

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re:

CASE NO.: 04-05589-BKC-3F7
CHAPTER 7

FOLEY & ASSOCIATES
CONSTRUCTION CO., INC.,

Debtor.

ORDER

This case came before the Court upon the Trustee's, Gordon P. Jones, (the "Trustee") Objection to Claims 107, 118, 119, and 121 ("Objection") and Response to Trustee's Objection ("Response") filed by creditor Skanska USA Building, Inc. ("Skanska"). The Court conducted a trial on June 21, 2007 (the "Trial"). The Court took the matter under advisement and directed the parties to submit memoranda in support of their respective positions. Based upon Findings of Fact and Conclusions of Law separately entered, it is

ORDERED:

1. The Trustee's Objection is granted in part. With respect to \$8,000.00, Skanska's proof of claim is denied as to that amount.

2. The Trustee's Objection is overruled in part. With respect to \$1,959,535.83, the Trustee's Objection is overruled and the claim will be allowed in that amount as a general unsecured claim.

DATED this 9 day of August, 2007 in Jacksonville, Florida.

/s/ Jerry A. Funk

JERRY A. FUNK

United States Bankruptcy Judge

Copies furnished to:

Ronald Bergwerk, Esq., Attorney for the Trustee
Bruce A. Norris, Esq., Attorney for Skanska