

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

Honorable Jason D. Woodard

**Oxford Federal Building
911 Jackson Avenue
Oxford, MS 38655**

Wednesday, October 4, 2017

Current as of 9/25/2017 at 8:39 AM

10:30 AM **08-11744-JDW** **Violet Gale Jumper and**
Ch 7 **Timothy Dean Hopper**
Trustee: Applewhite
Moving: Craig M. Geno
Opposing:
Debtor or Plaintiff Attorney: Bart M. Adams
Matter: **Doc# 53 Motion Application for Substantial Contribution Filed by Craig M. Geno on behalf of Robert Allen Fryar.**

10:30 AM **08-11744-JDW** **Violet Gale Jumper and**
Ch 7 **Timothy Dean Hopper**
Trustee: Applewhite
Moving: Craig M. Geno
Opposing:
Debtor or Plaintiff Attorney: Bart M. Adams
Matter: **Doc# 54 Motion Application for Substantial Contribution Filed by Craig M. Geno on behalf of Edith Carolyn Fryar, Henry E. Gipson, Wayne Jumper, Thomas W. Lacy, Operators Investment Group, a Partnership, David Smith.**

10:30 AM **05-19169-JDW** **Robert Allen Fryar and**
Ch 7 **Kathy Fryar**
Trustee: Applewhite
Moving: Craig M. Geno
Opposing:
Debtor or Plaintiff Attorney: B. Sean Akins
Matter: **Doc# 273 Motion Application for Substantial Contribution Filed by Craig M. Geno on behalf of Robert Allen Fryar.**

10:30 AM **05-19169-JDW**

Ch 7

Robert Allen Fryar and

Kathy Fryar

Trustee: Applewhite

Moving: Craig M. Geno

Opposing:

Debtor or Plaintiff Attorney: B. Sean Akins

Matter: **Doc# 274 Motion Application for Substantial Contribution Filed by Craig M. Geno on behalf of Edith Carolyn Fryar, Henry E. Gipson, Wayne Jumper, Thomas W. Lacy, Operators Investment Group, a Partnership, David Smith.**

10:30 AM **17-12693-JDW**

Ch 11

Aluminum Extrusions, Inc.

Moving: Marcus M. Wilson

Opposing:

Debtor or Plaintiff Attorney: Michael P. Coury

Matter: **Doc# 60 Motion to Approve Agreed Order. Filed by Marcus M. Wilson on behalf of Blue Cross Blue Shield of Mississippi. (Attachments: # 1 Exhibit Exhibit A - Agreed Order)**

10:30 AM **17-12693-JDW**

Ch 11

Aluminum Extrusions, Inc.

Moving: Richard A. Montague Jr.

Opposing:

Debtor or Plaintiff Attorney: Michael P. Coury

Matter: **Doc# 70 Motion for Relief from Stay and Abandonment or for Adequate Protection. Filed by Richard A. Montague Jr. on behalf of Triumph Bank. Objections to Motion for Relief from Stay due by 09/27/2017. (Attachments: # 1 Exhibit A Triumph Bank Loan Agreement # 2 Exhibit B Triumph Bank UCC-1 # 3 Exhibit C Triumph Bank Borrowing Base Certificate # 4 Exhibit D Triumph Bank Blocked Account Agreement)**

10:30 AM **08-01119-JDW** **Applewhite v. Fryar et al**
† Ch 7
05-19169-JDW Robert Allen Fryar and Kathy Fryar

Status Hearing

Moving: John W. Crowell

Opposing:

Debtor or Plaintiff Attorney: John W. Crowell

Matter: **Doc# 1 Adversary case 08-01119. (11 (Recovery of money/property - 542 turnover of property),12 (Recovery of money/property - 547 preference)): Complaint by Henry J. Applewhite against Robert Allen Fryar, Kathy Fryar. Deferment of .00 filing fee pending. (Entered on Docket by: Crowell, John)**

10:30 AM **11-12156-JDW** **Samuel E Scott**
Ch 11

Moving: Craig M. Geno

Opposing:

Debtor or Plaintiff Attorney: Craig M. Geno

Matter: **Doc# 327 Motion to Modify Second Amended Plan of Reorganization Filed by Craig M. Geno on behalf of Samuel E Scott.**

10:30 AM **14-13699-JDW** **Mid-South Produce Company**
Ch 11

Moving: Craig M. Geno

Opposing:

Debtor or Plaintiff Attorney: Craig M. Geno

Matter: **Doc# 205 Objection to Claim of Mississippi Department of Revenue Filed by Mid-South Produce Company.**

10:30 AM **16-11493-JDW** **LC Farms, Inc.**
Ch 12
Trustee: Barkley

Moving: Jeffrey A. Levingston

Opposing:

