

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT,
IN AND FOR PINELLAS COUNTY, FLORIDA
CIVIL DIVISION

HSBC BANK, N.A., AS TRUSTEE FOR THE
HOLDERS OF DEUTSCHE ATL-A SECURITIES
MORTGAGE LOAN TRUST, SERIES 2007-AR2
MORTGAGE PASS-THROUGH CERTIFICATES,

PLAINTIFF,

CASE NO. 09-009463-19

UCN: 522009CA009463XXCICI

V.

CALVIN D. JOHNSON; JACQUELEINE JOHNSON;
FIRST HOME BANK;
DEFENDANTS.

OBJECTION TO HEARING AND REQUEST FOR CONTINUANCE

COMES NOW, the Defendants Calvin D. Johnson and Jacqueline Johnson, herein described (hereinafter "Defendants") by and through undersigned counsel MATTHEW D. WEIDNER, and hereby files this OBJECTION TO HEARING, and as support thereof states:

1. This is an action for foreclosure of residential real property owned by the Defendants.
2. The named Plaintiff in this case is HSBC BANK, N.A., AS TRUSTEE FOR THE HOLDERS OF DEUTSCHE ATL-A SECURITIES MORTGAGE LOAN TRUST, SERIES 2007-AR2 MORTGAGE PASS-THROUGH CERTIFICATES (hereinafter "Plaintiff").
3. On or about June 01, 2010 the Plaintiff filed with this Court a Notice of Hearing.
4. However, the Plaintiff failed to communicate with undersigned counsel regarding the date and time for this hearing and therefore impermissibly set this hearing unilaterally in violation of local rules.
5. No party would be harmed by a rescheduling of this hearing.

FILED
KEN BUR
CLERK OF DISTRICT COURT
2010 JUN 22 AM 11:55
LEWIS & CLARK

WHEREFORE, because the Plaintiff impermissibly set the hearing for its Motion for Summary Judgment unilaterally and because undersigned counsel may have a conflict with the unilaterally set date and time, the Defendants respectfully request that this Court abate the hearing on the Plaintiff's motion until such time that can be mutually set by the parties involved.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail on this 18th day of June, 2010 to MICHAEL D. WILD, Smith, Hiatt & Diaz, P.A., PO

Box 1128, Fort Lauderdale, FL 33339-1438.

By: 

MATTHEW D. WEIDNER
Attorney for Defendants
1229 Central Avenue
St. Petersburg, FL 33705
(727) 894-3159
FBN: 0185957

FORECLOSUREPROF.COM

