

MDSM, MEXTTM, REFDC

**U.S. Bankruptcy Court  
Eastern District of Arkansas (Helena)  
Adversary Proceeding #: 2:16-ap-01128**

*Assigned to:* Judge Phyllis M. Jones

*Date Filed:* 10/10/16

*Lead BK Case:* [14-15687](#)

*Lead BK Title:* Turner Grain Merchandising, Inc.

*Lead BK Chapter:* 7

*Demand:* \$134000

*Nature[s] of Suit:* 12 Recovery of money/property - 547 preference

13 Recovery of money/property - 548 fraudulent transfer

***Plaintiff***

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**M Randy Rice**

523 S. Louisiana, #300

Little Rock, AR 72201

501-374-1019

represented by **Kevin P. Keech**

KEECH LAW FIRM, PA

2011 S. Broadway St.

Little Rock, AR 72206

(501)221-3200

Fax : (501)221-3201

Email: [kkeech@keechlawfirm.com](mailto:kkeech@keechlawfirm.com)

*LEAD ATTORNEY*

V.

***Defendant***

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**Jeffrey B. Calloway**

Calloway Planting Co.

301 Louise Drive

Holly Grove, AR 72069

represented by **Joseph Grant Ballard**

Banks Law Firm, PLLC

PO Box 251310

Little Rock, AR 72225

501-280-0100

Email: [gballard@bankslawfirm.us](mailto:gballard@bankslawfirm.us)

***Defendant***

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**Stefan A Calloway**

Calloway Planting Co

301 Louise Drive

Holly Grove, AR 72069

*TERMINATED: 12/20/2016*

represented by **Joseph Grant Ballard**

(See above for address)

*TERMINATED: 12/20/2016*

**Defendant**

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**Calloway Planting Company**

represented by **Joseph Grant Ballard**  
(See above for address)

**U.S. Trustee**

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**U.S. Trustee (ust)**  
Office Of U. S. Trustee  
200 W Capitol, Ste. 1200  
Little Rock, AR 72201  
501-324-7357

<b>Filing Date</b>	<b>#</b>	<b>Docket Text</b>
10/10/2016	<a href="#">1</a> (11 pgs; 3 docs)	Adversary case 2:16-ap-01128. <b>Complaint by M Randy Rice against Calloway Planting Company, Jeffrey B. Calloway, Stefan A Calloway. Fee Amount (Attachments: # <a href="#">1</a> Cover Sheet # <a href="#">2</a> Exhibit A) Nature of Suit: (12 (Recovery of money/property - 547 preference)) (13 (Recovery of money/property - 548 fraudulent transfer))</b> (Keech, Kevin) Modified on 10/11/2016 (Schacherbauer, Linda). (Entered: 10/10/2016)
10/10/2016	<a href="#">2</a> (2 pgs)	Summons Issued on Jeffrey B. Calloway Answer Due 11/8/2016; Stefan A Calloway Answer Due 11/8/2016 (Keech, Kevin) (Entered: 10/10/2016)
10/10/2016	3	RECEIPT of Complaint(2:16-ap-01128) [cmp,cmp] ( 350.00) Filing Fee. receipt number 11543227, amount \$ 350.00. (U.S. Treasury) (Entered: 10/10/2016)
10/11/2016	4	Summons Re-Issued on Calloway Planting Company Date Issued 10/11/2016, Answer Due 11/10/2016. Court to Follow-Up 10/25/2016. (Schacherbauer, Linda) (Entered: 10/11/2016)
10/14/2016	5	Request for Re-Issuance of Summons Calloway Planting Company Answer Deadline Reset for 11/14/2016 (Schacherbauer, Linda) (Entered: 10/14/2016)

