

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

In re:

EMMA HARRIS

**Case No. 8:13-bk-00564-CPM
Chapter 13 case**

Debtor.

**ORDER GRANTING AGREED MOTION FOR
RELIEF FROM AUTOMATIC STAY (DOC. 45) AS TO THE DEBTOR**

THIS CASE having come on for consideration on The Hammocks Townhomes Homeowners Association, Inc.’ Agreed Motion for Relief from Automatic Stay (Doc. 45) (“Motion”), this Court having reviewed the Motion, having noted that the Debtor does not object to or otherwise oppose the relief requested therein, and this Court being otherwise familiar with the papers and pleadings in this cause, accordingly, it is

ORDERED

1. The Motion is hereby GRANTED as to relief requested as against the Debtor only, as further set forth herein.
2. The automatic stay as to the Debtor in this case is hereby modified to allow The Hammocks Townhomes Homeowners Association, Inc. to pursue its rights to the extent allowable by law *in rem* against that certain real property owned by Debtor, Emma L. Harris, located at 8532 Brushleaf Way, Tampa, Florida 33647, which is more particularly described as follows:

Lot 4, Block 39, Hammocks, according to the Plat recorded in Plat book 107, Page 45, as recorded in the Public Records of Hillsborough County, Florida.

3. Notwithstanding the foregoing, the co-debtor stay as to the Debtor's non-debtor spouse shall remain in effect without prejudice to The Hammocks Townhomes Homeowners Association, Inc.'s right to file an amended motion for relief from such co-debtor stay on negative notice.

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

Catherine Peek McEwen
United States Bankruptcy Judge

Attorney Hugo S. deBeaubien is hereby directed to serve a copy of this Order on parties in interest and to file a Proof of Service within 3 days of entry of this Order.