

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

CASE NO.: 3:06-bk-308-3F7

JAMES L. ESPEY  
RENA SUE ESPEY,

Debtors.

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**ORDER GRANTING MOTION OF  
DAIMLERCHRYSLER FINANCIAL  
SERVICES AMERICAS, LLC TO SET ASIDE  
ORDER DENYING MOTION TO CONFIRM  
ABSENCE OF AUTOMATIC STAY AND  
CONFIRMING TERMINATION OF THE  
AUTOMATIC STAY**

This case is before the Court on DaimlerChrysler Financial Services Americas, L.L.C.'s, successor by merger to DaimlerChrysler Services North America, L.L.C., ("DaimlerChrysler") Motion to Set Aside Order Denying Motion to Confirm Absence of the Automatic Stay ("Motion"). Upon Findings of Fact and Conclusions of Law separately entered, it is

**ORDERED:**

1. DaimlerChrysler's Motion is granted.
2. Debtor failed to timely comply with § 521(a)(1)(B). Thirty days after the first § 341 meeting of the creditors, the stay automatically terminated under § 362(h)(1)(B). Pursuant to § 362(j), the Court confirms that the automatic stay has been terminated.

**DATED** this 25 day of July, 2006 in Jacksonville, Florida.

/s/ Jerry A. Funk  
**JERRY A. FUNK**  
United States Bankruptcy Judge

**Copies furnished to:**

Brad W. Hissing, Movant's Attorney  
Debtors  
Clive N. Morgan, Debtor's Attorney  
Gregory L. Atwater, Trustee