10/14/2016	<a href="#">6</a> (2 pgs)	Summons Issued on Calloway Planting Company Answer Due 11/14/2016 (Entered: 10/14/2016)
10/18/2016	<a href="#">7</a> (1 pg)	Summons Service Executed on Jeffrey B. Calloway (Keech, Kevin) (Entered: 10/18/2016)
10/18/2016	<a href="#">8</a> (1 pg)	Summons Service Executed on Jeffrey B. Calloway (Keech, Kevin) (Entered: 10/18/2016)
10/18/2016	<a href="#">9</a> (1 pg)	Summons Service Executed on Stefan A Calloway (Keech, Kevin) (Entered: 10/18/2016)
10/18/2016	<a href="#">10</a> (1 pg)	Summons Service Executed on Calloway Planting Company (Keech, Kevin) (Entered: 10/18/2016)
10/28/2016	11	Request for Re-Issuance of Summons Jeffrey B. Calloway Answer Deadline Reset for 11/28/2016; Stefan A Calloway Answer Deadline Reset for 11/28/2016; Calloway Planting Company Answer Deadline Reset for 11/28/2016 (Keech, Kevin) (Entered: 10/28/2016)
10/28/2016	<a href="#">12</a> (3 pgs)	Summons Issued on Jeffrey B. Calloway Answer Due 11/28/2016; Stefan A Calloway Answer Due 11/28/2016; Calloway Planting Company Answer Due 11/28/2016 (Entered: 10/28/2016)
10/28/2016	<a href="#">13</a> (1 pg)	Summons Service Executed on Stefan A Calloway (Keech, Kevin) (Entered: 10/28/2016)
10/28/2016	<a href="#">14</a> (1 pg)	Summons Service Executed on Jeffrey B. Calloway (Keech, Kevin) (Entered: 10/28/2016)
10/28/2016	<a href="#">15</a> (1 pg)	Summons Service Executed on Calloway Planting Company (Keech, Kevin) (Entered: 10/28/2016)
11/10/2016	<a href="#">16</a> (2 pgs)	Notice of Appearance and Request for Notice filed by Joseph Grant Ballard Defendants Jeffrey B. Calloway, Calloway Planting Company. (Ballard, Joseph) (Entered: 11/10/2016)
11/10/2016	<a href="#">17</a> (7 pgs)	Answer to Complaint Filed by Joseph Grant Ballard on behalf of Defendants Jeffrey B. Calloway, Calloway Planting Company (Ballard, Joseph) (Entered: 11/10/2016)
11/10/2016		

	<a href="#">18</a> (2 pgs)	Notice of Appearance and Request for Notice filed by Joseph Grant Ballard Defendant Stefan A Calloway. (Ballard, Joseph) (Entered: 11/10/2016)
11/10/2016	<a href="#">19</a> (4 pgs)	<b>Motion to Dismiss Party</b> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway (Ballard, Joseph) (Entered: 11/10/2016)
11/10/2016	<a href="#">20</a> (11 pgs; 2 docs)	Brief and/or Memorandum of Law (RE: related document(s) <a href="#">19</a> Motion to Dismiss Party filed by Defendant Stefan A Calloway) Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway. (Attachments: # <a href="#">1</a> Exhibit Transfer of Partnership Interest and Substituted Partnership Agreement) (Ballard, Joseph) (Entered: 11/10/2016)
11/14/2016	<a href="#">21</a> (2 pgs; 2 docs)	Hearing SCHEDULED(RE: related document(s) <a href="#">19</a> <b>Motion to Dismiss Party</b> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway) Hearing scheduled for 12/1/2016 at 10:00 AM at Helena Division. (Mansfield, MaryBeth) (Entered: 11/14/2016)
11/16/2016	<a href="#">22</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">21</a> Hearing SCHEDULED(RE: related document(s) <a href="#">19</a> <b>Motion to Dismiss Party</b> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway) Hearing scheduled for 12/1/2016 at 10:00 AM at Helena Division.) No. of Notices: 3. Notice Date 11/16/2016. (Admin.) (Entered: 11/17/2016)
11/21/2016	<a href="#">23</a> (2 pgs)	<b>Motion to Extend Time to Respond to Motion to Dismiss by Defendant Stefan A. Calloway</b> Filed by Kevin P. Keech on behalf of Plaintiff M Randy Rice (RE: related document(s) <a href="#">19</a> Motion to Dismiss Party filed by Defendant Stefan A Calloway) (Keech, Kevin) (Entered: 11/21/2016)
11/23/2016	<a href="#">24</a> (2 pgs; 2 docs)	<b>Order Granting Motion to Extend Time to Respond to Motion to Dismiss by Defendant Stefan A. Calloway (Related Doc # <a href="#">23</a>) Entered on Docket 11/23/2016 (Mobley, Ashley)</b> (Entered: 11/23/2016)
11/25/2016	<a href="#">25</a> (2 pgs)	BNC Certificate of Mailing(RE: related document(s) <a href="#">24</a> <b>Order Granting Motion to Extend Time to Respond to Motion to Dismiss by Defendant</b>

