

U.S. Bankruptcy Court - Northern District of New York

Honorable Margaret M. Cangilos-Ruiz, Presiding

Syracuse Courtroom

Thursday, November 19, 2009

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9:30 AM **06-30544** **Timothy A. Arthur and Kerri Lyn Arthur**  
**Doc#: 27** **Trustee's Final Rpt/Acct-Asset**

Reopened on  
12/21/2006

**Chapter:** 7  
**Debtor's Attorney:** Peter N. Talev

**Filer:** Lee E. Woodard (Harris Beach LLP)  
**Trustee:** Lee E. Woodard

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9:30 AM **06-32162** **John T. Brott**  
**Doc#: 30** **Trustee's Final Rpt/Acct-Asset**

Reopened on  
12/29/2006

**Chapter:** 7  
**Debtor's Attorney:** C. Andrew Pappas

**Filer:** Lee E. Woodard (Harold P. Goldberg)  
**Trustee:** Lee E. Woodard

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9:30 AM **06-32327** **Sonja Jame Hathaway**  
**Doc#: 15** **Trustee's Final Rpt/Acct-Asset**

Reopened on  
12/28/2006

**Chapter:** 7  
**Debtor's Attorney:** Russell S. Simonetta

**Filer:** Trustee  
**Trustee:** Lee E. Woodard

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9:30 AM **06-33316** **Kenneth R Clark**  
**Doc#: 17** **Trustee's Final Rpt/Acct-Asset**

Reopened on  
12/28/2006

**Chapter:** 7  
**Debtor's Attorney:** Laura M. Harris

**Filer:** Lee E. Woodard (Harris Beach LLP)  
**Trustee:** Lee E. Woodard

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9:30 AM **06-33442** **Jeffrey A. Breland**  
**Doc#: 17** **Trustee's Final Rpt/Acct-Asset**

Reopened on  
12/22/2006

**Chapter:** 7  
**Debtor's Attorney:** Robert B. Ribarovski

**Filer:** Trustee  
**Trustee:** Mary Lannon Fangio

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9:30 AM **07-30124** **William L. Crabtree and Susan B. Crabtree**  
**Doc#: 28** **Trustee's Final Rpt/Acct-Asset**

**Chapter:** 7  
**Debtor's Attorney:** Clifford Forstadt

**Filer:** Michael J. Balanoff (Green & Seifter, Attorneys,  
PLLC, Michael P. Kenny)  
**Trustee:** Michael J. Balanoff

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9:30 AM **08-30047** **Shannon Marie St. John**  
**Doc#: 18** **Trustee's Final Rpt/Acct-Asset**

**Chapter:** 7  
**Debtor's Attorney:** Christopher J. Chadick

**Filer:** Lee E. Woodard (Harris Beach PLLC)  
**Trustee:** Lee E. Woodard

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9:30 AM **08-30184** **Lilly Zachariah**  
**Doc#: 24** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Robert K. Greenough Jr. **Trustee:** Lee E. Woodard

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9:30 AM **08-32207** **Timothy E. Newton and Melissa A. Newton**  
**Doc#: 19** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Michael R. Cardinale **Trustee:** Lee E. Woodard

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9:30 AM **08-32243** **Richard W. Lane and Marguerite W. Lane**  
**Doc#: 22** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Michelle C. Marans **Trustee:** William J. Leberman

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9:30 AM **08-32598** **Patricia A. Wager**  
**Doc#: 20** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Christopher J. Chadick **Trustee:** Lee E. Woodard

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9:30 AM **08-32736** **William F. Lynn**  
**Doc#: 24** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Mary Lannon Fangio **Trustee:** William J. Leberman

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9:30 AM **08-32763** **Gary R. Dennis and Danielle R. Dennis**  
**Doc#: 20** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Erin P. Champion, Maggie W. McOmer **Trustee:** William J. Leberman

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9:30 AM **08-32812** **Tracie L. Baggett**  
**Doc#: 23** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Trustee  
**Debtor's Attorney:** Mary Lannon Fangio **Trustee:** Lee E. Woodard

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9:30 AM **08-32850** **Miriam C. Short**  
**Doc#: 19** **Trustee's Final Rpt/Acct-Asset**  
**Chapter:** 7 **Filer:** Mary Lannon Fangio (Whitelaw & Fangio)  
**Debtor's Attorney:** Eric W. Sherwood **Trustee:** Mary Lannon Fangio

