

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
www.flmb.uscourts.gov

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 SUSTAINING FORTY FIFTH OMNIBUS OBJECTION TO CLAIMS

THIS MATTER came before the Court without a hearing, upon the *Forty Fifth Omnibus Objection to Claims* [D.E. 5243] (the “Forty Fifth Omnibus Objection”) dated May 4, 2012, filed by Neil F. Luria as Plan Trustee (“Plan Trustee”) for the Taylor, Bean & Whitaker Plan Trust¹ (the “Plan Trust”) on behalf of the Debtor, Taylor, Bean & Whitaker Mortgage Corp., under negative notice in accordance with Local Rules 2002-4 and 3007-1. The Plan Trustee 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of the Debtors and the Official Committee of Unsecured Creditors* [D.E. 3240], August 10, 2011, the Debtors have been replaced by the Plan Trust. The Plan Trust and its Trustee, Neil F. Luria, are the objecting party in this matter.

1. The Forty Fifth Omnibus Objection was served on May 4, 2012, upon all interested parties identified in the Forty Fifth Omnibus Objection [(Certificate of Service, D.E. 5252)].

2. The Forty Fifth Omnibus Objection provided all claimants 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 to respond was June 4, 2012.

3. On June 19, 2012, a check of the electronic entries docketed in this case confirms that fourteen responses² have been filed to the Forty Fifth Omnibus Objection.

The Court, having considered the Forty Fifth Omnibus Objection, noting that fourteen responses were filed, and being otherwise fully advised in the premises, thereupon

ORDERS as follows:

1. The Forty Fifth Omnibus Objection is hereby SUSTAINED with respect to the claims listed on Exhibit A to this Order for the claimants' failure to respond.
2. The claims listed on Exhibit A to this Order are disallowed in full.
3. The Court retains jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

DATED this 21 day of June, 2012, in Jacksonville, Florida.



Jerry A. Funk
United States Bankruptcy Judge

² Claimant Chad McRorie filed a response [D.E. 5318]. Claimants Thomas W & Heathers S Moger filed a response [D.E. 5324]. Claimant Jose Montero filed a response [D.E. 5259]. Claimants Carolyn & Buford Mullins filed a response [D.E. 5404]. Claimant Vernon Dwight Murphy filed a response [D.E. 5351]. Claimant Greg Rollins filed a response [D.E. 5319]. Claimants Matthew and Ashley Smith filed a response [D.E. 5365]. Claimants Christine & Michael Trimble filed a response [D.E. 5477]. Claimant Mary Willcutt filed a response [D.E. 5444]. Claimant Shannon Wirtjes filed a response [D.E. 5415]. Claimant Kevin Sullivan filed a response [D.E. 5276]. Claimant Douglas E. Nichols, Jr. filed a response [D.E. 5273]. Claimants Daniel D. and Terri L. Schicker filed a response [D.E. 5316]. Claimants Michael J. and Lynn M. Villareal filed a response [D.E. 5317].

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.
Jointly Administered Under Case No. 3:09-bk-07047-JAF
OMNIBUS 45: EXHIBIT A - PAID BORROWER CLAIMS**

Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
1 MAINOR, PATRICIA 8116 HELSTON JACKSONVILLE, FL 32208	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	984	\$0.00	(P)	\$0.00	(P)
			\$1,655.04	(U)	\$0.00	(U)
2 MAURIZIO, ROBERT & KAY 1606 MARION ST CARTERVILLE, IL 62918	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	2562	\$1,419.00	(U)	\$0.00	(U)
3 MCALLISTER, LAWRENCE & DEBORAH 13107 CEDAR CROSSING DR MIDLOTHIAN, VA 23114	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	986	\$1,006.00	(U)	\$0.00	(U)
4 MCDOWELL, LIMON 330 S HANKIN RD BARTOW, FL 33830	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1582	\$1,160.47	(U)	\$0.00	(U)
5 MEADOWS, REBECCA 7979 FOURMILE CANYON DR BOULDER, CO 80302	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1928	\$1,822.09	(U)	\$0.00	(U)
6 MENDEZ, JUAN M 4200 W CASTLETON CT MUNCIE, IN 47304-2410	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	899	\$0.00	(P)	\$0.00	(P)
			\$1,117.25	(U)	\$0.00	(U)
7 MILLEDGE, FLEMING & VIVIAN C/O CHARLES E JONES ATTORNEY JONES & OLIVER PC 102 PEACHTREE ST FORT VALLEY, GA 31030	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1708	\$474,000.00	(U)	\$0.00	(U)
8 MILLER, JOHN M & CAROL H 631 RIDGE ROAD MONTICELLO, FL 32344	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1529	\$1,108.99	(U)	\$0.00	(U)
9 MORGAN, ROBERT & EVELYN G 9 FOOTHILLS LN TULAROSA, NM 88352	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1649	\$0.00	(P)	\$0.00	(P)
			\$789.74	(U)	\$0.00	(U)
10 MURPHY, MICHAEL 300 S LAWS ST BRIDGEVILLE, DE 19933	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1454	\$0.00	(S)	\$0.00	(S)
			\$980.00	(U)	\$0.00	(U)
11 MURUGANANDAM, MUTHUSAMY 2541 THORNCROFT PL HERNDON, VA 20171	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	824	\$0.00	(P)	\$0.00	(P)
			\$373.42	(U)	\$0.00	(U)
12 NGUYEN, JACQUELINE 209 DETROIT AVE HUNTINGTON BEACH, CA 92648	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	662	\$5,503.31	(U)	\$0.00	(U)

*Plus, in certain instances, additional contingencies, unliquidated amounts, interest, penalties and/or fees.

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13 O BRIEN, JOHN N 52 WOODLAND RD ALBRIGHTSVILLE, PA 18210	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1532	\$0.00	(S)	\$0.00	(S)
			\$2,759.55	(U)	\$0.00	(U)
14 OLIVER, LESLIE 1093 CHESTNUT STREET NEWTON, MA 02464	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1405	\$2,838.65	(U)	\$0.00	(U)
15 PATRICK, BARBARA 4757 MCCORMICK ROAD MT STERLING, KY 40353	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	913	\$0.00	(P)	\$0.00	(P)
			\$142,400.00	(U)	\$0.00	(U)
16 PATTERSON, ANN K 60 NW SANDY TRAIL LN LAWTON, OK 73505	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	689	\$0.00	(S)	\$0.00	(S)
			\$1,738.00	(U)	\$0.00	(U)
17 PENCE, KEITH 870 SHADY CT MONROE, OH 45050-1623	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	995	\$1,203.00	(U)	\$0.00	(U)
18 PETERSON, ALBERT T 569 CATHERINE CT WOOD DALE, IL 60191	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	3274	\$0.00	(S)	\$0.00	(S)
			\$1,489.68	(U)	\$0.00	(U)
19 PEWITT, ROBERT B & ANN L 1107 ROLLING OAKS ROAD GROVE, OK 74344	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	997	\$1,322.00	(U)	\$0.00	(U)
20 PLUMLEY, DONALD L 50 LAWRENCE CIR ABILENE, TX 79605	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	924	\$1,413.37	(U)	\$0.00	(U)
21 PRESLAR, CHARLES V 123 MILLER COVE MARION, AR 72364	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	871	\$0.00	(P)	\$0.00	(P)
			\$1,500.00	(U)	\$0.00	(U)
22 PROBST, WILLIAM J & CAROLYN M 2211 RHONDA ST OXNARD, CA 93036	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	2315	\$0.00	(P)	\$0.00	(P)
			\$1,842.00	(U)	\$0.00	(U)
23 PUHALLA, THOMAS JAMES 284 VENTURA RD ST AUGUSTINE, FL 32080	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1198	\$0.00	(S)	\$0.00	(S)
			\$2,716.91	(U)	\$0.00	(U)
24 RADZKI, KRZYSZTOF & MAGDALENA 8N002 CLOVERFIELD DRV ST CHARLES, IL 60175	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1072	\$2,631.11	(U)	\$0.00	(U)

