

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

Case No.

Debtor.

Chapter 13

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE  
SECURED STATUS OF \_\_\_\_\_ MORTGAGE COMPANY  
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of \_\_\_\_\_ **Mortgage Company** and to Strip Lien (the "Motion"). For the reasons stated on the record in open court that shall constitute the decision of the Court, it is

**ORDERED:**

1. The Motion is GRANTED.
2. Claim No. X filed by \_\_\_\_\_ **Mortgage Company** shall be treated as an unsecured claim in the Chapter 13 Case.
3. The real property (the "Real Property") that is the subject of the Motion is located at \_\_\_\_\_, and more particularly described as follows:

**LEGAL DESCRIPTION**

4. The mortgage held by \_\_\_\_\_ **Mortgage Company** recorded on \_\_\_\_\_, \_\_\_\_\_, at **Book XXXX, Pages XXXX, Instrument No. XXXX** of the official records of \_\_\_\_\_ 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 13 case; provided, however, that the Court reserves jurisdiction to consider, if appropriate, the avoidance of \_\_\_\_\_ **Mortgage Company'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 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

Dated this \_\_\_\_ day of \_\_\_\_\_ at Jacksonville, FL.

**BY THE COURT**

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**Paul M. Glenn**  
**United States Bankruptcy Judge**

or

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**Jerry A. Funk**  
**United States Bankruptcy Judge**