

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

IN RE:

Case No. 13-08472-CPM
Chapter 7

ANDREW JOHN POLCE
KIMBERLEY CORRINA POLCE,
AKA KIMBERLEY C CHABOT

Debtors.

**ORDER GRANTING MOTION FOR RELIEF FROM STAY
FILED BY WELLS FARGO BANK, NA**

THIS CASE came before the Court on negative notice pursuant to the Motion for Relief from the Automatic Stay filed by Wells Fargo Bank, NA (“Secured Creditor”) [d.e. #14], and no appropriate response having been filed in accordance with Local Rule 2002-4, it is:

ORDERED:

1. Secured Creditor’s Motion for Relief from the Automatic Stay is granted.

2. The automatic stay imposed by 11 U.S.C. §362 is terminated with respect to the real property located at **443 Hammock Drive, Palm Harbor, FL 34683**, legally described as:

**LOT 147, THE HAMMOCKS UNIT II, ACCORDING TO THE
MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 88,
PAGE 28, PUBLIC RECORDS OF PINELLAS COUNTY,
FLORIDA.**

3. This Order Granting Motion for Relief from Stay is entered for the sole purpose of allowing Secured Creditor to pursue its lawful in rem remedies against the subject property, and Secured Creditor shall neither seek nor obtain an in personam judgment against Debtors.

4. All communications sent by Secured Creditor in connection with proceeding against the property including, but not limited to, notices required by state law and communications to offer and provide information with regard to a potential Forbearance Agreement, Loan Modification, Refinance Agreement, Loss Mitigation Agreement, or other Loan Workout, may be sent directly to Debtors.

5. The Court in its discretion waives the fourteen (14) day stay of the Order Granting Motion for Relief from Stay pursuant to Rule 4001(a)(3) of the Federal Rules of Bankruptcy Procedure.

DONE AND ORDERED in Chambers at Tampa, Florida on _____.

CATHERINE PEEK MCEWEN
United States Bankruptcy Judge

Order submitted and prepared by:

/s/ Whitney Groff
Whitney Groff
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Attorney Whitney Groff is directed to serve a copy of this order on interested parties and file a proof of service within 3 days of entry of the order.