

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

Terry M. King
and
Dawn M. King

Debtors'

CASE NO.: 3:11-bk-07421-PMG
CHAPTER: 13

**ORDER GRANTING ~~THE~~ DEBTOR'S MOTION TO DETERMINE SECURED
STATUS OF GREENTREE SERVICING, LLC., CLAIM # 15 AND TO STRIP
LIEN EFFECTIVE UPON DISCHARGE**

THIS CASE came on for consideration of the Debtor's Motion to Determine Secured Status of **GREENTREE SERVICING, LLC., CLAIM # 15** and to strip lien effective upon discharge (the "Motion") (Docket No. 34). The motion was filed on negative notice pursuant to local Rule 2002-4, and no objections were filed during the time period for responses. The Court has reviewed the Motion together with the record, and makes the following findings:

ORDERED

1. The Motion is GRANTED.
2. **GREENTREE SERVICING, LLC., CLAIM # 15** shall be treated as an unsecured claim in this Chapter 13 case.
3. The real property, that is the subject of the Motion is located at **2624 Creekfront Drive, Green Cove Springs FL 32043**: and more particularly described as follows:

LOT NUMBER 484, SILVER CREEK, ACCORDING TO THE PLAT THEREOF AS RECORDED IN THE PLAT BOOK 44, PAGE 52-72, PUBLIC RECORDS OF CLAY COUNTY, FLORIDA.

4. The second mortgage held by **GREENTREE SERVICING, LLC., CLAIM #15** recorded on **5/22/2007, at Book 2899, page 1870-1875, Instrument No. 2007031929**, of the official records in Duval County Florida, shall be deemed void, and shall be extinguished automatically, without further court order, upon entry of the Debtor's discharge in the Chapter 13 case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of **GREENTREE SERVICING, LLC., CLAIM #15** mortgage lien prior to the entry of the Debtor's discharge.

DONE and **ORDERED** at Jacksonville, Florida on
April 4 2012.

Paul M. Glenn

Paul M. Glenn
United States Bankruptcy Judge

Copies furnished to:

Terry and Dawn King
Office of the U.S. Trustee
CT Corporation System, RA for Greentree Servicing, LLC.
U.S. Chapter 13 Trustee, Douglas W. Neway, Esquire
Melanie Sacks, Esquire,

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
S.B. VOL. 54, NO. 9525