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.*

Name of Creditor (the person or other entity to whom the debtor owes money or property):
Jay H. Hemelrick *

☐ 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

CLAIM FILED
JACKSONVILLE, FLORIDA
JUN 14 2010
CLERK, U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA

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: $9,000.00

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** The claim is being filed in all 3 estates and duplicative claims will be withdrawn after the relevant employer has been determined.*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

$9,000.00

**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: 6/11/2010

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.
02768

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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.

OUTTEN & GOLDEN LLP

Advocates for Workplace Fairness

Wayne N. Outten
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Adam T. Klein
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Kathleen Peratis
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Delyanne D. Barros
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Katherine Blostein
Molly Brooks
Cara E. Greene
Sonia R. Lin
Seth M. Marnin
Ossai Miazad
Melissa Pierre-Louis
Lauren Schwartzreich
Juno Turner

Originals

June 11, 2010

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

Re: *Callahan et al. v. Taylor Bean & Whitaker Mortgage Corp.*
No.03:09-ap-00439-JAF

To Whom It May Concern:

Enclosed you will find 249 proofs of claim for filing as well as a copy. Please stamp the copy and mail it back to us in the enclosed return 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,

Jenny Hoxha

Jenny Hoxha,
Paralegal

Enclosures

3 Park Avenue, 29th Floor New York, NY 10016 Tel 212-245-1000 Fax 212-977-4005
191 Post Road West, Westport, CT 06880 Tel 203-363-7888 Fax 203-363-0333
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	Last Name	First Name
1	Abbott	Ashley
2	Acton	Erin
3	Adago	Barbara
4	Adair	Allison
5	Agard-Juba	Nickisha
6	Ahern	Riva
7	Antonovich	Sarah
8	Austin	Aimee
9	Baird	Mykel
10	Baker	Lori
11	Barnes	Katrina
12	Batkalin	Karina
13	Belanger	Jill
14	Benedetti	Amber Marie
15	Bicknell	Joy Danielle
16	Bieber	Melissa
17	Bigby	Janet
18	Blumstein	Lori M.
19	Bremer	Jean
20	Broad	Heather
21	Brown	Freddie Mae
22	Brumagen	Michelle R.
23	Bruton	Mark
24	Burke	Neil
25	Caldwell	Danny
26	Callo	Alexandria
27	Cantler	Dodie M.
28	Cargill	Sonya
29	Carroll	Eileen
30	Cauthen	Jennifer
31	Cave	Braylon
32	Cave Jr.	Brandon D.
33	Chadwick Schaller	Amy L.
34	Clark	Star
35	Clause	Kristin L
36	Conroy	Melissa
37	Cook	Ashlee
38	Counts	Angela
39	Cox	Kelly Anne
40	Cribb	Teri Shree
41	Crosby	Sara
42	Crowder	Rebecca
43	Crumbley	Latrina
44	Crumpler	Kate

	Last Name	First Name
45	Cruz	Theresa
46	Culbreath	Farida
47	Dawson	Brian
48	Dennard	DeShawn
49	Denni	Lori
50	DeSloover	April
51	DeVaughn	Audreonna
52	Dickson	Roseline
53	Dixon	Lucretia
54	Dozier	Crystal
55	Drayton	Amanda
56	Duncan	Christy
57	Dush	Emily
58	Dush	Tracy
59	Echeverria	Ana
60	Ehrlich	Francine
61	Elijah	Rico D.
62	Ellis	Janice
63	Espinoza	Henry D.
64	Farrelly	Michele
65	Feltner	Jennifer
66	Ferriman	Brittany N.
67	Filipek	Heather
68	Fletcher	Bessie
69	Fowler	Regena
70	Fraize	Robyne
71	Frierson	William Todd
72	Frohlich	Michelle
73	Gansky	Lance
74	Gates	Stephanie
75	George	Jennifer
76	Gillum	Stephanie
77	Goins	Linda K
78	Goldware	Evelyn
79	Gonzales	Tabbatha
80	Goodson	Satoya
81	Grabbe	Eloise W.
82	Grant	Amy
83	Graves	Vera
84	Green	Frank
85	Greene	Jonathan
86	Griffin	Gay
87	Hacker	Megan M.
88	Hall	Brittany

