

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION**

In Re:

RAFAEL ALESSANDRO OLIVARES  
A/K/A ALEX OLIVARES  
SCARLETT OLIVARES/A/K/A CABRERA

CASE NO. 9:11-BK-03559-FMD  
CHAPTER 7

Debtor(s)

\_\_\_\_\_ /

**ORDER UPON MOTION FOR MODIFICATION OF AUTOMATIC STAY**

THIS CAUSE came on for consideration upon motion of Creditor, **BANK OF AMERICA, N.A.**, seeking modification of the automatic stay (D.E. 130). No appropriate response having been filed in accordance with Local Rule 2002-4 and the Court, being fully advised in the premises, finds that said motion is meritorious. Accordingly, it is

ORDERED: The motion seeking relief from automatic stay be and is hereby granted. It is further

ORDERED: The Order Granting Relief from Automatic Stay be and is hereby entered for the sole purpose of allowing Movant to obtain an in rem judgment against the property, to wit:

**Lots 6 and 7, Block 6120, Unit 97, CAPE CORAL SUBDIVISION, according to the plat thereof, as recorded in Plat Book 25, Page 85 through 97, inclusive, of the Public Records of Lee County, Florida.**

**4315 NW 37TH AVE, CAPE CORAL, FL 33993-3524**

and that Movant shall not seek or obtain an in personam judgment against the Debtor.

DONE AND ORDERED on \_\_\_\_\_.

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Barry Schermer  
United States Bankruptcy Judge

Copies furnished to:

BANK OF AMERICA, N.A.  
C/O ALLISON D. THOMPSON  
9204 KING PALM DRIVE  
TAMPA, FL 33619

RAFAEL ALESSANDRO OLIVARES A/K/A ALEX OLIVARES, PRO SE  
4315 NW 37TH AVENUE  
CAPE CORAL, FL 33993

SCARLETT OLIVARES CABRERA, PRO SE  
4315 NW 37TH AVENUE  
CAPE CORAL, FL 33993

DIANE L. JENSEN, TRUSTEE  
PO DRAWER 1507  
FORT MYERS, FL 33902

UNITED STATES TRUSTEE  
TIMBERLAKE ANNEX, SUITE1200 501 E. POLK STREET  
TAMPA, FL 33602