

**U.S. BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

Honorable William V. Altenberger

Tuesday, January 8, 2013

Current as of 12/28/2012 at 10:49 AM

Bankruptcy Court Benton

U.S. Bankruptcy Court

301 W Main St

Benton, IL 62812

9:00 AM **29-00003** RESERVED DOCKET ENTRY

Matter: RESERVED DOCKET ENTRY

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9:00 AM **29-00003** RESERVED DOCKET ENTRY

Matter: RESERVED DOCKET ENTRY

2

9:00 AM **29-00003** RESERVED DOCKET ENTRY

Matter: RESERVED DOCKET ENTRY

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9:00 AM **07-41524-lkg** Owen A. Young
Ch 13
Trustee: Kearney

Status Hearing

Matter: Completion of Chapter 13 Plan

Bradley Olson (Owen Young)
Ronald Buch (Trustee Bob Kearney)

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9:00 AM **07-41497-lkg** Stephen P Dallas and
Ch 13 Eloise Dallas
Trustee: Kearney

Status Hearing

Matter: Completion of Chapter 13 Plan

Jay Howd (Stephen & Eloise Dallas)
Ronald Buch (Trustee Bob Kearney)

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9:00 AM **07-41482-lkg** Robert J Smith and
Ch 13 Annetta M. Smith
Trustee: Kearney

Status Hearing

Matter: Completion of Chapter 13 Plan

William Mueller (Robert & Annetta Smith)
Ronald Buch (Trustee Bob Kearney)

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9:00 AM **12-41013-kjm** Anthony Andrew Ramos
Ch 13
Trustee: Kearney

Matter: Objection to Confirmation of Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
William Mueller (Anthony Ramos)

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9:00 AM **12-41107-lkg** Larry W Biggs and
Ch 13 Judith A Biggs
Trustee: Kearney

Matter: Objection to Confirmation of Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
Edward Eytalis (Larry & Judith Biggs)

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9:00 AM **12-60230-lkg** Billy Joe Haney and
Ch 13 Virginia Louise Haney
Trustee: Kearney

Matter: Objection to Second Amended Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
Scott Racop (Billy & Virginia Haney)

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9:00 AM **12-40836-lkg** Bradley Allen Lowery and
Ch 13 Sandy Marie Lowery
Trustee: Kearney

Matter: Objection to Third Amended Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
Andrew Miofsky (Bradley & Sandy Lowery)

