

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

CHAPTER 11

In re:

CASE NO.: 3:09-bk-07047-JAF

Taylor, Bean & Whitaker Mortgage Corp.,

Debtor(s) _____/

MOTION FILED BY BANK OF AMERICA, N.A. AS SERVICING AGENT FOR GNMA
MOTION FOR RELIEF FROM AUTOMATIC STAY

COMES NOW the secured creditor BANK OF AMERICA, N.A. AS SERVICING AGENT FOR GNMA, and/or its assigns (hereinafter "Movant"), by and through its undersigned attorneys and respectfully moves this Court, pursuant to 11 U.S.C. Section 362(d)(1) and (d)(2)A, for relief from the automatic stay with respect to that certain real property located at 2018 Woodmere Drive, Lancaster, Texas 75134 (the "Property"). As grounds for this relief Movant would show:

1. On April 4, 2008, Robert Taylor and Tara Pruitt (hereinafter collectively referred to as the "Borrowers") executed and delivered, a Note in the principal amount of \$151,750.00 to CHI Financial LP, which secured repayment by granting a mortgage on the Property. A copy of the Note is attached hereto as Exhibit "A"; a copy of the Mortgage is attached as Exhibit "B", and said exhibits are hereby incorporated by reference.

2. By the terms of the Note the Borrowers were required to make monthly payments. Based on information and belief the Borrowers defaulted under the terms on the Note and Mortgage and the property was foreclosed upon.

3. On August 4, 2009, the Debtor acquired an interest in the Property as evidenced by

the Substitute Trustee's Deed that is attached hereto as Exhibit "C" and hereby incorporated by reference.

4. Based on information and belief, the United States Department of Urban Development (hereinafter "HUD") has acquired an interest in the Property and now wishes to re-convey said Property.

5. BANK OF AMERICA, N.A. AS SERVICING AGENT FOR GNMA seeks relief from the Automatic Stay for purposes of re-conveying the Property.

6. Cause exists to grant Movant relief from the Automatic stay as:

7. Attached hereto and incorporated by reference is an Affidavit in Support of Motion for Relief from Automatic Stay.

WHEREFORE Movant BANK OF AMERICA, N.A., AS SERVICER FOR GNMA, and/or its assigns, prays for an order granting it relief from the automatic stay.

/s/ Stephen Joseph Modric

Stephen Joseph Modric
Butler & Hosch PA
3185 South Conway Road, Ste E
Orlando, FL 32812
Florida Bar No: 17738
Fax # 407-381-5577
Attorney for Movant

CERTIFICATE OF SERVICE

I DO HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by First Class, U.S. Mail, Postage Pre-paid and/or electronic means on this 11th day of September, 2013, to the following:

Debtor:
Taylor, Bean & Whitaker Mortgage Corp.
4901 Vineland Road Suite 120
Orlando, FL 32811

Debtor Attorney:
Edward J. Peterson, III
Stichter, Riedel, Blain & Prosser, PA
110 E Madison Street
Suite 200
Tampa, FL 33602

Bankruptcy Trustee:
Neil F. Luria
Taylor, Bean & Whitaker Plan Trust
Bank of America Plaza
600 Peachtree Street, N.E.
Suite 5200
Atlanta, GA 30308-2216

United States Trustee:
United States Trustee - JAX 11, 11
Office of the United States Trustee
George C Young Federal Building
400 West Washington Street, Suite 1100
Orlando, FL 32801

/s/ Stephen Joseph Modric

Stephen Joseph Modric