

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

In re:

LYDIA CLADEK, INC.,

Case No. 3:10-bk-02805-PMG

Debtor.

(Consolidated by Prior Court Order with Case
No. 10-bk-02800-PMG)

MICHAEL PHELAN, not individually but as
Chapter 11 Trustee of the estate of the Debtor, Adv. Proc. No. 3:10-ap-00248-PMG
Lydia Cladek, Inc.

Plaintiff,

v.

LYDIA I. CLADEK; Captiva Island Vacation
Properties, LLC; Land Trust Service
Corporation as Trustee under the Trust AB,
dated October 19, 2004; Land Trust Service
Corporation as Trustee of Trust No. 16249-52;
Land Trust Service Corporation as Trustee of
Trust No. 4443; Trust No. 23 dated September
21, 2005, Land Trust Service Corporation, as
Trustee as to Parcel A; Trust No. 25 dated
September 21, 2005, Land Trust Service
Corporation, as Trustee as to Parcel B; Trust
No. 27 dated September 21, 2005, Land Trust
Service Corporation, as Trustee as to Parcel C;
Trust No. 16250-52, dated May 26, 2006, Land
Trust Service Corporation, as Trustee; Land
Trust Service Corporation, as Trustee of Trust
No. 4443 dated March 9, 2005; and Trust No.
1001 dated August 26, 2005, Land Trust
Service Corporation, as Trustee,

Defendants.

**ORDER CONTINUING PRELIMINARY INJUNCTION AND
SCHEDULING STATUS CONFERENCE**

This proceeding came before the Court on May 25, 2010 at 1:30 p.m. (the "Hearing") on
the Emergency Motion of Michael Phelan, not individually but as Chapter 11 Trustee (the

“Chapter 11 Trustee”) for the estate of Lydia Cladek, Inc. (the “Debtor”), for Entry of a Preliminary Injunction and for Other Relief and Request for Judicial Notice, pursuant to Rule 65 of the Federal Rules of Civil Procedure, as incorporated into Rule 7065 of the Federal Rules of Bankruptcy Procedure, section 105(a) of title 11 of the United States Code (the “Bankruptcy Code”) and Fed. R. Evid. 201 (the “Motion”) [Adv. Doc. No. 2]. The Court granted the Motion by order dated and effective as of May 25, 2010 at 1:30 p.m. (the “Order Granting Preliminary Injunction”) and scheduled a status conference on the Order Granting Preliminary Injunction for July 6, 2010, at 10:00 a.m. (the “Status Conference”) [Adv. Doc. No. 16]. After hearing the argument of counsel and evidence presented at the Hearing and at the Status Conference, it is

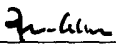
ORDERED:

1. The Order Granting Preliminary Injunction, and all terms and conditions set forth therein, shall remain in full force and effect until further of the Court.

2. Paragraph 6 of the Order Granting Preliminary Injunction contains a reference to a "Receiver", however, any such reference was a scrivener's error, and the proper reference should be the "Chapter 11 Trustee" in place of "Receiver".

3. The Court will hold a status conference regarding this Order and the Order Granting Preliminary Injunction on September 7, 2010, at 10:00 a.m.

DATED: July 7, 2010, at Jacksonville, Florida.



Paul M. Glenn
Chief United States Bankruptcy Judge

Copies furnished to:

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St. Augustine, FL 32080

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St. Augustine, FL 32080

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St. Augustine, FL 32080-7979

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Elena L. Escamilla, Esq.
United States Trustee
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Michael Phelan
Chapter 11 Trustee
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c/o Bennett Yell

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St. Augustine, FL 32080

Andrea Levinson & Michael Egelman
c/o Michael Egelman
127 Bonita Road
St. Augustine, FL 32086

RAD Management Company
c/o Donald R. Radbill
221 N. Forest Dune Dr.
St. Augustine, FL 32080

Captiva Island Vacation Properties, LLC, at its usual place of business
3201 Fern Valley Rd., Suite 212
Louisville, KY 40213

Captiva Island Vacation Properties, LLC,
c/o its Registered Agent, Bruce M. Essen, Esq., at his usual place of business
2532 East First Street
Fort Myers, FL 33901

Land Trust Service Corporation as Trustee under the Trust AB, dated October 19, 2004, at its
usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Land Trust Service Corporation as Trustee under the Trust AB, dated October 19, 2004,
c/o its Registered Agent, L.C. Warda, at her usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 23 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel
A, at its usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 23 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel
A
c/o its Registered Agent, L.C. Warda, at her usual place of business,
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 25 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel
B, at its usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 25 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel B
c/o its Registered Agent, L.C. Warda, at her usual place of business,
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 27 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel C, at its usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 27 dated September 21, 2005, Land Trust Service Corporation, as Trustee as to Parcel C, c/o its Registered Agent, L.C. Warda, at her usual place of business,
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 16250-52, dated May 26, 2006, Land Trust Service Corporation, as Trustee, at its usual place of business
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Lake Wales, FL 33853

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c/o its Registered Agent, L.C. Warda, at her usual place of business,
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c/o its Registered Agent, L.C. Warda, at her usual place of business,
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 1001 dated August 26, 2005, Land Trust Service Corporation, as Trustee, at its usual place of business
28 West Park Avenue
Lake Wales, FL 33853

Trust No. 1001 dated August 26, 2005, Land Trust Service Corporation, as Trustee
c/o its Registered Agent, L.C. Warda, at her usual place of business,
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