Debtor or Plaintiff Attorney: Jeffrey A. Levingston

Matter: **Doc# 125 Application to Employ R. Jeff Allen as Special Attorney re BP Claim Filed by Jeffrey A. Levingston on behalf of LC Farms, Inc.. (Attachments: # 1 Exhibit "A" - Affidavit)**

10:30 AM 16-11493-JDW **LC Farms, Inc.**
Ch 12
Trustee: Barkley
Moving: Jeffrey A. Levingston
Opposing:
Debtor or Plaintiff Attorney: Jeffrey A. Levingston
Matter: **Doc# 124 Application to Compromise Controversy re BP Claim Filed by Jeffrey A. Levingston on behalf of LC Farms, Inc..**

10:30 AM 16-11493-JDW **LC Farms, Inc.**
Ch 12
Trustee: Barkley
Moving: Jeffrey A. Levingston
Opposing:
Debtor or Plaintiff Attorney: Jeffrey A. Levingston
Matter: **Doc# 126 Application for Compensation re BP Claim for Jeffrey A. Levingston, Attorney, Fee: \$1000.00, Expenses: \$145.00, for R. Jeff Allen, Special Counsel, Fee: \$12,357.30, Expenses: \$0.00. Filed by Jeffrey A. Levingston.**

10:30 AM 16-13823-JDW **On-Call Staffing, Inc.**
Ch 11

Status Hearing

Moving: J. Walter Newman IV
Opposing:
Debtor or Plaintiff Attorney: J. Walter Newman
Matter: **Doc# 1 Chapter 11 Voluntary Petition Non-Individual . Chapter 11 Plan for small business due by 04/26/2017. Disclosure Statement for small business due by 04/26/2017. Government Proof of Claim due by 4/26/2017. Non-Government Proofs of Claims due by 2/27/2017. Appointment of health care ombudsman due by 11/28/2016 (Newman, J.) Modified on 10/31/2016 to update ddl for small business filing .**

10:30 AM 16-13823-JDW **On-Call Staffing, Inc.**
Ch 11

Moving: J. Walter Newman IV

Opposing:

Debtor or Plaintiff Attorney: J. Walter Newman

Matter: **Doc# 846 Second Application for Compensation and Reimbursement of Necessary Expenses for J. Walter Newman IV, Attorney, Fee: \$49,750.00, Expenses: \$436.06. Filed by J. Walter Newman IV. (Attachments: # 1 Proposed Order) (Newman, J.)**

10:30 AM 16-13823-JDW **On-Call Staffing, Inc.**
Ch 11

Confirmation Hearing

Moving: J. Walter Newman IV

Opposing:

Debtor or Plaintiff Attorney: J. Walter Newman

Matter: **Doc# 851 Order Conditionally Approving Disclosure Statement, Fixing Time For Filing Acceptances Or Rejections To The Plan, And Fixing The Time For Filing Objections To The Disclosure Statement And To The Confirmation Of The Plan, Combined With Notice Therefore And Of The Hearing On Final Approval Of The Disclosure Statement And The Hearing On Confirmation Of The Plan (Re: 839 Disclosure Statement filed by Debtor On-Call Staffing, Inc., 840 Chapter 11 Plan filed by Debtor On-Call Staffing, Inc.). Confirmation hearing to be held on 10/4/2017 at 10:30 AM at Oxford Federal Building. Last Day to Object to Confirmation 10/2/2017. Last day to oppose disclosure statement is 10/2/2017. Ballots Due 10/2/2017. Entered on Docket by: (CHH)**

10:30 AM 17-11522-JDW **Penick Produce Company, Inc.**
Ch 11

Moving: Douglas C. Noble

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 180 First Application for Compensation of McCraney Montagnet Quin and Noble, PLLC for Douglas C. Noble, Debtor's Attorney, Fee: \$88,137.08, Expenses: \$7,262.41 Filed by Douglas C. Noble. (Attachments: # 1 Exhibit "A" (MMQN Invoices))**

10:30 AM 17-11522-JDW Penick Produce Company, Inc.
Ch 11

Moving: Douglas C. Noble

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 181 First Application for Compensation of Stokes Law Office, LLP for Penick Produce Company, Inc., Special Counsel, Fee: \$6,650.00, Expenses: \$0.00 Filed by Penick Produce Company, Inc.. (Attachments: # 1 Exhibit "A" (Stokes Law Firm Invoices))**

10:30 AM 17-11522-JDW Penick Produce Company, Inc.
Ch 11

Moving: Derek A. Henderson

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 193 Motion to Convert Case to Chapter 7 ., or in the alternative Motion to Appoint Trustee Filed by Derek A. Henderson on behalf of David J Davis, Adam Degroot, Degroot Logistics, Jamie Earp, Leftness Specialized Farm Equipment, Inc., Lyndale Farms, Mike Massey, Darrin Vance, Darrin W. Vance.**

10:30 AM 17-11522-JDW Penick Produce Company, Inc.
Ch 11

Moving: Morgan Locke Houston

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 206 Motion to Assume Lease or Executory Contract or to Reject Lease or Executory Contract Filed by Morgan Locke Houston on behalf of Deere Credit, Inc. - jr. (Attachments: # 1 Exhibit)**

10:30 AM 17-11522-JDW
Ch 11

Penick Produce Company, Inc.

