

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

IN RE:

CASE NO: 13-01864-JAF

LINDA I. LOPEZ

Debtor(s).

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE  
SECURED STATUS OF TD BANK, N.A.  
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of TD Bank, N.A. and to Strip Lien (the "Motion"). The Court having personal jurisdiction over the parties and the Motion having been filed pursuant to the negative notice provisions of Local Rule 2002-4 and there being no objection or response to the relief requested filed in the record within the time permitted, it is

**ORDERED:**

1. The Motion is GRANTED.
2. TD Bank, N.A.'s claim shall be treated as an unsecured claim in this case.
3. The real property (the "Real Property") that is the subject of the Motion is located at 523 S. Jackson Street, Beverly Hills, FL 34465, and is more particularly described as follows:  
**Lot 12, Block 147, Beverly Hills, Unit 6, Section 2, as recorded in Plat Book 11, Pages 132 through 134 inclusive, Public Records of Citrus County, FL.**
4. The mortgage held by TD Bank, N.A. recorded in the Public Records of Citrus County, Florida in O.R. Book 2116, Page 461 (File/Instrument#: 2007023072), modified as recorded in the Public Records of Citrus County, Florida in O.R. Book 2120, Page 1713 (File/Instrument#: 2007026218), and re-modified as recorded in the Public Records of Citrus County, Florida in O.R.

Book 2165, Page 2253 (File/Instrument#: 2007058273), shall be deemed null and void, and shall be extinguished automatically, without further Court order, upon entry of the Debtor's discharge in this case, provided however, that if no discharge is entered in this case, the lien shall survive and remain fully enforceable.

DATED this 18 day of July, 2013, in Jacksonville, Florida.



**JERRY A. FUNK**  
United States Bankruptcy Judge

Attorney Robert J. Corcoran 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.

Copies to:

1. Robert J. Corcoran, Attorney for Debtor
2. Linda I. Lopez, Debtor
3. Aaron R. Cohen, Chapter 7 Trustee
4. Office of the U.S. Trustee
5. TD Bank, N.A., c/o Mr. Bharat B. Masrani, CEO, Two Portland Square, Portland, ME 04112
6. Mortgage Electronic Registration Systems, Inc., c/o CT Corporation System, Registered Agent, 1200 S. Pine Island Road, Plantation, FL 33324

RECORDED IN THE US BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA,  
JACKSONVILLE DIVISION  
S. 1st St. No. 7168

I certify the foregoing to be true  
and correct copy of the original.  
CLERK OF COURT  
U. S. BANKRUPTCY COURT



*Maryanne Hodges*  
Date: July 13 2013