

**U.S. BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA**

**Honorable Tom R. Cornish  
Wednesday, December 2, 2009**

*Current as of 11/23/2009 at 10:03 AM*

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**Okmulgee, Courtroom**

**U S Bankruptcy Courtroom 215  
4th & Grand  
Okmulgee, OK 74447**

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8:45 AM 08-80177 Frank William Rasberry Richard A. Chapman Mark A. Craige

Ch 7

09-08015 Gagan v. Rasberry

**Matter: Pre-trial Conference**

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9:00 AM 09-81252 Floyd E Robertson John D. Otey

Ch 7

Trustee: Greenough

**Matter: Status Hearing Set RE: Financial Management Certificate and Official Form 23 due 10/31/09.**

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9:00 AM 09-81162 Robert L. Turner and Joel S. Utley Esq

Ch 7 Janet R. Turner

Trustee: Miller

**Matter: Status Hearing Set RE: Financial Management Certificate and Official Form 23 due 0/7/09.**

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9:00 AM 09-81877 Freddy L. Vineyard and Craig L. Cook

Ch 7 Lynette S Vineyard

Trustee: Miller

**Matter: Status Hearing Set RE: Employee Income Payment Advices for Joint Debtor due 11/14/09.**

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9:00 AM 09-81243 Lisa Elaine Jones  
Ch 7

Kurt B. Sweeney

Trustee: Greenough

**Matter: Status Hearing Set RE: Financial Management Certificate and Official Form 23 due 10/31/09.**

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9:00 AM 09-81246 Natalie Suzanne Vasquez  
Ch 7

Kurt B. Sweeney

Trustee: Greenough

**Matter: Status Hearing Set RE: Financial Management Certificate and Official Form 23 due 10/31/09.**

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9:00 AM 09-81804 Roger A. Garrison and  
Ch 7 Regina M Garrison  
Trustee: Miller

Michael W. McCoy

Ila Seaton

**Matter: #12 Motion for Relief from Automatic Stay and Abandonment of Property filed by Bank of New York Mellon Trust Company, #22 Response filed by Debtors, #24 Response filed by Debtors**

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9:00 AM 09-81856 Russell Frederick Taylor and  
Ch 7 Robin Lorena Taylor  
Trustee: Greenough

Teddy J. Abbott

**Matter: Status Hearing Set RE: Employee Income Payment Advices due 11/11/09.**

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9:00 AM 06-80763 Silas Gilbert Henry and  
Ch 7 Kelli De Nae Henry  
Trustee: Greenough

Michael D. Higgins

**Matter: Status Hearing Set RE: Chapter 7 Means Test due 11/13/09.**

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9:00 AM 09-81800 Angela Dee Bird  
Ch 7  
Trustee: Miller

Leon Jones Jr.

**Matter:** **Status Hearing Set RE: Employee Income Payment Advices due 11/4/09.**

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9:00 AM 09-81838 Winona Janette Parsons  
Ch 7  
Trustee: Greenough

Gaylene Flanary McCallum

**Matter:** **Show Cause hearing regarding the reasonableness of attorney fees charged by Debtor's attorney.**

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9:00 AM 03-71354 Gary C. Foster and  
Ch 7 Donna S. Foster  
03-07103 Hunter et al v. Foster et al

John M. Folks

**Matter:** **Citation for Contempt for Gary Foster's refusal to comply with Subpoena filed by Plaintiffs**

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9:00 AM 09-81290 Cynthia Elaine Yarberry  
Ch 7  
Trustee: Greenough

Katherine Vance

Jeff P. Herrick

**Matter:** **#17 Motion to Dismiss filed by the U.S. Trustee, #25 Objection filed by Debtor**

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9:00 AM 09-81636 Michael Joe Horne and  
Ch 7 Malisa Elaine Horne  
Trustee: Miller

Michael W. McCoy

Jeff P. Herrick

### **Evidentiary Hearing**

**Matter:** **#11 Motion for Relief from Automatic Stay and Abandonment of Property filed by U.S. Bank National Association, #16 Objection filed by Debtors**