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9:30 AM **08-33039** **Maria McDonald and Marshall R. McDonald**  
**Doc#: 25** **Trustee's Final Rpt/Acct-Asset**

**Chapter:** 7

**Filer:** Trustee

**Debtor's Attorney:** Andrew T. Velonis

**Trustee:** Lee E. Woodard

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9:30 AM **08-33221** **Danielle Oliver Hentz**  
**Doc#: 40** **Trustee's Final Rpt/Acct-Asset**

**Chapter:** 7

**Filer:** Trustee

**Debtor's Attorney:** Anthony Inserra

**Trustee:** Randy J. Schaal

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9:30 AM **08-33231** **Sonia Camille Jackson**  
**Doc#: 17** **Trustee's Final Rpt/Acct-Asset**

**Chapter:** 7

**Filer:** Lee E. Woodard (Harris Beach, PLLC)

**Debtor's Attorney:** Edward J. Fintel

**Trustee:** Lee E. Woodard

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10:00 AM **07-30682** **Troy A. Aubin and Nickey L. Aubin**  
**Doc#: 30** **Motion to Deem Service Adequate**  
*Reopened on 3/15/2007* **Chapter: 7** **Filer:** Nickey L. Aubin, Troy A. Aubin (Peter N. Talev)  
**Debtor's Attorney:** Peter N. Talev **Trustee:** Paul Arthur Levine

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10:00 AM **07-31833** **Veronica Barricella**  
**Doc#: 53** **Motion to Dismiss Case**  
*Converted on 9/11/2009* **Chapter: 7** **Filer:** Veronica Barricella (Andrew T. Velonis)  
**Debtor's Attorney:** Andrew T. Velonis **Trustee:** Lee E. Woodard

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10:00 AM **07-32049** **William G Fairbrother and Eileen G Fairbrother**  
**Doc#: 41** **Motion to Sell estate's interest in 1964 Allis Chalmers D-15 Tractor and 1985 Allis Chalmers 6080 Tractor/Loader**  
*Converted on 11/25/2007* **Chapter: 7** **Filer:** Lee E. Woodard (Harris Beach PLLC)  
**Debtor's Attorney:** James F. Selbach, Robert H. Fix **Trustee:** Lee E. Woodard

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10:00 AM **07-32981** **Brenda S LaFave**  
**Doc#: 21** **Motion to Settle Personal Injury Action**  
**Chapter: 7** **Filer:** Trustee  
**Debtor's Attorney:** Christopher J. Chadick **Trustee:** William J. Leberman

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10:00 AM **08-31393** **Ray E Pond and Melody J Pond**  
**Doc#: 43** **Motion to Sell Personal Property to Debtor**  
*Converted on 7/16/2009,  
Dismissed on 6/29/2009* **Chapter: 7** **Filer:** William J. Leberman (, )  
**Debtor's Attorney:** Theodore L. Araujo **Trustee:** William J. Leberman

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10:00 AM **08-31792** **Sara Hazard Davis and Timothy Michael Davis**  
**Doc#: 22** **Motion For Willful Violation of the Automatic Stay, Sanctions, Damages, Application for Compensation**  
**Chapter: 7** **Filer:** Sara Hazard Davis, Timothy Michael Davis (Jeffrey Howard Coleman, James F. Selbach)  
**Debtor's Attorney:** James F. Selbach, Jeffrey Howard Coleman **Trustee:** Mary E. Leonard

**OBJECTIONS:**

- Doc# 27: Objection filed by Tompkins Cortland Community College (Griffith, Kelly)

10:00 AM **08-31934** **James A. Paries**  
**Doc#: 13** **Motion for Sanctions for Violation of the Discharge Injunction**  
*Reopened on 8/20/2009* **Chapter: 7** **Filer:** James A. Paries (Michael R. Cardinale)  
**Debtor's Attorney:** Michael R. Cardinale **Trustee:** Mary Lannon Fangio

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10:00 AM **08-32201** **Martin F. Waldron**  
**Doc#: 30** **Motion to Sell Pontoon boat, Accounts Receivable and Medical and Office Equipment to the debtor**  
**Chapter: 7** **Filer: Trustee**  
**Debtor's Attorney: James A. Meggesto** **Trustee: William J. Leberman**

