTION FOR PRIVATE SALE

VACATED: ** RESCHEDULED **

#35 2) TRUSTEE'S MOTION TO DISMISS

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns (, RICHARD M STEARNS)
ATTORNEY: CHRISTIAN BENNETT FELDEN (JILL SUZANNE SHOFFNER, ROBERT RHODES SHOFFNER, Robert Rhodes Shoffner, Jill Suzanne Shoffner)

10:30 AM

14-04609-5-SWH **ERIC LYNN & PATRICIA ELIZABETH DOW** **CH: 13**
#36 MOTION TO INCUR DEBT
VACATED: ** OBJECTION W/DRAWN **

TRUSTEE: Richard M Stearns
ATTORNEY: Bruce F. Jobe (Eric Lynn Dow, Patricia Elizabeth Dow)

14-00287-5-SWH **DAVID SCOTT & KRISTINA NICOLE ELLEN** **CH: 13**
#37 NOTICE OF MORTGAGE PAYMENT CHANGE
VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns
ATTORNEY: James S. Price (David Scott Ellen, Kristina Nicole Ellen)
ATTORNEY: William Paul Harris (JPMorgan Chase Bank, N.A.)

11-06062-8-SWH **RICHARD D & JULIET L EMANUEL** **CH: 13**
#38 MOTION FOR DETERMINATION OF FINAL CURE AND MORTGAGE PAYMENT
VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns
ATTORNEY: Robert J. Anderson (Richard D Emanuel, Juliet L Emanuel)
ATTORNEY: Daria Anne Barrett (Wells Fargo Bank, NA)

11-04620-8-SWH **KENNETH EDWARD & TINA KING ENGLISH** **CH: 13**
#39 MOTION FOR DETERMINATION OF FINAL CURE AND MORTGAGE PAYMENT
VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns (, Richard M Stearns)
ATTORNEY: Anthony L. Register (Kenneth Edward English, Tina King English)
ATTORNEY: Neil D. Jonas (Wells Fargo Bank, NA)

10:30 AM

12-02127-8-SWH

JOHN & MARGARET ANN GREEN

CH: 13

#40 **1) NOTICE OF POST PETITION MORTGAGE FEES, EXPENSES AND CHARGES**

VACATED: ** CONTINUED **

#41 **2) MOTION TO AMEND PLAN**

VACATED: ** MOTION AMENDED **

#42 **3) TRUSTEE'S MOTION TO DISMISS.**

VACATED: ** CONTINUED **

TRUSTEE: RICHARD M STEARNS

ATTORNEY: MARIA D. MCINTYRE (JOHN GREEN, John Green, MARGARET ANN GREEN,
Margaret Ann Green)

ATTORNEY: Theodore A. Nodell (Ditech Financial LLC)

16-02483-5-SWH

PAUL E & ALICE F BAKER

CH: 13

#43 **MOTION TO EXTEND THE AUTOMATIC STAY**

VACATED: ** STAY EXTENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: Robert J. Anderson (Paul E Baker, Alice F Baker)

16-02635-5-SWH

RODNEY ADAM & DAWN NOBLES WARD

CH: 13

#44 **MOTION TO EXTEND THE AUTOMATIC STAY**

VACATED: ** STAY EXTENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: Bruce F. Jobe (Rodney Adam Ward, Dawn Nobles Ward)

16-02558-5-SWH

BRUCE NEVELL & TASHANNA WILSON HENRY

CH: 13

#45 **MOTION TO EXTEND THE AUTOMATIC STAY**

VACATED: ** STAY EXTENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: James S. Price (Bruce Nevell Henry, Tashanna Wilson Henry)

10:30 AM

16-02619-5-SWH

MARY ANN WASHINGTON

CH: 13

#46

MOTION TO EXTEND THE AUTOMATIC STAY

VACATED: ** STAY EXTENDED **

TRUSTEE: Richard M Stearns

ATTORNEY: Anne J. Randall (Mary Ann Washington)

16-00994-5-SWH

DAVID L WALKER

CH: 7

#47

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** RESPONSE WITHDRAWN **

TRUSTEE: Algernon L. Butler, III

ATTORNEY: Robert J. Anderson (David L Walker)

ATTORNEY: Stephen Troy Staley (JPMorgan Chase Bank, National Associatio)

16-02258-5-SWH

TERRI YVONNE SMITH

CH: 7

#48

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONSENT ORDER **

TRUSTEE: Algernon L. Butler, III

ATTORNEY: Robert J. Anderson (Terri Yvonne Smith)

ATTORNEY: Neil D. Jonas (Ocwen Loan Servicing, LLC)

15-02985-5-SWH

ANNISE MARIE JOHNSON

CH: 13

#49

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** RESPONSE W/DRAWN **

TRUSTEE: Richard M Stearns (, Richard M Stearns)

ATTORNEY: Robert J. Anderson (Annise Marie Johnson)