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9:00 AM 09-81414 Melburn Farris Short and Charles Greenough  
Ch 7 Joni Lynn Short  
Trustee: Greenough

**Matter: #48 Objection to Debtor's Claim of Exemptions filed by Trustee**

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9:00 AM 09-81084 Jack Lance Faulkner and Gerald R. Miller  
Ch 7 Christie Gail Faulkner  
Trustee: Miller

**Matter: #28 Motion to Extend Time to Object to Discharge filed by Trustee**

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9:00 AM 09-81135 Jerry Bill Adams Gerald R. Miller  
Ch 7  
Trustee: Miller

**Matter: #20 Objection to Debtor's Claim of Exemptions filed by Trustee**

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9:00 AM 08-80177 Frank William Rasberry Gerald R. Miller, Esquire  
Ch 7  
Trustee: Miller

**Matter: #83 Objection to Claim 7 by Claimant Worldwide Asset Purchasing II LLC. Objecting to \$29,462.73 Filed by Trustee**

**#86 Objection to Claim 8 by Claimant Lester Gagan. Objecting to \$69,540.65 Filed by Trustee**

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9:00 AM 08-80677 Michael Scott Freeman Gerald R. Miller, Esquire  
Ch 7  
Trustee: Miller

**Matter: #46 Objection to Claim 14 by Claimant Cedarcrest Fund LP. Objecting to \$11,559.47 Filed by Trustee**

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9:00 AM 08-80878 Rex Albert Powers  
Ch 7

Gerald R. Miller, Esquire

Trustee: Miller

**Matter: #54 Objection to Claim 2 by Claimant Credit Bureau of Marshall, Inc.. Objecting to \$109.67 Filed by Trustee**

**#57 Objection to Claim 5 by Claimant First United Bank. Objecting to \$4,535.77 Filed by Trustee**

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9:00 AM 09-80361 Roy Jeffery Lashley and  
Ch 7 Donna Marie Lashley  
Trustee: Miller

Gerald R. Miller, Esquire

**Matter: #53 Motion to Extend Time to Object to Discharge filed by Trustee**

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9:00 AM 09-81237 Laverne Scott Castleberry and  
Ch 7 Kisa Dannette Castleberry  
Trustee: Greenough

Jimmy L. Veith

**Matter: #31 Reaffirmation Agreement Between Debtor and United States of America, Farm Service Agency in the amt of \$151,359.91. Collateral: promissory notes on cattle & homestead, Interest: \$121,838.22 @ 4.875% & \$29,521.69 @ 5.125%. Monthly Payment :\$6,928.00 annual payment & \$5,539.00 annual payment. Number of Payments: unknown. Original Purchase price: \$151,900.00. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? no. Debtor's Monthly take home pay: \$2,924.31. Debtor's Monthly expenses: \$1,572.49. Debtor's Monthly income excess: \$1,351.82 to be used towards annual payments.**

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9:00 AM 09-81256 Jeremy David Sears and  
Ch 7 Andrea Kay Sears  
Trustee: Greenough

Pat Pate Sr.

**Matter: #16 Reaffirmation Agreement Between Debtor and Arvest Bank in the amt of 13162.80. Collateral: 2007 Chevrolet Malibu, VIN 1G1ZT58F17F239948 Interest:8.75. Monthly Payment: 328.84. Number of Payments: 47. Original Purchase Price: 17121.00. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? no. Debtor's Monthly take home pay: 2185.00. Debtor's Monthly expenses: 2095.00. Debtor's Monthly income excess: 90.00.**

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9:00 AM 09-81456 Andrew Robert Bevil and Pat Pate Sr.  
Ch 7 Kagen Lynn Bevil  
Trustee: Miller

**Matter: #17 Reaffirmation Agreement Between Debtor and First National Bank, Heavener, Oklahoma in the amt of \$2,724.19. Collateral: Lot 7 Hamilton Acres Phase 1, LeFlore County, Oklahoma Interest:10.00%. Monthly Payment:\$173.85. Number of Payments: 17. Original Purchase Price:\$4,596.71. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? no. Debtor's Monthly take home pay: \$2,921.84. Debtor's Monthly expenses: \$2,938.00. Debtor's Monthly income excess: (\$16.16).**