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25 RATAICZAK, JAMES & KIM 12235 NORTON DR CHESTERLAND, OH 44026	09-07047	930	\$0.00	(P)	\$0.00	(P)
			\$3,810.78	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
26 REED, DAVID 202 SPENCE LN UNIT 103 NASHVILLE, TN 37210	09-07047	1189	\$0.00	(S)	\$0.00	(S)
			\$1,342.47	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
27 RENSPIES, FRED 3007 BORST AVE APT G2 CENTRALIA, WA 98531	09-07047	3292	\$0.00	(S)	\$0.00	(S)
			\$3,034.35	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
28 REYNOLDS, VALERIE M 376 VICTORY RD CROWN CITY, OH 45623	09-07047	3255	\$422.42	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
29 RHODES, SHIRELL & ERIC 303 SPLIT RAIL DR WENTZVILLE, MO 63385	09-07047	3277	\$1,476.75	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
30 RILEY, KRISTINE E 598 5TH AVE TROY, NY 12182	09-07047	180	\$1,212.80	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
31 ROBERTSON, JENNIFER, CATHY & ROGER 185 SANDERS WAY CENTER POINT, TX 78010	09-07047	884	\$4,963.02	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
32 ROBINSON, JOHN PO BOX 191 FRUITVALE, TX 75127	09-07047	413	\$2,109.71	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
33 ROBINSON, TRINA & CHRISTIAN 217 HILLSIDE DR HEWITT, TX 76643	09-07047	1549	\$1,553.00	(P)	\$0.00	(P)
					\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
34 RODDENBERRY, BRENDA 1668 WOODRIDGE PL SE CAIRO, GA 39828	09-07047	848	\$3,194.07	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
35 ROSSITTO, RONALD A 2018 LACACHE DR LAKE CHARLES, LA 70605	09-07047	2550	\$3,310.80	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
36 SCHMID, SIEGFRIED O & TAMMY R PO BOX 119 MOUNTAIN CITY, GA 30562	09-07047	1190	\$78.69	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						

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37 SCHRICKER, JACK 125 CHASE CT PAGOSA SPRINGS, CO 81147	09-07047	462	\$0.00	(P)	\$0.00	(P)
			\$1,787.96	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
38 SHEA, JOHN H 3563 SYLVAN EDGE DR PALM HARBOR, FL 34685	09-07047	1676	\$0.00	(S)	\$0.00	(S)
			\$1,321.59	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
39 SHELTON, BARTT 5920 BURGUYNE RD HOUSTON, TX 77057	09-07047	278	\$3,653.59	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
40 SIMON, MARK & PHYLLIS 2310 HAVANA TRL THE VILLAGES, FL 32162	09-07047	174	\$2,291.90	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
41 SLAVIN, THOMAS J & SHELLY L 5321 W 163RD ST N SKIATOOK, OK 74070	09-07047	176	\$4,812.26	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
42 SMITH, PATRICK W 194 NASH DR GRENADA, MS 38901	09-07047	334	\$1,001.70	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
43 SMITHSON, SHERA DONA 4056 FINCHER RD MATTHEWS, NC 28104	09-07047	181	\$0.00	(S)	\$0.00	(S)
			\$389.09	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
44 SOBOTA, JASON M & COLLEEN P 115 CHRISTY LN COLCHESTER, CT 06415	09-07047	608	\$3,185.25	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
45 SPARKS, SCOTT 7275 BOADWALK CROWN POINT, IN 46307	09-07047	3074	\$0.00	(P)	\$0.00	(P)
			\$2,281.58	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
46 STEVEN SCHEPPMANN & KHARA GUESS 7562 ASPEN COLOR ST LAS VEGAS, NV 89139	09-07047	1189	\$1,298.19	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			
47 STEVENS, MICHEAL 1201 SW 8TH STREET ANADARKO, OK 73005	09-07047	1459	\$0.00	(P)	\$0.00	(P)
			\$981.10	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
48 STOUT, WILLIAM M & SUE 111 E MAIN ST BLUE RIDGE, GA 30513-8574	09-07047	1591	\$0.00	(P)	\$0.00	(P)
			\$505.00	(U)	\$0.00	(U)
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.						
49 STOVALL, JARETT & MEGAN 12310 BETT ST AMARILLO, TX 79118	09-07047	739	\$1,214.39	(U)	\$0.00	(U)
			TAYLOR, BEAN & WHITAKER MORTGAGE CORP.			

