

At an IAS Part _____ of the Supreme Court of the State of New York, in and for the County of Dutchess Courthouse, located at Dutchess County Courthouse, 10 Market Street, Poughkeepsie, NY 12601, on _____, 2018.

Present: Hon. _____

Wells Fargo Bank, N.A.,

Plaintiff,

-against-

Jeffrey Tuttle a/k/a Jeffrey R. Tuttle a/k/a Jeffrey Hallman Tuttle; Mary Tuttle a/k/a Mary Elizabeth Tuttle a/k/a Mary Hallman Tuttle; Nationstar Mortgage, LLC; The Bank of New York Mellon FKA The Bank of New York, as Trustee for the Certificateholders of CWHEQ, Inc., Home Equity Loan Asset Backed Certificates, Series 2007-S2; United States of America, and "JOHN DOE", said name being fictitious, it being the intention of Plaintiff to designate any and all occupants of premises being foreclosed herein, and any parties, corporations or entities, if any, having or claiming an interest or lien upon the mortgaged premises,

Defendants.

**ORDER CANCELING LIS
PENDENS AND
DISCONTINUING ACTION**

Index No. 2018-52171

Foreclosure of:
146 Mills Cross Road
Staatsburg, NY 12580

Section 6167 Block 02 Lot
601745

Our File No.: 18-074066

On reading the Notice of Motion of the plaintiff, Wells Fargo Bank, N.A., and the supporting Affirmation of Frank M. Cassara, Esq., of SHAPIRO, DICARO & BARAK, LLC, attorneys of record for the plaintiff herein, and said motion having been submitted to the Court; and on all the pleadings, papers and proceedings heretofore had herein; and the plaintiff's application having come on to be heard before this Court on December 7, 2018; and due deliberation having been had on all the issues and matters raised therein; it is

ORDERED, that the above entitled action be and the same is hereby discontinued without attorney fees or costs to any party as against the other; and it is further

ORDERED, that the County Clerk of the County of Dutchess be and is hereby directed, upon payment of the proper fee, if any, to cancel and discharge of record a certain Notice of Pendency filed in this action on July 18, 2018 against 146 Mills Cross Road, Staatsburg, NY 12580 (Section 6167 Block 02 Lot 601745), and said Clerk is hereby directed to enter upon the margin of the record of same a notice of cancellation referring to this Order;

Dated:

Hon.