IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In Re:

TAYLOR, BEAN & WHITAKER PLAN TRUST

CASE NO. 3:09-BK-07047-JAF
CHAPTER 11

Debtor(s)

_____/

ORDER DENYING MOTION FOR RELIEF FROM THE AUTOMATIC STAY FILED BY WELLS FARGO BANK, N.A

THIS MATTER came before the Court at a hearing held on October 7, 2013 at 1:33 p.m. in Jacksonville, Florida upon the Motion for Relief from Automatic Stay (the "Motion") (D.E.7623) WELLS FARGO BANK, N.A. The Court having considered the Motion and being otherwise fully advised in the premises, finds:

1. That the Debtor, Taylor, Bean & Whitaker Mortgage Corp., does not have an interest in the real property that is the subject of the Motion (**3415 W 95TH ST OVERLAND PARK, KANSAS 66206**).

2. That the real property is not property of the Debtor's estate.

3. The automatic stay under Section 362 of the Bankruptcy Code does not bar the Movant from continuing to foreclose the lien interest in question on the property located in Johnson County, Florida described as:

Lot 6, INDIAN ACRES, a subdivision in the City of Overland Park, Johnson County, Kansas, according to the recorded plat thereof.

4. The automatic stay continues to stay any action to obtain a money judgment or

any other type of *in personam* relief against the Debtor.

Accordingly, it is hereby

ORDERED that the Motion is denied, as moot.

DATED: this 16 day of October, 2013 in Jacksonville, Florida.

Jerry A. Funk
United States Bankruptcy Judge

Submitted By:

Attorney Allison D. Thompson is directed to serve a copy of this order on interested parties and file a proof of service within 3 days of the entry of the order.