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50 TAYLOR, SETH & DESSA 610 WEST QUINCY ST GRIGGSVILLE, IL 62340	09-07047	473	\$605.23	(U)	\$0.00	(U)
51 TEEL, ERIC & BOBBI 1219 N 1150 E AMERICAN FORK, UT 84003	09-07047	640	\$473.00	(U)	\$0.00	(U)
52 TEMPLETON IV, JUSTUS S 1009-C MISSISSIPPI AVE ST LOUIS, MO 63104	09-07047	980	\$2,300.00	(U)	\$0.00	(U)
53 TERRY, JEREMY 217 CAMERON DR NICHOLASVILLE, KY 40356	09-07047	3286	\$1,304.90	(U)	\$0.00	(U)
54 THE ESTATE OF CHRISTINE MARIE MUMFORD MICHAEL MUMFORD EXECUTOR 2912 MEDFORD DR DUMFRIES, VA 22026	09-07047	3259	\$871.00	(U)	\$0.00	(U)
55 TOTTEN, JAMES T & SHERREE R 1050 DURHAM LN SPRINGFIELD, TN 37172	09-07047	312	\$1,517.94	(U)	\$0.00	(U)
56 TREPÇA, FLORA 200 BEAVER ST ANSONIA, CT 06401	09-07047	421	\$2,249.94	(U)	\$0.00	(U)
57 TREYVE, JOSHUA 8171 BUCKLIN HILL RD BAINBRIDGE ISLAND, WA 98110	09-07047	380	\$7,897.29	(U)	\$0.00	(U)
58 URQUIDI, DAVID & SHAWNDA 117 STEELER DR LAS VEGAS, NV 89145-4711	09-07047	1669	\$1,199.59	(U)	\$0.00	(U)
59 VANBUREN, DIANE O 5141 HIRAM LITHIA SPRINGS RD POWDER SPRINGS, GA 30127	09-07047	1341	\$0.00 \$797.11	(P) (U)	\$0.00 \$0.00	(P) (U)
60 WALLACE, CHRISTINA BARNES 270 MAGNOLIA CT AXIS, AL 36505	09-07047	1511	\$0.00 \$1,142.08	(P) (U)	\$0.00 \$0.00	(P) (U)
61 WERNER, TYLER & SHYLOE PO BOX 1215 DEL RIO, TX 78840	09-07047	354	\$542.00	(U)	\$0.00	(U)

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62 WILDSMITH, JAN J 356 BROCKINTON MRS H SAINT SIMONS ISLAND, GA 31522	09-07047	405	\$993.78	(U)	\$0.00	(U)
63 WILLIAMS, ELIZABETH 13424 PHAL RD GRASS LAKE, MI 49240	09-07047	175	\$7,488.66	(U)	\$0.00	(U)
64 ZIEGLER, WILLIAM R & TINA M 4191 GAYIETY AVE MOJAVE, CA 93501	09-07047	483	\$0.00 \$2,490.73	(P) (U)	\$0.00 \$0.00	(P) (U)
Totals:			\$0.00 \$1,553.00 \$735,952.29	(S) (P) (U)	\$0.00 \$0.00 \$0.00	(S) (P) (U)

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