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10:00 AM **09-30779** **Cathleen Mary McIntyre and William Eugene McIntyre**  
**Doc#: 17** **Motion to Sell Equity in 2002 Subaru Legacy to Debtors**  
**Chapter: 7** **Filer: William J. Leberman (, )**  
**Debtor's Attorney: Charles H. Cieszeski** **Trustee: William J. Leberman**

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10:00 AM **09-31809** **Joseph N. Siddle and Sherri L. Siddle**  
**Doc#: 15** **Motion for Relief From Stay re: 3275 Rockerfeller Rd. Moravia, NY., Application for Compensation**  
**Chapter: 7** **Filer: American Home Mortgage Services, as a servicer for Deutsche Bank National Trust Company, et al (Mark K. Broyles)**  
**Debtor's Attorney: Francis C. Stokes** **Trustee: Mary Lannon Fangio**

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**OBJECTIONS:**

- Doc# 18: Response filed by Joseph N. Siddle, Sherri L. Siddle (Stokes, Francis)

10:00 AM **09-31828** **Byron McCandless and Lucy McCandless**  
**Doc#: 23** **Motion to Sell**  
**Chapter: 7** **Filer: Michael J. Balanoff (Green & Seifter, Attorneys, PLLC)**  
**Debtor's Attorney: John S. Crisafulli** **Trustee: Michael J. Balanoff**

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10:00 AM **09-31902** **Dale Richard Sheridan and Maria E. Sheridan**  
**Doc#: 15** **Motion to Sell Timeshare**  
**Chapter: 7** **Filer: Trustee**  
**Debtor's Attorney: Peter N. Talev** **Trustee: William J. Leberman**

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10:00 AM **09-31955** **John F. Giacobbi and Michele L. Giacobbi**  
**Doc#: 24** **Motion to Avoid Lien**  
**Chapter: 7** **Filer: John F. Giacobbi Jr., Michele L. Giacobbi (Richard T. Ward, James F. Selbach)**  
**Debtor's Attorney: James F. Selbach, Richard T. Ward** **Trustee: Mary E. Leonard**

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**OBJECTIONS:**

- Doc# 28: Limited Objection filed by Alliance Bank, N.A. s/i/i Oswego County National Bank (Shaw, Amanda)

10:00 AM **09-32196** **Lowell T. Fitzsimmons**  
**Doc#: 17** **Motion for Relief From Stay RE: 195 Crooked Lake Rd.**  
**Chapter: 7** **Filer: KeyBank National Association (Geoffrey J. Peters)**  
**Debtor's Attorney: Stephen Lance Cimino** **Trustee: William J. Leberman**

**OBJECTIONS:**

- Doc# 24: First Objection filed by Lowell T. Fitzsimmons. (Graves, Betty).
- Doc# 28: Objection filed by William J. Leberman (Leberman, William)

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10:00 AM **09-32196** **Lowell T. Fitzsimmons**  
**Doc#: 19** **Motion for Examination**  
**Chapter: 7** **Filer: STANWADE METAL PRODUCTS (R. John Clark)**  
**Debtor's Attorney: Stephen Lance Cimino** **Trustee: William J. Leberman**

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10:00 AM **09-32225** **Todd James Fulkerson**  
**Doc#: 13** **Motion for 707a Dismissal**  
**Chapter: 7** **Filer: Diana G. Adams (Amy F. Quandt)**  
**Debtor's Attorney: David P. Antonucci** **Trustee: Randy J. Schaal**

**OBJECTIONS:**

- Doc# 17: Response filed by Todd James Fulkerson (Antonucci, David)

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10:00 AM **09-32410** **Patrica M Ledford**  
**Doc#: 6** **Motion to Waive Appearance**  
**Chapter: 7** **Filer: Patrica M Ledford (David H. Cohen)**  
**Debtor's Attorney: David H. Cohen** **Trustee: Michael J. Balanoff**

**OBJECTIONS:**

- Doc# 8: Response filed by Michael J. Balanoff (Balanoff, Michael)

