

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 FIFTY SECOND OMNIBUS OBJECTION TO CLAIMS

THIS MATTER came before the Court without a hearing, upon the *Fifty Second Omnibus Objection to Claims* [D.E. 5309] (the “Fifty Second Omnibus Objection”) dated May 18, 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of the Debtors and the Official Committee of Unsecured Creditors* [D.E. 3240], August 10, 2011, the Debtors have been replaced by the Plan Trust.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.
C:\NRPort\BDBS_FTL\SMARQUEZ\4420841_1.DOC

1. The Fifty Second Omnibus Objection was served on May 18, 2012, upon all interested parties identified in the Fifty Second Omnibus Objection [Certificate of Service, D.E. 5314].

2. The Fifty Second 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.

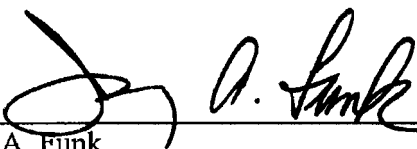
3. On July 2, 2012, a check of the electronic entries docketed in this case confirms that only two responses² have been submitted in connection with the Fifty Second Omnibus Objection.

The Court, having considered the Fifty Second Omnibus Objection, noting that only two responses were submitted, and being otherwise fully advised in the premises, thereupon

ORDERS as follows:

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

DATED this 3rd day of July, 2012, in Jacksonville, Florida.



Jerry A. Funk
United States Bankruptcy Judge

² Claimants Robert and Lana Piercy filed a response [D.E. 5526]. Claimants David and Carol Reynolds mailed a response to undersigned counsel, but failed to also file the response with the Court in accordance with the requirements of the Fifty Second Omnibus Objection.

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.
Jointly Administered Under Case No. 3:09-bk-07047-JAF
OMNIBUS 52: EXHIBIT A - FULLY PAID WITH DUPLICATE AMOUNTS**

Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
1 ANDERSON, JAMES R & AGNES 6202 NS 372 ALLEN, OK 74826-9608	09-07047	664	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$8,803.24	(U)	\$0.00	(U)
2 ANDREWS, JEREMY 10601 JOES RD JACKSONVILLE, FL 32221	09-07047	1650	\$0.00	(P)	\$0.00	(P)
			\$4,134.98	(U)	\$0.00	(U)
3 CADE, WILLIAM TODD 1311 DRAYTON AVE WEBSTER GROVES, MO 63118	09-07047	781	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$4,972.52	(U)	\$0.00	(U)
4 CAIN, JOSEPH M 64 BLUFF RD NORTH WEYMOUTH, MA 02191	09-07047	359	\$0.00	(P)	\$0.00	(P)
			\$2,347.08	(U)	\$0.00	(U)
5 CARISSE, CARISSA 204 SHIRLEY DR GULF BREEZE, FL 32561-4460	09-07047	141	\$0.00	(P)	\$0.00	(P)
			\$4,356.90	(U)	\$0.00	(U)
6 CONSIGLI, JOHN & SYLVIA 21 W SHORE RD MERRIMAC, MA 01860	09-07047	729	\$0.00	(P)	\$0.00	(P)
			\$2,447.78	(U)	\$0.00	(U)
7 FINNEY, BARBARA J 207 E WILLIAMS ST DWIGHT, IL 60420	09-07047	1586	\$0.00	(P)	\$0.00	(P)
			\$8,271.98	(U)	\$0.00	(U)
8 FORD, CHARLES R & JENNIFER D 2717 E 127TH ST CHICAGO, IL 80633	09-07047	1008	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$651.08	(U)	\$0.00	(U)
9 GREEN, HEATHER 3010 DAVIS RD APT B44 FAIRBANKS, AK 99709-6905	09-07047	2554	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$3,109.36	(U)	\$0.00	(U)
10 GRIFFIN, STEPHEN E & KATHY 2811 NORTH RHODES CIR OZARK, MO 65721	09-07047	1027	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$5,466.70	(U)	\$0.00	(U)
11 HARRINGTON-EVANS, MARSHA K 302 EAST JACKSON STREET MEBANE, NC 27302	09-07047	648	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$2,054.14	(U)	\$0.00	(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
OMNIBUS 52: EXHIBIT A - FULLY PAID WITH DUPLICATE AMOUNTS

Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
12 HATZFELD, MICHAEL & CHRISTINA 7-253 68 WHITE ST STE 7 RED BANK, NJ 07701-1648	09-07047	634	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$11,446.94	(U)	\$0.00	(U)
13 HAWKINS, KENNY & BECKY 1331 LOCUST DR NE ARAB, AL 35018	09-07047	1445	\$0.00	(P)	\$0.00	(P)
			\$2,515.40	(U)	\$0.00	(U)
14 ISSA, MAHMOUD A 9284 SO STERLING DR SANDY, UT 84083	09-07047	164	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$2,913.62	(U)	\$0.00	(U)
15 KEITH LEPINE & AMY MELTZER 137 BARRETT ST NORTH HAMPTON, MA 01080	09-07047	567	\$0.00	(P)	\$0.00	(P)
			\$1,576.40	(U)	\$0.00	(U)
16 KIVELA, KEVIN L 6866 PINEHURST ST CENTRAL POINT, OR 97502	09-07047	1003	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,845.70	(U)	\$0.00	(U)
17 KUZMICKAS, JENNIFER 942 N FARMS RD WALLINGFORD, CT 06482	09-07047	741	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$5,509.14	(U)	\$0.00	(U)
18 MCKENNA, MELINDA & RANDALL 215 HIGH ST OAKLAND, ME 04863	09-07047	728	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$3,112.38	(U)	\$0.00	(U)
19 MILOSLAVICH, MARTIN & DEBORAH 3756 S WALLACE ST CHICAGO, IL 60609	09-07047	974	\$0.00	(P)	\$0.00	(P)
			\$2,501.68	(U)	\$0.00	(U)
20 MULLINAX, RICKY & PATRICIA 272 MARABLE LN DALLAS, GA 30132	09-07047	779	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,086.00	(U)	\$0.00	(U)
21 PERRY, JASON 28 PRAIRIE KNOLL DR SANTA FE, TX 77510	09-07047	847	\$0.00	(P)	\$0.00	(P)
			\$3,724.70	(U)	\$0.00	(U)
22 RICHARD CRESS & MEGAN SCHWENKE 5437 N BUFFALO CIR WILLIS, TX 77378	09-07047	248	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$3,711.16	(U)	\$0.00	(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
OMNIBUS 52: EXHIBIT A - FULLY PAID WITH DUPLICATE AMOUNTS

Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars*	Claim Type**	Modified Claim Amount*	Claim Type**
23 ROOK, RONALD & ANOLA G 826 CRIPPIN RD HUNTINGTON, TX 75949	09-07047	1598	\$0.00	(P)	\$0.00	(P)
			\$2,982.00	(U)	\$0.00	(U)
24 ROULSTON, GARY W & DIANA E 62 MACE RD HAMPTON, NH 03842	09-07047	653	\$0.00	(P)	\$0.00	(P)
			\$3,276.10	(U)	\$0.00	(U)
25 SOLEDAD R DE HANSEN (MARVYN & LINDA REISETH) PO BOX 6 FRESNO, CA 93707-0005	09-07047	428	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$1,430.06	(U)	\$0.00	(U)
26 SORDILLO, SUZANNE 13819 HARPENDON LN CHARLOTTE, NC 28273	09-07047	95	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$2,984.24	(U)	\$0.00	(U)
27 STANFORD, MARVIN H & KELLY M 7717 JESSE TRL OKLAHOMA CITY, OK 73160	09-07047	581	\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$10,816.18	(U)	\$0.00	(U)
28 THERIOT, MICHELLE L & RUSTY J 1404 COTTAGE DR HOUMA, LA 70360	09-07047	384	\$0.00	(P)	\$0.00	(P)
			\$4,895.18	(U)	\$0.00	(U)
29 WMSATT, STEPHEN D 5410 RIDGEVIEW TRACE OWENSBORO, KY 42301	09-07047	583	\$0.00	(P)	\$0.00	(P)
			\$1,914.32	(U)	\$0.00	(U)
Totals:			\$0.00	(S)	\$0.00	(S)
			\$0.00	(P)	\$0.00	(P)
			\$112,845.94	(U)	\$0.00	(U)

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

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

(S) - Secured
(U) - Unsecured