

United States Bankruptcy Court
Middle District of Florida

In re:
Taylor, Bean & Whitaker Mortgage Corp.
Debtor

Case No. 09-07047-JAF
Chapter 11

CERTIFICATE OF NOTICE

District/off: 113A-3

User: pcatyl
Form ID: pdfdoc

Page 1 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 09, 2013.

cr +TNC Contracting, LLC and Ted and Nancy Comstock, c/o R. Scott Schofield,
3510 Austin Bluffs Pkwy, Ste 8, Colorado Springs, CO 80918-5746

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 09, 2013

Signature:



District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 2 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 7, 2013 at the address(es) listed below:

A Richard Feldman on behalf of Creditor ACE American Insurance Company rfeldman@bazless.com
 Alan L Landsberg on behalf of Defendant Trantalis Law offices
 alan.landsberg@kellerlandsberg.com
 Alan M. Weiss on behalf of Creditor BNP Paribas alan.weiss@hklaw.com
 Alessandro A Apolito on behalf of Defendant Dimension Data aaapolito@bmdpl.com,
 hnewcomer@bmdpl.com
 Alicia M Hunt on behalf of Creditor United States Department of Housing and Urban Development
 Alicia.M.Hunt@usdoj.gov
 Alisa Paige Mason on behalf of Attorney Berger Singerman, P.A. pmason@bergersingerman.com,
 efile@bergersingerman.com;dparry@bergersingerman.com
 Allan C Watkins on behalf of Defendant Huston Motors, Inc. court@watkinslawfl.com
 Allison R Day on behalf of Defendant Fields Motorcars of Florida, Inc. aday@gjb-law.com,
 gjbecf@gjb-law.com;hburke@gjb-law.com;gjbecf@gjb-law.com
 Amir Ali Patrick Guerami on behalf of Counter-Defendant Joe Johnson amir@gueramilaw.com
 Amy Denton Harris on behalf of Debtor Taylor, Bean & Whitaker Mortgage Corp.
 aharris.ecf@srbp.com, srbpecf@srbp.com;mcclift@srbp.com
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 Arnold D Levine on behalf of Defendant Dine Design Group, Inc. alevine@lhsblaw.com,
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 oribio@boydlawgroup.com;nkhani@boydlawgroup.com;tboyd@boydlawgroup.com;ntorrad@boydlawgroup.com
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 Christopher Emden on behalf of 3rd Pty Defendant Government National Mortgage Association
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 Clive N. Morgan on behalf of Creditor GMAC Mortgage, LLC clive@clivemorgan.net,
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District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 3 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Collette B Cunningham on behalf of Creditor United States Attorney
Collette.Cunningham@usdoj.gov, dee.jackson@usdoj.gov

Craig A Raby on behalf of Defendant Arizona Department of Financial Institutions
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Douglas C Zahm on behalf of Creditor Wells Fargo Bank, N.A. bk@dczahm.com

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District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 4 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Frank F McGinn on behalf of Creditor Iron Mountain Information Management, Inc.
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Geoffrey J Peters on behalf of Creditor Bank of Internet gpeters@weltman.com

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joan.kishline@nelsonmullins.com;jody.bedenbaugh@nelsonmullins.com;linnea.hann@nelsonmullins.com

Gill R Geldreich on behalf of Creditor Tennessee Dept. of Financial Institutions
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Glen M Lindsay on behalf of Creditor Bank of America, N.A., et. al. gmlindsay@shdlegalgroup.com

Gregory S Grossman on behalf of Defendant Metlife, Inc. ggrossman@astidavis.com

Harold F X Purnell on behalf of Defendant Beverage Law Institute, Inc. harry@reuphlaw.com

Helena Gutierrez Malchow on behalf of Creditor Sunrise Landing Condo. Assn of Brevard Cty,
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Hollyn J Foster on behalf of Creditor Compu-Link Corporation d/b/a Celink hollynf@bellsouth.net

Hywel Leonard on behalf of Defendant AIG Insurance Management Services, Inc.
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James C Cunningham on behalf of Plaintiff Official Committee of Unsecured Creditors of Taylor,
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Jeffrey T Kucera on behalf of Creditor Natixis Real Estate Capital Inc.
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Jerrett M. McConnell on behalf of Defendant The Royal Gulf Beach and Racquet Club Condominium
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John S Schoene on behalf of Creditor General Electric Capital Corporation
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District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 5 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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Judy Simmons Henry on behalf of Creditor Stephens, Inc. jhenry@wlj.com

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Kevin Alan Comer on behalf of Creditor CitiMortgage, Inc bkfiling@consuegralaw.com

Kevin B Paysinger on behalf of Creditor Five Brothers Mortgage Company Services & Securing, Inc. court@jacksonvillebankruptcy.com

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Kevin M Eckhardt on behalf of unknown Bank of America, National Association, as successor in interest through merger to LaSalle Bank, National Association and LaSalle Global Trust Services, and in its capacity as Collateral Agent keckhardt@fulcruminv.com, aflynn@hunton.com

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Linda M Leali on behalf of Creditor Assured Guaranty Corp. lleali@alderman-leali.com, eemmi@alderman-leali.com

District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 6 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Linda S Finley on behalf of Creditor Cal-Western Reconveyance Corporation
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District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 7 of 8
Total Noticed: 1

Date Rcvd: Jan 07, 2013

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District/off: 113A-3

User: pcthyl
Form ID: pdfdocPage 8 of 8
Total Noticed: 1

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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TOTAL: 275

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-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 SIXTY FIRST OMNIBUS OBJECTION
TO CLAIMS WITH RESPECT TO TNC CONTRACTING LLC**

THIS MATTER came before the Court for consideration of the objection to Claim No. 705 filed by TNC Contracting LLC (“Claimant”), as set forth in the *Sixty First Omnibus Objection to Claims* [D.E. 5878] (the “Sixty First Omnibus Objection”) dated August 10, 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 for the most part by the Plan Trust. The Plan Trust and its Trustee, Neil F. Luria, are the objecting party in this matter.

1. The Sixty First Omnibus Objection was served on August 10, 2012, upon Claimant and all interested parties identified in the Sixty First Omnibus Objection [Certificate of Service, D.E. 5974].

2. The Sixty First Omnibus Objection provided all claimants the right and opportunity to file a response to the objection no later than 30 days from August 14, 2012. Accordingly, the deadline to respond was September 13, 2012.

3. On August 20, 2012, the Claimant filed a response [D.E. 6002] in opposition to the Sixty First Omnibus Objection. However, the Court struck the response for failure to comply with Rule 9011 [D.E. 6014].

4. On December 14, 2012, a check of the electronic entries docketed in this case confirms that no further response has been submitted by the Claimant in connection with the Sixty First Omnibus Objection.

The Court, having considered the Sixty First Omnibus Objection and being otherwise fully advised in the premises, thereupon

ORDERS as follows:

1. The Sixty First Omnibus Objection is hereby **SUSTAINED** with respect to claim no. 705 filed by TNC Contracting LLC.

2. Claim No. 705 filed by TNC Contracting LLC is disallowed against Taylor, Bean & Whitaker Mortgage Corp., but reclassified as general unsecured claim against REO Specialists, LLC.

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

DATED this 1 day of January, 2013, in Jacksonville, Florida.

A handwritten signature in black ink, appearing to read "Jerry A. Funk". The signature is written in a cursive style with a large initial "J".

Jerry A. Funk
United States Bankruptcy Judge