

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
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In re:

TAYLOR BEAN & WHITAKER
MORTGAGE CORP.,

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

Debtor.

**ORDER SUSTAINING OBJECTION TO CLAIM OF MECKLENBURG
COUNTY, N.C. TAX COLLECTOR**

This case is before the Court, without a hearing, upon the *Objection to Claim of Mecklenburg County, N.C. Tax Collector* (D.E. No. 3528) (the “Objection”) dated August 9, 2011, filed by the Official Committee of Unsecured Creditors (the “Committee”) under negative notice in accordance with Local Rules 2002-4 and 3007-1, on behalf of Taylor Bean & Whitaker Mortgage Corp. (“TBW” or the “Debtor”) (the Committee, together with the Debtor or TBW, will be referred to as the “Objector”). The Objector¹ represents:

1. The Objection was served on August 9, 2011, upon claimant Mecklenburg County, N.C. Tax Collector and all interested parties, as identified in the Objection.
2. The Objection provided Mecklenburg County, N.C. Tax Collector the right and opportunity to file a response to the Objection no later than 30 days from the date of service of the Objection. Accordingly, the deadline for responses to the Objection was September 8, 2011.

¹ As of the effective date, August 10, 2011, the Debtor has been replaced by the Taylor, Bean & Whitaker Plan Trust (the “Trust”). The Trust and its Trustee, Neil F. Luria, are substituted in as the objecting party in this matter for the Objector.

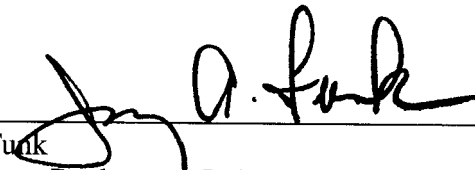
3. As of September 22, 2011, a check of the electronic entries docketed in this case confirms that no responses to the Objection have been filed with the Court. The Court, having considered the Objection, and being otherwise fully advised in the premises, thereupon

ORDERS as follows:

1. The Objection is hereby sustained. Claim No. 3291 filed by Mecklenburg County, N.C. Tax Collector in the amount of \$4,341.42 is stricken and disallowed in its entirety.

2. The Court retains jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

DATED this 1 day of ~~October~~^{November}, 2011, in Jacksonville, Florida.



Jerry A. Funk
United States Bankruptcy Judge

Copies furnished to:
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