

# Deutsche Bank Nat'l Tr. Co. for First Franklin Mortgage Loan Tr. 2006-FF16, Asset-Backed Certificates Series 2006-FF16 v. Green

July 27, 2018

5D17-710, \_\_ So. 3d \_\_, 2018 WL 3595290, at \*1 (Fla. 5th DCA July 27, 2018)

Reversing an involuntary dismissal, and (i) rejecting the argument that a subsequent foreclosure action must be predicated on a default date that post-dates the dismissal of prior foreclosure action; (ii) rejecting the argument that a borrower can start making normal monthly payments following dismissal of a foreclosure without curing the past due amounts; and (iii) demonstrating support for the trial court's finding that any claim of prejudice due to a discrepancy in a default letter was negated by the failure of the borrower to contact the loan servicer.