	Last Name	First Name
89	Handy	Ernest
90	Hanegan	Victoria A.
91	Hansert	Jillian
92	Hapgood	Douglas
93	Harris	Emma
94	Hart	Elinor
95	Hatfield	Cynthia Lynn
96	Hawker	Peggy J.
97	Heaps	Heather
98	Hebert	Kim M.
99	Heflin	Janice
100	Hemelrick	Jay H.
101	Henderson	Katherina
102	Hensley	Mary
103	Hensley	Pamela J.
104	Heyward	Davina
105	Hickey	William P.
106	Hill	Deborah E.
107	Hinz	Joann
108	Hodges	Margie R
109	Holdaway	Cynthia
110	Hooker	Phillip V.
111	Hooker	Stephanie
112	Hostens	William
113	Hudson	Tiffany
114	Hunter	Kellie
115	Jacobs	Deborah
116	Johnson	Suzanne
117	Johnson-Dennard	Michelle
118	Jolly	Julie
119	Kent	Carol L.
120	Kerber	Elizabeth
121	Kidd	Amanda
122	King	Lakita
123	King	Taforayl
124	King	Tiffany
125	Kish	John
126	Kniffen	Travis
127	Knight	Nadine
128	Konitzer	Nancy
129	Kraus	Jenifer
130	Kuhlenberg	Brianna
131	Landry	Randal K
132	Lane	Erongela

	Last Name	First Name
133	Larson	Raymond M.
134	Laufou	To'afa F.
135	Ledbetter	Bonnie Spring
136	Ledoux	Ann
137	Leforce	Charles
138	Leforce	Sharon
139	Link	Megan
140	Lopez	Denise
141	Lowrey	Jonathan
142	MacGregor	Cameron
143	Marksman	Gloria
144	Marrero	Angel R.
145	Martin	Cheryll Lynn
146	Martin	Shequita
147	Mattice	Teresa
148	Matura	Vidyawattie
149	McCourt	Annette
150	McDonald	Laura
151	McKinnon	Darcy
152	McLemore	Mary A.
153	McNally	Dianna
154	McNeill	Gary A
155	Meadows	Abigail
156	Miller	Renata
157	Miree	Kimberly
158	Mohler	Gayle
159	Molestina	Nancy
160	Monteith	Summer
161	Morales	Angelita
162	Moresi	Joanne
163	Morgan	Mary Ann
164	Munday	Carol
165	Murray	Diane
166	Nanan	Richard
167	Nettles	Stephanie
168	Nettles	Tanja
169	O'Connor	Cassandra
170	Oquendo	Lisa
171	Paasch	Gwenn
172	Pagano	Christina
173	Pahl	Jonathan
174	Palmer	Valeria McCray
175	Parker	Tonja
176	Parris	Danielle

	Last Name	First Name
177	Parsell	Mary E.
178	Patel	Mehul
179	Patnode	Pamela
180	Patrick	Nicole
181	Patterson	Chenea
182	Pears	Norman C
183	Pennella	Joyce K.
184	Piedrahita	Lina
185	Pierce	Lisa
186	Pierson	Steven C
187	Pilar-Duque	Maria
188	Pleacher	Tina
189	Potts	Justin
190	Ramirez	Linda S.
191	Redder	Jennifer Lee
192	Rehak	Tim
193	Richards	Rebecca
194	Richardson	Shelette
195	Rigdon	Kayla
196	Riley	Linda A.
197	Ritz	Sandra
198	Roberson	Almiria
199	Rolon	Angelica
200	Rose	Wendy
201	Roundtree	Brittany Diane
202	Rudd	Brandon
203	Russell	Christina
204	Saddler	Renee
205	Scheffler	Mary
206	Schurevuch	Dustin
207	Scott	Margo
208	Scott	Stacey
209	Seidel	Ginger
210	Sepulveda	Santana
211	Settles	Dennis
212	Shaughness	Irene A.
213	Simpson	Corinne
214	Sipes	Stacie
215	Smith	Laterica
216	Solinsky	Jessica
217	Soltis	Lisa
218	Spear	Jennifer A.
219	Spink	Stephanie Marie
220	Starner	Jim L.

	Last Name	First Name
221	Stegall	Charles R.
222	Stfleur-Noel	Katia
223	Stone	Frank
224	Sutton	DeAndre D.
225	Sutton	Kelly
226	Tabourn	Karen
227	Taylor	Lauren M.
228	Telesford	Xiomara
229	Thomas	Linda M.
230	Threet	Sheryl L
231	Thurgood	Judy Jesa
232	Torino	Paula
233	Trumm	Ashley
234	Valdes	Janet
235	Velez	Gloria C.
236	Vinson Jr.	Robert
237	Webb	Debra
238	Webster	Michella E.
239	Welch	Kristi L.
240	West	Phyllis L.
241	Whiteaker	Julie M.
242	Wickenhouser	Cheryl
243	Wilkerson	Sarena
244	Wilkins	Holly
245	Williams	Cherese E.
246	Williams	Ray
247	Winfree	Rose
248	Wojtaszak	Cassandra
249	Zouine	Tabitha