FILED: WESTCHESTER COUNTY CLERK 04/01/2019 10:35 AM INDEX NO. 57825/2018

NYSCEF DOC. NO. 28

RECEIVED NYSCEF: 03/29/2019

the F3c Part

At an IAS Part of the Supreme Court of the State of New York, in and for the County of Westchester Courthouse, located at Westchester County Courthouse, 110 Dr. Martin Luther King, Jr. Blvd., White Plains, NY 10601, on March 29, 2019.

Present: Hon. Kathie E. Davidson, J.SC.

The Bank of New York Mellon FKA The Bank of New York, as Trustee for the certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2006-15,

Plaintiff,

-against-

Patricia Williams; ALLY Financial Inc. f/k/a GMAC, 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,

ORDER CANCELING LIS PENDENS AND DISCONTINUING ACTION. AND COUNTERCLAIMS

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Foreclosure of: 148 Clove Road New Rochelle, NY 10801

Section 5 Block 1552 Lot 0059

Our File No.: 18-069596

Defendants.

On reading the Notice of Motion of the plaintiff, The Bank of New York Mellon FKA The Bank of New York, as Trustee for the certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2006-15, 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 March 29, 2019; and due deliberation having been had on all the issues and matters raised therein; it is

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



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ORDERED, that the County Clerk of the County of Westchester 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 May 15, 2018 against 148 Clove Road, New Rochelle, NY 10801 (Section 5 Block 1552 Lot 0059), 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: White Plains, New Yorks hulls E. Warning Hom. Kathie E. Ibavidson Justice of the Supreme Court