Moving: Douglas C. Noble

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 247 Motion to Borrow Motion for Entry of Final Order (I) Authorizing Debtors to Obtain Post-Petition Financing and (II) Granting Section 364 (c) and Section 364 (d) Liens and Super-Priority Administrative Claim Filed by Douglas C. Noble on behalf of Penick Produce Company, Inc.. (Attachments: # 1 Exhibit "1" (Final Financing Order) # 2 Exhibit "2" (DIP Credit Agreement))**

10:30 AM 17-11522-JDW
Ch 11

Penick Produce Company, Inc.

Moving: Douglas C. Noble

Opposing:

Debtor or Plaintiff Attorney: Douglas C. Noble

Matter: **Doc# 210 Application to Employ Bradley Arant Boult Cummings, LLP as Special Corporate Counsel Filed by Douglas C. Noble on behalf of Penick Produce Company, Inc.. (Attachments: # 1 Exhibit "A" (Declaration of Stephen M. Wilson))**

10:30 AM 16-13975-JDW
Ch 11

Dignity & Mercy, Adult Day Services, LLC

Confirmation Hearing

Moving: Kevin F. O'Brien

Opposing:

Debtor or Plaintiff Attorney: Kevin F. O'Brien

Matter: **Doc# 108 Amended Chapter 11 Plan Filed by Kevin F. OBrien on behalf of Dignity & Mercy, Adult Day Services, LLC (OBrien, Kevin)**

10:30 AM 17-01019-JDW
† Ch 7

Climer et al v. Bullfrog Corner Express LLC

17-10389-JDW

Roger D Climer and Barbara J Climer

Moving: Kevin F. O'Brien

Opposing:

Debtor or Plaintiff Attorney: Kevin F. O'Brien

Matter: **Doc# 5 Motion for Default Judgment Filed by Kevin F. OBrien on behalf of Barbara J Climer, Roger D Climer. (OBrien, Kevin)**

10:30 AM **17-01019-JDW** **Climer et al v. Bullfrog Corner Express LLC**
† Ch 7
17-10389-JDW Roger D Climer and Barbara J Climer
Moving: Brittan Webb Robinson
Opposing:
Debtor or Plaintiff Attorney: Kevin F. O'Brien
Matter: **Doc# 13 Motion to Vacate Filed by Brittan Webb Robinson on behalf of Bullfrog Corner Express LLC (RE: related document(s)7 Clerk's Entry of Default).**

10:30 AM **17-01016-JDW** **Ellis v. U. S. Bank National Association et al**
† Ch 7
10-11050-JDW Azez W. Ellis and Latunya R. Ellis
Moving: Megan B Conner
Opposing:
Debtor or Plaintiff Attorney: ProSe / None
Matter: **Doc# 8 Motion to Dismiss Adversary Proceeding Filed by Megan B Conner on behalf of Ocwen Loan Servicing, LLC, U. S. Bank National Association. (Attachments: # 1 Exhibit A Notice of Appeal # 2 Exhibit B RESPONSE & MOTION TO DISMISS APPEAL)**

10:30 AM **12-01026-JDW** **American Recycling & Manufacturing Co., Inc v. Downing**
† Ch 7
11-14362-JDW Derek W Downing
Status Hearing
Moving: Ted C. Raynor
Opposing:
Debtor or Plaintiff Attorney: Ted C. Raynor
Matter: **Doc# 1 Adversary case 12-01026. (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny),68 (Dischargeability - 523(a)(6), willful and malicious injury)): Complaint by American Recycling & Manufacturing Co., Inc against Derek W Downing. Filing fee not paid. Entered on Docket by: (AOH)**

10:30 AM 16-01033-JDW

Robinson et al v. Smith

† Ch 7

15-13625-JDW

Michael Shelton Smith

Status Hearing

Moving: Glenn H. Williams

Opposing:

Debtor or Plaintiff Attorney: Glenn H. Williams

Matter: **Doc# 1 Adversary case 16-01033. (62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (66 (Dischargeability - 523(a)(1),(14),(14A) priority tax claims)), (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), (41 (Objection / revocation of discharge - 727(c),(d),(e))) : Complaint by Bobbie Chance Robinson, Commercial Grain Marketing, LLC against Michael Shelton Smith..**
