

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

JAMES LAPINSKI AND  
PATRICIA LAPINSKI,

Appellants,

v.

Case No. 5D17-445

GREEN TREE SERVICING, LLC,  
GREEN EMERALD HOMES, LLC,  
ALEXANDRIA POINTE HOMEOWNERS  
ASSOCIATION, INC.,

Appellees.

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Opinion filed February 9, 2018

Appeal from the Circuit Court  
for Volusia County,  
Randell H. Rowe, III, Judge.

James Lapinski and Patricia Lapinski, Port  
Orange, pro se.

Christopher R. Evans and Douglas R.  
Sargent, of Locke Lord LLP, West Palm  
Beach, and Charles P. Gufford, of McCalla  
Raymer Leibert Pierce, LLC, Orlando, for  
Appellee, Green Tree Servicing, LLC.

Mark P. Stopa, of Stopa Law Firm, Tampa,  
for Appellee, Green Emerald Homes, LLC.

No Appearance for Other Appellee.

PER CURIAM.

We affirm the summary final judgment of foreclosure entered in favor of Appellee,  
Green Tree Servicing, LLC, without further discussion, except that we strike from

paragraph ten of the judgment any reference to the trial court later entering a deficiency judgment against Appellants. Appellee agreed to waive the right to pursue any deficiency claim against Appellants as part of their settlement to resolve the case below.

FINAL JUDGMENT AFFIRMED, AS MODIFIED.

EVANDER, LAMBERT and EISNAUGLE, JJ., concur.