

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

**IN THE MATTER OF:
Jimmy Blutcher Britt**

**CASE NUMBER:
05-01696-5-ATS
CHAPTER 13**

Debtor

**OBJECTION TO CLAIM, NOTICE THEREOF
AND CERTIFICATE OF SERVICE**

NOW COMES, John F. Logan, Standing Chapter 13 Trustee, who objects to Claim number 24 filed by Bank of America, N.A. (USA) in the amount of \$10,241.74 for the following reason indicated:

Claim number 11 was filed with the undersigned on May 20, 2005, in the amount of \$10,241.74. Claim number 24 was filed with the undersigned on June 6, 2005, in the amount of \$10,241.74. Claim number 24 does not purport to modify or amend Claim number 11. Therefore, Claim number 24 should be disallowed in full as a duplicate of Claim number 11.

NOTICE IS HEREBY GIVEN to the Creditor/Claimant named above, that if no Response to the above Objection(s) is filed in writing with the **CLERK, US BANKRUPTCY COURT, P.O. DRAWER 1441, RALEIGH, NORTH CAROLINA, 27602**, within **THIRTY (30) DAYS** of the date of this Objection and Notice, the relief requested by the Trustee herein may be granted without hearing or further notice. Any party desiring a hearing must request a hearing in writing with the above Clerk within the time herein set forth; otherwise no hearing will be conducted unless the Court, in its discretion, directs that a hearing be set. If a hearing is requested, such hearing will be conducted at a time and place to be later fixed by the Court and the parties requesting such a hearing will be notified accordingly. Any party filing a Response and requesting a hearing shall attend the hearing or costs may be assessed against him.

DATE OF OBJECTION AND NOTICE: June 15, 2005

/s/ John F. Logan
John F. Logan, Trustee
P.O. Box 61039
Raleigh, NC 27661-1039
(919) 876-1355

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CERTIFICATE OF SERVICE

I, Anna M. Lassiter, of P.O. Box 61039, Raleigh, NC 27661-1039, do certify:

That I am and at all times hereinafter was, more than eighteen (18) years of age; and

That I have this day served a copy of the **Objection to Claim of Bank of America N.A. (USA) and Notice Thereof** upon all interested parties in this action by depositing a copy of same in a postage paid envelope with the United States Postal Service addressed to:

John T. Orcutt, Esq.
6616-203 Six Forks Road
Raleigh, NC 27615

Bank of America N.A. (USA) – via Certified Mail
Attn: Kenneth D. Lewis
100 N. Tryon Street
Charlotte, NC 28255

Bank of America N.A. (USA)
Attn: Managing Agent
PO Box 2278
Norfolk, VA 23501-2278

Jimmy Blutcher Britt
616 Wimberly Road
Apex, NC 27523-6774

or, if such interested party is a Filing User, by serving such interested party by electronic transmission, pursuant to Local Rule 5005-4(9)(b).

I certify under penalty of perjury that the foregoing is true and correct.

EXECUTED ON: June 15, 2005

/s/ Anna M. Lassiter
Anna M. Lassiter
Case Administrator