

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.,  
Debtors.

Case No. 3:09-bk-07047-JAF  
Case No. 3:09-bk-1022-JAF  
Case No. 3:09-bk-10023-JAF

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

In re: \_\_\_\_\_ /

TAYLOR, BEAN & WHITAKER  
MORTGAGE CORP.,  
Applicable Debtor.

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

**ORDER SUSTAINING FORTY NINTH OMNIBUS OBJECTION TO CLAIMS**

THIS MATTER came before the Court without a hearing, upon the *Forty Ninth Omnibus Objection to Claims* [D.E. 5306] (the “Forty Ninth Omnibus Objection”) dated May 18, 2012, filed by Neil F. Luria as Plan Trustee (“Plan Trustee”) for the Taylor, Bean & Whitaker Plan Trust<sup>1</sup> (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:

<sup>1</sup> 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of the Debtors and the Official Committee of Unsecured Creditors* [D.E. 3240], August 10, 2011, the Debtors have been replaced by the Plan Trust.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 Ninth Omnibus Objection was served on May 18, 2012, upon all interested parties identified in the Forty Ninth Omnibus Objection [Certificate of Service, D.E. 5314].

2. The Forty Ninth Omnibus Objection provided all claimants the right and opportunity to file a response to the objection no later than 30 days from May 22, 2012. Accordingly, the deadline to respond was June 21, 2012.

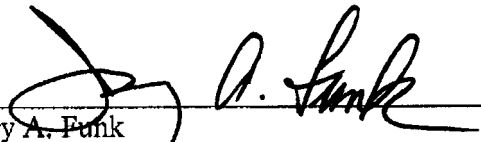
3. On July 2, 2012, a check of the electronic entries docketed in this case confirms that no responses have been filed to the Forty Ninth Omnibus Objection.

The Court, having considered the Forty Ninth Omnibus Objection, noting that no responses were filed, and being otherwise fully advised in the premises, thereupon

**ORDERS** as follows:

1. The Forty Ninth 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 reduced and reclassified.
3. The Court retains jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

DATED this 3<sup>rd</sup> day of July, 2012, in Jacksonville, Florida.

  
\_\_\_\_\_  
Jerry A. Funk  
United States Bankruptcy Judge

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.**  
**Jointly Administered Under Case No. 3:09-bk-07047-JAF**  
**OMNIBUS 49: EXHIBIT A - PARTIALLY PAID WITH DUPLICATE AMOUNTS**

Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
1 ARLAND, RICHARD H 770 WILLIAM ST DACULA, GA 30019-1405	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	850	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,700.00	(U)	\$118.69	(U)
2 ARMSTRONG, MONTE 709 E HIGHTREE LN NEWBERN, NC 28562	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	2624	\$0.00	(P)	\$0.00	(P)
			\$4,379.38	(U)	\$3.00	(U)
3 BLAIR, NANCY & GARY 3034 THE POINT DR LANEXA, VA 23089	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1205	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$5,522.08	(U)	\$25.00	(U)
4 BURGESS, MARK A 583 WISLEY WAY RINGGOLD, GA 30736	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	277	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$4,686.46	(U)	\$8.00	(U)
5 CHAPIN, CARSON & JEAN 1683 SOUTH MAIN STREET HANOVER TOWNSHIP, PA 18708	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1259	\$0.00	(S)	\$0.00	(S)
			\$8,793.62	(U)	\$10.00	(U)
6 FULLER, JOSEPH 6917 PARFET ST ARVADA, CO 80004	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	361	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$777.96	(U)	\$10.00	(U)
7 GREEN IV, ALONZO F & DANA 67 EQUINE DR CRAWFORDVILLE, FL 32327	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	709	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$4,490.62	(U)	\$3.00	(U)
8 KEPLEY, NATHAN A 10842 TRADERS CT DAVIDSON, NC 28036	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	882	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,669.12	(U)	\$5.00	(U)
9 RINDLISBACHER, BARTON L PO BOX 86 HYDE PARK, UT 84318-0086	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	715	\$0.00	(P)	\$0.00	(P)
			\$1,327.60	(U)	\$7.00	(U)
10 SIMS, JENNIFER S & MICHAEL D 8411 BLACK CREEK RD NICHOLS, SC 29581	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	316	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,398.02	(U)	\$10.00	(U)

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

\*\* (A) - Administrative  
(P) - Priority

(S) - Secured  
(U) - Unsecured

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.  
 Jointly Administered Under Case No. 3:09-bk-07047-JAF  
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Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
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<b>Totals:</b>			\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$32,756.78	(U)	\$197.89	(U)

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

\*\* (A) - Administrative  
 (P) - Priority

(S) - Secured  
 (U) - Unsecured