

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

Darrell F. Nugent,

CASE NO.: 3:11-bk-01771-JAF

Debtor.

Darrell F. Nugent,

ADV. NO: 3:11-ap-288-JAF

Plaintiff,

v.

Green Tree Servicing, LLC, as
Servicer, Purchasor, Transferee,
and/or Assignee for
Capital One Home Loans, LLC

Defendants.

DEFAULT JUDGMENT

This Judgment is entered after entry of Default and Order Granting Motion for Judgment by Default against the Defendant(s), Green Tree Servicing, LLC, as Servicer, Purchasor, Transferee, and/or Assignee for Capital One Home Loans, LLC. It is

ORDERED AND ADJUDGED

1. Judgment is entered in favor of the Plaintiff(s), Darrell F. Nugent, against the Defendant(s), Green Tree Servicing, LLC, as Servicer, Purchasor, Transferee, and/or Assignee for Capital One Home Loans, LLC.
2. The replacement value of the interest or claim of the Defendant(s) in the homestead property of the Plaintiff(s) is \$0.00.

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.B. VOL. 54, NO. 7455

3. The lien of the Defendant(s) on the homestead property of the Plaintiff(s) located at 3934 Burnett Park Road, Jacksonville, FL 32257, instrument number 2008027739, book 14369, page 817, recorded on February 4, 2008 in Duval County, with the legal description of:

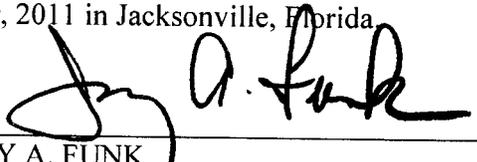
ALL THAT CERTAIN LAND SITUATE, LYING AND BEING IN DUVAL COUNTY, FLORIDA, VIZ:

THE EASTERLY 100.00 FEET OF THE WESTERLY 1100.00 FEET OF THE NORTHERLY 220.00 FEET OF THE SOUTHERLY 660.00 FEET OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 27 EAST, DUVAL COUNTY, FLORIDA.

is wholly unsecured under the provisions of 11 U.S.C § 506.

4. The mortgage shall be deemed void and shall be extinguished automatically, without further court order, upon entry of the discharge of the Debtor(s) in this Chapter 13 case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of the lien of Green Tree Servicing, LLC, as Servicer, Purchasor, Transferee, and/or Assignee for Capital One Home Loans, LLC prior to the entry of the discharge of the Debtor(s). Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

DATED this 1 day of December, 2011 in Jacksonville, Florida



JERRY A. FUNK
UNITED STATES BANKRUPTCY JUDGE

Copies to:

Keith D. Collier, Esquire
2350 Park Street
Jacksonville, FL 32204

GREEN TREE SERVICING LLC
C/O REGISTERED AGENT
C T CORPORATION SYSTEM
1200 SOUTH PINE ISLAND ROAD
PLANTATION, FL 33324 US

Douglas W. Neway, Trustee
PO Box 4308
Jacksonville, FL 32201