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10:00 AM **09-32445** **James A. Brinson and Mary A. Brinson**  
**Doc#: 8** **Motion for Exemption from Financial Management Course**  
**Chapter: 7** **Filer: James A. Brinson, Mary A. Brinson (Russell S. Simonetta)**  
**Debtor's Attorney: Russell S. Simonetta** **Trustee: Mary E. Leonard**

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10:00 AM **09-32491** **C & F Auto, Inc.**  
**Motion to Dismiss Case**  
**Chapter: 11** **Filer: Diana G. Adams (Guy A. VanBaalen)**  
**Debtor's Attorney: David P. Antonucci**

10:00 AM **09-32491** **C & F Auto, Inc.**

**Doc#: 26** **Motion to Convert Chapter 11 to Chapter 7**

**Chapter:** 11

**Filer:** Diana G. Adams (Guy A. VanBaalen)

**Debtor's Attorney:** David P. Antonucci

**OBJECTIONS:**

- Doc# 39: Response filed by C & F Auto, Inc. (Antonucci, David)

11:30 AM **09-30057** **Northeast Biofuels, LP and NEB GP, Inc.**  
**Doc#: 363** **Objection to Claim 55 by Claimant Interstate Commodities Co., Inc.. Objection to Allowance of Claim No. 55**

**Chapter:** 11 **Filer:** Official Comm. of Unsecured Creditors (Stephen A. Donato, Sara C. Temes, Stephen A. Donato, Camille Wolnik Hill)  
**Debtor's Attorney:** Eugene R. Scheiman, James C. Thoman, Jeffrey A. Dove, Marc E. Richards, Mark A. Bloom

**OBJECTIONS:**

- Doc# 411: Objection filed by Interstate commodities, Inc. (Brennan, Francis)
- Doc# 412: Objection filed by Interstate commodities, Inc. (Brennan, Francis)

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11:30 AM **09-30160** **The Blarney Stone Restaurant, Inc.**  
**Doc#: 31** **Motion to Convert Chapter 11 to Chapter 7**

**Chapter:** 11 **Filer:** The Blarney Stone Restaurant, Inc. (Stewart L. Weisman)  
**Debtor's Attorney:** Stewart L. Weisman

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11:30 AM **09-30389** **Mohawk Valley Nursing Home, Inc.**  
**Doc#: 14** **Motion to Use Cash Collateral, Motion for Adequate Protection**

*Reopened on 2/25/2009* **Chapter:** 11 **Filer:** Mohawk Valley Nursing Home, Inc. (Joseph Zagraniczny, Charles J. Sullivan, Camille Wolnik Hill, Thomas L. Kennedy, Sara C. Temes)  
**Debtor's Attorney:** Camille Wolnik Hill, Charles J. Sullivan, Joseph Zagraniczny, Sara C. Temes, Thomas L. Kennedy

**NOTES:**

- Nancy Lord, AG, NYS (518) 473-6992

**OBJECTIONS:**

- Doc# 154: Limited Objection filed by Official Committee of Unsecured Creditors of Mohawk Valley Nursing Home, Inc. (Hirsh, Robert)

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11:30 AM **09-32508** **Peter T. Beaudry**  
**Doc#: 34** **Motion for Relief From Stay**

**Chapter:** 11 **Filer:** Melody R. Beaudry aka Melody R. Fredrickson (Amanda C. Shaw)  
**Debtor's Attorney:** PRO SE

**OBJECTIONS:**

- Doc# 54: Objection filed by Peter T. Beaudry II (Eggleston, Donna)

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11:30 AM **09-32508** **Peter T. Beaudry**  
**Doc#: 45** **Motion For Willful Violation of the Automatic Stay**

**Chapter:** 11 **Filer:** Peter T. Beaudry II  
**Debtor's Attorney:** PRO SE

**OBJECTIONS:**

- Doc# 53: Response filed by Melody R. Beaudry aka Melody R. Fredrickson (Shaw, Amanda)

11:30 AM **09-32508**

**Peter T. Beaudry**

**Doc#: 47**

**Motion For Willful Violation of the Automatic Stay**

**Chapter: 11**

**Filer: Peter T. Beaudry II**

**Debtor's Attorney: PRO SE**

**OBJECTIONS:**

- Doc# 51: Objection filed by Firststar Investments, LLC (Griffith, Kelly)
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