Attest:
A True Copy
Certified this 11-20-01
U.S. Bankruptcy Court
By D. Hall
Deputy Clerk

Davidson County ORDER
Recvd: 11/29/01 12:40 3pgs
Fees:17.00 Taxes:0.00
20011129-0130716

RECEIVED FOR ENTRY
SEP 20 2001
2001 SEP 17 AM 9:26
MIDDLE DISTRICT OF TN.

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF TENNESSEE
MIDDLE DIVISION

IN RE:

LARRY CARROL HOLLAND,

Debtors.

CASE NO. 01-07196

CHAPTER 13

Judge GEORGE C. PAINE, II

AGREED ORDER SETTING ASIDE FORECLOSURE SALE AND REINSTATING DEED OF TRUST OF WASHINGTON MUTUAL HOME LOANS, INC., SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORPORATION

It appearing to the Court, as evidenced by the signatures below, that the parties are agreed as follows:

1. That the debtor, Larry Carrol Holland, filed a Chapter 13 case on June 26, 2001.

2. That neither WASHINGTON MUTUAL HOME LOANS, INC., SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORPORATION., nor Trustee, Joe M. Kirsch, were advised of the filing of the bankruptcy; and

3. That the Trustee conducted the trustee sale and thereby foreclosed the deed of trust held by WASHINGTON MUTUAL HOME LOANS, INC., SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP. of record in DAVIDSON County, Tennessee under Book 9241, Page 380; and

4. That the trustee sale should be set aside and the deed of trust of WASHINGTON MUTUAL HOME LOANS, INC., SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP. shall be reinstated as a secured lien on the Debtor's residence.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the

SHAPIRO AND KIRSCH
ATTORNEYS AT LAW.
P.O. BOX 750730
MEMPHIS, TN 38175-0730
(901) 767-5566

trustee's sale heretofore held on June 27, 2001 be and is hereby set aside and the deed of trust securing the property at 314 VAUGHN STREET, NASHVILLE, TN 37207 legally known as: Described property located in Davidson County, Tennessee, to wit:

Being the westerly 25 feet of Lot 13 and all of Lot 14 in J.M. Eatherly's Addition to East Nashville, as of record in Book 57, Page 138, Register's Office for said County, to which plan reference is herby made for a more complete and accurate legal description.

which is of file at the Register's Office of DAVIDSON County, Tennessee, under Book 9241, Page 380, be reinstated as the security for the loan of the Debtors to WASHINGTON MUTUAL HOME LOANS, INC., SUCCESSOR IN INTEREST BY MERGER TO FLEET MORTGAGE CORP., in its previous priority.

IT IS SO ORDERED.

Henry C Paine II

U. S. BANKRUPTCY JUDGE

DATE: _____

APPROVED:

Joe M. Kirsch #7548
Sharon Watson #19193
Mary Alissandratos #12651
Attorney for WASHINGTON MUTUAL HOME LOANS, INC.
6750 Lenox Center Court #202
Memphis, Tennessee 38115
(901) 767-5566

SHAPIRO AND KIRSCH
ATTORNEYS AT LAW
P.O. BOX 750730
MEMPHIS, TN 38175-0730
(901) 767-5566

A copy of this order shall be mailed in accordance with *Fed. R. Bankr. P.* 2002, LBR 9013-1 and 9013-3 by:

[ ] Debtor or Dr's Atty
[ ] Trustee or Tr's Atty
[ ] Atty for Movant
[ ] _____

[ ] Clerk's Office only:

[ ] Chief Deputy
[ ] Financial Clerk
[ ] Judgment Clerk
[ ] Adversary Case
[ ] UST
[ ] _____
[ ] Debtor and Dr's Atty
[ ] Trustee &/or Tr's Atty
[ ] Movant &/or Mvt's Atty
[ ] All parties to agreed order
[ ] All parties on cert of svc
[ ] All creditors

Robin Nimmo by Swatia w/permission

Attorney for Debtor
RABIN NIMMO
315 DEADERICK ST.
SUITE 100
NASHVILLE, TN 37238

Chapter 13 Trustee
HENRY HILDEBRAND, III
P.O. BOX 190664
NASHVILLE, TN 37219

01-0897

SHAPIRO AND KIRSCH
ATTORNEYS AT LAW
P.O. BOX 750730
MEMPHIS, TN 38175-0730
(901) 767-5566