		<b>Stefan A. Calloway (Related Doc <a href="#">23</a>) Entered on Docket 11/23/2016 (Mobley, Ashley) )</b> No. of Notices: 3. Notice Date 11/25/2016. (Admin.) (Entered: 11/25/2016)
11/29/2016	<a href="#">26</a> (2 pgs; 2 docs)	Hearing CONTINUED - PARTIES REQUESTED & AGREED (SCHEDULED OUT OF DIVISION)(RE: related document(s) <a href="#">19 Motion to Dismiss Party</a> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway) Hearing scheduled for 12/15/2016 at 09:30 AM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 11/29/2016)
11/30/2016	<a href="#">27</a> (6 pgs)	Response to <i>Motion to Dismiss by Defendant Stefan A. Calloway</i> (RE: related document(s) <a href="#">19 Motion to Dismiss Party</a> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway filed by Defendant Stefan A Calloway) Filed by Kevin P. Keech on behalf of Plaintiff M Randy Rice (Keech, Kevin) (Entered: 11/30/2016)
12/01/2016	<a href="#">28</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">26</a> Hearing CONTINUED - PARTIES REQUESTED & AGREED (SCHEDULED OUT OF DIVISION)(RE: related document(s) <a href="#">19 Motion to Dismiss Party</a> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway) Hearing scheduled for 12/15/2016 at 09:30 AM at Judge Jones' Little Rock Courtroom.) No. of Notices: 3. Notice Date 12/01/2016. (Admin.) (Entered: 12/01/2016)
12/02/2016	29	Court Calendar Update(RE: related document(s) <a href="#">27</a> Response to <i>Motion to Dismiss by Defendant Stefan A. Calloway</i> Filed by Kevin P. Keech on behalf of Plaintiff M Randy Rice) Hearing scheduled for 12/15/2016 at 09:30 AM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 12/02/2016)
12/06/2016	<a href="#">30</a> (5 pgs)	Reply to (RE: related document(s) <a href="#">27</a> Response to <i>Motion to Dismiss by Defendant Stefan A. Calloway</i> (RE: related document(s) <a href="#">19 Motion to Dismiss Party</a> Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway filed by Defendant Stefan A Calloway) Filed by Kevin P. Keech on behalf of Plaintiff M Randy Rice filed by Plaintiff M

		Randy Rice) Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway (Ballard, Joseph) (Entered: 12/06/2016)
12/06/2016	31	Court Calendar Update(RE: related document(s) <a href="#">30</a> Reply to (RE: related document(s) <a href="#">27</a> Response to <i>Motion to Dismiss by Defendant Stefan A. Calloway</i> ) Filed by Joseph Grant Ballard on behalf of Defendant Stefan A Calloway) Hearing scheduled for 12/15/2016 at 09:30 AM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 12/06/2016)
12/15/2016	32	Hearing Held (RE: Motion to Dismiss Party - related document(s) <a href="#">19</a> ) (GRANTED; WITHOUT PREJUDICE; BALLARD TO SUBMIT)(Robinson, Annette) (Entered: 12/15/2016)
12/15/2016	33	Hearing Held (RE: Response - related document(s) <a href="#">27</a> ) (Robinson, Annette) (Entered: 12/15/2016)
12/15/2016	34	Hearing Held (RE: Reply - related document(s) <a href="#">30</a> ) (Robinson, Annette) (Entered: 12/15/2016)
12/20/2016	<a href="#">35</a> (3 pgs; 2 docs)	<b>Order Granting Motion to Dismiss Party Stefan A. Calloway (Related Doc # <a href="#">19</a>) Entered on Docket 12/20/2016 (Fiallos-Flores, Jessica)</b> (Entered: 12/20/2016)
12/22/2016	<a href="#">36</a> (3 pgs)	BNC Certificate of Mailing(RE: related document(s) <a href="#">35</a> <b>Order Granting Motion to Dismiss Party Stefan A. Calloway (Related Doc <a href="#">19</a>) Entered on Docket 12/20/2016 (Fiallos-Flores, Jessica)</b> ) No. of Notices: 3. Notice Date 12/22/2016. (Admin.) (Entered: 12/22/2016)
12/28/2016	<a href="#">37</a> (2 pgs; 2 docs)	PRE-TRIAL hearing SCHEDULED (OUT OF DIVISION)(RE: related document(s) <a href="#">1</a> <b>Complaint by M Randy Rice against Calloway Planting Company, Jeffrey B. Calloway, Stefan A Calloway.</b> ) Hearing scheduled for 2/14/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 12/28/2016)
12/30/2016	<a href="#">38</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">37</a> PRE-TRIAL hearing SCHEDULED (OUT OF DIVISION)(RE: related document(s) <a href="#">1</a> <b>Complaint by M Randy Rice against Calloway</b>

