B10 (Official Form 10) (12/08)

UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF FLORIDA, JACKSONVILLE DIVISION | **PROOF OF CLAIM**

Name of Debtor: ☑ Taylor, Bean & Whitaker Mortgage ☑ REO Specialists, LLC ☑ Home America Mortgage, Inc.

Case Number: 3:09-bk-07047-JAF; 3:09-bk-10022-JAF; 3:09-bk-10023-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.*

CLAIM FILED
JACKSONVILLE, FLORIDA
JUN 10 2010
CLERK, U. S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA

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

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

Name and address where notices should be sent:
Jack A. Raisner, Esq.
René S. Roupinian, Esq.
OUTTEN & GOLDEN LLP
3 Park Avenue, 29th Floor
New York, NY 10016
Telephone number:
212-245-1000

Court Claim Number: _____ (*If known*)

Filed on: _____

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

Telephone number:

☐ 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: $8,630.14

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.
"Priority Claim, see item 5."

2. Basis for Claim: 60 days' wages and benefits as a result of the Debtor's violation of the WARN Act, 29 USC § 2101 et. seq.

** The claim is being filed in all 3 estates and duplicative claims will be withdrawn after the relevant employer has been determined.*

** By filing this proof of claim, the creditor, a former employee of the Debtor, neither intends to waive his/her right to pursue or benefit from any WARN claim that is certified as a class action or allowed on a class proof of claim basis, nor waive any entitlement to have his/her WARN claim treated as an administrative expense under Section 503(b).*

(See instruction #2 on reverse side.)

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

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

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: $** _____

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 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:

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.

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

☒ 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).

☒ 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:

$8,630.14

**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: 6/9/2010

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 address above. Attach copy of power of attorney, if any.

Rene S. Roupinian, Attorney

FOR COURT USE ONLY

T, B & W Mortgage Corp.

Scanned: 6/11/2010-9:19:

02533

Penalty for presenting fraudulent claim: Fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

Wayne N. Outten
Anne Golden
Adam T. Klein
Laurence S. Moy
Gary Phelan
Kathleen Peratis
Justin M. Swartz
Jack A. Raisner
Wendi S. Lazar
Carmelyn P. Malalis
Tammy Marzigliano

OUTTEN & GOLDEN LLP

Advocates for Workplace Fairness

Allegra L. Fishel
Lewis M. Steel
Nantiya Ruan
Deborah L. McKenna
René S. Roupinian
Julia Griffin Murphy
Samuel R. Miller

Delyanne D. Barros
Rachel M. Bien
Katherine Blostein
Molly Brooks
Cara E. Greene
Seth M. Marnin
Ossai Miazad
Melissa Pierre-Louis
Lauren Schwartzreich
Juno Turner

RECEIVED
JUN 10 2010
BMC GROUP

June 9, 2010

VIA FEDEX
BMC Group, Inc.
Attn: Taylor, Bean & Whitaker Mortgage Corp. Claim Processing
18750 Lake Drive East
Chanhassen, MN 55317

Re: *Taylor Bean & Whitaker Mortgage Corp.*
Case Number: 3:09-bk-07047-JAF; 3:09-bk-10022-JAF; and 3:09-bk-10023-JAF

To Whom It May Concern:

Enclosed you will approximately 230 proof of claim forms for filing as well as copies. Please stamp the copy and mail it back to us in the enclosed return, prepaid Fedex envelope. Attached to this letter is a list of names of the claim forms enclosed.

If you have any questions or concerns, please feel free to contact me at (212) 245-1000.

