

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

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

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In re:

TAYLOR, BEAN & WHITAKER  
MORTGAGE CORP.,

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

Applicable Debtor.

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**ORDER SUSTAINING OBJECTION TO CLAIM NUMBER 2566**  
**FILED BY HALLMARK HOME MORTGAGE LLC**

THIS CASE is before the Court for consideration of the *Objection to Claim No. 2566 Filed by Hallmark Home Mortgage LLC* [D.E. 5935] (the “Objection”) dated August 10, 2012, 2012, filed by Neil F. Luria as Plan Trustee (the “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. The Plan Trustee represents as follows:

1. The Objection was served upon Hallmark Home Mortgage LLC (the “Claimant”) on August 13, 2012 [Certificate of Mailing, D.E. 5975].

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of the Debtors and the Official Committee of Unsecured Creditors* [D.E. 3240], August 10, 2011, the Debtors have been replaced by the Taylor, Bean & Whitaker Plan Trust.

2. The Claimant filed a response to the Objection on September 18, 2012 [D.E. 6155] which was subsequently stricken on May 4, 2012, pursuant to the Court's *Order Striking Response to Objection to Claim 2566 of Hallmark Home Mortgage LLC* [D.E. 6158] (the "Order Striking Response").

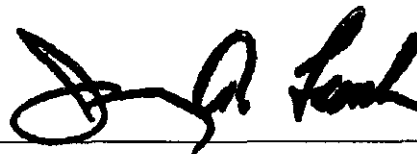
3. Pursuant to the Order Striking Response, the Claimant was provided twenty-one (21) days from September 18, 2012 to file a response to the Objection through an attorney admitted to practice before the Court. Accordingly, the deadline for Claimant to respond to the Objection was October 9, 2012.

4. As of November 8, 2012, a check of the electronic entries docketed in this case confirms that no further responses to the Objection have been filed with the Court. The Court, having considered the Objection, noting that no further responses were entered on the docket from the Claimant, and being otherwise fully advised in the premises, thereupon

**ORDERS** as follows:

1. The Objection is sustained.
2. Claim No. 2566 filed by Hallmark Home Mortgage LLC is reduced and allowed in the amount of \$5,983.34.
3. The Court retains jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

**DATED** this 14 day of November, 2012, in Jacksonville, Florida.



Jerry A. Funk  
United States Bankruptcy Judge