

United States Bankruptcy Court  
Middle District of Florida

In re:  
Taylor, Bean & Whitaker Mortgage Corp.  
Debtor

Case No. 09-07047-JAF  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 113A-3

User: hodgen  
Form ID: pdfdoc

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Oct 17, 2011

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 19, 2011.

db +Taylor, Bean & Whitaker Mortgage Corp., 4901 Vineland Road, Ste 120, Orlando, FL 32811-7187

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* 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: Oct 19, 2011

Signature:



UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

TAYLOR BEAN & WHITAKER  
MORTGAGE CORP.,

Case No. 3:09-bk-07047-JAF  
Chapter 11

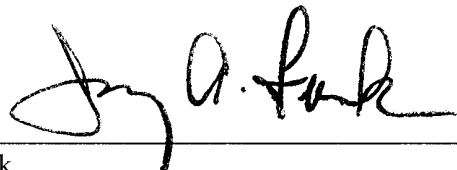
Debtor.

**ORDER DENYING RBC BANK (USA)'S MOTION FOR ALLOWANCE OF  
REJECTION DAMAGES CLAIM AS A CLASS 9 CLAIM**

On September 7, 2011, RBC Bank (USA) filed its *Motion for Final Determination of Trade Creditor Classification* (D.E. No. 4006) (the "Classification Motion") seeking to classify its Allowed Rejection Claim (transferred to it from 315 N.E. 14<sup>th</sup> Street Ocala, LLC) against the Debtor's estate in the amount of \$1,750,000.00 as a Class 9 Trade Creditor Claim. The Court held a hearing on RBC's Classification Motion on October 7, 2011 at 10:00 a.m. Having considered argument of counsel, reviewing the Classification Motion and the *Third Amended And Restated Joint Plan of Liquidation of the Debtors and the Official Committee of Unsecured Creditors* (D.E. 3240) (the "Plan") and being otherwise advised, does hereby

**ORDER** that since RBC's assignor, 315 N.E. 14<sup>th</sup> Street Ocala, LLC, did not timely seek to have its Allowed Rejection Claim in the amount of \$1,750,000.00 reclassified and because the Plan provides that rejection damages claims are to be classified as Class 8, the claim is to be classified as a Class 8 General Unsecured Claim and the Classification Motion is therefore, DENIED.

**DATED** this 17 day of October, 2011, in Jacksonville, Florida.



Jerry A. Funk  
United States Bankruptcy Judge