
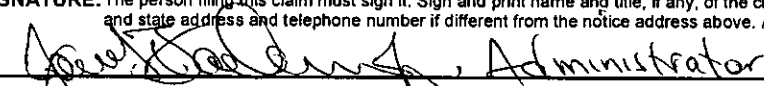


UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF FLORIDA JACKSONVILLE DIVISION		PROOF OF CLAIM	
In re: TAYLOR, BEAN & WHITAKER MORTGAGE CORP.		Case Number: 3:09-bk-07047-JAF	
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.		<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.	
Name of Creditor and Address: <small>the person or other entity to whom the debtor owes money or property. If necessary, please cross out pre-printed address and type in change of address.</small>		CLAIM FILED	
Danna McKitrick, P.C. 7701 Forsyth Blvd., Ste 800 St. Louis, MO 63105		OCT 25 2010	
Creditor Telephone Number (314) 726 1000 <input type="checkbox"/> Check box if address is where Notice is to be sent.		CLERK, U.S. BANKRUPTCY COURT MIDDLE DISTRICT OF FLORIDA	
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> Check this box if you are the debtor or trustee in this case.	
Payment Telephone Number (314) 726 1000		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. Claim Number (if known): Filed on: _____	
1. AMOUNT OF CLAIM AS OF DATE CASE FILED \$ <u>2617.45</u>			
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.			
<input type="checkbox"/> 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.			
2. BASIS FOR CLAIM: <u>Legal Services</u>		3. LAST FOUR DIGITS OF ANY NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR: <u>1088</u>	
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 set off and provide the requested information Nature of property or right of setoff: Describe: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other _____ Value of Property: \$ _____ Annual Interest Rate: _____ % if any: \$ _____ Basis for Perfection: _____		Secured Claim Amount: \$ _____ DO NOT include the priority portion of your claim here. Unsecured Claim Amount: \$ _____ Amount of arrearage and other charges as of time case filed included in secured claim.	
5. PRIORITY CLAIM			
<input type="checkbox"/> 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. You MUST specify the priority of the claim: <input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> 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). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5).		Unsecured Priority Claim Amount: \$ _____ Include <u>ONLY</u> the priority portion of your unsecured claim here. <input type="checkbox"/> 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). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a) (_____). * 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.	
6. CREDITS: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.			
7. SUPPORTING DOCUMENTS: Attach redacted copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of evidence of perfection of a security interest. (See definition of "redacted" on reverse side.) DATE-STAMPED COPY To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim. If the documents are not available, please explain. DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.			
The original of this completed proof of claim form must be sent by mail, hand, courier or overnight delivery (facsimile, telecopy or other electronic means NOT accepted), so that it is actually received on or before 5:00 p.m. prevailing Eastern Time on June 15, 2010, the Bar Date (as defined in the Bar Date Notice).		THIS SPACE FOR COURT USE ONLY	
By Regular Mail to: BMC Group, Inc. Attn: Taylor, Bean & Whitaker Mortgage Corp. Claim Processing PO Box 3020 Chanhassen, MN 55317-3020		By Hand, Courier, Or Overnight Delivery to: BMC Group, Inc. Attn: Taylor, Bean & Whitaker Mortgage Corp. Claim Processing 18750 Lake Drive East Chanhassen, MN 55317	
T, B & W Mortgage Corp.  03310			
DATE <u>10/21/2010</u>	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.  James G. Baalman, Jr., Administrator		

Danna McKittrick, P.C.

7701 Forsyth Blvd., Suite 800
St. Louis, MO 63105
(314) 726-1000
Employer ID# 43-1501304
www.dannamckittrick.com

6/15/2009

Invoice #: 154993

**PRIVILEGED
ATTORNEY-CLIENT COMMUNICATION**

Taylor Bean & Whittaker Mortgage Corp.

John Lippincott
5150 Stilesboro Road, Building 500
Kennesaw, GA 30152

RE: 10880-0109 Taylor Bean & Whittaker Mortgage Corp./Buchheit Construction Co.

For Professional Services Rendered Through: 5/31/2009

Date	Name	Description	Hours
5/12/2009	SBM	Conference with client and receipt and review of petition; review and analysis of petition and lien claims and analyze lien for validity; obtain title report of subject property and review of same.	1.30
5/13/2009	SBM	Prepare and draft correspondence to client; review and analysis of mechanic's lien claim and pleadings; Research and analysis of property records from St. Louis County Assessor; Prepare and draft Entry of Appearance and Request for Additional Time and conference with opposing counsel regarding same.	3.60
5/13/2009	VMV	Received email from Scott Mueller regarding obtaining copies of deeds; trip to St. Louis County Recorder of deeds; conference with Scott Mueller; prepare check request for reimbursement.	1.20
5/13/2009	MJM	Receipt and review petition.	0.30
5/13/2009	MJM	Advise Scott regarding defense strategy.	0.30
5/15/2009	SBM	Prepare and draft update correspondence to client; receipt and review of claims material and file correspondence to Old Republic Title Insurer.	0.40
5/18/2009	SBM	Conference and correspondence with Old Republic claims administrator Steve Bolla and client regarding administration of title claim.	0.30
5/18/2009	EEK	Attempted to obtain a copy of the entry of appearance for case from Division 8 of St. Louis County.	0.75
5/19/2009	EEK	Obtained fax from Division 8 clerk of copy of Entry of Appearance for Cause No. 09SL-CC01710.	0.20
5/26/2009	SBM	Review file materials and conference with title insurer Old Republic regarding contact information of borrowers; prepare and draft correspondence to Old Republic regarding same.	0.30
5/29/2009	SBM	Prepare and draft update correspondence to client.	0.20

