

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION**

IN RE:            PAULA DENESE WRIGHT

CASE NO.: 3:14-bk-04841-JAF

Debtor  
\_\_\_\_\_ /

**ORDER GRANTING MOTION TO DETERMINE SECURED STATUS AND STRIP  
LIEN EFFECTIVE UPON DISCHARGE - CLAIM 8 OF CENTERSTATE BANK –  
CLASS 5 – 1428 W. 26<sup>TH</sup> ST., JACKSONVILLE, FL 32209**

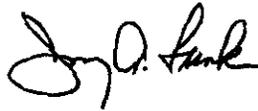
**THIS CASE** is before the Court on the Debtor’s Motion to Determine Secured Status of Centerstate Bank and to Strip Lien (the “Motion”, Docket No. 49) which was served the secured creditor on February 20, 2015 with Local Rule 2002-4 negative notice legend informing the secured creditor of its opportunity to object within 30 days of the date of service. Centerstate Bank failed to file 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. Claim No. 8 held by Centerstate Bank of Florida, N.A., as successor in interest to First Guaranty Bank, 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 1428 W. 26<sup>th</sup> Street, Jacksonville, Florida 32209, and more particularly described as follows:  
  
The easterly 10.00 feet of Lot 21 together with Lots 22, 23 and 24, Block 6 of MONCRIEF PARK, according to the Plat thereof as recorded in Plat Book 6, Page 8, of the current public records of Duval County, Florida. Real property tax identification number 0866740010.
4. The second mortgage held by Centerstate Bank of Florida, N.A., as recorded on August 22, 2007; O.R. Book 14150, Page 509 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 11 case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of Centerstate Bank of Florida, N.A. lien prior to the entry of the Debtor's discharge. 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 30th day of March, 2015



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JERRY A. FUNK  
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.

RECORDED IN THE US BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA,  
JACKSONVILLE DIVISION  
J.B. VOL. 54, NO. 8185