

ORDERED.

Dated: July 29, 2015



Jerry A. Funk
United States Bankruptcy Judge

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.B. VOL. 55, NO. 8278

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In Re:

DONNA ROBIN WENDLER and
SCOTT GERARD WENDLER,

Debtors.

Case No. 3:14-bk-00155-JAF

Chapter 11

**ORDER GRANTING DEBTORS' MOTION TO DETERMINE SECURED STATUS AND
TO STRIP JUNIOR LIEN ON DEBTORS' REAL PROPERTY**
(Real Property Located at: *5480 Pelican Way, St. Augustine, Florida*)

THIS CASE is before the Court on Debtors' Motion to Determine Secured Status and to Strip Junior Lien on Debtors' Real Property (the "Motion", Dkt. No. 382) filed on June 19, 2015 pursuant to the negative notice provisions of Local Rule 2002-4. The Court considering the Motion and the absence of any record objection to the relief requested in the Motion by any party in interest, it is

ORDERED:

1. The Motion is granted.

2. The secured claim of Real Time Resolutions Inc. as Agent for Deutsche Bank National Trust Company as Trustee for the IndyMac Home Equity Mortgage Loan Asset-Backed Trust, Series 2006-H3 (collectively referred to as “DNBT”) as reflected in claim number twenty-eight (28) on the claims register of the above captioned chapter 11 bankruptcy case (“Claim 28”), account number xxxx9789, shall be treated as an unsecured claim.

3. The real property that is the subject of the Motion is located at **5480 Pelican Way, St. Augustine, Florida** more particularly described as Lot 1, Block G, Anastasia - Hills, according to the map or plat thereof as recorded in Map Book 3, Page(s) 25, Public Records of St. Johns County, Florida (the “Real Property”).

4. The mortgage encumbering the Real Property held by DBNT, recorded on June 27, 2006 at OR Book 2732 Page 372 of the Public Records of St. Johns County, Florida, Instrument # 2006048035, shall be deemed void, and shall be extinguished automatically, without further Court order, upon entry of the Debtors’ discharge in this case, provided however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of DNBT’s mortgage lien prior to the entry of the Debtors’ discharge.

Brett A. Mearkle 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.