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9:00 AM 09-81344 Mary Ann Shaw Ronald H. Lawson  
Ch 7  
Trustee: Miller

**Matter: #13 Reaffirmation Agreement Between Debtor and The Community State Bank in the amt of \$37,863.54. Collateral: Promissory Note and Security Agreement and Mortgage dated 7/10/2002, 402 Airport Road, Poteau, OK Interest:6.0566%. Monthly Payment:\$399.21. Number of Payments: \$399.21 due on 9/10/09 and monthly payments thereafter in same amount until 12/10/2010 when full balance due in accordance with Promissory Note and Security Agreement and Mortgage. Original Purchase Price:\$47,700.00. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? yes. Debtor's Monthly take home pay: \$2,596.29. Debtor's Monthly expenses? \$2,300.00. Debtor's Monthly income excess? \$296.00 (Court notes correct amt is \$296.29).**

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9:00 AM 09-81607 Malinda G Snowden Aaron Duck  
Ch 7  
Trustee: Miller

**Matter: #10 Reaffirmation Agreement Between Debtor and HARRIS N.A. in the amt of \$18,095.11. Collateral: 2007 GMC SIERRA Interest:6.9. Monthly Payment:\$378.88. Number of Payments: 56. Original Purchase Price:\$19,125.00. Is creditor a Credit Union? NO. Is the Debtor pro se? NO. Does the presumption of undue hardship exist? YES. Debtor's Monthly take home pay: \$2,423.58. Debtor's Monthly expenses: \$2,441.16. Debtor's Monthly income excess: <\$17.58>**

**#12 Reaffirmation Agreement Between Debtor and Banc First in the amt of 81,022.44. Collateral: Homestead Interest:8. Monthly Payment:727.98. Number of Payments: 203. Original Purchase Price:87,118.20. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? yes. Debtor's Monthly take home pay: 2423.58. Debtor's Monthly expenses: 2092.06. Debtor's Monthly income excess: 331.52.**

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9:00 AM 09-81626 Steve Ross Claborn and Brad Carter  
Ch 7 Tracy Lynn Claborn  
Trustee: Miller

**Matter:** #23 Reaffirmation Agreement Between Debtor and Compass Bank (Secured) in the amt of 9,737.48. Collateral: 2007 Toyota Camry LE Interest:6.55%. Monthly Payment:351.73. Number of Payments: 30. Original Purchase Price:17,910.00. Is creditor a Credit Union? no. Is the Debtor pro se? no. Does the presumption of undue hardship exist? no. Debtor's Monthly take home pay: 1637.65. Debtor's Monthly expenses: 1846.30. Debtor's Monthly income excess: -208.65.

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9:00 AM 09-81493 Richard Eric Boatman Pro Se  
Ch 7  
Trustee: Greenough

**Matter:** #30 Reaffirmation Agreement Between Debtor (Pro Se) and ARVEST BANK in the amt of 31,667.61. Collateral: 2008 CHEVY SURBURAN Interest:6.99. Monthly Payment:623.49. Number of Payments: 49. Original Purchase Price:36,476.00. Is creditor a Credit Union? NO. Is the Debtor pro se? YES. Does the presumption of undue hardship exist?. Debtor's Monthly take home pay: 4423.41. Debtor's Monthly expenses: 3797.79. Debtor's Monthly income excess: 625.62.

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9:00 AM 09-81535 Randall Allen Ross and Pro Se  
Ch 7 Carolyn Sue Ross  
Trustee: Greenough

**Matter:** #29 Reaffirmation Agreement Between Debtor and Oklahoma Central Credit Union in the amt of 81886.62. Collateral: First Mortgage - 72226 S 323 Ave, Wagoner OK Interest:5.95. Monthly Payment:841.78. Number of Payments:. Original Purchase Price:96200.00. Is creditor a Credit Union? yes. Is the Debtor pro se? yes. Does the presumption of undue hardship exist? no. Debtor's Monthly take home pay: n/a. Debtor's Monthly expenses: n/a. Debtor's Monthly income excess: n/a.

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