

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

Chapter 11

TAYLOR, BEAN & WHITAKER  
MORTGAGE CORP.,  
REO SPECIALISTS, LLC, and  
HOME AMERICA MORTGAGE, INC.

Case No. 3:09-bk-07047-JAF  
Case No. 3:09-bk-10022-JAF  
Case No. 3:09-bk-10023-JAF

Debtors.

Jointly Administered Under  
Case No. 3:09-bk-07047-JAF

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TAYLOR, BEAN & WHITAKER  
MORTGAGE CORP.,

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

Applicable Debtor.  
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**ORDER DENYING MOTION  
FOR RELIEF FROM THE AUTOMATIC  
STAY FILED BY WELLS FARGO BANK, N.A.**

*(Related to Docket No. 1309)*

THIS CASE came on for hearing on May 7, 2010, upon the Motion for Relief from Stay filed by Wells Fargo Bank, N.A. (the "**Movant**") regarding Real Property in Clewiston, Florida (the "**Motion**"). The Court having heard argument of counsel, considering the record, finds:

1. That the Debtor does not have an interest in either the manufactured home or the real estate that is the subject of the Motion.
2. That said property is not property of the estate.

3. That the automatic stay in this case does not bar the Movant from continuing to foreclose the mortgage interest in question on the property located at:

**LOT 55, HOLIDAY ISLES, UNIT 2, A SUBDIVISION IN SECTION 14, TOWNSHIP 43 SOUTH, RANGE 34 EAST, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 6, PAGE 4, OF THE PUBLIC RECORDS OF HENDRY COUNTY, FLORIDA.**

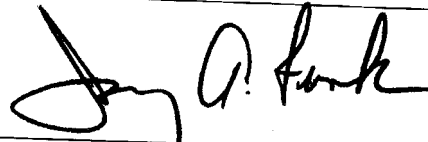
**TOGETHER WITH THAT CERTAIN 1993 MERITT LIVESTOCK DOUBLE WIDE MOBILE HOME ATTACHED THERETO HAVING VIN #FLHML2P6899880A, TITLE #65126403 AND VIN #FLHML2P6899880B, TITLE #65126404.**

**a/k/a 837 REDISH CIR, CLEWISTON, FL 33440-5349**

4. Additionally, the automatic stay does not bar the Movant from proceeding against all defendants in the foreclosure action other than TBW. However, the automatic stay continues to stay any action to obtain an *in personam* judgment against the Debtor. Accordingly, it is hereby

**ORDERED** that the Motion is denied, as moot.

DATED in Jacksonville, Florida on MAY 7, 2010



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JERRY A. FUNK  
United States Bankruptcy Judge