

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

In re: BADE, ERIC B. and
BADE, JENNIFER E.,

Case No. 8:09-bk-05358-CPM
Chapter 11

Debtors.

J.B. Vol 15, #1951

_____/

ERIC B. BADE and JENNIFER E. BADE,

Plaintiffs,

v.

Adv. No. 8:09-ap-00481-CPM

DOUG BELDEN, in his capacity as TAX COLLECTOR
FOR HILLSBOROUGH COUNTY, FLORIDA; CHASE
HOME FINANCE, LLC AS SUCCESSOR IN INTEREST
TO JPMORGAN CHASE BANK, N.A.; CITIBANK, NATIONAL
ASSOCIATION SUCCESSOR BY MERGER TO CITIBANK
FEDERAL SAVINGS BANK; and MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS, INC.,

Defendants.

**FINAL JUDGMENT DETERMINING CITIBANK,
NATIONAL ASSOCIATION TO BE UNSECURED AND TO
STRIP LIEN OF MORTGAGE EFFECTIVE UPON COMPLETION OF PLAN**

THIS ADVERSARY PROCEEDING came on for consideration of the Plaintiffs' Motion for Approval of Stipulation with CitiBank, National Association and for Entry of Final Judgment in Conformity Therewith (Doc. No. 9). The Court having reviewed the Motion, and the Stipulation of the parties, and finding that the pleadings adequately set forth the intent and agreement of the parties, it is:

ORDERED and ADJUDGED that Final Judgment is entered in favor of the Plaintiffs and against Defendant CitiBank, National Association Successor by Merger to CitiBank, Federal Savings Bank as follows:

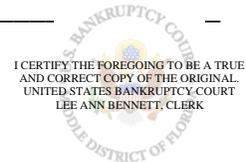
1. Claim No. 14 of CitiMortgage, Inc., the servicing agent for Defendant CitiBank, National Association Successor by Merger to CitiBank, Federal Savings Bank, in the amount of \$76,431.25 is allowed as a general unsecured claim and shall receive distributions as such under Plaintiffs' chapter 11 plan.

2. The mortgage held by CitiBank, National Association as Successor by Merger to CitiBank, Federal Savings Bank, for whom CitiMortgage, Inc. is the servicing agent, on real property located at 4214 Sandy Shores Drive, Lutz, Florida, which is more particularly described as follows:

LOT 13, BLOCK 1, HERITAGE HARBOR-PHASE 2A AND 3A, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 83, PAGES 94-1 THROUGH 94-10, OF THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA

which mortgage was recorded on December 28, 2005 in Official Records Book 15921, Pages 526 – 531 of the Public Records of Hillsborough County, Florida, shall be deemed null and void, and shall be extinguished automatically, without further court order, upon the successful completion of the Debtors' chapter 11 plan and entry of their discharge.

DONE and ORDERED at Tampa, Florida, on November 10, 2009



Catherine PEEK McEwen

CATHERINE PEEK McEWEN
United States Bankruptcy Judge

Copies furnished to:

Eric and Jennifer Bade, 4214 Sandy Shores Dr., Lutz, FL 33558

CitiMortgage, Inc., Attn: Bryan J. Schrepel, Bankruptcy Specialist, 3950 Regent Blvd S2A-200,
Irving, TX 75063

Patti W. Halloran, Esq., 3321 Henderson Blvd., Tampa, FL 33609