

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

RODNEY MORRIS

Case No.: 3:13-bk-3857-PMG

Debtor

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE SECURED STATUS OF
THE OWNERS ASSOCIATION OF VICTORIA LAKES, INC. AND TO STRIP LIEN
EFFECTIVE UPON DISCHARGE**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of The Owners Association of Victoria Lakes, Inc. and to Strip Lien (Docket No. 71) (the "Motion"), which was served on all interested parties on January 10, 2014 with Local Rule 2002-4 negative notice legend informing the parties of their opportunity to object within 30 days of the date of service. No party filed an objection within the time permitted. The Court therefore considers the matter to be unopposed. It is

ORDERED:

1. The Motion is **GRANTED**.
2. Claim No. 12 by The Owners Association of Victoria Lakes, Inc. 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 3371 Ivy Bridge Court, Jacksonville, Florida 32226.
4. Any lien held by The Owners Association of Victoria Lakes, Inc. and recorded in 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 The Owners Association of Victoria Lakes, Inc.'s 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.

DATED this 19 day of February, 2014, in Jacksonville, Florida.



PAUL M. GLENN
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. 7891