

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION  
[www.flmb.uscourts.gov](http://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-10022-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 FOURTH OMNIBUS OBJECTION TO CLAIMS**

THIS MATTER came before the Court without a hearing, upon the *Fifty Fourth Omnibus Objection to Claims* [D.E. 5390] (the “Fifty Fourth Omnibus Objection”) dated June 1, 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:

1. The Fifty Fourth Omnibus Objection was served on June 4, 2012, upon all interested parties identified in the Fifty Fourth Omnibus Objection [Certificate of Service, D.E. 5429].

<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of the Debtors and the Official Committee of Unsecured Creditors* [D.E. 3240], August 10, 2011, the Debtors have been replaced by the Plan Trust.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.

2. The Fifty Fourth Omnibus Objection provided all claimants the right and opportunity to file a response to the objection no later than 30 days from June 5, 2012. Accordingly, the deadline to respond was July 5, 2012.

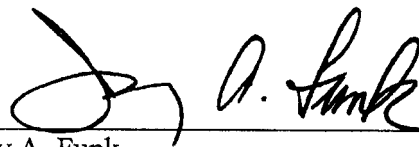
3. On July 10, 2012, a check of the electronic entries docketed in this case confirms that only three responses<sup>2</sup> have been submitted in connection with the Fifty Fourth Omnibus Objection.

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

**ORDERS** as follows:

1. The Fifty Fourth Omnibus Objection is hereby SUSTAINED with respect to the claims listed on Exhibits A, B, C, D, and E to this Order for the claimants' failure to respond.
2. The claims listed on Exhibits A, B, C, D, and E 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 16<sup>th</sup> day of July, 2012, in Jacksonville, Florida.



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Jerry A. Funk  
United States Bankruptcy Judge

<sup>2</sup> Claimants Dean and Marcielle Jacobs filed a response [D.E. 5531]. Claimants William and Jennifer Moore filed a response [D.E. 5603]. Claimants Jeff and Patricia Christian filed a response [D.E. 5525] which was subsequently stricken from the record pursuant to Court's order [D.E. 5548] for failure to provide original signatures as required by Fed. R. Bank. P. 9011.

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.**  
**Jointly Administered Under Case No. 3:09-bk-07047-JAF**  
**OMNIBUS 54: EXHIBIT A - PAID CLAIMS**

	<b>Creditor Name / Address</b>	<b>Case Number</b>	<b>Claim Number</b>	<b>Total Claim Dollars</b>	<b>Claim Type</b>	<b>Modified Claim Amount</b>	<b>Claim Type</b>
1	BUCKLEY, NICOLE ANNE 131 FAIRFAX RD FAIRLESS HILLS, PA 19030	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	422	\$3,397.48	(U)	\$0.00	(U)
2	CEDENO, ZORAIDA 916 WEISER ST READING, PA 19601	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1381	\$0.00 \$1,548.41	(P) (U)	\$0.00 \$0.00	(P) (U)
3	MUELLER, EDWARD KEITH TARA MUELLER 405 N LINCOLN AVE OFALLON, IL 62269	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	232	\$0.00 \$1,733.28	(S) (U)	\$0.00 \$0.00	(S) (U)

<b>Totals:</b>	\$0.00 (S)	\$0.00 (S)
	\$0.00 (P)	\$0.00 (P)
	\$6,679.17 (U)	\$0.00 (U)

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.**  
**Jointly Administered Under Case No. 3:09-bk-07047-JAF**  
**OMNIBUS 54: EXHIBIT B - PAID CLAIMS**

	<b>Creditor Name / Address</b>	<b>Case Number</b>	<b>Claim Number</b>	<b>Total Claim Dollars</b>	<b>Claim Type</b>	<b>Modified Claim Amount</b>	<b>Claim Type</b>
1	DEATON, LAURI J 304 SLAYTON ST VIDALIA, GA 30474	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	302	\$2,802.32	(U)	\$0.00	(U)
2	HANNAH, ANGELINA 3755 BAXLEY LN SUWANEE, GA 30024	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1607	\$0.00 \$2,915.07	(P) (U)	\$0.00 \$0.00	(P) (U)

<b>Totals:</b>	\$0.00 (P)	\$0.00 (P)
	\$5,717.39 (U)	\$0.00 (U)

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.  
 Jointly Administered Under Case No. 3:09-bk-07047-JAF  
 OMNIBUS 54: EXHIBIT C - PAID CLAIMS**

	<b>Creditor Name / Address</b>	<b>Case Number</b>	<b>Claim Number</b>	<b>Total Claim Dollars</b>	<b>Claim Type</b>	<b>Modified Claim Amount</b>	<b>Claim Type</b>
1	OCHOA, GEORGE & ANGELA 1139 DUNLAP LOOP NEW BRAUNFELS, TX 78130	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	353	\$0.00 \$96,411.17	(S) (U)	\$0.00 \$0.00	(S) (U)

<b>Totals:</b>	\$0.00 (S)	\$0.00 (S)
	\$96,411.17 (U)	\$0.00 (U)

In re: Taylor, Bean & Whitaker Mortgage Corp., et al.  
Jointly Administered Under Case No. 3:09-bk-07047-JAF  
OMNIBUS 54: EXHIBIT D - PAID CLAIMS

	Creditor Name / Address	Case Number	Claim Number	Total Claim Dollars	Claim Type	Modified Claim Amount	Claim Type
1	SHELBY KLOEPFER & CLIFTON BAKER PO BOX 800234 DALLAS, TX 75380	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	584	\$4,632.40	(U)	\$0.00	(U)

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Totals: \$4,632.40 (U) \$0.00 (U)

**In re: Taylor, Bean & Whitaker Mortgage Corp., et al.**  
**Jointly Administered Under Case No. 3:09-bk-07047-JAF**  
**OMNIBUS 54: EXHIBIT E - PAID CLAIMS**

	<b>Creditor Name / Address</b>	<b>Case Number</b>	<b>Claim Number</b>	<b>Total Claim Dollars</b>	<b>Claim Type</b>	<b>Modified Claim Amount</b>	<b>Claim Type</b>
1	ALDRETE JR, DAGOBERTO & DEBRA 10619 RUSSETT DR HOUSTON, TX 77042	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	279	\$0.00 \$6,000.00	(S) (U)	\$0.00 \$0.00	(S) (U)
2	HATCHER, DANNY R & ANN C 3745 BELLE OAKS DR ANTIOCH, TN 37013	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	740	\$0.00 \$1,667.67	(S) (U)	\$0.00 \$0.00	(S) (U)
3	LARKIN, ODELL 7446 BARRIS DR SHREVEPORT, LA 71129	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	1567	\$2,096.89	(U)	\$0.00	(U)
4	SPAULDING, KELLY 1746 BOCAWOOD CT NEW PORT RICHEY, FL 34655	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	879	\$5,600.00	(U)	\$0.00	(U)
5	TEZLA, ANTHONY C & KATHLEEN M 1385 BIRDIE DR WINDSOR, CA 95492	09-07047 TAYLOR, BEAN & WHITAKER MORTGAGE CORP.	681	\$0.00 \$5,562.62	(P) (U)	\$0.00 \$0.00	(P) (U)

<b>Totals:</b>	\$0.00 (S)	\$0.00 (S)
	\$0.00 (P)	\$0.00 (P)
	\$20,927.18 (U)	\$0.00 (U)