

Calendar for the Honorable Thomas P. Agresti,  
Bankruptcy Judge,

For

October 14, 2004

and

October 15, 2004

# THE HONORABLE THOMAS P. AGRESTI

THURSDAY, OCTOBER 14, 2004

## Courtroom D - Video Conferences

**1:30 P.M.**

04-26804 TPA Commonwealth of PA, Dept. of Revenue v **Rebecca Tambellini Rt 8, Inc.** - Motion for Conversion to Ch. 7 (Doc. #56) (ch.11)

**Rebecca Tambellini Rt 8, Inc.** - Debtor's Motion for Extension of Time to File Plan and Disclosure Statement (Doc. #57)

Jana S. Pail v **Rebecca Tambellini Rt 8, Inc.** - Counsel's Motion to Withdraw from Chapter 11 Case (Doc. #58)

~~04-28448 TPA Jana S. Pail v **Rebecca Tambellini Station Square, Inc.** - Counsel's Motion to Withdraw from Chapter 11 Case (Doc. #71) (ch.7) *Rescheduled to 10/28/04.*~~

04-31507 TPA **CMR Properties, Inc.** - Debtor's Motion to Retain Counsel (Doc. #19) (ch.11)

**2:00 P.M.**

04-26914 TPA **Joji Babu, Inc.** - Motion for Extension of Time to File Plan and Disclosure Statement (Doc. #41) (ch.11)

04-30401 TPA **Adrian M. and Jodi L. Fletcher** v ATW Holdings - Motion To Assume Executory Contract (Doc. #9) (ch.11)

**Adrian M and Jodi L. Fletcher** v Dominique Shoppes - Motion to Assume Executory Contract (Doc. #10)

**Hearings For October 15, 2004  
Courtroom D, 54th Floor USX Tower**

**The Honorable Thomas P. Agresti Presiding:**

**To All Counsel:**

**If a case has been settled, please complete one of the forms available from the court recorder. Present it to the judge at the podium before the next case is called and the case will be moved to the top of the list.**

**9:00 a.m. - Chapter 13 Motions**

- |           |  |  |
|-----------|--|--|
| 04-20455F | George & Sharon Swinney<br>(Ford Motor Credit Company vs.)   | #24 Relief from Stay<br>+Response by Debtor          |
| 03-34984F | Terrence Richard D'Emelio<br>(Continental Auto vs.)  | #29 Con't Relief from Stay                           |
| 04-27546A | Markita Alexander<br>(Hill Cleary & Assoc vs.)<br>(Confirmation Hrg: 10-18-04 @ 9:30 a.m. in Room 3251 US Steel Tower) | #35 Relief from Stay<br>+Response by Debtor          |
| 99-23344F | Jheri McPherson  | #31 Tee's Motion to Dismiss<br>+Response by Debtor   |
| 99-24502F | Neal Nicholson   | #9 Tee's Motion to Dismiss<br>+Response by Debtor    |
| 99-24593F | Elise Gockel   | #35 Tee's Motion to Dismiss<br>+ProSe Response Filed |
| 04-29675F | Kenneth & Judith Ogilvie   | #6 Contested 8-6-04 Plan<br>+Objs by: Tee            |
| 04-25785A | Lelia Pettus<br>(Vs. Deutsche Bank)  | #29 Con't Objection to Claim                         |

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**9:00 a.m. - Chapter 13 Matters - con't from page 1**

04-24022 Frances Gianantonio #24 Contested Plan dated 10-7-04

04-26676 Richard & Vicki Curl #23 Contested Plan dated 8-30-04

04-24542 William J. Ernst #32 Contested Plan dated 9-14-04

04-20007 Henry & Linda Patton #34 Contested Plan dated 9-7-04  
+Obj by Duquesne Lite

**9:30 a.m. - Chapter 13 Motions**

04-28035F Ronald & Stacey Henderson #25 Relief from Stay  
(First Commonwealth Bank vs.) +Response by Debtor

