

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

Chapter 11 Case

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-1022-JAF
Case No. 3:09-bk-10023-JAF

Debtors.

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

In re:

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP.,

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

Applicable Debtor.

**ORDER RESOLVING OBJECTION TO
CLAIM NO. 2573 FILED BY NANCY BURGESS**

THIS MATTER came before the Court on the 17th day of May, 2012 at 10:00 a.m., upon the objection to Claim No. 2573 filed by Nancy Burgess contained within the *Seventeenth Omnibus Objection to Claims* (D.E. 3548) (the "Seventeenth Omnibus Objection") dated August 9, 2011 and 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 the Debtor, Taylor, Bean & Whitaker Mortgage Corp., now the Taylor, Bean & Whitaker Plan Trust (the Committee, together with the Debtor and the Plan Trust, will be referred to as the "Objector"¹).

The Objector represents that:

^[1] As of the effective date of the *Third Amended and Restated Joint Plan of Liquidation of the Debtors and the Official Committee of Unsecured Creditors* (D.E. 3240), August 10, 2011, the Debtors and the Committee have been replaced by the Taylor, Bean & Whitaker Plan Trust. The Plan Trust and its Trustee, Neil F. Luria, (collectively, the "Objector") are substituted in as the objecting party in this matter.

1. The Seventeenth Omnibus Objection objected to Claim No. 2573 on the basis that Claim No. 2573 filed by Nancy Burgess in the amount of \$2,180.56 for vacation was inconsistent with the books and records of the Debtor, as the Debtor's books and records did not indicate that Ms. Burgess was owed any amounts for unpaid vacation.

2. Ms. Burgess filed her Response to the Seventeenth Omnibus Objection on September 6, 2011 (D.E. 4004) and asserted she was due the amount stated in her claim.

3. Previously, the Objector objected to Claim No. 2574 filed by Nancy Burgess for expense reimbursements. The matter was resolved and the Court entered an Order (D.E. 4733) allowing Claim No. 2574 as a general unsecured claim in the amount of \$1,600.17.

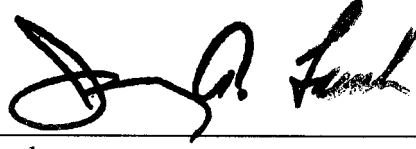
The Court having considered the Seventeenth Omnibus Objection, the Response and the representations made by counsel for the Objector, hereby

ORDERS as follows:

1. The Seventeenth Omnibus Objection with respect to Claim No. 2573 is SUSTAINED.

2. Claim No. 2573 is disallowed in its entirety.

DATED this 11 day of June, 2012, in Jacksonville, Florida.



Jerry A. Funk
United States Bankruptcy Judge

Copies furnished to:
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