

**United States District Court  
Western District of North Carolina  
Asheville Division**

TD BANK, N.A.,	)	JUDGMENT IN CASE
	)	
Plaintiff,	)	1:16-cv-00144-MOC-DSC
	)	
vs.	)	
	)	
BILTMORE INVESTMENTS, LTD,	)	
	)	
Defendant.	)	

DECISION BY COURT. This action having come before the Court and a decision having been rendered;

IT IS, THEREFORE, ORDERED AND ADJUDGED that Judgment is hereby entered in accordance with the Court’s October 13, 2016 Order that:

- Plaintiff’s Motion to Dismiss defendant’s counter-claim (#10) is GRANTED;
- Defendant’s counter-claim (#9) is DISMISSED;
- Plaintiff’s Motion for Judgment on the Pleadings (#16) is GRANTED;
- Defendant is ordered to deliver to plaintiff the three manufactured homes named as collateral in plaintiff’s Complaint (#1); and
- Defendant is ordered to pay plaintiff the amount of deficiency as well as any applicable statutory interest.

October 13, 2016

  
\_\_\_\_\_  
Frank G. Johns, Clerk  
United States District Court

