

COUNTY OF NASSAU

U.S. BANK TRUST, N.A.

plaintiff,

Index No. 0612671/2018

-against

Residential Foreclosure Conference
Part Order

BROWN, EDDY I.D.

defendant.

A Residential Foreclosure action was scheduled for a settlement conference on 11/20/2018 and the following parties appeared before the undersigned:

Plaintiff: by Madeline Mullan } co-counsel for _____
 Plaintiff: by _____ } counsel for FEIN, SUCH, KAHN & SHEPARD, PC
 Defendant [] UNREPRESENTED or [] REPRESENTED by: [Signature]

- [] of counsel ☒ retained [] pro bono for the day
- [] Case does *not* meet the criteria of the Foreclosure Part under Uniform Rule 202.12(a) (FSCNER)(FSCNEU)
 [] Case is a reverse mortgage, REFER TO FP3 (FSCCTDR)(FSCCTDU)
 [] Case Settled by loan modification (FSCLMR) (FSCLMU)
 [] Case Dismissed by the court (FSCDISMR) (FSCDISMU) [] [] [] []
 [] Case Settled other than loan modification (FSCOTR) (FSCOTU) reinstatement - satisfaction - forbearance - short sale
 [] Case Discontinued except by settlement (FSCDISCR) (FSCDISCU)
 [] Bank *shall* file a Discontinuance with the Nassau County Clerk and serve a *Certified Copy*, of such Discontinuance, upon the Homeowner(s) within (45) days of the date of this order.
 [] Case is *not* settled and plaintiff may proceed with the action (FSCCNSR) (FSCCNSU) 30--45--60--90--day stay.
 [] Stayed pending other outcome (FSCSTAYR) (FSCSTAYU)
 [] Defendant *failed* to appear at the conference, Plaintiff to proceed with the action. (FSCDFTR) (FSCDFTU)

- [] PLAINTIFF is directed to provide Loan Modification Packet and a HAMP packet to the defendant by _____
 [] DEFENDANT is directed to submit completed application or additional documentation by _____
 [] DEFENDANT is directed to bring copies and fax receipts of all documents submitted to the lender at the next court conference.
 [] PLAINTIFF is directed to provide DEFENDANT with a direct telephone and fax number to the lender's loss mitigation representative and bank attorney.
 [] PLAINTIFF is directed to review defendant homeowner's application and advise if additional information is needed by _____
 [] PLAINTIFF is directed to advise defendant if modification is granted or denied by _____
 [] PLAINTIFF is directed to provide a written report stating, with specificity, all programs available and all good faith efforts undertaken to resolve this matter by the next court conference.
 [] The court directs the plaintiff to have the lender's representative, authorized to settle, as follows:
 [] Present in Court on the next court date. [] Available to the court by DIRECT telephone line.
 [] Other 2/1 34146 (4.125%) - P/O 599.140
intends to negotiate - will propose in writing.
 [] The court directs an adjournment to 1/8 at 9:30 for further conference (FSCCTDR)(FSCCTDU)
 [] The court directs an adjournment to _____ at _____ for Trial Loan Modification (FSCCTDR)(FSCCTDU)
 [] The court has received the appropriate INTAKE/STATUS form as required under the Uniformed Rules.

Dated: 11/20/2018

ENTERED

HON. UTE WOLFF LALLY

Jan 04 2019

(42)

FORECLOSURE SETTLEMENT CONFERENCE INTAKE FORMSupreme Court of the State of New York County of NassauU.S. Bank Plaintiff(s), v. Index No.: 612671/2018Brown Defendant(s).A Residential Foreclosure Conference was held on 11/20/2018Appearances For Plaintiff(s) ("P") ☒ Retained Counsel ☐ Per DiemName: Madelme Mullane
Fein, Such & Crane
Law Firm:Email/Phone: 973 538 4000
Caliber
Loan Servicer:For Defendant(s) ("D") ☐ Unrepresented ☒ Retained Counsel ☐ Limited Representation ☐ OtherName: Alexander Khutornsky
Law Office of Christy M. DeMcRi
Law Firm:Email/Phone: akhuto@gmail.com
Servicer Provider:

Other: _____

ELIGIBILITYThis foreclosure action is eligible for an FSC: ☐ Yes ☒ NoHas the defendant filed an answer: ☐ Yes ☒ No☐ This case does not meet the criteria of Uniform Rule 202.12(a). (FSCNER) (FSCNEU)☐ D failed to appear at the scheduled conference, P to proceed with the action. (FSCDFTR) (FSCDFTU)**LOAN AND INCOME INFORMATION**

Mortgage Date: _____ Default Date: _____

Plaintiff alleges that it is the Owner of the Mortgage and Note ☐ Yes ☐ NoPrior Modification 1 _____ Prior Modification 2 _____ HAMP ☐ Yes ☐ No

Other: _____

FOLLOWING A SETTLEMENT CONFERENCE, IT IS HEREBY DIRECTED THAT:

- ☐ By _____ [date], P shall provide to D a loan modification/short sale application.
- ☐ By _____ [date], D shall submit to P a completed loan modification/short sale application.
- ☐ By _____ [date], P shall send Missing Document Letter, if necessary.
- ☐ By _____ [date], D shall respond to the Missing Document Letter.
- ☐ Other: _____

See center

- ☐ Case settled by ☐ loan modification (FSCLMR) (FSCLMU) ☐ other _____
- ☐ Case Discontinued except by settlement. P shall file a Notice of Discontinuance and serve a Certified Copy of such Discontinuance upon D within (45) days of the date hereof. (FSCDISCR) (FSCDISCU)
- ☐ Case is not settled and P may proceed with the action. (FSCCNSR) (FSCCNSU) Unless otherwise directed by the Court, failure to proceed will result in dismissal of the action.
- ☐ Stayed pending other outcome. (FSCSTAYR) (FSCSTAYU)

The court directs an adjournment to 1/8/19 at 9:30☐ For a further conference. ☐ Trial modification. (FSCCTDR) (FSCCTDU)

I acknowledge receipt by signing below:

Supreme Court of Nassau County

Foreclosure Settlement Conference Part

NOTICE OF APPEARANCE

Index No. 612671/18US Bank Trust, NA

vs.

Eddy Brown and Sherric Brown

To the Clerk:

You are hereby notified that I, Alexander Khutoryansky, Esq.
appear for Eddy Brown and Sherric Brown
the PLAINTIFF/DEFENDANT in the above entitled action.

Dated the 20th day of November, 2018

(Signature)

Law Office of Christy M. Denton
1225 Franklin Ave., Ste. 325
(Address)Garden City N.Y. 11530(917) 566-7350
(Telephone No.)

CPLR 3408(1)

U.S. BANK TRUST, N.A.

PLAINTIFF

V.

Index No. 0612671/2018

BROWN, EDDY I.D.

DEFENDANT

IN COURT:

I, Alexander K. Kozlovsky, am the above-named defendant/or the attorney for the defendant(s) in this matter and I acknowledge receiving the answer pack with information on how to answer the complaint against me, together with the Consumer Bill of Rights for Foreclosure Actions and a list of mortgage foreclosure Housing Counseling Organizations. The list of Housing Counseling Agencies was previously mailed to me (or my client), along with the notice for this conference. I/We (if unrepresented) were also referred to the Nassau County Bar Association for free legal assistance by volunteer lawyers.

J.S.C./J.H.O./Referee
Defendant/Defendant(s) Attorney