

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re:

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP.,
REO SPECIALISTS, LLC, and
HOME AMERICA MORTGAGE, INC.,

Debtors.

Chapter 11 Case

Case No. 3:09-bk-07047-JAF
Case No. 3:09-bk-10022-JAF
Case No. 3:09-bk-10023-JAF

Jointly Administered Under
Case No. 3:09-bk-07047-JAF

In re:

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP.,

Applicable Debtor.

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

**ORDER RESOLVING THIRTY FOURTH OMNIBUS OBJECTION
TO CLAIMS WITH RESPECT TO SCHEDULED CLAIM NO. S26291 OF
LEX INC., SUBSEQUENTLY TRANSFERRED TO SONAR CREDIT PARTNERS, LLC**

THIS MATTER came before the Court for consideration of the *Corrected Thirty Fourth Omnibus Objection to Claims* [D.E. 4605] (the "Objection") dated December 15, 2011 and filed by Neil F. Luria as Plan Trustee ("Plan Trustee") for the Taylor, Bean & Whitaker Plan Trust¹ (the "Plan Trust"), pursuant to Local Rules 2002-4 and 3007-1 and pertaining to Scheduled Claim No. S26291 of Lex Inc.² in the amount of \$16,668.00 (the "Claim"). Pursuant to sections 547, 548 and/or 550 of the Bankruptcy Code, the Plan Trustee sued Lex Inc. and various other persons who held scheduled claims, filed claims, and scheduled or filed claims subsequently transferred to a third party (collectively, the "Claims"). The Claimant has agreed to waive, in whole or part, its respective Claim against the Debtor's estate and has accomplished this waiver in connection with a resolution of the Avoidance Action. 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.

² Scheduled Claim No. S26291 has been transferred to Sonar Credit Partners, LLC ("Sonar" or "Claimant").

1. The Objection was served on all parties listed on December 15, 2011 [Certificate of Mailing, D.E. 4608]. No response by the Claimant was filed in opposition to the Objection.

2. On May 17, 2013, a check of the electronic entries docketed in this case confirms that a response has not been submitted by the Claimant in connection with the Objection.

3. On December 1, 2011, a *Complaint to Avoid Fraudulent Transfers and to Recover Property Transferred Pursuant to 11 U.S.C. § 550* was filed against Lex Inc. (the "Avoidance Action"). The Avoidance Action has since been resolved.

The Court, having considered the Objection, noting both that no responses in opposition were filed by the Claimant and the resolution of the Avoidance Action, and being otherwise fully advised in the premises, thereupon

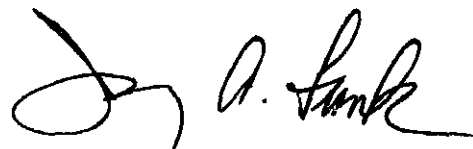
ORDERS as follows:

1. The Objection is hereby RESOLVED with respect to Scheduled Claim No. S26291.

2. Scheduled Claim No. S26291 is allowed in the reduced amount of \$5,000.

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 day of October 2013, in Jacksonville, Florida.



Jerry A. Funk
United States Bankruptcy Judge