

THE UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

CASE NUMBER: 3:12-BK-04453-PMG

GERARDO CESAR MEDINA

Debtor(s).

ORDER GRANTING MOTION TO AVOID THE JUDGMENT LIEN OF JOSEPH H. SMITH, MARTHA H. SMITH, JOSEPH H. SMITH, JR., LAURIE S. BENEFIELD, SUNDI S. HUFF, WILLIAM E. SMITH, and MATTHEW SMITH d/b/a TUCKER PLAZA PARTNERS,(DOCKET #35)

Upon consideration of the *Motion to Avoid the Judgment Lien* and supporting *Affidavit* (Docket #35) filed via negative notice by **GERARDO CESAR MEDINA** on July 5, 2013, against **JOSEPH H. SMITH, MARTHA H. SMITH, JOSEPH H. SMITH, JR., LAURIE S. BENEFIELD, SUNDI S. HUFF, WILLIAM E. SMITH, and MATTHEW SMITH d/b/a TUCKER PLAZA PARTNERS**, Creditor, and the Court finding that the Creditor has failed to file an objection to the *Debtor's Motion to Avoid the Judgment Lien* of the Creditor within the thirty (30) days, it is

ORDERED:

1. The Motion to Avoid the Judgment Lien is **GRANTED**.

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2. The Judgment held by **JOSEPH H. SMITH, MARTHA H. SMITH, JOSEPH H. SMITH, JR., LAURIE S. BENEFIELD, SUNDI S. HUFF, WILLIAM E. SMITH, and MATTHEW SMITH d/b/a TUCKER PLAZA PARTNERS**, which encumbers the real property at 2357 Yellow Jasmine Lane, Fleming Island, FL 32003, (the "Encumbered Property") described as:

LOT 96, LINKS UNIT TWO, according to the plat thereof, as recorded in Plat Book 45, Page(s)30 through 34, of the Public Records of Clay County, Florida.

is **AVOIDED** pursuant to 11 U.S.C. § 522 (f).

Done and Ordered in Jacksonville, Florida on August 28, 2013

Paul M. Glenn

PAUL M. GLENN
United States Bankruptcy Judge

Attorney Duggar is directed to serve a copy of this order on interested parties and file a proof of service within 3 days of entry of the order.

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
AUG 28 2013 54 30 7796