

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE: GARY MARASIGAN BAROSO

CASE NO.: 3:12-bk-00054-PMG

Debtor

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE SECURED STATUS
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE – MORTGAGE OF NAVY
FEDERAL CREDIT UNION AGAINST DEBTOR'S PROPERTY LOCATED AT
12364 SHELL BEACH TRAIL, JACKSONVILLE, FLORIDA 32246**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of Navy Federal Credit Union and to Strip Lien Upon Discharge (the "Motion"), which was served upon all interested parties on January 26, 2015, 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. It is

ORDERED:

1. The Motion is **GRANTED**.
2. Claim of Navy Federal Credit Union shall be treated as an unsecured claim in the Chapter 7 Case.
3. The real property (the "Real Property") that is subject of the Motion is located at 12364 Shell Beach Trail, Jacksonville, Florida 32246, and more particularly described as follows:

All that certain land in Duval County, Florida, to-wit:

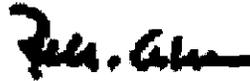
Lot(s) 20, of Brighton Bay Unit 1, as recorded in Plat Book 46, Page 38 et seq., of the Public Records of Duval County, Florida.

Subject to Restrictions, Reservations, Easements, Covenants, Oil, Gas or Mineral Rights of Records, if any.

Parcel ID: 165268-0205

4. The mortgage held by Navy Federal Credit Union recorded on February 7, 2006, Instrument No.: 2006044343, O.R. Book 13057, Page 1009, in the Official Records of Duval 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 7 case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of Navy Federal Credit Union's lien prior to the entry of the Debtor's discharge.

DONE and ORDERED in Jacksonville, Florida, this 4th day of March, 2015



PAUL M. GLENN
United States Bankruptcy Judge

Bryan K. Mickler, 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.

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.E. VOL. 54 NO. 8167