

UNITED STATES BANKRUPTCY COURT Middle District of Florida, Jacksonville Div.

PROOF OF CLAIM

Name of Debtor:
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.

Case Number:
3:09-bk-07047-JAF

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Pinnacle National Bank

Name and address where notices should be sent:

Pinnacle National Bank
211 Commerce St, Ste 300, Nashville, TN 37201

Telephone number:

615-690-4072

Check this box to indicate that this claim amends a previously filed claim.

Court Claim Number: _____
(If known)

Filed on: _____

CLAIM FILED

Name and address where payment should be sent (if different from above):

JACKSONVILLE, FLORIDA

JAN 11 2010

Telephone number:

CLERK U.S. BANKRUPTCY COURT

MIDDLE DISTRICT OF FLORIDA

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed:

\$ 1,265.88

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

2. Basis for Claim: mortgage note
(See instruction #2 on reverse side.)

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

3. Last four digits of any number by which creditor identifies debtor: XXX6353

3a. Debtor may have scheduled account as: _____
(See instruction #3a on reverse side.)

Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: Real Estate Motor Vehicle Other
Describe:

Value of Property: \$ _____ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ _____ Basis for perfection: _____

Amount of Secured Claim: \$ _____ Amount Unsecured: \$ 1,265.88

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

Amount entitled to priority:

\$ _____

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Date:
1-7-10

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

KIM D. Davis, Paralegal

FOR COURT USE ONLY

T, B & W Mortgage Corp.



00644

ITEMIZATION STATEMENT OF UNSECURED CLAIM

Debtor(s): Taylor, Bean & Whitaker Mortgage Corporation (TB&W)

Case No.: 3:09-bk-07047-JAF

Account No.: XXX6353

A) Principal Balance:	\$1,265.88
B) Accrued Earned Interest as of Petition Date:	\$
C) Late Charges:	\$
D) Forced Placed Insurance:	\$
E) Other Charges (itemized):	\$
	\$
	\$
	\$
F) Total Claim as of Petition Date (sum of A-E):	\$1,265.88

Description of Account: This Proof of claim represents two mortgage payments received by TB&W on behalf of Pinnacle National Bank. The mortgage loan is in the name of Kelly G. Simmons loan #XXX6353. This loan originated at Pinnacle National Bank on 1/27/09. This loan was closed on 5/15/09 and shipped to TB&W on 6/1/09 for purchase. The loan was never purchased by TB&W. Ms. Simmons made two mortgage payments to TB&W which were processed by TB&W on 7/7/09 and 8/4/09, each in the amount of \$632.94. These payments should have been made to Pinnacle National Bank and were never returned from TB&W. Copies of the two checks are attached showing that TB&W processed them.

Zoom Out | Zoom In | Print | Email

KELLY C SIMMONS
 2826 WELLINGTON PL
 MURFREESBORO, TN 37128

1028
 87-8241 641
 180289502

DATE 6/29/09

Pay To The Order Of Taylor, Bean and Whitaker Mortgage \$ 632.94
Six hundred thirty two dollars ⁹⁴/₁₀₀ DOLLARS

FIRST TENNESSEE
 www.firsttennessee.com
 FOR DEBIT INFORMATION ONLY 180289502

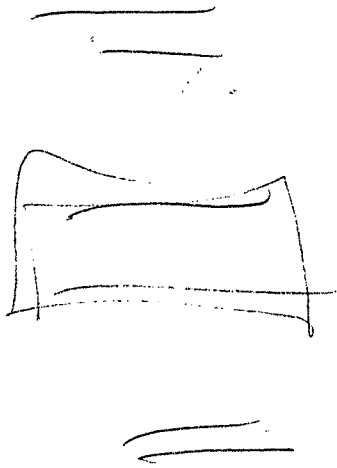
MEMO 15035893 Kelly Simmons

⑆064108249⑆1028 ⑆80289502⑆ ⑆0000063294⑆

TAYLOR, BEAN & WHITAKER
 07/07/09 OPERATOR: 18

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 DEPOSIT ONLY
 8037152645

⑆0631132224⑆
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Zoom Out | Zoom In | Print | Email

KELLY C SIMMONS
 2828 WELLINGTON PL
 MURFREESBORO, TN 37128

DATE 7/30/09

1033
 87-424 641
 180289302

PAY TO THE ORDER OF Taylor, Beason Whitaker \$ 632 ⁹⁴/₁₀₀

Six hundred thirty two dollars ⁹⁴/₁₀₀ DOLLARS

FIRST TENNESSEE
 www.firsttennessee.com
 100 ONE CH. HAMILTON DR. 1 800 884 3778

MEMO _____

Kelly Simmons

⑆0564108249⑆1033 180289502⑆ ⑆0000063294⑆

TAYLOR, BEAN & WHITAKER

08/04/09 OPERATOR: 12

FOR DEPOSIT ONLY

8037152645

65659

COLONIAL BANK (FLA) 0001 FL
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