

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

In re:

Case No. 8:06-bk-02563-CPM  
Chapter 13

WALTER H.C. DRAKEFORD,  
Debtor.

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**ORDER UNDER 11 U.S.C. SECTION 362(c)(3)(A)  
CONFIRMING THAT CERTAIN ACTIONS  
ARE NOT STAYED**

THIS CASE came before the Court on Lisa Andrews' Motion for Entry of Order Pursuant to 11 U.S.C. Section 362(j) Confirming Automatic Stay Terminated June 26, 2006 Pursuant to 11 U.S.C. Section 362(c)(3)(A). The Court takes judicial notice that the Debtor was a debtor in one prior case that was pending within the one-year period preceding the filing of the instant case, to wit: Case No. 05-41113-DOT, United States Bankruptcy Court, Eastern District of Virginia (Richmond), and was dismissed on February 10, 2006, and which was not a Chapter 7 case dismissed pursuant to 11 U.S.C. section 707(b), and that no motion was made or hearing held pursuant to section 362(c)(3)(B) extending the automatic stay in this case. For the foregoing reasons, it is thereupon

ORDERED that pursuant to 11 U.S.C. section 362(c)(3)(A) the stay under section 362(a) with respect to any action taken with respect to a debt or property securing such debt or with respect to any lease was terminated with respect to the Debtor 30 days after this case was filed. However, the Court notes that due to the provisions of paragraph 11 of the Court's order establishing duties of the Trustee and the Debtor and addressing matters relating to confirmation and adequate protection of secured creditors entered on June 8, 2006 (Docket. No. 9), all property is property of the estate at this time; the stay continues in effect as to such property until the stay is modified upon motion or terminated by operation of law under other provisions of the Bankruptcy Code.

DONE AND ORDERED on January 17, 2007

BY THE COURT

/s/ Catherine Peek McEwen  
Catherine Peek McEwen  
United States Bankruptcy Judge

cc: Debtor, All creditors