

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
FT MYERS DIVISION**

In Re:

ULRICH FELIX ANTON ENGLER

**Case No.: 9:08-bk-04360-ALP
Chapter 7**

Debtor(s)

**ORDER GRANTING FIDELITY NATIONAL RANCH PROPERTY'S MOTION
FOR RELIEF FROM OR MODIFICATION OF AUTOMATIC STAY (DOC. 99)**

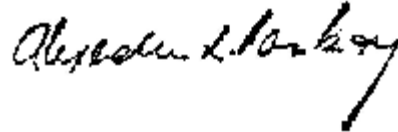
This matter came on for hearing on January 23, 2009, on Fidelity National Ranch Property's Motion for Relief From or Modification of Automatic Stay (Doc. 99) ("Motion for Relief"), this Court having heard argument from counsel for Robert Tardiff, the Debtor's Chapter 7 Trustee ("Trustee") and from counsel for Fidelity National Financial, Fidelity National Timber Resources, Inc. f/k/a Fidelity National Ranch Properties, Inc. ("Fidelity National"), this Court having reviewed the Motion for Relief as well as the Trustee's Response in Compliance With Order Directing Response to Motion for Relief From Stay Filed by Fidelity National Ranch Property (Doc. 106), this Court having reviewed other pleadings and papers filed in the Debtor's case and this Court being otherwise fully advised in the premises, it is hereupon ORDERED and ADJUDGED as follows:

1. The **Motion for Relief** is hereby **GRANTED**, to the extent set forth herein; and
2. Fidelity National is hereby permitted to proceed with whatever state court litigation rights it has in either quieting title on its Installment Land Sales Contract, dated November 9, 2006, or by pursuing a judicial or non-judicial foreclosure of its rights with respect to the subject property, all of which may be pursued up to the point of entry of a Final Judgment entered by a court of competent jurisdiction; and

3. In the event Fidelity National forecloses its interest in the subject property by obtaining a Final Judgment of foreclosure, it may only set a foreclosure sale following the entry of an additional order by this Court permitting the scheduling of such a sale.

February 03, 2009

DONE and ORDERED at Ft Myers, Florida on _____.



Honorable Alexander L. Paskay
United States Bankruptcy Judge

Copies furnished to:

United States Trustee, 501 E. Polk Ave., Ste. 1200, Tampa, FL 33602,
Seth Traub, Esq. and Steven M. Berman, Esq., 101 E. Kennedy Blvd., Ste. 2800, Tampa, FL 33602
Robert E. Tardif, Jr., Trustee, 2430 Shadowlawn Drive, Suite 18, Naples, FL 34112,
Roberta A. Colton, PO Box 1102, Tampa, FL 33601,
Ronald G Neiworth, Fowler White Burnett PA, 1395 Brickell Avenue, 14th Floor, Miami, FL 33131,
Robert F Elgidely, Bank of America Tower - 44th Floor, 100 Southeast Second Street, Miami, FL 33131,
Miller & Hollander PA, 2430 Shadowlawn Drive, Suite 18, Naples, FL 34112,
Gregory Crockett, Post Office Box 51219, Idaho Falls, ID 83405,
John L Urban, 200 South Orange Avenue, Suite 2025, Orlando, FL 32801,
Ulrich Felix Anton Engler, Private Commercial Office, Inc., 1217 Cape Coral Parkway, Apartment 121, Cape Coral, FL 33904.

CERTIFICATE OF NOTICEDistrict/off: 113A-9
Case: 08-04360User: mallows
Form ID: pdfdocPage 1 of 2
Total Served: 43

Date Rcvd: Feb 03, 2009

The following entities were served by first class mail on Feb 05, 2009.