		<b>Planting Company, Jeffrey B. Calloway, Stefan A Calloway.</b> ) Hearing scheduled for 2/14/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom.) No. of Notices: 2. Notice Date 12/30/2016. (Admin.) (Entered: 12/30/2016)
02/14/2017	39	Hearing Held (RE: Complaint - related document(s) <a href="#">1</a> ) (Mansfield, MaryBeth) (Entered: 02/15/2017)
02/23/2017	40	Jury Demand by Jeffrey B. Calloway , Calloway Planting Company (RE: related document(s) <a href="#">17</a> Answer to Complaint filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). (Fiallos-Flores, Jessica) (Entered: 02/23/2017)
04/10/2017	<a href="#">41</a> (2 pgs; 2 docs)	PRE-TRIAL hearing RESCHEDULED(OUT OF DIVISON)((RE: related document(s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). PRE-TRIAL Hearing scheduled for 6/8/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 04/10/2017)
04/12/2017	<a href="#">42</a> (2 pgs; 2 docs)	TELEPHONIC CONFERENCE HEARING SCHEDULED (RE: related document(s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). Hearing scheduled for 4/18/2017 at 10:00 AM at Telephonic Hearing. (Mansfield, MaryBeth) (Entered: 04/12/2017)
04/12/2017	<a href="#">43</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">41</a> PRE-TRIAL hearing RESCHEDULED(OUT OF DIVISON)((RE: related document(s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). PRE-TRIAL Hearing scheduled for 6/8/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom.) No. of Notices: 2. Notice Date 04/12/2017. (Admin.) (Entered: 04/12/2017)
04/14/2017	<a href="#">44</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">42</a> TELEPHONIC CONFERENCE HEARING SCHEDULED (RE: related document(s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). Hearing scheduled for 4/18/2017 at 10:00 AM at Telephonic Hearing.) No. of Notices: 2. Notice Date 04/14/2017. (Admin.) (Entered: 04/14/2017)
04/18/2017	45	

		STATUS HEARING HELD (RE: related document (s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). (Mansfield, MaryBeth) (Entered: 04/18/2017)
04/18/2017	<a href="#">46</a> (2 pgs; 2 docs)	Hearing SCHEDULED ON JURY DEMAND (OUT OF DIVISION) (RE: related document(s) <a href="#">17</a> Answer to Complaint filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). Hearing scheduled for 6/8/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) Modified on 4/18/2017 (Mansfield, MaryBeth). (Entered: 04/18/2017)
04/18/2017	47	PRE-TRIAL Scheduled For 6/8/17 CANCELLED. (RE: related document(s) <a href="#">1</a> Complaint filed by Plaintiff M Randy Rice). (Mansfield, MaryBeth) (Entered: 04/18/2017)
04/20/2017	<a href="#">48</a> (2 pgs)	BNC Certificate of Mailing - Hearing(RE: related document(s) <a href="#">46</a> Hearing SCHEDULED ON JURY DEMAND (OUT OF DIVISION) (RE: related document(s) <a href="#">17</a> Answer to Complaint filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). Hearing scheduled for 6/8/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) Modified on 4/18/2017 .) No. of Notices: 2. Notice Date 04/20/2017. (Admin.) (Entered: 04/20/2017)
06/01/2017	<a href="#">49</a> (4 pgs)	<b>Motion for Jury Trial</b> Filed by Joseph Grant Ballard on behalf of Defendants Jeffrey B. Calloway, Calloway Planting Company (Ballard, Joseph) (Entered: 06/01/2017)
06/02/2017	50	Jury Demand by Jeffrey B. Calloway , Calloway Planting Company (RE: related document(s) <a href="#">49</a> Motion for Jury Trial filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). (Fiallos-Flores, Jessica) (Entered: 06/02/2017)
06/05/2017	51	Court Calendar Update(RE: related document(s) <a href="#">49</a> <b>Motion for Jury Trial</b> Filed by Joseph Grant Ballard on behalf of Defendants Jeffrey B. Calloway, Calloway Planting Company) Hearing scheduled for 6/8/2017 at 01:00 PM at Judge Jones' Little Rock Courtroom. (Mansfield, MaryBeth) (Entered: 06/05/2017)



