

NOTICE TO THE BAR

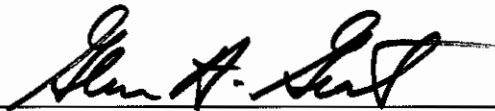
MORTGAGE FORECLOSURES – RULE RELAXATIONS – NOTICES OF MOTION AND ORDERS TO CORRECT PARTY NAMES IN ELECTRONIC COURT RECORDS; OBJECTIONS TO MOTIONS FOR ENTRY OF FINAL JUDGMENT; AND DELIVERY OF CASE FILES TO VICINAGE JUDGES

By Order dated March 4, 2014, the Supreme Court has relaxed and supplemented the following Rules of Court relating to mortgage foreclosure matters, effective as of that date:

- Rule 1:34-6 – so as (a) to provide that applications for the recommendation by the Office of Foreclosure for entry of the categories of orders specified in Rule 1:34-6 must be pursuant to and consistent with Rule 1:6-2(a) and Rule 4:64-9, and (b) to authorize the Office of Foreclosure to enter orders to correct party names in electronic court records resulting from errors in electronically filed metadata;
- Rule 4:64-1(d)(1)(A) and Rule 4:64-9 – so as (a) to require that the Office of Foreclosure, upon receipt of a specific objection to the calculation of the amount due reflected in the affidavit of amount due accompanying a motion for entry of final judgment, shall refer the matter to a judge in the county of venue for handling and scheduling of further proceedings; and (b) to eliminate the requirement in such instances that the Office of Foreclosure deliver a physical case file to the vicinage judge, since the foreclosure case files exist in electronic form.

The Civil Practice Committee in its 2012-2014 report has recommended conforming rule amendments, which the Court will be considering as part of the current rule amendment cycle.

Questions concerning this Notice should be directed to Kristi Jasberg Robinson, Chief, Civil Practice Liaison, Administrative Office of the Courts, Hughes Justice Complex, P.O. Box 981, Trenton, New Jersey 08625-0981; telephone (609) 292-8470; email address kristi.robinson@judiciary.state.nj.us.



Glenn A. Grant, J.A.D.
Acting Administrative Director of the Courts

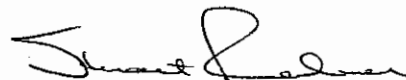
Dated: March 31, 2014

SUPREME COURT OF NEW JERSEY

Pursuant to N.J. Const. Art. VI, sec. 2 par. 3, it is ORDERED that the provisions of Rule 1:34-6 (“Supporting Personnel of the Courts – Office of Foreclosure”) of the Rules Governing the Courts of the State of New Jersey are supplemented and relaxed so as (a) to provide that the recommendation by the Office of Foreclosure for entry of the categories of orders specified in Rule 1:34-6 must be pursuant to and consistent with Rule 1:6-2(a) and Rule 4:64-9, and (b) to authorize the Office of Foreclosure to enter orders to correct party names in electronic court records resulting from errors in electronically filed metadata; and

It is FURTHER ORDERED that the provisions of Rule 4:64-1(d)(1)(A) (“Foreclosure of Mortgages, Condominium Association Liens and Tax Sale Certificates – Foreclosure Complaint, Uncontested Judgment Other Than In Rem Tax Foreclosures”) and Rule 4:64-9 (“Foreclosure of Mortgages, Condominium Association Liens and Tax Sale Certificates – Motions in Uncontested Matters”) of the Rules Governing the Courts of the State of New Jersey are supplemented and relaxed so as (a) to require that the Office of Foreclosure, upon receipt of a specific objection to the calculation of the amount due reflected in the affidavit of amount due accompanying a motion for entry of final judgment, shall refer the matter to a judge in the county of venue for handling and scheduling of further proceedings; and (b) to eliminate the requirement in such instances that the Office of Foreclosure deliver a physical case file to the vicinage judge since the foreclosure case files exist in electronic form.

For the Court,



Chief Justice

Dated: March 4, 2014