

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re

DAVID WAYNE HOLDEN
MELISSA JEAN HOLDEN

CASE NO. 3:14-bk-03833-3G7

Debtors.

**ORDER GRANTING DEBTORS' MOTION TO DETERMINE SECURED STATUS
OF LIEN OF SPRINGLEAF FINANCIAL (BENEFICIAL FLORIDA, INC.) AND
TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

THIS CASE came on for consideration of the Debtors' Motion to Determine Secured Status of Springleaf Financial a/k/a Springcastle, LLC (Beneficial Florida, Inc.) and to Strip Lien (Doc No. 36) (the "Motion") pursuant to the negative notice provisions of Local Rule 2002-4. Having considered the Motion and the absence of any record objection to the relief requested in the Motion by any party in interest, the Court Deems the Motion to be uncontested. If Springleaf Financial a/k/a Springcastle, LLC (Beneficial Florida, Inc.) has not timely filed a proof of claim in the case, the Motion is not deemed to be an informal proof of claim except for the purpose of initiating the Debtors' ability to request relief pursuant to U.S.C. §506(a).

Accordingly, it is hereby:

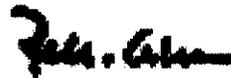
ORDERED:

1. The Motion is Granted.
2. The real property (the "Real Property") that is subject of the Motion is located at 3799 Friendship Drive, Hilliard, Florida 32046-7802 (the "Property") and more particularly described in the Exhibit A attached.

3. If Springleaf Financial a/k/a Springcastle, LLC (Beneficial Florida, Inc.) has timely filed a proof of claim, the claim shall be treated as an unsecured claim in this case.

4. The lien on the Real Property held by Springleaf Financial a/k/a Springcastle, LLC (Beneficial Florida, Inc.) recorded on June 1, 2004 at Book 1234, Page 1350, Instrument No. 200418897 of the Official Records of Nassau County, Florida shall be deemed void, and shall be extinguished automatically, without further court order, upon the recordation in the public records of a certified copy of this Order together with (a) a certified copy of the Debtors' Chapter 7 discharge order in this case or (b) such other paper as the Court may specify by separate order. However, the Court reserves jurisdiction to consider, if appropriate, the avoidance of Springleaf Financial a/k/a Springcastle, LLC (Beneficial Florida, Inc.) lien prior to the entry of the Debtors' discharge.

DONE and ORDERED in Jacksonville, Florida, this 8th day of January, 2015.



PAUL M. GLENN
United States Bankruptcy Judge

Gregory Crews, Trustee, is directed to serve a copy of this order on interested parties and file a proof of service within 3 days of entry of the order.

"RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.B. VOL. 54 NO. 8135"

BK 0770 PG 1403
OFFICIAL RECORDS

EXHIBIT "A"

That certain piece, parcel or tract of land, situate, lying and being a part of Lot Fifty-three (53) of the Cornwall Farmland Company's Plat of North Florida Fruit and Truck Farms, Section Seventeen (17), Township Three (3) North, Range Twenty-four (24) East, Nassau County, Florida according to Plat thereof recorded in Plat Book "0", Page 31, of the public records of said County, and all being more particularly described as follows:

Commencing at the Northwest corner of said Lot Fifty-three (53); thence North Eighty-nine (89) degrees, Thirty-one (31) minutes, Thirty-six (36) seconds East along the North line of said Lot Fifty-three (53) a distance of Seven Hundred Thirty-six and Thirty-one Hundredths (736.31) feet for a point of beginning; thence continuing North Eighty-nine (89) degrees, Thirty-one (31) minutes, Thirty-six (36) seconds East along the North line of said Lot Fifty-three (53), a distance of One Hundred Thirty-six and Thirty-two Hundredths (136.32) feet; thence South One (01) degrees, Fifty-four (54) minutes, Zero (00) seconds East, Two Hundred Ten (210.0) feet; thence South Eighty-nine (89) degrees, Thirty-one (31) minutes, Thirty-six (36) seconds West, One Hundred Thirty-six and Thirty-two Hundredths (136.32) feet; thence North One (01) degree, Fifty-four (54) minutes, Zero (00) seconds West, Two Hundred Ten (210.0) feet to the point of beginning.

Together with a Sixty (60.0) foot Easement for ingress and egress recorded in Official Records Book 187, page 545 and Official Records Book 188, page 241.

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RECORDED IN PLAT BOOK "0" PAGE 31
96 SEP 11 PM 2 18
CLERK OF COURT
NASSAU COUNTY FLORIDA