04-28816F James & Ruth Vickless #12 Motion to Dismiss  
(Brentwood Borough SD vs.) +Response by Debtor

01-29843F Ronald & Kathleen Kopec #40 Fee Application  
(Calaiaro, Corbett & Brungo, P.C. vs.) +ProSe Resp by  
Debtor

04-29401F Dennis Bologna #28 Contested 9-9-04 Plan  
+Objs by: National Fuel Gas Distr. Corp

04-21712 Allen Leipchack #15 Contested 2-23-04 Plan

02-24358 Faye L. Leonard #64 Contested 7-19-04 Plan

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**9:30 a.m. - Chapter 13 Motions - con't from page 2**

04-21039 Rod & Jean Foster #29 Contested 7-14-04 Plan  
(Plan Appears Unserved)

02-21973 James & Emma Palley #70 Contested Plan dated 9-15-04

04-25344 Gwendolyn Smith #29 Contested Plan dated 9-7-04  
+Obj by GLS Capital, Inc.

**10:00 a.m. - Chapter 13 Motions**

04-26550F Yung-Hsiung & Yi Chun Shu #10 Con't Obj/Claim-J'twn  
(Vs. GMAC)

**(Incoming Participation Expected by Michael Vaporis)**

03-20364F Tammy Jones #22 Relief from Stay  
(Hsg Authority of Pittsburgh vs.) +Response by Debtor

02-29682F Luann Kerr #86 Recons Relief from Stay  
(Vs. Umbrella Bank) +No Response filed  
**-If Granted-**

02-29682F Luann Kerr #79 Relief from Stay  
(Umbrella Bank vs.) +Response by Debtor

04-22987F Eugene Allhouse #8 Contested 3-12-04 Plan

04-22987F Eugene Allhouse #16 Con't Objection to Claim  
(Vs. Long Beach Mortgage Co.)

04-24570F Marianne Balant #28 Avoid Lien  
(Vs. Toll House Apartments) +No CNO Filed

03-31162 Joseph Wall #31 C't Tee's Cert/Default

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**10:30 a.m. - Chapter 13 Motions**

04-29653A Lydia Booker #16 Adequate Protection -J'twn  
(National City Home Loan vs.) +Response by Debtor & Trustee  
**(Incoming Participation Expected by Charles Bierbach)  
(§341/Confirmation: 11-19-04 @ 10:00 a.m. in Johntown)**

03-23769F Thomas & Jill Alexander #43 Relief from Stay  
(Homecomings Financial vs.) +Response by Debtor  
**(Tee's Cert/Def to Dis: 11-10-04 @ 1:00 p.m. in Rm 3251 USS Tower)**

04-20080F Elmer & Jean Dick #20 Relief from Stay  
(Homecomings Financial vs.) +Response by Debtor

03-26342F Roselea Ritsig #30 Relief from Stay  
(Homecomings Financial vs.) +Response by Debtor

04-22123F Bruce & Shirley Flavell #33 Relief from Stay  
(Chase Manhattan vs.) +Response by Debtor

03-23273F Carol Watson #39 Reconsider 8-19-04 Order  
(Vs. Housing Authority of Pgh) +Response by Hsg Auth  
(No Order is Attached to the Motion to Reconsider)

04-20007F Henry & Linda Patton #36 Objection to Claim  
(Vs. US Bank, N.A.) +Response by Claimant

04-27925A Helen Hull #29 Objection to Claim  
(Vs. Homecomings Financial) +Response by Claimant  
**(Conf Hrg: 12-2-04 @ 9:00 a.m. in Room 3251 US Steel Tower)**

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**11:00 a.m. - Chapter 13 Motions**

