

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA
CIVIL DIVISION

1900 CAPITAL TRUST III, BY U.S. BANK
TRUST NATIONAL ASSOCIATION, NOT
IN ITS INDIVIDUAL CAPACITY BUT
SOLELY AS CERTIFICATE TRUSTEE,

Plaintiff,

CASE NO.: 12-CA-005948

v.

THANH VAN NGUYEN, et al.,

Defendants.

FINAL JUDGMENT FOR DEFENDANT

This case was tried before the Court on June 25, 2019, and the Court, having considered the testimony and other evidence, heard argument of counsel and considered the applicable case law, makes the following findings:

1. At the close of Plaintiff's case, Defendant Thanh Van Nguyen moved for an involuntary dismissal of the action. Viewing the evidence in the light most favorable to the Plaintiff, the Court finds that the Plaintiff failed to prove a prima facie case for mortgage foreclosure as the Plaintiff failed to prove the amounts due and owing under the subject note and mortgage.


2. Accordingly, Defendant's Motion for Involuntary Dismissal is hereby **GRANTED** and this case is hereby **DISMISSED**.

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CIRCUIT COURT

3. **FINAL JUDGMENT** is hereby entered in favor of Defendant Thanh Van Nguyen. Plaintiff shall take nothing by this action and the Defendant shall go hence without day.

4. The Court reserves jurisdiction for a determination as to entitlement to attorney's fees and costs.

DONE and ORDERED in Chambers, Hillsborough County, Florida, this 28 day of August, 2019.



Honorable Sandra Taylor
Circuit Judge

Copies to counsel and parties
on attached service list

SERVICE LIST

Via JAWS

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