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9:00 AM	11-40010-lkg	Brenda D Lewis	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to Fourth Amended Plan Filed by Trustee Bob G Kearney		11
	Ronald Buch (Trustee Bob Kearney)		
	Chantal Methot (Brenda Lewis)		
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9:00 AM	12-41326-lkg	Timothy E Rulevish and	
	Ch 13	Summer A Rulevish	
	Trustee: Kearney		
Matter:	1) Objection to Exemptions Filed by Trustee Bob G Kearney		12
	2) Objection to Confirmation Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney)		
	Keith Kibler (Timothy & Summer Rulevish)		
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9:00 AM	12-40173-lkg	Wayne Morrison	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		13
	Ronald Buch (Trustee Bob Kearney)		
	Michael Reed (Wayne Morrison)		
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9:00 AM	12-60331-lkg	Sandra Jenkins	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		14
	Ronald Buch (Trustee Bob Kearney)		
	Michael Reed (Sandra Jenkins)		
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9:00 AM	12-60209-lkg	Jeffery Nevinger and	
	Ch 13	Keila Nevinger	
	Trustee: Kearney		
Matter:	Objection to Third Amended Plan Filed by Trustee Bob G Kearney		15
	Ronald Buch (Trustee Bob Kearney)		
	Michael Reed (Jeffery & Keila Nevinger)		
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9:00 AM	12-40980-lkg	Diane Sue Coloton	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		16
	Ronald Buch (Trustee Bob Kearney)		
	Matthew Benson (Diane Coloton)		
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9:00 AM	12-40635-lkg	Michael Scott Phillips and	
	Ch 13	Sherri Lynn Phillips	
	Trustee: Kearney		
Matter:	Objection to Second Amended Plan Filed by Trustee Bob G Kearney		17
	Ronald Buch (Trustee Bob Kearney)		
	Matthew Benson (Michael & Sherri Phillips)		
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9:00 AM	12-40548-kjm	Michael Stephan Linze and	
	Ch 13	Elizabeth Ann Linze	
	Trustee: Kearney		
Matter:	Objection to Second Amended Plan Filed by Murphy Wall State Bank and Trust Company		18
	Tyson Tanner (Murphy Wall State Bank and Trust Company)		
	Matthew Benson (Michael & Elizabeth Linze)		
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9:00 AM	12-40412-lkg	John Michael Stearns and	
	Ch 13	Chandra Dale Stearns	
	Trustee: Kearney		
Matter:	Objection to Third Amended Plan Filed by Trustee Bob G Kearney		19
	Ronald Buch (Trustee Bob Kearney)		
	Matthew Benson (John & Chandra Stearns)		
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9:00 AM	11-41507-lkg	Carolyn Sue Tuttle	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to Fifth Amended Plan Filed by Trustee Bob G Kearney		20
	Ronald Buch (Trustee Bob Kearney)		
	Matthew Benson (Carolyn Tuttle)		
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9:00 AM	12-41351-lkg	Casaundra J. Slavin Ch 13 Trustee: Kearney	21
Matter:	Objection to Confirmation of Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Bradley Olson (Casaundra Slavin)		
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9:00 AM	12-41150-lkg	Kevin E Furlow and Ch 13 Amanda E. Furlow Trustee: Kearney	22
Matter:	Objection to Confirmation of Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Bradley Olson (Kevin & Amanda Furlow)		
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9:00 AM	12-40942-lkg	Mary M. Simpson Ch 13 Trustee: Kearney	23
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Bradley Olson (Mary Simpson)		
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9:00 AM	08-41898-lkg	Larry J. Cyphers and Ch 13 Angela A. Cyphers Trustee: Kearney	24
Matter:	Objection to Fourth Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Bradley Olson (Larry & Angela Cyphers)		
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9:00 AM	11-40765-lkg	Nancy K. James Ch 13 Trustee: Kearney	25
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Bradley Olson (Nancy James)		
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9:00 AM ~~12-40936-lkg~~ Jon E. Reynolds
Ch 13
Trustee: Kearney

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Matter: ~~Objections to First Amended Plan Filed by MidCountry Bank and Trustee Bob Kearney~~

~~Samuel Beggs (MidCountry Bank)
Ronald Buch (Trustee Bob Kearney)
Bradley Olson (Jon Reynolds)~~

9:00 AM 12-41294-lkg Shannon L. Buckner and
Ch 13 Jason M. Jauch
Trustee: Kearney

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Matter: Objections to Confirmation of Plan Filed by Americredit Financial Services Inc and Trustee Bob Kearney

David Frankel (Americredit Financial Services Inc)
Ronald Buch (Trustee Bob Kearney)
Bradley Olson (Shannon Buckner, Jason Jauch)

9:00 AM 10-40683-kjm Tena L. Barton
Ch 13
Trustee: Kearney

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**Matter: 1) Objection Filed by Trustee Bob Kearney to Motion to Retain Tax Refunds Filed by Tena Barton
2) Objection to Third Amended Plan Filed by Trustee Bob Kearney**

Ronald Buch (Trustee Bob Kearney)
Bradley Olson (Tena Barton)

9:00 AM 12-40921-lkg Kevin B Hill
Ch 13
Trustee: Kearney

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Matter: Objection to First Amended Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
Jay Howd (Kevin Hill)

9:00 AM 08-41365-lkg Jeff E Greiving
Ch 13
Trustee: Kearney

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Matter: Objection to First Amended Plan Filed by Trustee Bob G Kearney

Ronald Buch (Trustee Bob Kearney)
Jay Howd (Jeff Greiving)

