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IN RE APPLICATION OF GREEN TREE  
SERVICING LLC TO ISSUE  
CORRECTIVE NOTICES OF INTENTION  
TO FORECLOSE IN PENDING  
UNCONTESTED FORECLOSURE  
ACTIONS

SUPERIOR COURT OF NEW  
JERSEY

CHANCERY DIVISION

Civil Action

Docket No: F-35398-13

**FINAL ORDER**

**THIS MATTER** being brought before the court by Laura Scurko, Esq. of the law firm Stern, Laventhal & Frankenberg, L.L.C., attorneys for petitioner, Green Tree Servicing LLC, by way of summary action as set forth in Chief Justice Stuart Rabner's April 4, 2012 Order and based upon the facts set forth in the Verified Complaint filed October 3, 2013, Certification of Laura Scurko, Esq., the arguments of counsel and all other documents submitted; and the Court having made the following findings of fact and conclusions of law:

A. This matter was appropriately commenced by Order to Show Cause as a summary proceeding pursuant to R. 4:67-2, as authorized by Chief Justice Rabner's April 4, 2012 Order, and the Honorable Margaret Mary McVeigh, P.J.Ch. having entered an Order to Show Cause on October 16, 2013, setting a return date of January 29, 2014, having been adjourned to

January 30, 2014, and

B. The Order to Show Cause directed all borrowers listed on Exhibit A to the Verified Complaint to appear and show cause why the Court should not allow Green Tree Servicing LLC to send new Notices of Intention to Foreclose; and

C. The Order to Show Cause and supporting documents were served by Petitioner on each Foreclosure Defendant by regular and certified mail, return receipt requested, at the property address, and the last known address in the Green Tree Servicing LLC's records if different; and

D. One of the documents served on each borrower was a new Notice of Intention to Foreclose which complies with N.J.S.A. 2A:50-56;

E. Notice of this Order to Show Cause was published two times in the *South Jersey Times*, *Star Ledger*, *The Press of Atlantic City* and the *Bergen Record* pursuant to the Order to Show Cause;

F. Objections having been filed in this matter, replies to those objections have been submitted to the Court for consideration;

G. The Final Hearing in this matter having been conducted on January 30, 2014;

**12TH**  
**March**

**THEREFORE, IT IS** on this \_\_\_\_ day of \_\_\_\_\_, 2014 ORDERED as

follows:

1. Green Tree Servicing LLC's request to send new Notices of Intention to Foreclose on pre-final judgment foreclosure matters listed in Exhibit A to the Verified Complaint is hereby

GRANTED, EXCEPT that relief is not granted on the matters listed on the attached List of Excluded Cases. The List of Excluded Cases is attached hereto as Exhibit A.

2. All objections to the Order to Show Cause are hereby overruled for the reasons set forth on the record on January 30, 2014.

3. The Remediated Notices of Intention to Foreclose served in accordance with this Court's Order to Show Cause complied with the requirements of the Fair Foreclosure Act;

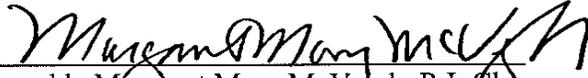
4. Since more than thirty-five (35) days have elapsed since the service of the new Notices of Intention to Foreclose, Green Tree Servicing LLC may resume any foreclosure where the borrower has not reinstated the loan, however, for any of the Cases in which remediated Notices of Intention were served but which cases were dismissed for lack of prosecution by the Clerk's office pursuant to Rule 4:64-8, Green Tree Servicing LLC may resume its action upon the granting of a motion to reinstate such action. The provisions of this paragraph do not apply to the matters listed on the Attached List of Excluded Cases; and

5. The Office of Foreclosure is authorized to process and recommend entry of final judgment, upon the submission of an appropriate application to enter judgment, on any foreclosure that was subject to this Order to Show Cause; Any previously filed motions for the entry of Final Judgment that are pending review by the Office of Foreclosure are to be withdrawn and a spreadsheet is to be submitted to the Superior Court Clerk's Office listing the cases in which motions for the entry of Final Judgment are being withdrawn. Complete/updated motions for the entry of Final Judgment (including CODI's) are to be filed on notice to the Foreclosure Defendants once the withdrawals are complete; and

6. A copy of this Final Order shall be posted on the Judiciary Web Page at <http://www.judiciary.state.nj.us>.

7. A copy of this Final Order, without Exhibits, will be published one time before 3/24/14 in the following four newspapers: *The Star Ledger*, the *South Jersey Times*, the *Bergen Record* and the *Press of Atlantic City*.

8. Within seven days, Petitioner shall serve a copy of this Order without Exhibits, by regular mail upon any foreclosure Defendant who filed a timely written Objection in this matter or to counsel for such Defendant.

  
Honorable Margaret Mary McVeigh, P.J. (Ch.)