db +Ulrich Felix Anton Engler, Private Commercial Office, Inc.(08-4365), (Consolidated),
1217 Cape Coral Parkway, Apartment 121, Cape Coral, FL 33904-9604

aty +Amy W Potter, Moulton Law Office, Post Office Box 631, 60 East Wallace,
Driggs, ID 83422-0631

aty +Fowler, White, Boggs, Banker PA, PO Box 1438, Tampa, FL 33601-1438

aty +Gregory Crockett, Attorney for Trustee, Post Office Box 51219, Idaho Falls, ID 83405-1219

aty +Helge Naber, Naber PC, 300 Central Avenue, Suite 320, Great Falls, MT 59401-3127

aty +Miller & Hollander PA, Attorney for Trustee, 2430 Shadowlawn Drive, Suite 18,
Naples, FL 34112-4801

aty +Ronald G. Neiwith, Fowler White Burnett, P.A., Espirito Santo Plaza-14th Floor,
1395 Brickell Avenue, Miami, FL 33131-3353

cr +ALVION AG, C/O Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +ANDREA HAMMERLE, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +Advisa Management AG, c/o Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

ptcrd Anneliese Schmitt, Trankseeweg 1, 96135 STEGAURACH, GERMANY

cr +Artlon AG, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +BEATE BOHLER, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +BRIGITTE TAMPE, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +CHRISTIAN CUKROWICZ, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +CORNELIA CHIESOLA, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +Congro Finanz AG, Urban Thier Federer & Jackson, P.A., 200 S. Orange Avenue, Suite 2025,
Orlando, FL 32801-3439

cr +DR. ALFRED SCHMID, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +DR. GERHARD TITTELBAACH, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +DR. KARL HASCHKA, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +EVELINE URSELLA, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

unk +Fidelity National Ranch Property, c/o Steven M. Berman, Esq., 101 E. Kennedy Blvd.,
Ste. 2800, Tampa, FL 33602-5150

cr +GERHARD LAMPERT, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +GERHARD LLEK, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +GERNOT JAGER, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +GLOBAL GEOTHERM FAC, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +GUNTER GSTOHL, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +KLAUS WINTERSPERGER, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

ptcrd Klaus Wolfschmidt, Sandstrasse 84, 96135 STEGAURACH, GERMANY

cr +LEO PARDELLER, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +Markus Hermanek, c/o Baker & McKenzie LLP, 2001 Ross Ave., Ste. 2300,
ATTN: Elliot D. Schuler, Dallas, TX 75201-2984

cr +NORBERT WINKLER, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +Primus GmbH, Urban Thier Federer & Jackson, P.A., 200 S. Orange Avenue, Suite 2025,
Orlando, FL 32801-3439

intp +Private Commercial Office, Inc., 1217 Cape Coral Parkway, Apartment 121,
Cape Coral, FL 33904-9604

cr +RUDOLF KUNG, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

ptcrd Reinhard Muller, Kirchstrasse 7, 95359 KASENDORF, GERMANY

cr +STIFTUNG BLUEGATE, NORMAN L. SCHROEDER, II, ESQUIRE, 6801 LAKE WORTH ROAD, SUITE 120,
LAKE WORTH, FL 33467-2965

cr +STIFTUNG SATIR, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

acc +Soneet R Kapila, Kapila & Company, 1000 S. Federal Highway, Suite 200, Ft. Lauderdale,
FL, FL 33316-1237

cr +TOBIAS WOLF, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +VERITEX AG, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +WERNER GREUSSING, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

cr +WOLFGANG FASSNACHT, Norman L. Schroeder, II, Esquire, 6801 Lake Worth Road, Suite 120,
Lake Worth, FL 33467-2965

The following entities were served by electronic transmission.
NONE.

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***** BYPASSED RECIPIENTS (continued) *****

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr Douglas Investments, LLC
cr JPMorgan Chase Bank, N.A.
cr Renate ZINK
cr Sabine Michalk

TOTALS: 4, * 0

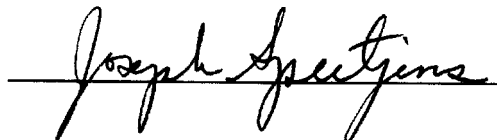
Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 05, 2009

Signature:

A handwritten signature in black ink, reading "Joseph Speetjens", written over a horizontal line.