9:00 AM	09-41275-lkg Ch 13 Trustee: Kearney	Brian D Daugherty and Wendy Daugherty	31
Matter:	Objection to Fourth Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Jay Howd (Brian & Wendy Daugherty)		
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9:00 AM	12-40000-lkg Ch 13 Trustee: Kearney	Jared B Westbrook and Whitney N Westbrook	32
Matter:	Objection to Third Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Lyndon Willms (Jared & Whitney Westbrook)		
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9:00 AM	12-41309-lkg Ch 13 Trustee: Kearney	John L. Gipson and Jennifer L Gipson	33
Matter:	Objection to Confirmation of Plan Filed by The Bank of New York Mellon		
	Joel Fonferko (The Bank of New York Mellon) Michael Curry (John & Jennifer Gipson)		
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9:00 AM	12-40910-lkg Ch 13 Trustee: Kearney	Maurice L Peek, Jr	34
Matter:	1) Motion to Extend Time to File Deficiency Claim Filed by Vanderbilt Mortgage and Finance Inc 2) Objection to First Amended Plan Filed by Trustee Bob Kearney		
	David Wasinger (Vanderbilt Mortgage and Finance Inc) Ronald Buch (Trustee Bob Kearney) Lyndon Willms (Maurice Peek)		
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9:00 AM	12-41318-lkg Ch 13 Trustee: Kearney	Stephanie L Butts	35
Matter:	Objection to Confirmation of Plan Filed by JPMorgan Chase Bank, National Association		
	Jose Moreno (JPMorgan Chase Bank) Patrick McCann (Stephanie Butts)		
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9:00 AM	12-41255-lkg	Charles J Juenger	
	Ch 13		
	Trustee: Kearney		
Matter:	Objection to Confirmation of Plan Filed by Trustee Bob G Kearney		36
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Charles Juenger)		
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9:00 AM	12-40871-lkg	Robert M Gibson and	
	Ch 13	Linda J Gibson	
	Trustee: Kearney		
Matter:	Objection to First Amended Plan Filed by Trustee Bob G Kearney		37
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Robert & Linda Gibson)		
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9:00 AM	12-41044-lkg	Michael D Sweikousky	
	Ch 13		
	Trustee: Kearney		
Matter:	Objections to Confirmation of Plan Filed by Illinois Department of Revenue and Trustee Bob Kearney		38
	William Katich (IL Dept of Revenue)		
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Michael Sweikousky)		
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9:00 AM	12-41269-kjm	Frank J Ferris and	
	Ch 13	Carmen R Ferris	
	Trustee: Kearney		
Matter:	Objections to Confirmation of Plan Filed by PHH Mortgage Corporation and Trustee Bob Kearney		39
	Richard Aronow (PHH Mortgage Corporation)		
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Frank & Carmen Ferris)		
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9:00 AM	12-41313-lkg	Timothy D Bain and	
	Ch 13	Susan A Bain	
	Trustee: Kearney		
Matter:	Objection to Confirmation of Plan Filed by Trustee Bob G Kearney		40
	Ronald Buch (Trustee Bob Kearney)		
	Michael Benson (Timothy & Susan Bain)		
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9:00 AM	12-41331-lkg Ch 13 Trustee: Kearney	Henry D Nicolaides and Cheryl L Nicolaides	41
Matter:	Objection to Confirmation of Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Darrell Dunham (Henry & Cheryl Nicolaides)		
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9:00 AM	10-41865-lkg Ch 13 Trustee: Kearney	Glen Steele and Tamara Steele	42
Matter:	Objection to Fifth Amended Plan Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Darrell Dunham (Glen & Tamara Steele)		
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9:00 AM	11-41585-lkg Ch 13 Trustee: Simon	Connie K Wells	43
Matter:	Objection to Third Amended Plan Filed by Trustee Russell C Simon		
	Pro Se (Russell Simon) Darrell Dunam (Connie Wells)		
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9:00 AM	11-41206-lkg Ch 13 Trustee: Kearney	Wallace A Miles and Betty J Miles	44
Matter:	Motion to Dismiss Case Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Patrick McCann (Wallace & Betty Miles)		
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9:00 AM	11-40692-lkg Ch 13 Trustee: Kearney	Norman H Pyles	45
Matter:	Motion to Dismiss Case Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney) Patrick McCann (Norman Pyles)		
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9:00 AM	11-40800-lkg	Jennifer C Stoops	
	Ch 13		
	Trustee: Kearney		46
Matter:	Motion to Dismiss Case Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Jennifer Stoops)		
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9:00 AM	11-40691-lkg	Jonell Followell	
	Ch 13		
	Trustee: Kearney		47
Matter:	Motion to Dismiss Case Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Jonell Followell)		
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9:00 AM	09-40786-lkg	Jennifer L Miller	
	Ch 13		
	Trustee: Kearney		48
Matter:	Motion to Dismiss Case Filed by Trustee Bob G Kearney		
	Ronald Buch (Trustee Bob Kearney)		
	Patrick McCann (Jennifer Miller)		
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9:00 AM	12-40508-kjm	Steven W McIntyre	
	Ch 13		
	Trustee: Kearney		49
Matter:	Objection to Claim filed by Steven McIntyre with Response filed by Internal Revenue Service		
	Patrick McCann (Steve McIntyre)		
	Gerald Burke (Internal Revenue Service)		
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9:00 AM	12-40614-lkg	Crystal L Purdiman	
	Ch 13		
	Trustee: Kearney		50
Matter:	Objection to Claim filed by Crystal L Purdiman with Response filed by Plaza Auto Sales		
	Patrick McCann (Crystal Purdiman)		
	Daniel Grimm (Plaza Auto Sales)		
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9:00 AM **12-40991-lkg** Dustin M. Crisp
Ch 7
Trustee: Hagan