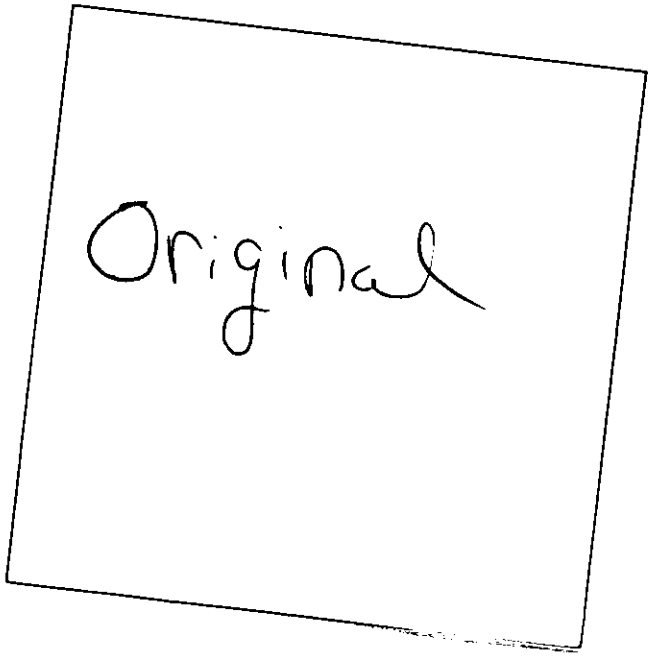
Thank you.

Sincerely,

Kim Xhaferi,
Paralegal

3 Park Avenue, 29th Floor New York, NY 10016 Tel 212-245-1000 Fax 212-977-4005
4 Landmark Square, Suite 201 Stamford, CT 06901 Tel 203-363-7888 Fax 203-363-0333
og@outtengolden.com www.outtengolden.com

	Last Name	First Name
1	Enerica	Lujan
2	Borkhataria	Kimberley
3	Shaw Jr.	Gary E.
4	Williams	Keren
5	Walters	Nicole
6	Santiago	Stephanie
7	Castillo	Ivy
8	Kennedy	Michael
9	Shockley	April
10	Candow	Donna
11	Wright-Thomas	Hyacinth
12	Dodson	Tracie
13	Pedalino	Annemarie
14	Velazquez	Leithia
15	Snyder	Tracey
16	Legere	Debra
17	McKenzie	Jennifer
18	Harrod	Joseph
19	Robinson	Rosemarie
20	Carroll	April
21	Lawton	Heather
22	Leyva	Jesse
23	Madera	Rosemary
24	Rhodes	Stacey
25	Taylor	Jasmine
26	Bronson	Helen
27	Synychak	David T.
28	Antuna	Lisette
29	Tipsword	Elizabeth
30	Tompkins	Michael
31	McFadden	Jacqueline
32	Bess	Tesia C.
33	Jenkins	Tonya
34	D'Angelo	Natasha
35	Carrier	Brandy
36	Lewis	Terrance
37	Wickman-Dallape	Andree
38	Anspach	Mary
39	Ventura	Noel
40	Small	Mike
41	Beesley	Jessica
42	Lewis	Gentana
43	Ward	Misty
44	Berry-Wicksnin	Tanya



	Last Name	First Name
45	Carter	Frances Colleen
46	Hugar	Cheri
47	Jaramillo	Jessica
48	Jones	Lisa
49	Menchan	Monica
50	Taylor	Teresa
51	Wall	Joan E.
52	Sims	Lisa
53	Wilson	Deanne S.
54	Pierce	Shawn
55	Hernandez	Nuris
56	Cash	Marchal
57	Daniels	Joylyn C.
58	Farara	Sandra
59	Hicks	Amanda L.
60	Lightfoot	Tracy
61	Niles	Debra J.
62	Jones	Valerie
63	Denney-Landry	Teresa K.
64	Crespo	Danay
65	Rollins	Catherine
66	Bacchus	Sunita
67	Fischer	Michael
68	Mosblech	Kristine
69	Swank	Amanda
70	Tabone	Tricia
71	Weinsheimer	Kevin
72	Synychak	Nancy
73	Ortiz	Ivan
74	Patel	Punit
75	Legette	Delilah
76	Torres-Rivera	Johannie
77	Arenas	Alfredo
78	Bowles	Dana
79	Christoff	Steve M.
80	Cox	Don
81	Davis	Michael
82	Diamond	John
83	Farrell	Adam
84	Gatti	Ralph Joseph
85	Hernandez	Debra
86	Hover	Earnest
87	Jimenez	Natalia
88	Koshinski	Stanley

