

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

In Re:

Case No. 6:09-bk-06100-KSJ  
Chapter 13

PAUL MICHAEL MAZUR,

Debtor.

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AMERICAN HOME MORTGAGE  
SERVICING, INC.,

Adv. Pro. No. 6:09-ap-00959-KSJ

Plaintiff,

v.

PAUL MICHAEL MAZUR, D. DAVIS  
SUGGS BUILDING CONTRACTORS,  
LLC, and LAURIE WEATHERFORD,  
In her capacity as Standing Trustee,

Defendants.

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**FINAL JUDGMENT APPROVING MEDIATED SETTLEMENT AGREEMENT  
AND COMPROMISE OF CONTROVERSY**

THIS CAUSE came before the Court on May 18, 2010, on the Motion to Approve Mediated Settlement Agreement and Proposed Compromise of Controversy filed by Plaintiff AMERICAN HOME MORTGAGE SERVICING, INC. (AP Docket #19), and the Court, having read the Motion, been informed of the agreement reached between all parties, and otherwise being informed of the premises, it is hereby

ORDERED:

1. The Mediated Settlement Agreement reached on May 3, 2010, between Plaintiff and its title insurance underwriter, Stewart Title Guaranty Company, and Defendants, Debtor

Paul Michael Mazur and Creditor D. Davis Suggs Building Contractors, LLC. is hereby approved in its entirety and the parties are hereby directed to comply with all obligations set forth therein.

2. Final judgment in Plaintiff's favor is entered as to Count I of the Amended Adversary Complaint, and this Court orders and adjudges that Plaintiff is entitled to relief as follows as to Count I:

a. The Order Sustaining Debtor's Objection to Claim No. 1 as Filed By American Home Mortgage Servicing, Inc. (BK Docket #34) is hereby vacated and set aside.

b. Debtor's objection to Claim No. 1 is hereby overruled. Plaintiff is a secured creditor in Debtor's bankruptcy, and is entitled to be treated as a secured creditor in any confirmed plan.

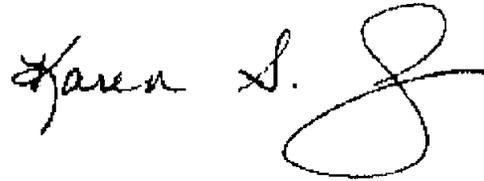
c. Plaintiff's Request for Reconsideration (BK Docket #55) and Objection to Confirmation (BK Docket # 56), both of which this Court previously consolidated into this Adversary Proceeding, are hereby deemed moot by entry of this Final Judgment.

3. As to Count II of Plaintiff's Amended Adversary Complaint, Plaintiff's claims in that Count are deemed moot by performance of the parties' obligations pursuant to the Mediated Settlement Agreement of May 3, 2010, approved by this Court herein. Therefore, Count II is hereby dismissed with prejudice.

4. The settlement reached between the Trustee and Plaintiff is hereby approved. In exchange for the Trustee waiving her rights to pursue any rights she may have under the unrecorded Mortgage held by Plaintiff, Plaintiff shall pay the sum of \$5,467.68 to the

Chapter 13 Trustee for the benefit of allowed unsecured claims. The Court finds that that this settlement and compromise in the best interest of the estate to save costs of litigation and costs of a potential sale.

DONE and ORDERED in Orlando, Florida, on May 21, 2010.



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KAREN S. JENNEMANN  
United States Bankruptcy Judge

**Copies furnished to:**

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