

**U.S. BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA**

**Honorable Stephani W. Humrickhouse**

**Tuesday, May 11, 2021**

*Current as of 5/10/2021 at 1:18 PM*

*(Stricken Shown)*

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**Raleigh Courtroom**

**Room 208, 300 Fayetteville Street**

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10:00 AM **20-00018-5-SWH** First Recovery, LLC et al v. Sanders

† Ch 7

19-03665-5-SWH Keith Douglas Sanders

**Moving:** John S. Austin for Dylan Brooks

for First Recovery, LLC

**Opposing:** William F. Braziel III for Keith Douglas Sanders

William E. Brewer Jr. for Keith Douglas Sanders

**Debtor or Plaintiff Attorney:** John S. Austin for First Recovery, LLC

**\*\*Continued**

**Matter:** **Final Pre-Trial Conference**

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10:00 AM **18-01868-5-SWH** Teresa Glessner McElwain

Ch 13

Trustee: Bledsoe

**Moving:** Cristina Danielle DiGiannantonio

**Opposing:**

**Debtor or Plaintiff Attorney:** Raymond Mark DiGuiseppe for Teresa Glessner McElwain

Joshua Hillin for Teresa Glessner McElwain

John T. Orcutt for Teresa Glessner McElwain

**\*\*Continued**

**Matter:** **Motion for Relief from Stay**

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10:00 AM **20-03105-5-SWH** Douglas Allen Jernigan and

Ch 11

Aileen King Jernigan

**Moving:** David F. Mills

**Opposing:** Brian Behr

**Debtor or Plaintiff Attorney:** David F. Mills for Douglas Allen Jernigan

**\*\*Continued**

**Matter:** **Conditional Approval of Disclosure Statement and Hearing on Confirmation of Chapter 11 Plan**

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10:00 AM **20-03105-5-SWH** Douglas Allen Jernigan and  
Ch 11 Aileen King Jernigan

**Moving:** David F. Mills

**Opposing:** Brian Behr

**Debtor or Plaintiff Attorney:** David F. Mills for Douglas Allen Jernigan

**\*\*Continued**

**Matter:** [Motion to Assume Executory Contract or Lease \(Butterball Agreement\)](#)

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10:00 AM **20-03105-5-SWH** Douglas Allen Jernigan and  
Ch 11 Aileen King Jernigan

**Moving:** David F. Mills

**Opposing:** Brian Behr

**Debtor or Plaintiff Attorney:** David F. Mills for Douglas Allen Jernigan

**\*\*Continued**

**Matter:** [Motion to Assume Executory Contract or Lease \(Prestage Agreement\)](#)

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10:00 AM **16-02903-5-SWH** Kevin A. Hudson  
Ch 13  
Trustee: Logan

**Moving:** Joseph J. Vonnegut

**Opposing:**

**Debtor or Plaintiff Attorney:** Danny Bradford for Kevin A. Hudson

**\*\*Motion Withdrawn**

**Matter:** [Motion for Relief from Stay, In Addition To Motion for Relief from Co-Debtor Stay Or In The Alternative Motion for Adequate Protection](#)

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10:00 AM **18-06013-5-SWH** David Charles Bozza  
Ch 13  
Trustee: Logan

**Moving:** John C. Bircher III

**Opposing:**

**Debtor or Plaintiff Attorney:** Jeremy Harn for David Charles Bozza  
Joshua Hillin for David Charles Bozza  
John T. Orcutt for David Charles Bozza

**\*\*Response Withdrawn**

**Matter:** [Motion for Relief from Stay](#)

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10:00 AM **21-00853-5-SWH** Gary Paul Cox  
Ch 13  
Trustee: Bledsoe

**Moving:** James S. Price

**Opposing:**

**Debtor or Plaintiff Attorney:** James S. Price for Gary Paul Cox

**\*\*Stay Extended**

**Matter:** [Motion to Extend Automatic Stay](#)

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10:30 AM **20-00006-5-SWH** Wayne Bailey, Inc. et al v. C&F Motor Lines, LLC

† Ch 11

18-00284-5-SWH Wayne Bailey, Inc.

**Moving:** John C. Bircher III, Trustee  
Joseph Zachary Frost

for John C. Bircher III, Trustee  
for Wayne Bailey, Inc.

**Opposing:** Ciara L. Rogers

**Debtor or Plaintiff Attorney:** Joseph Zachary Frost for Wayne Bailey, Inc.

**\*\*Stricken - Settled**

**Matter:** **Trial**

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11:00 AM **12-03128-8-SWH** William Douglas Parker, Jr. and

Ch 11

Diana Lynne Parker

**Moving:** William P Janvier

**Opposing:** Brian Behr  
Lauren A. Golden

**Debtor or Plaintiff Attorney:** Blake P. Barnard for William Douglas Parker, Jr.  
William F. Braziel for William Douglas Parker, Jr.  
Erin K. Duffy for William Douglas Parker, Jr.  
Charles M. Ivey for William Douglas Parker, Jr.  
William P Janvier for William Douglas Parker, Jr.  
William P Janvier for William Douglas Parker, Jr.  
Samantha Y. Moore for William Douglas Parker, Jr.  
Justine S. O'Connor-Petts for William Douglas Parker, Jr.  
Kathleen O'Malley for William Douglas Parker, Jr.

**\*\*Continued**

**Matter:** **Objection to Claim of the IRS**

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11:00 AM **20-03888-5-SWH** Burns Asset Management, Inc.

Ch 11

**Moving:** Danny Bradford

**Opposing:** Brian Behr

**Debtor or Plaintiff Attorney:** Bradford Law Offices for Burns Asset Management, Inc.  
Danny Bradford for Burns Asset Management, Inc.

**\*\*Hearing Rescheduled**

**Matter:** **Motion to Use Cash Collateral**

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11:00 AM **20-03888-5-SWH** Burns Asset Management, Inc.

Ch 11

**Moving:** Danny Bradford

**Opposing:** Brian Behr  
Neil D. Jonas

**Debtor or Plaintiff Attorney:** Bradford Law Offices for Burns Asset Management, Inc.  
Danny Bradford for Burns Asset Management, Inc.

**\*\*Hearing Rescheduled**

**Matter:** **Conditional Approval of Disclosure Statement and Order Setting Hearing of Confirmation of Chapter 11 Plan**

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11:30 AM **21-00701-5-SWH** Michael Shawn White

Ch 13

Trustee: Logan

**Moving:** Erich M. Fabricius

**Opposing:** Byron L. Saintsing

**Debtor or Plaintiff Attorney:** Erich M. Fabricius for Michael Shawn White

**\*\*Continued**

**Matter:** **Show Cause for Violation of the Automatic Stay by Ascentium Capital, LLC**

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