

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re:

Olha Tinyszyn

Case No. 3-13-bk-04351-JAF
Chapter 7

Debtor,
_____ /

**ORDER GRANTING AMENDED MOTION TO STRIP
SECOND MORTGAGE LIEN OF BANK OF AMERICA AND DETERMINATION
THAT CLAIM IS UNSECURED**

THIS CASE came on for consideration upon the debtor's Amended Motion to Strip Second Mortgage Lien of Bank of America and for Determination that Claim is Unsecured (Doc. No. 14). The motion, objection, or other matter was served upon all interested parties with the Local Rule 2002-4 negative notice legend informing the parties of their opportunity to object within thirty (30) days of the date of service. No party filed an objection within the time permitted and the Court therefore considers the matter to be unopposed. After reviewing the pleadings and considering the position of interested parties, it is

ORDERED:

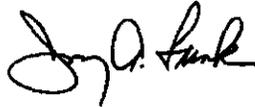
1. The Motion to Avoid Lien is **GRANTED**.
2. Creditor, Bank of America, has a second mortgage lien on the debtor's real estate located at 31 Farrington Lane, Palm Coast, Flagler County, FL 32137, more particularly described as:

LOT 41, BLOCK 6, OF PALM COAST, MAP OF FLORIDA PARK, SECTION 1, ACCORDING TO THE PLAT THEREOF AS RECORDED IN MAP BOOK 5, OF PAGES 79 THROUGH 92, OF THE PUBLIC RECORDS OF FLAGLER COUNTY, FLORIDA, AS AMENDED BY INSTRUMENT RECORDED IN OFFICIAL

RECORDS COOK 35, AT PAGE 528, OF THE PUBLIC RECORDS OF FLAGLER COUNTY, FLORIDA.

3. Creditor's Lien is void and automatically extinguished pursuant to 11 U.S.C. 506(d) upon entry of an Order of Discharge pursuant to 11 U.S.C. 727, 1141 or 1328.

DONE and ORDERED in Jacksonville, Florida, this 22nd day of January, 2014



JERRY A. FUNK
UNITED STATES BANKRUPTCY JUDGE

Attorney Scott W. Spradley is directed to serve a copy of this order on interested parties and file a proof of service within three days of entry of this order.

RECORDED IN THE US BANKRUPTCY COURT
IN THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.B. VOL. 54, NO. 7868