06/08/2017	52	Hearing Held (RE: Answer to Complaint - related document(s) <a href="#">17</a> ) (Mansfield, MaryBeth) (Entered: 06/08/2017)
06/08/2017	53	Hearing Held (RE: Motion for Jury Trial - related document(s) <a href="#">49</a> ) (GRANTED, BALLARD WILL SUBMIT ORDER)(Mansfield, MaryBeth) (Entered: 06/08/2017)
07/03/2017	<a href="#">54</a> (5 pgs; 2 docs)	<b>Order Settling Motion For Jury Trial (Related Doc # <a href="#">49</a>) Entered on Docket 7/3/2017 (Fiallos-Flores, Jessica)</b> (Entered: 07/03/2017)
07/05/2017	<a href="#">55</a> (5 pgs)	BNC Certificate of Mailing(RE: related document(s) <a href="#">54</a> <b>Order Settling Motion For Jury Trial (Related Doc <a href="#">49</a>) Entered on Docket 7/3/2017 (Fiallos-Flores, Jessica)</b> ) No. of Notices: 2. Notice Date 07/05/2017. (Admin.) (Entered: 07/05/2017)
07/13/2017	<a href="#">56</a> (3 pgs)	<b>Motion for Withdrawal of Reference . [Exempt Yes]</b> Filed by Joseph Grant Ballard on behalf of Defendants Jeffrey B. Calloway, Calloway Planting Company (Ballard, Joseph) (Entered: 07/13/2017)
07/13/2017	<a href="#">57</a> (3 pgs; 2 docs)	Transmittal of Reference to U.S. District Court. Documents can be obtained via PACER. (RE: related document(s) <a href="#">56</a> Motion for Withdrawal of Reference filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). (Fiallos-Flores, Jessica) (Entered: 07/13/2017)
07/14/2017	58	RECEIPT of Motion for Withdrawal of Reference (2:16-ap-1128) [motion,mwdref] ( 181.00) Filing Fee. receipt number 12153617, amount \$ 181.00. (U.S. Treasury) (Entered: 07/14/2017)
07/14/2017	<a href="#">59</a> (6 pgs; 2 docs)	Acknowledgement of Receipt From Receiving Court of Transmittal of Reference: Arkansas Eastern, 4:17-mc-00010, Assigned to Judge D. P. Marshall Jr. . (RE: related document(s) <a href="#">56</a> Motion for Withdrawal of Reference filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company). (Fiallos-Flores, Jessica) Additional attachment(s) added on 7/18/2017 (Fiallos-Flores, Jessica). (Entered: 07/14/2017)
07/15/2017	<a href="#">60</a> (3 pgs)	BNC Certificate of Mailing(RE: related document(s) <a href="#">57</a> Transmittal of Reference to U.S. District Court.

Documents can be obtained via PACER. (RE: related document(s) [56](#) Motion for Withdrawal of Reference filed by Defendant Jeffrey B. Calloway, Defendant Calloway Planting Company).) No. of Notices: 2. Notice Date 07/15/2017. (Admin.) (Entered: 07/15/2017)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
08/09/2017 14:03:02			
<b>PACER Login:</b>	us4426:2653798:0	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:16-ap-01128 Fil or Ent: filed From: 1/1/1980 To: 8/9/2017 Doc From: 0 Doc To: 99999999 Term: included Format: html Page counts for documents: included
<b>Billable Pages:</b>	6	<b>Cost:</b>	0.60