ATTORNEY: Pamela P. Keenan (Capital One Auto Finance)

10:30 AM

16-01670-5-SWH

KATHERINE F. D. SANDFORD

CH: 7

#50

MOTION FOR RELIEF FROM STAY

VACATED: ** RESPONSE WITHDRAWN **

TRUSTEE: ALGERNON L. BUTLER, III

ATTORNEY: DEAN R. DAVIS (KATHERINE F. D. SANDFORD)

13-06355-8-SWH

WILLIAM PENDER & LINDA SIMON FEDLER

CH: 13

#51

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns

ATTORNEY: Meredith P. Ezzell (William Pender Fedler, Linda Simon Fedler)

ATTORNEY: Mathias H. Hunoval (Nationstar Mortgage LLC)

15-04756-5-SWH

MARIE ANTIONETTE CHAVIS

CH: 13

#52

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONTINUED **

TRUSTEE: Richard M Stearns

ATTORNEY: Christian Bennett Felden (Marie Antionette Chavis)

ATTORNEY: Jennifer Himes (Automotive Leasing Specialists, Inc.)

14-03554-5-SWH

JOSEPH MICHAEL VADINO

CH: 13

#53

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns

ATTORNEY: Steven P. Richards (Joseph Michael Vadino)

ATTORNEY: Stephen Troy Staley (Bank of America, N.A.)

ATTORNEY: HILDA BURNETT-BAKER (NC DOT)

10:30 AM

15-01471-5-SWH

STEPHEN ANTHONY & SANDRA KAY DIBENEDETTO

CH: 13

#54

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns

ATTORNEY: Steven P. Richards (Stephen Anthony DiBenedetto, Sandra Kay DiBenedetto)

ATTORNEY: Neil D. Jonas (Nationstar Mortgage LLC)

16-00655-5-SWH

SONJA KUIC MCFARLAND

CH: 7

#55

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** RESPONSE W/DRAWN **

TRUSTEE: Algernon L. Butler, III

ATTORNEY: Trawick H Stubbs (Sonja Kuic McFarland)

ATTORNEY: Kyle Stewart (Wells Fargo Bank, N.A.)

12-05979-8-SWH

MICHAEL PAUL GUDERIAN

CH: 13

#56

MOTION FOR RELIEF FROM AUTOMATIC STAY

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns

ATTORNEY: Andrea B. Young (Michael Paul Guderian)

ATTORNEY: Jacob Christian Zweig (Prestige Financial Services, Inc.)

14-04491-5-SWH

GEORGE ALLEN & CATHERINE MARY PINER

CH: 13

#57

MOTION TO APPROVE CONTINGENCY AND HOURLY FEE AGREEMENT

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns

ATTORNEY: Christopher T. Vonderau (George Allen Piner, Catherine Mary Piner)

10:30 AM

13-02889-8-SWH

CHARLES BARRY JOHNSON

CH: 13

#58

MOTION TO AVOID JUDICIAL LIEN

VACATED: ** RESPONSE W/DRAWN **

TRUSTEE: Richard M Stearns

ATTORNEY: James S. Price (Charles Barry Johnson)

ATTORNEY: NONE LISTED (SHACKLEFORD GROUP, LLC)

15-06963-5-SWH

PERRY & SHARON NATALICCHIO

CH: 13

#59

MOTION TO AVOID LIEN

VACATED: ** CONSENT ORDER **

TRUSTEE: Richard M Stearns

ATTORNEY: Robert J. Anderson (Perry Natalicchio, Sharon Natalicchio)

ATTORNEY: Dean R. Davis (AST Financial Corporation)

70-99999-5

CHAPTER 13 RATIFICATIONS

CH: 13

#60

CHAPTER 13 RATIFICATIONS

VACATED: ** RESCHEDULED **

TRUSTEE: RICHARD M STEARNS

11:00 AM

14-06995-5-SWH

PATRICK REX LOVETT

CH: 12

#61

1) TRUSTEE'S MOTION TO DISMISS

VACATED: ** RESCHEDULED **

#62

2) AMENDED MOTION TO MODIFY PLAN

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns

ATTORNEY: David F Mills (Patrick Rex Lovett)

11:00 AM

14-06994-5-SWH

LOVETT FARMS, INC

CH: 12

#63 1) TRUSTEE'S MOTION TO DISMISS

VACATED: ** RESCHEDULED **

#64 2) AMENDED MOTION TO MODIFY PLAN

VACATED: ** RESCHEDULED **

TRUSTEE: Richard M Stearns

ATTORNEY: David F Mills (Lovett Farms, Inc)

12-04747-8-SWH

JASON H. HAYES

CH: 12

#65 TRUSTEE'S MOTION TO DISMISS

VACATED: ** MOTION W/DRAWN **

TRUSTEE: Richard M Stearns

ATTORNEY: David F. Mills (Jason H. Hayes)