

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

Chapter 11

TAYLOR, BEAN & WHITAKER  
MORTGAGE CORP.,

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

Debtor.

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**ORDER APPROVING DEBTORS' APPLICATION FOR AUTHORITY  
TO RETAIN, EMPLOY AND COMPENSATE PROFESSIONALS TO  
REPRESENT THE DEBTORS IN THE ORDINARY COURSE OF BUSINESS**

THIS CASE came before the Court for hearing on May 21, 2010, upon the Debtors' Application for Authority to Retain, Employ and Compensate Professionals to Represent the Debtors in the Ordinary Course of Business (Docket No. 1328) (the "**Application**")<sup>1</sup>. For the reasons stated orally and recorded in open court, which shall constitute the decision of the Court, it is

ORDERED:

1. The Application is approved.
2. The Debtors are hereby authorized:
  - (a) to continue the retention of each of the Ordinary Course Professionals set forth on Exhibit "A" attached hereto effective as of the Petition Dates without the necessity of a formal retention application approved by this Court, and
  - (b) to compensate each of the Ordinary Course Professionals on a monthly basis for postpetition services rendered without the necessity of a formal fee application approved by this Court,

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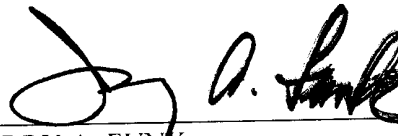
<sup>1</sup> Unless otherwise indicated, capitalized terms used herein shall have the meaning ascribed to such terms in the Application.

subject to certain monetary limitations as set forth in the Application.

3. The Debtors are authorized to supplement the list of Ordinary Course Professionals from time to time, as necessary, on the terms and conditions set forth in the Application. In such event, the Debtors shall file a supplemental list with this Court and serve it on the Office of the United States Trustee and counsel for the Committee. The United States Trustee and the Committee shall have twenty-one days from the date of filing of the supplemental list within which to object in writing to the inclusion and approval of the professionals on the supplemental list. Such objection shall be emailed to Edward Peterson at [epeterson@srbp.com](mailto:epeterson@srbp.com) such that it is received on or before the date that is twenty-one days after the filing of the supplemental list. If the parties are unable to resolve the objection, the Debtors will request the Court to set the matter for hearing. In the absence of objection, such list shall be deemed approved by the Court without the necessity of a hearing and the professionals included therein shall be deemed to be Ordinary Course Professionals and their employment, retention and compensation shall be governed by the terms of this Order.

4. The Debtors shall include in the last operating report for each quarter a summary of the billings for each Ordinary Course Professional for that particular quarter.

DATED in Jacksonville, Florida on May 25, 2010.



JERRY A. FUNK  
United States Bankruptcy Judge

Professionals	Address	Service Provided
Butler Snow	210 East Capitol Street Jackson, MS 39201-2370	Representation of Debtor in state licensing proceeding in Mississippi, styled <i>In the Matter of Taylor, Bean &amp; Whitaker Mortgage Corp.</i> , pending with the Department of Banking and Consumer Finance, State of Mississippi. Future legal work should be minimal.
Crowe Horwath LLP	P.O. Box 145415 Cincinnati, OH 45250	Services relating to TBW's ESOP Plan, including preparation of Form 500 and other necessary forms.
Gray, Ackerman & Haines, P.A.	125 NE 1st Ave., Ste. 1 Ocala, Florida 34470-6675	Defense of complaint for reformation of loan in the lawsuit styled <i>W. Scott Wynn v. MERS, Inc. and Taylor, Bean &amp; Whitaker Mortgage Corporation</i> , pending in the Circuit Court of the Fifth Judicial Circuit in and for Lake County, Florida, Case No: 2009-CA-002316. The stay was lifted to allow the plaintiff to pursue the reformation claim.
James Moore & Co.	5931 NW 1st Place Gainesville, FL 32607-2063	Accounting services, including preparation of tax returns, ESOP audits, and 401(k) audits.
Ray & Sherman, LLC	One Securities Centre 3490 Piedmont Rd. Ste. 700 Atlanta, GA 30305	Representation of Debtor in lawsuit filed by borrower styled <i>Cassandra Boyd-Bay v. Taylor, Bean &amp; Whitaker Mortgage Corp., et. al.</i> , pending in the Superior Court of Dekalb County, Georgia, Case No. 08cv10145-10. The state court required attendance at a hearing despite the automatic stay. In the absence of an order lifting the stay, future legal work should be minimal. Representation in lawsuit styled <i>Dondrea L. Crosby v. TBW, MERS, Anthony DeMarlo &amp; McCurdy &amp; Candler, P.C.</i> , pending in the Superior Court of Fulton County, Georgia, Case No. 10-181016.
R. William Futch, P.A.	610 S.E. 17 <sup>th</sup> Street Ocala, FL 34471	Transactional work for TBW regarding Ocala Raceway and Jumbolair

## EXHIBIT A

# CERTIFICATE OF NOTICE

District/off: 113A-3  
Case: 09-07047

User: pathy  
Form ID: pdfdoc

Page 1 of 1  
Total Noticed: 6

Date Rcvd: May 26, 2010

The following entities were noticed by first class mail on May 28, 2010.  
op +Butler Snow, 210 East Capitol Street, Jackson, MS 39201-2306  
op Gray, Ackerman & Haines, 125 NE 1st Ave., Ste 1, Ocala, FL 34470-6675  
op +R. William Futch, PA, 610 S.E. 17th Street, Ocala, FL 34471-4429  
op +Ray & Sherman, LLC, One Securities Centre, 3490 Piedmont Rd., Ste 700,  
Atlanta, GA 30305-4806

The following entities were noticed by electronic transmission on May 26, 2010.  
op +E-mail/Text: bankruptcynotice@crowehorwath.com Crowe Horwath,  
PO Box 145415, Cincinnati, OH 45250-5415  
op E-mail/Text: jay@jmco.com James Moore & Co., P.L., 5931 NW 1st Place,  
Gainesville, FL 32607-2063

TOTAL: 2

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: May 28, 2010

Signature:

