

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION
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In re)
) Case No. 6:12-bk-12877-KSJ
OLGA P. BUSTAMANTE,) Chapter 7
)
Debtor.)
)
_____)

**ORDER GRANTING
DEBTOR'S MOTION TO STRIP JUNIOR LIEN
OF WHISPER LAKES MASTER COMMUNITY ASSOCIATION, INC.
AND DENYING THE ASSOCIATION'S MOTION FOR RELIEF FROM STAY**

The Debtor, Olga Bustamante, moved to strip the lien of Whisper Lakes Master Community Association, Inc. on Debtor's homestead property, a condominium located at 2109 Whitewood Court, Orlando, FL 32837 ("the Property"). The legal description of the Property is:

LOT 19, WHISPER LAKES UNIT 4, according to the Plat thereof, as recorded in Plat Book 16, Page 22 of the Public Records of Orange County, Florida.

Consistent with the Memorandum Opinion Granting Debtor's Motion to Strip Junior Lien of Whisper Lakes Master Community Association, Inc. and Denying the Association's Motion for Relief from Stay, entered simultaneously, it is

ORDERED:

1. Debtor's Motions to Strip the Association's Lien (Doc. Nos. 12 and 16) are granted. Upon entry of a discharge pursuant to Chapter 7, the Association's lien is avoided and extinguished automatically without further order, provided the Eleventh Circuit or the Supreme Court has not at the time of the discharge vacated the opinion or otherwise overruled or limited the holding of *In re McNeal* (Case No. 11-11352), 477 Fed. Appx. 562, 563-64 (11th Cir. May 11, 2012).

2. The Association's claim shall be treated as a general unsecured claim in this case.

3. The Association's Motion for Relief from the Automatic Stay (Doc. No. 7) to foreclose on its lien is denied.

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

A handwritten signature in black ink, appearing to read "Karen S. Jennemann". To the right of the signature, the initials "R.O." are written in a smaller, less stylized font. The signature is written over a horizontal line.

KAREN S. JENNEMANN
Chief United States Bankruptcy Judge