

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

IN RE: ROBERT VETZEL  
MICHELLE VETZEL

CASE NO.: 3:14-bk-3700-PMG  
Chapter 11

Debtor(s)

**AGREED ORDER GRANTING DEBTOR'S MOTION TO DETERMINE SECURED  
STATUS AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE  
(BANK OF AMERICA 2<sup>ND</sup> MORTGAGE ON 6043 SHELLY LANE, MACCLENNY, FL)**

**THIS CASE** is before the Court on the Debtor's Motion to Determine Secured Status of Second Mortgage of Bank of America and to Strip Lien Effective upon Discharge (the "Motion"; Doc. #34) which was served upon Bank of America on September 8, 2014 with Local Rule 2002-4 negative notice legend informing the parties of their opportunity to object within 30 days of the date of service. No party filed an objection within the time permitted. The Court therefore considers the matter to be unopposed. Accordingly, it is

**ORDERED:**

1. The Motion is **GRANTED**.
2. The claim by Bank of America shall be treated as an unsecured claim in the Chapter 11 Case.
3. The real property (the "Real Property") that is subject of the Motion is located at 6043 Shelly Lane, Macclenny FL 32063-0000.
4. The mortgage held by Bank of America recorded on July 6, 2007 (Instrument No. 200700005832) in the Official Records of Baker County, Florida, shall be deemed void and shall be extinguished automatically, without further court order, upon entry of the

Debtor's discharge in this Chapter 11 case. Further, if this case is converted to a case under Chapter 7, or if this Chapter 11 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

DONE and ORDERED in Jacksonville, Florida, this 16th day of October, 2014



PAUL M. GLENN  
United States Bankruptcy Judge

Taylor J. King, Attorney for Debtor, is directed to serve a copy of this Order on interested parties and file a proof of service within three (3) days of entry of the Order.

REVIEWED and CONSENTED TO this 14th day of October, 2014 by:

Law Offices of Mickler & Mickler

McCalla Raymer, LLC

/s/ Taylor J. King  
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RECORDED IN THE US BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA,  
JACKSONVILLE DIVISION

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