

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

CASE NO. 3:12-bk-02684-PMG

MICHAEL D. MAURICE, SR.
and HEATHER C. MAURICE

Debtors.

**ORDER GRANTING DEBTORS' MOTION TO DETERMINE
SECURED STATUS OF BANK OF AMERICA, N.A.
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

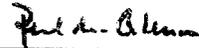
THIS CASE is before the Court on the Debtors' Motion to Determine Secured Status of the Lien of the Claimant, Bank of America, N.A., and to Strip Lien (Doc. 8), and said Claimant having failed to file any response or request for hearing with respect to the Debtors' Motion, it is

ORDERED:

1. The Motion to Determine Secured Status of the Lien of the Claimant, Bank of America, N.A., and to Strip Lien filed by the Debtors, Michael D. Maurice, Sr. and Heather C. Maurice, is granted pursuant to 11 U. S. C. § 506(a).
2. A Proof of Claim filed by Bank of America, N.A., or any successor or assign shall be treated as an unsecured claim in this Chapter 13 Case.
3. The real property (the "Real Property") that is the subject of the Motion is located at 8494 Hickory Grove Road, Pinetta, Florida 32350, and more particularly described in Exhibit "A" as attached hereto.
4. The second mortgage held by Bank of America, N.A., recorded on May 5, 2006, in Official Record Book 815, Page 4, Public Records of Madison County, Florida, shall be deemed void

and shall be extinguished automatically, without further court order, upon entry of the Debtors' discharge in this Chapter 13 Case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of Bank of America, N.A.'s lien prior to the entry of the Debtors' discharge. Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 Case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt for the full amount of Bank of America, N.A.'s claim.

DATE: May 29, 2012, in Jacksonville, Florida.



Paul M. Glenn
United States Bankruptcy Judge

Copies furnished to:

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Brian T. Moynihan, President and Chief Executive Officer, Bank of America, N.A., 100 North Tryon Street, Bank of America Corporate Center, Charlotte, North Carolina 28255
C T Corporation System, Authorized Agent, Bank of America, N.A., 1200 South Pine Island Road, Plantation Fl 33324 US
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FILED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION

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