	Last Name	First Name
89	Laisney	Mike
90	McMahan	Theodore C.
91	Otte	Mark A.
92	Penuel	Eva
93	Roark	William Clinton
94	Rouse	Patricia
95	Scott	Brian
96	Sheppard	John L.
97	Sickmon	Lisa
98	Wettstein	Vicki
99	Estes	Barbara
100	Tart	Christopher
101	Valdez	Barbara Gail
102	Relyea	Nicholas J
103	Harris-Wilson	Aldine D.
104	Stauter	Lisa
105	Williams	Sonya F.
106	Allison	Jessica
107	Atchley	Melissa
108	Jordan	Barnett
109	Knapp	Kathy
110	McKay	Debra
111	Quick	Holly
112	Simmons	Joanie
113	Scott	Katina
114	Gordo	Stacy L.
115	Aikens	Cherlyn
116	White	Teresa J.
117	Odom	Sara C.
118	Beauregard	Charles R.
119	Brown	Kerry
120	Frulla	Jason
121	Miller	Lisa
122	Scott	Katherine
123	Selman	Karen
124	Speed	Crystal
125	Hubach	Kathleen
126	Atkinson	Ashleigh
127	Lockwitz	Jamie D.
128	Griffey	Amanda
129	Bailey	Patricia D.
130	Barnecett	Gabriel
131	Black	Robert D.
132	Brewer	Della

	Last Name	First Name
133	D'Angelo	Richard
134	Davis	Katrina
135	Finley	Diaine J.
136	Hatcher	Aniece
137	Hayes-Sample	Tracy
138	Heath	Erica
139	Jackson III	John L
140	Jerry	Anitra
141	Klingler	Carol L.
142	Lane	Donna
143	Neal	Debbie
144	Rodgers	Wendy
145	Reynolds	Amy
146	Williams	Jessica
147	Boyd	Eric
148	Carter	Tanjanika
149	Drumgoole	Dia
150	Forrest	Francis
151	Kilionski	Mary
152	Maletski	Keith
153	Paige-Hawkins	Patricia
154	Snook	Chris
155	Van Hartsell III	Charles
156	Greenwood	Ashley
157	Rector	Theresa
158	Jackson	Derrick
159	Moscato	Anna
160	Wethington	Hope
161	Carter	Gail
162	Bonis	Crystal
163	Hudson	Kasey Jo
164	Fritz	Ben
165	Beal	Deirdra
166	Drake	Carrie
167	Livingston	Catherine E.
168	Gutierrez	Seanine
169	Moore	Yolanda
170	Tripamer	Veronica
171	Williams	Rebecca
172	Figures	Dana
173	Williams	Rhondolyn
174	Pearson	Tonya
175	Williams	Amanda
176	Streibig	Angela

	Last Name	First Name
177	Green	Kevin A.
178	Baker	Nicole L.
179	Belanger	Aimee
180	Broughton	Shundra
181	Hole	Elizabeth
182	Moore	Terrence
183	Tracy	Michael H.
184	Eady	Christal Tanisha
185	Roscoe	Michele
186	Ward	Suzette
187	McDonald	Patricia A.
188	Andrews	Lisa M.
189	Aponte	Frances
190	Ashcraft	Jason
191	Gough	Brian
192	Hardy	Jennifer
193	Kissick	Shannon
194	Laps	Robert
195	Powers II	James
196	Scales	Ronica
197	Stallings	Marilyn A.
198	Trimble	Shannon
199	Williams-Perry	Katina
200	Alexander	Gaye
201	Moody	Rachel
202	Howard	Stacy
203	Campbell	Sylvia
204	Perez	Brandi
205	Doty	Brian
206	Lanning	Teresa A.
207	Brannon	Cheryl
208	Harris	Aaron Matthew
209	Hernandez	Leona
210	Jones	Tricica
211	Marshall	Ella
212	Matrrist	Aaron
213	Robinson	Angela
214	Rountree	Jeffrey Allen
215	Sandigo	Jian J.
216	Smit	Rebecca
217	VanBuren	Diane
218	Day	Megan
219	Bellamy	Renee
220	Perrone	Ila

	Last Name	First Name
221	Papadopoulos	Kosmas
222	Egea	Nancy
223	Guider	Leeshon
224	Reed	Melissa
225	Robinson	Courtney
226	Shanthakumar	Vincent
227	Smith	Cassandra
228	Alexander	Rachel
229	Smith	William Ervin
230	Kelly	Judith E.