NYSCEF DOC. NO. 37

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF DUTCHESS

-----X DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR AMERIQUEST MORTGAGE SECURITIES INC., ASSET-BACKED PASS-THROUGH CERTIFICATES, SERIES 2005-R6,

Plaintiff(s),

-against-

JOSEPH R. CUSSICK, III,

"JOHN DOE #1" through "JOHN DOE #12," the last twelve names being fictitious and unknown to plaintiff, the persons or parties intended being the tenants, occupants, persons or corporations, if any, having or claiming an interest in or lien upon the Subject Property, described in the complaint,

Defendant(s).

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INDEX NO.: 52476-2016

## NOTICE OF MOTION FOR AN ORDER OF REFERENCE

MORTGAGED PROPERTY: 102 WOODLEA ROAD SALT POINT, NY 12578

COUNTY: DUTCHESS

SBL#: Section 6466, Block 00, Lot 310822

PLEASE TAKE NOTICE that upon the attached affirmation of Glenn W. Caulfield, Esq. dated April 20, 2018, the affidavit of Jennifer Jeudy, who is a Contract Management Coordinator of Ocwen Loan Servicing, LLC, sworn to October 10, 2017, the exhibits attached thereto, and all prior proceedings in this case, Plaintiff DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR AMERIQUEST MORTGAGE SECURITIES INC., ASSET-BACKED PASS-THROUGH CERTIFICATES, SERIES 2005-R6 will move this Court on May 23, 2018 at 9:30 a.m. before Hon. Christi J. Acker, J.S.C., at the Supreme Court of DUTCHESS County, 10 Market Street Poughkeepsie, NY 12601, or as soon thereafter as the parties may be heard, for an order:

1. Appointing a referee to compute the amount due Plaintiff, examine whether the mortgaged property known as 102 Woodlea Road, Salt Point, NY 12578 may be sold in parcels, and make his/her computation and report with all convenient speed pursuant to RPAPL §1321;

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2. Amending the caption by renaming Defendant JOSEPH R. CUSSICK, III to JOSEPH R. CUSSICK, III A/K/A JOSEPH R. CUSSICK; and

3. Adding the names of tenant(s) residing at mortgaged property as named defendants pursuant to RPAPL §1311, amending the caption to add JOHN DOE and JANE DOE, as a party defendant in this action;

4. Declaring that all non-appearing and non-answering defendants are in default pursuant to CPLR §3215; and

5. Such additional relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR 2214(b), answering papers and notice of cross-motion, with supporting papers, if any, must be served upon the undersigned at least seven (7) days prior to the return date of this motion.

DATED: April 20, 2018 Westbury, New York

Glenn W. Caulfield, Esg. RAS Boriskin, LLC Attorneys for Plaintiff 900 Merchants Concourse, Suite 106 Westbury, NY 11590 516-280-7675

TO: JOSEPH R. CUSSICK, III A/K/A JOSEPH R. CUSSICK 102 WOODLEA ROAD SALT POINT, NY 12578-2023

JOHN DOE AS JOHN DOE #1 102 WOODLEA ROAD SALT POINT, NY 12578

JANE DOE AS JOHN DOE #2 102 WOODLEA ROAD SALT POINT, NY 12578