Total Hours:	8.85	Sub-Total Fees:	1,402.75
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RATE SUMMARY

Professional	Hours	Rate	Amount
Emily E. Kiser	0.95 hours at	85.00 per/hr =	80.75
Michael J. McKittrick	0.60 hours at	285.00 per/hr =	171.00
Scott B. Mueller	6.10 hours at	170.00 per/hr =	1,037.00
Victoria M. Vest	1.20 hours at	95.00 per/hr =	114.00
	<u>8.85</u>		<u>1,402.75</u>

Expenses

5/13/2009	Victoria M. Vest (Check No. 112936)	
	Outside Copies - Recorder of Deeds, St. Louis County	37.00

Total Expenses:	<u>37.00</u>
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Total Current Billing:	<u>1,439.75</u>
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Less Payments:	0.00
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Previous Balance Due:	0.00
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Total Now Due:	<u>1,439.75</u>
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AGING SUMMARY

Current	31 - 60	61 - 90	Over90
1,439.75	0.00	0.00	0.00

It is understood that e-mail communication via the Internet may be susceptible to unauthorized interception. In the event that you do not wish any communication via e-mail, please notify us in writing.

Additionally, our firm accepts payment via MasterCard, Visa, and American Express. If you wish to charge your payment to your credit card, please contact our Accounting Manager, Vonda Dusky, at (314)726-1000 or vdusky@dmfirm.com.

Please include your file number on all payments. Thank you.

Privacy Notice

Recent Federal Trade Commission rules have been enacted requiring financial institutions to notify consumers about their policies governing disclosures of client financial information to third parties. Whether or not these rules apply to law firms remains uncertain. Nevertheless, it is the policy and practice of this Firm to adhere strictly to the Canons of Ethics of the American Bar Association and the Missouri Bar Association which forbid the disclosure of client confidences and information, whether financial or otherwise, without the client's consent. Danna McKittrick, P.C. takes this opportunity to confirm our commitment to maintain the highest degree of confidentiality in our client relationships and the preservation of our position of trust.

Danna McKitrick, P.C.

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St. Louis, MO 63105

(314) 726-1000

Employer ID# 43-1501304

www.dannamckitrick.com

8/14/2009

Invoice #: 157423

**PRIVILEGED
ATTORNEY-CLIENT COMMUNICATION**

Serengeti
Electronic Billing

RE: 10880-0209 Taylor Bean & Whitaker Mortgage Corp./Queen City

For Professional Services Rendered Through: 7/31/2009

Date	Name	Description	Hours
7/30/2009	SBM	Review file materials and correspondence from client; analysis of lawsuit and prepare and draft correspondence regarding same.	0.90
7/31/2009	SBM	Review Petition and prepare and draft correspondence to J. Lippincott regarding same; Review and analysis of sufficiency of lien statement, amended lien statement, invoices, contracts and other supporting documents; conference and correspondence with client regarding obtaining loan file; Legal research and review of Missouri law regarding original contractor's notice to owners.	1.50
Total Hours:			2.40
Sub-Total Fees:			360.00

RATE SUMMARY

Professional	Hours	Rate	Amount
Scott B. Mueller	2.40 hours at	150.00 per/hr =	360.00
	2.40		360.00

Total Current Billing:	360.00
Less Payments:	0.00
Previous Balance Due:	0.00
Total Now Due:	360.00

AGING SUMMARY

Current	31 - 60	61 - 90	Over 90
360.00	0.00	0.00	0.00

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Employer ID# 43-1501304
www.dannamckittrick.com

9/28/2009

Invoice #: 158766

**PRIVILEGED
ATTORNEY-CLIENT COMMUNICATION**

Serengeti
Electronic Billing

RE: 10880-0209 Taylor Bean & Whitaker Mortgage Corp./Queen City

For Professional Services Rendered Through: 8/31/2009

Date	Name	Description	Hours
8/2/2009	SBM	Receipt and review of loan file and client's file materials.	1.50
8/4/2009	SBM	Review file materials and correspondence; prepare and draft correspondence to client regarding initial analysis and investigation; Prepare and draft Entry of Appearance and correspondence to opposing counsel.	1.50
8/5/2009	SBM	Conference with client regarding insurance loss draws and obtaining copy of indemnity agreement from borrower; continue draft and finalize analysis and recommendation correspondence to client; Prepare and draft Answer and Affirmative Defenses to Plaintiff's Petition.	1.60
8/6/2009	JS	Edit and revise answer and affirmative defenses.	0.40
8/13/2009	SBM	Edit, revise and finalize Answer for filing in Greene County.	0.30
Total Hours:			5.30
Sub-Total Fees:			815.00

RATE SUMMARY

Professional	Hours	Rate	Amount
Scott B. Mueller	4.90 hours at	150.00 per/hr =	735.00
Jeffrey R. Schmitt	0.40 hours at	200.00 per/hr =	80.00
	5.30		815.00

Total Current Billing:	815.00
Interest:	2.70
Less Payments:	0.00
Previous Balance Due:	360.00
Total Now Due:	<u>1,177.70</u>

AGING SUMMARY

Current	31 - 60	61 - 90	Over 90
817.70	360.00	0.00	0.00

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