

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE:)	CASE NUMBER:
)	
JOHN DOE,)	10-XXXX-PWB
)	
Debtor.)	CHAPTER 13
_____)	
)	
JOHN DOE,)	
)	
Movant.)	
)	
v.)	CONTESTED MATTER
)	
ABC MORTGAGE COMPANY,)	
)	
Respondent.)	

**ORDER GRANTING DEBTOR’S MOTION TO DETERMINE
SECURED STATUS OF ABC MORTGAGE COMPANY
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

Debtor’s Motion to Determine Secured Status of ABC Mortgage Company and To Strip Lien Effective Upon Discharge came before this Court for hearing on DATE. Debtor seeks a determination that the second priority deed to secure debt on real property, located at ADDRESS, CITY, COUNTY, Georgia and held by Respondent ABC Mortgage Company, is completely unsecured and, because there is no value in the residence to which the second priority lien can attach, the claim is unsecured and the lien is void pursuant to 11 U.S.C. §§ 506(d) and 1322(b)(2). There being no opposition to the Motion, it is

ORDERED that the Motion is granted as set forth herein.

IT IS FURTHER ORDERED that, for purposes of Debtor's Chapter 13 case, any claim filed by or on behalf of ABC MORTGAGE COMPANY is allowed as a general unsecured claim.

IT IS FURTHER ORDERED that the lien on the Real Property held by **ABC Mortgage Company** records on **DATE** at **Book XXXX, Pages XXXX, Instrument No. XXXX** of the official records of **COUNTY, STATE**, shall be deemed void with respect to Debtor's interest in the Real Property and shall be extinguished automatically, without further court order, upon entry of Debtor's discharge in this Chapter 13 case. In the event the Debtor's case is dismissed or converted, the lien of **ABC Mortgage Company** shall not be affected by this Order in accordance with 11 U.S.C. § 349(b)(1)(C) or § 348(f)(1)(B), as applicable.

4. The Clerk is directed to serve a copy of this Order on Debtor, counsel for Debtor, Respondent, [counsel for Respondent] and the Chapter 13 Trustee.

IT IS SO ORDERED, this ____ day of _____, 201__.

UNITED STATES BANKRUPTCY JUDGE