Keith M. Lundin
U.S. Bankruptcy Judge
Dated: 03/10/09

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE

IN RE	
ALLEN LAMAR HAIGLER,	Bankruptcy Case No. 06-06170
Debtor	Chapter 13
	Judge Keith M. Lundin
ALLEN LAMAR HAIGLER, HENRY E. HILDEBRAND, III, CHAPTER 13 TRUSTEE, Plaintiffs	
v.	ADVERSARY PROCEEDING No.: 307-0209A
AMERICAN CONSULTING CORPORATION, ABN-AMRO MORTGAGE GROUP, INC., MORRIS, SCHNEIDER &PRIOR, L.L.C., PRIORITY TRUSTEE SERVICES OF TN, L.L.C.	
Defendants.	

BILL GARRETT, Davidson County
Trans:T20090078200 ORDER
Recvd: 11/17/09 13:21 6 pgs
Fees:32.00 Taxes:0.00
20091117-0105842

AGREED ORDER

As evidenced by the signatures of each party's counsel below, the remaining parties to this case, Allen Lamar Haigler ("Haigler"), Henry E. Hildebrand, III, Chapter 13 Trustee ("Trustee"), American Consulting Corporation ("American"), CitiMortgage, Inc., as successor by merger to ABN-AMRO Mortgage Group, Inc. ("ABN-AMRO"). Morris, Schneider & Prior, LLC ("MSP") and Priority Trustee Services of TN, LLC ("Priority Trustee"), hereby agree as follows:

The parties have reached an agreement to resolve all claims as may exist between the parties arising out the matters contained in the Adversary Complaint filed in this case.

Attest:
A True Copy
Certified this 17th November 2009
U.S. Bankruptcy Court
By
Deputy Clerk

The parties agree that all claims, counter claims, or cross-claims which are remaining in this case by any party against another party are hereby dismissed with prejudice.

The foreclosure sale conducted by the Substitute Trustee, Priority Trustee Services of TN, LLC, during which the property located at 3120 Wilmoth Road, Nashville, TN 37207 was sold to Defendant American on February 15, 2007 is hereby declared invalid. A Substitute Trustee's Deed reflecting the sale of the property to American was executed on February 15, 2007 and is recorded at Instrument No. 20070228-0024573 in the Register's Office of Davidson County, Tennessee. Said Substitute Trustee's Deed is hereby declared to be null, void and of no legal effect.

The Deed of Trust executed by Allen L Haigler and Bernetta M. Haigler dated July 31, 1979 and recorded at Book No. 5476, page 317 in the Register's Office of Davidson County, TN is hereby reinstated, and the Deed of Trust shall remain a lien against the Property and the parties thereto shall have the same rights and remedies as though the foreclosure sale never occurred.

The loan, which is known as loan number 0000766483 is currently serviced by CitiMortgage, Inc. Payment of the loan shall be made in accordance with the plan approved in this case, and payments by the Trustee to CitiMortgage, Inc. shall commence in December, 2008.

It is therefore, ORDERED, ADJUDGED AND DECREED that:

1. The foreclosure sale conducted by the Substitute Trustee, Priority Trustee Services of TN, LLC, during which the property located at 3120 Wilmoth Road, Nashville, TN 37207 was sold to Defendant American on February 15, 2007 is hereby declared invalid.

2. A Substitute Trustee's Deed reflecting the sale of the property to American, executed on February 15, 2007 and recorded at Instrument No. 20070228-0024573 in the Register's Office of Davidson County, Tennessee is hereby declared to be null, void and of no legal effect.

3. The Deed of Trust executed by Allen L Haigler and Bernetta M. Haigler dated July 31, 1979 and recorded at Book No. 5476, page 317 in the Register's Office of Davidson County, TN is hereby reinstated, and the Deed of Trust shall remain a lien against the Property and the parties thereto shall have the same rights and remedies as though the foreclosure sale never occurred.

4. The loan, which is known as loan number 0000766483 and is currently serviced by CitiMortgage, Inc. shall be paid in accordance with the plan approved in this case, and payments by the Trustee to CitiMortgage, Inc. shall commence in December, 2008.

5. All claims, counter claims, or cross-claims which are remaining in this Adversary Proceeding case by any party against another party are hereby dismissed with prejudice.

6. A certified copy of this Order shall be recorded in the real estate records of Davidson County, TN and cross referenced to the face of the Deed of Trust recorded at Book No. 5476, page 317 in the Register's Office of Davidson County, TN.

THIS ORDER WAS SIGNED AND ENTERED ELECTRONICALLY AS INDICATED ON THE TOP OF THE FIRST PAGE

Approved for Entry:

/s/ Lawrence W. Kelly
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing AGREED ORDER was filed electronically to be served upon the following by use of the CM/ECF system:

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Assistant U.S. Trustee
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701 Broadway
Nashville, TN 37203

This 9th day of March, 2009.

By:/s/Lawrence W. Kelly
Lawrence W. Kelly, BPR 19229
0212206TN/A4748827

This Order has Been electronically signed. The Judge's signature and Court's seal appear at the top of the first page.
United States Bankruptcy Court.