

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION
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In re)	
)	
VERANDA PARK COMMERCIAL)	Case No. 6:09-bk-10338-KSJ
PROPERTY OWNERS ASSOCIATION,)	Chapter 7
INC.,)	
)	
Debtor.)	
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WESTPOINTE L.L.C.,)	
)	
Plaintiff,)	Adversary No. 6:12-ap-00130-KSJ
vs.)	
)	
MARIE E. HENKEL, CHAPTER 7)	
TRUSTEE, GEOSAM VERANDA, LLC,)	
and VERANDA PARK INTERIM)	
ASSOCIATION, INC.,)	
)	
Defendants.)	
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ORDER GRANTING TRUSTEE'S MOTION TO DISMISS

The Defendant Trustee moved to dismiss the amended complaint.¹ The amended complaint fails to state a claim upon which relief can be granted. Consistent with the Memorandum Opinion Denying Defendant's Motions to Reopen and to Set Aside Judgment in 10-ap-301 and Granting Trustee's Motion to Dismiss 12-ap-130, entered simultaneously, it is

ORDERED:

1. The Defendant Trustee's motion to dismiss the amended complaint is granted.

¹ Doc. No. 13.

2. The amended complaint is dismissed with prejudice pursuant to Fed. R. Civ. P. 12(b)(6).

3. The hearing previously set for March 21, 2013, at 11:00 a.m. is cancelled.

DONE AND ORDERED in Orlando, Florida, on March 15, 2013.



KAREN S. JENNEMANN
Chief United States Bankruptcy Judge