

DISTRICT COURT OF APPEAL OF FLORIDA, SECOND DISTRICT

Deutsche Bank National Trust Company v. Charlene Frances Garcia

Deutsche Bank · No. 2D18-485 · Decided May 17, 2019

SUMMARY

The Florida Second District Court of Appeal issued a per curiam opinion affirming the circuit court's decision in an appeal brought by Deutsche Bank National Trust Company. The appellees included individuals, representatives of an estate, a plenary guardian, and Wells Fargo Bank, N.A.

CASE DETAILS

COURT	District Court of Appeal of Florida, Second District
WRITING FOR THE COURT	KHOUZAM, J.; MORRIS, J.; ATKINSON, J.
JURISDICTION	Florida
DECIDED	May 17, 2019
DOCKET	2D18-485
DISPOSITION	affirmed
PROCEDURAL POSTURE	Appeal from the Circuit Court for Lee County, Florida.
PRECEDENTIAL VALUE	published
PARTIES	Deutsche Bank National Trust Company, as indenture trustee under the indenture relating to IMH Assets Corp., Collateralized Asset-Backed Bonds, Series 2003-4 v. Charlene Frances Garcia, individually and as personal representative of the Estate of George Hedlund, Richard Hedlund, Kenneth Hedlund, Sabrina Whidden Greene, as plenary guardian of the property of Olivia Lyn Hedlund and George Hedlund, Wells Fargo Bank, N.A., successor by merger to Wachovia Bank, N.A.

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

civil procedure

appellate procedure

PROCEDURAL HISTORY

Deutsche Bank National Trust Company appealed a decision of the Circuit Court for Lee County. The Second District Court of Appeal affirmed the circuit court's decision.

DISPOSITION

affirmed

OPINION

DEUTSCHE BANK NATIONAL TRUST COMPANY v. CHARLENE FRANCIS GARCIA
PER CURIAM.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED
IN THE DISTRICT COURT OF APPEAL
OF FLORIDA

SECOND DISTRICT

DEUTSCHE BANK NATIONAL TRUST)

COMPANY, as indenture trustee under) the indenture relating to IMH ASSETS)

CORP., COLLATERALIZED ASSET-)

BACKED BONDS, SERIES 2003-4,)

) Appellant,)) v.) Case No. 2D18-485)

CHARLENE FRANCES GARCIA,)

individually and as personal) representative of the Estate of George) Hedlund, RICHARD
HEDLUND,)

KENNETH HEDLUND, SABRINA)

WHIDDEN GREENE, as plenary) guardian of the property of Olivia Lyn) Hedlund and George
Hedlund, and)

WELLS FARGO BANK, N.A.,)

successor by merger to Wachovia) Bank, N.A.)) Appellees.)) Opinion filed May 17, 2019.
Appeal from the Circuit Court for Lee County; Michael T. McHugh, Judge. Anthony R. Yanez and
Nicole R. Topper of Blank Rome LLP, Ft. Lauderdale, for Appellant. Joseph C. Lotempio and
David W. Fineman of The Dellutri Law Group, P.A., Fort Myers, for Appellees Charlene Frances
Garcia, Individually and as Personal Representative of the Estate of George Hedlund, Richard
Hedlund, and Kenneth Hedlund. PER CURIAM. Affirmed. KHOUZAM, MORRIS, and
ATKINSON, JJ., Concur. -2-