04-29733A John Lee	#15	Objection to Claim
(Vs. National City Mortgage)		+Response by Claimant
04-22320F Donald & Johanna Seese	#62	Objection to Claim
(Vs. Select Portfolio)		+Response by Claimant
04-22320F Donald & Johanna Seese	#64	Incur Secured Debt
		+Resp by Com. of PA
04-29832A Simeon Johnson	#10	Exp/Damages & Sanctions
(Vs. Household Finance et al.)		+Response by Hshld Fin
04-25884A Kenneth & Cynthia Ott	#26	Objection to Claim
(Vs. Snap-On Credit)		+No CNO Filed
02-28596F Gregory & Janine Pierce	#110	Avoid Lien
(Vs. First Tennessee Bank)		+No CNO Filed
02-28596F Gregory & Janine Pierce	#112	Avoid Lien
(Vs. First Tennessee Bank)		+No CNO Filed
04-27545A Taria Clancy		C't Establish Good Faith Rule
04-30027 Sharon Snyder		C't Establish Good Faith Rule
04-27980F Terry Lynn Adams		C't Establish Good Faith Rule

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**1:30 p.m. - Chapter 13 Matters:**

03-35637F Herbert & Sharon Lee Ad04-912 §506 Pre-Trial Conf-**J'twn**  
(Vs. Indiana First Savings Bank) +Answer by Defendant  
**(Incoming Participation Expected by Michael Vaporis)**

03-32170F Edward & Lisa Johnson Ad04-2605 Con't §506 Pre-Trial  
(Vs. Guaranty Nat'l Bank) +No Answer Filed

04-27391A Michael Bass #18 Objection to Plan  
(GMAC Mortgage Corp vs.) +No Response Filed  
**(Debtor's Obj/Claim @ 23 Set for 11-17-04/9:00 in Courtroom D)**

04-27391A Michael Bass Ad04-2890 §506 Pre-Trial Conf  
(Vs. Bank One) +Answer by Defendant

04-27231F Charles & Donzella Reeves #33 Objection to Plan  
(Wells Fargo vs.) +Response by Debtor

01-32414FTerry Brennan #66 Con't Unclaimed Funds  
(Vs. Countrywide)

04-29400F Joseph Brooks Ad04-2867 Sanctions  
(Vs. Frank's Tire & Auto)

03-35965F Joseph Feather, Jr. Ad04-2896 §506 Pre-Trial Conf  
(Vs. Beneficial) +Answer by Defendant

04-23872FBreck Craig Ad04-2899 Avoid Preference  
(Vs. Standard Air & Lite Corp.) +Answer by Defendant

04-23903F Synthia Patterson Ad04-2903 §506 Pre-Trial Conf  
(Vs. DaimlerChrysler Services) +Answer by Defendant

04-23903F Synthia Patterson Ad04-2908 §506 Pre-Trial Conf  
(CitiFinancial, Inc. vs.) +Answer by Defendant

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**1:30 p.m. - Chapter 13 Matters - Con't From Page 5**

04-29879A Howard Manns Ad04-2905 §506 Pre-Trial Conf  
(Vs. GMAC) +Answer by Defendant

04-30021F Elizabeth Moses Ad04-2930 §506 Pre-Trial Conf  
(Vs. Alegis Group) +Answer by Defendant

04-24426FPaul & Cynthia Lowe Ad04-2945 Turnover  
(Vs. Pgh Teachers Credit Union) +Ans by Defendant

04-30269F Duane Coffey Ad04-2967 §506 Pre-Trial Conf  
(Vs. GMAC) +Answer by Defendant

04-25092A Bernard & Diana Stiles Ad04-2973 §506 Pre-Trial Conf  
(Vs. DaimlerChrysler) +Ans by Defendant

04-25092A Bernard & Diana Stiles Ad04-2974 §506 Pre-Trial Conf  
(Vs. Americredit Financial) +Answer by Defendant

04-20727F Beverly Tohey Ad04-2600 Con't §506 PreTrial Conf  
(Vs. Mt. Lebanon FCU)

**2:30 p.m. - Contested Matters**

04-24281 John R. Foulkes #40 C't Contested Confirmation

04-25652 Leroy K. Wofford #11 Contested Confirmation