51

Matter: **Objection filed by T Aira Crisp to Motion to Convert Case to Chapter 13 Filed by Dustin Crisp**

Matthew Benson (T Aira Crisp)
Patrick McCann (Dustin Crisp)

9:00 AM **12-04067-lkg** Crisp v. Crisp
†Ch 7
12-40991-lkg Dustin M. Crisp

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Matter: **P/T CONF: Complaint to Determine Dischargeability of Debt filed by Plaintiff T Aira Crisp against Dustin Crisp**

Matthew Benson (T Aira Crisp)
Patrick McCann (Dustin Crisp)

9:00 AM **12-30354-kjm** Rosewood Care Center Inc of Swansea and
Ch 11 Swansea Real Estate, Inc

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Matter: **1) Motion to Appoint Trustee filed by US Bank**
2) Motion to Appoint Trustee filed by US Bank (filed in 12-30355)
3) Objections to Subpoenas filed by Claims Administrative Services LLC, Midwest Administrative Services Inc and HSM Management Services Inc (filed in 12-30355)
4) Motion to Use Cash Collateral and to Grant Adequate Protection To US Bank In Its Capacity As Trustee filed by Rosewood Care Center Inc of Swansea
5.) Objection filed by US Bank to Motion for Order to Reduce Debt Service Payments filed by Rosewood Care Center Inc of Swansea and Swansea Real Estate
6.) Objection filed by US Bank and Amended Objection filed by Suzzanne Koenig to Emergency Motion for Order Authorizing Distribution of Escrowed Funds filed by Debtor Rosewood Care Center of Swansea and Swansea Real Estate
7) Motion to Dismiss Case filed by US Bank
8) Motion to Dismiss Case filed by US Bank (filed in 12-30355)

Daniel Spirn (US Bank)
Brian Audette (US Bank)
Steven Wallace (Rosewood Care Center Inc of Swansea, Swansea Real Estate Inc)
Steven Hamburg (Claims Administrative Services LLC, Midwest Administrative Services Inc and HSM Management Services Inc)
Kevin Stine (Susanne Koenig)
