

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

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02/15/2023 12:37:33 PM
ORDER 1/2

In re:

Miranda Sue Carter,

Case No. 17-02630-DSC

Debtor(s)

Chapter 7

**ORDER ON SECTION 522(f) MOTION TO AVOID JUDICIAL LIEN OR NONPOSSESSORY,
NONPURCHASE MONEY SECURITY INTEREST AND DETERMINE SECURED STATUS**

This matter is before the Court on the Debtor(s)' Section 522(f) Motion to Avoid Judicial Lien or Nonpossessory, Nonpurchase Money Security Interest and Determine Secured Status (Doc. 29) (the "Motion"). Capitalized terms used herein and not otherwise defined have the meanings ascribed to them in the Motion. The Motion requests that the Court avoid the fixing of the Lien on the property described in the Motion. The Lien is evidenced by a certificate of judgment recorded in the Office of the Judge of Probate of Shelby County, Alabama as Instrument Number 20141210000387660. The Motion also requests that the Court treat the Claim secured by the Lien as wholly or partially unsecured. Notice of the Motion and of the opportunity to object and request a hearing was provided to the affected creditor, Baptist Health System, Inc. – Shelby (the "Creditor"), the Trustee, and any committee appointed in the above-captioned case, as required by Local Rule 4003-2. Neither the Creditor nor any other party in interest timely filed any opposition or other response to the Motion, and it appears to the Court that the Motion should be granted.

Accordingly, it is ORDERED, ADJUDGED, and DECREED that the Motion is GRANTED, and the Lien and the Claim of the Creditor are treated as follows (check one):

- ☒ The Lien is avoided in its entirety, and, the Claim, to the extent allowed, shall be treated as wholly unsecured.
- ☐ The Lien is avoided to the extent it impairs the Debtor(s) exemptions, in the amount of (insert amount from line "h" \$Enter amount from line "h", and the Claim, to the extent allowed, shall be treated as a secured claim in the amount of (insert amount from line "f") \$Enter amount from line "f" (the "Secured Amount" and as an unsecured claim to the extent the allowed amount of the Claim exceeds the Secured Amount.

Dated: March 19, 2021

/s/ D. Sims Crawford
D. SIMS CRAWFORD
United States Bankruptcy Judge

Notice Recipients

District/Off: 1126-2

User: admin

Date Created: 3/19/2021

Case: 17-02630-DSC7

Form ID: pdfall

Total: 46

Recipients submitted to the BNC (Bankruptcy Noticing Center) without an address:

tr NoTrustee

TOTAL: 1

Recipients of Notice of Electronic Filing:

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TOTAL: 4

Recipients submitted to the BNC (Bankruptcy Noticing Center):

db	Miranda Sue Carter	212 Kenniston Dale	Pelham, AL 35124
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9402249	ADVANCED PLUMBING	110 VULCAN PARK ROAD	HUEYTOWN AL 35023
9402250	ALABAMA ORTHOPAEDIC	PO BOX 2244 MSC 115	BIRMINGHAM AL 35201
9402251	BALUNTRACE RESIDENTIAL ASSOC	2700 HIGHWAY 280 SUITE 425 W	BIRMINGHAM AL 35223
9402253	BAPTIST HEALTH SYSTEM SHELBY	% MOXLEY & ASSOCIATES LLC	PO BOX 4953 MONTGOMERY AL 36103
9402252	BAPTIST HEALTH SYSTEM SHELBY	PO BOX 11407	BIRMINGHAM AL 35246
9402254	BENSON PROPERTIES	1000 EAGLE POINT DRIVE	BIRMINGHAM AL 35242
9402255	BIRMINGHAM WATER WORKS BOARD	% CBS COLLECTION DIVISION	PO BOX 3227 TUSCALOOSA AL 35403
9402256	BUFFALO ROCK	PO BOX 2247	BIRMINGHAM AL 35201
9402258	CAPITAL ONE	% NATHAN & NATHAN	PO BOX 1715 BIRMINGHAM AL 35201
9402257	CAPITAL ONE	PO BOX 30253	SALT LAKE CITY UT 84130
9402259	CBBI	PO BOX 590	BESSEMER AL 35021
9402260	CENTRAL PAPER	PO BOX 12807	BIRMINGHAM AL 35202
9402261	CHAPPELL PROFESSIONAL GROUP	309 SOUTH 5TH STREET	GADSDEN AL 35901
9402262	CINTAS	POB OX 630910	CINCINNATI OH 45263
9402263	CITICARDS CBNA	PO BOX 790040	SAINT LOUIS MO 63179
9402264	COLUMBIANA WOOD	21421 HIGHWAY 25	COLUMBIANA AL 35051
9402265	COMMERCIAL RESTAURANT EQUIP	PO BOX 1239	PINSON AL 35126
9402266	ECOLAB	370 WEBASHA STREET NORTH	SAINT PAUL MN 55102
9402267	FARMER'S	PO BOX 4665	CAROL STREAM IL 60197
9402268	FIRST DATA	4000 CORAL RIDGE DRIVE	CORAL SPRINGS FL 33065
9402269	FOOD, FAMILY & FUN, INC.	10569 OLD HIGHWAY 280	SUITE 3 CHELSEA AL 35043
9402270	G&K SERVICES	1141 EMORY FOLMAR BOULEVARD	MONTGOMERY AL 36110
9402271	HENDERSON & WALTON	806 ST VINCENT'S DRIVE	BIRMINGHAM AL 35205
9402272	HOOD & LAY LLC	1117 22ND STREET SOUTH	BIRMINGHAM AL 35205
9402273	ISLAND MED TROY AL PEGAS	% AMERIFINANCIAL SOLUTIONS LLC	PO BOX 65018 BALTIMORE MD 21264
9402274	KEEPSAFE VIDEO & ALARM	425 BENT CREEK TRACE	CHELSEA AL 35043
9402276	MERCHANTS COMPANY	% BURSON ENTREKIN ORR	PO BOX 1289 LAUREL MS 39441
9402275	MERCHANTS COMPANY	POB XO 1351	HATTIESBURG MS 39403
9402277	NATIONSTAR MORTGAGE LLC	8950 CYPRESS WATERS BOULEVARD	COPPELL TX 75019
9402278	ON DECK	901 N STUART STREET	SUITE 700 ARLINGTON VA 22203
9402279	RELIABLE SIGN	5033 W WHITLING DRIVE	PELHAM AL 35124
9402281	RENASANT BANK	% NEWSOME LAW LLC	PO BOX 382753 BIRMINGHAM AL 35283
9402280	RENASANT BANK	3513 PELHAM PARKWAY	PELHAM AL 35124
9402282	RESTAURANT DEPOT	126 WILDWOOD PARKWAY	HOMEWOOD AL 35209
9402283	SHELBY COUNTY NEWSPAPERS	POB XO 2080	SELMA AL 36702
9402284	SOUTHWEST WATER COMPANY	2086 A VALLEYDALE TERRACE	BIRMINGHAM AL 35244
9402285	SRA FOODS INC	1608 10TH AVENUE NORTH	BIRMINGHAM AL 35203
9402286	SYSCO FOOD SERVICE	1000 SYSCO DRIVE	CALERA AL 35040

TOTAL: 41



Filed and Recorded
 Official Public Records
 Judge of Probate, Shelby County Alabama, County
 Clerk
 Shelby County, AL
 02/15/2023 12:37:33 PM
 \$25.00 BRITTANI
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