

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

FILED VIA MAIL

FEB 28 2011

In re:

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

Chapter 11

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

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

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

CLERK, U.S. BANKRUPTCY
COURT, MIDDLE
DISTRICT OF FLORIDA

Debtors.

_____ /

APPLICABLE DEBTOR

TAYLOR, BEANN & WHITAKER
MORTGAGE CORP.

_____ /

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

SCHLESINGER & COTZEN, P.L.'S MOTION FOR LEAVE TO WITHDRAW

SCHLESINGER & COTZEN, P.L. ("Schlesinger & Cotzen"), counsel for REGIONS BANK ("Regions"), requests leave to withdraw as counsel for Regions and as grounds for this Motion, states the following:

1. The above-styled case is regarding the bankruptcy of Taylor Bean and Whitaker Mortgage Corp. (hereinafter "Taylor Bean"). Taylor Bean has a secondary lien on a condominium unit(s) in First West Cutler Gardens.

2. Regions is a creditor in this case, and as such has made an appearance therein because it has a superior mortgage interest in the entire building of First West Cutler Gardens, including any unit therein which Taylor Bean may have a lien on.

3. In September 2010, Regions sold its interest in the Mortgage and Promissory Note encumbering the subject property to RL REGI FINANCIAL, LLC ("RL Regi"). Therefore,

Regions no longer has a mortgage interest over First West Cutler Gardens or any of the condominium units therein.

4. As such, RL Regi was substituted as Plaintiff for Regions in the case of Regions Bank v. First West Cutler Gardens, LLC, et al., Case No. 08-68176-CA 40 (the foreclosure case of the entire condominium building at First West Cutler Gardens). Regions is still a counter-defendant in that case, and continues to be represented by Greenberg Traurig, LLP. However, the undersigned was allowed to withdraw as co-counsel for Regions in that case.

5. As a result of its transfer of its interest in the First West Cutler Gardens property, which includes the property at issue in this case, Regions has requested the undersigned refrain from doing further work on the current case and has ceased payments to the undersigned.

6. Accordingly, Schlesinger & Cotzen, P.L. respectfully requests the entry of an Order granting leave to withdraw as counsel in this case.

WHEREFORE, Schlesinger & Cotzen, P.L. respectfully requests this Court enter an Order granting leave to withdraw as counsel for Regions in this case, and granting such further relief as this Court deems just and proper.

Respectfully submitted,

SCHLESINGER & COTZEN P.L.

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By: _____
Michael J. Schlesinger, Esq.
Florida Bar No. 141852
Michael L. Cotzen, Esq.
Florida Bar No. 166472
Venessa Valdes, Esq.
Florida Bar No. 77122

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February __, 2011, the foregoing was filed with the Clerk of Court and is being served on all counsel of record in this action in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

By: _____
Michael L. Cotzen