F I L E D

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BSI032

MARGARET M. MCVEIGH, P.J.Ch.

IN THE MATTER OF APPLICATION BY BSI FINANCIAL SERVICES, INC., TO ISSUE CORRECTIVE NOTICES OF INTENT TO FORECLOSE ON BEHALF OF IDENTIFIED PLAINTIFF(S) IN UNCONTESTED FORECLOSURE CASES,	SUPERIOR COURT OF NEW JERSEY CHANCERY DIVISION PASSAIC COUNTY DOCKET NO.: F-13792-12 Civil Action **FINAL ORDER**

THIS MATTER being opened to the Court by the Petitioner, BSI FINANCIAL SERVICES INC., (hereinafter referred to as "BSI") by its attorneys, Fein, Such, Kahn & Shepard, P.C., attorneys for Petitioner, Shari Seffer, Esq., appearing thereon, by way of an Order to Show Cause for a Summary Proceeding, as directed in an Order of the New Jersey Supreme Court entered by Chief Justice Stuart Rabner on April 4, 2012; and based upon the Verified Complaint in Support of Summary Proceeding filed on July 18, 2012, Certification of Shari Seffer in Support of Order to Show Cause,

and Order to Show Cause entered by the Honorable Margaret Mary McVeigh on September 10, 2012, and it appearing that service of a copy of the Notice of Intent to foreclose complying with the requirements of N.J.S.A2A5-56 and the decision of U.S. Bank -v- Guillaume, 209 N.J. 449 (2012), entitling the borrowers to reinstate their mortgage absent any attorney's fees or court costs along with a court sanctioned Letter of Explanation, the filed Verified Complaint and Order to Show Cause having been mailed to the borrowers by certified mail return receipt requested and by regular mail on September 24, 2012 and that a Certification of Mailing same having been filed with the court, and the Court having considered the papers submitted, and oral argument and appearance of counsel for the movant and by the borrowers who appeared absent a written formal objection on the return date of the application, and the Court having made the following findings of fact and conclusions of law:

A. That this action has been commenced by way of an Order to Show Cause pursuant to Rule 4:67-2, and permitted by Order of Chief Justice Stuart Rabner entered on April 4, 2012, and the Honorable Margaret Mary McVeigh having entered an Order to Show Cause on September 10, 2012 wherein set order set a return date on the Order to Show Cause for November 26, 2012,

B. That the Order to Show Cause directed that the Defendant set forth in Schedule A annexted to the Order to Show Cause appaer

on November 26, 2012 to object to the Court's alloingw BSI to issue corrective Notice of Intent to foreclose pursuant to the Order to Show Cause.

C. The Defendant was served with the Order to Show Cause, Verified Complaint, Remediated Notice of Intent to Foreclose, Explanatory Letter by Certified Mail, Return Receipt Requested and by Ordinary mail on September 24, 2012, at their last known address, but that there was no need to publish as it was evident that the borrowers resided at the property as they had recently participated in the New Jersey State Mediation Program, which mediation was not successful.

D. That the Remediated Notice of Intent to Foreclose mailed on September 24, 2012 was in compliance with the Requirements of N.J.S.A. 2A:50-56,

NOW, THEREFORE,

IT IS ON this 26th day of February, 2013;

ORDERED AND ADJUDGED that BSI's application to send out a new Notice of Intent to Foreclose in the foreclosure action currently pending in this pre-judgment action be and the same is hereby granted, and it is further

ORDERED, that said Notice of Intention to foreclose which has been mailed to the borrowers is in compliance with N.J.S.A. 2A:50-56 and the decision of U.S Bank v. Guillaume, 209 N.J. 449 (2012), and it is further

ORDERED, that since more than thirty (30) days has elapsed since the borrowers were served with the requisite Notice of Intent to Foreclose and the borrower having been unable to tender the amount due to reinstate the mortgage being foreclosed upon herein, that BSI may continue with the action to foreclose its mortgage, and it is further

ORDERED, that the Office of Foreclosure is authorized to proceed and recommend the entry of Final Judgment upon submission of an appropriate application to enter Final Judgment, on any foreclosure case that was subject to the 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 and to be completed/updated. Motions for Entry of Final Judgment (including CODI's are to be filed on Notice to the Foreclosure Defendants once the withdrawals are completed); and it is further

ORDERED, that a copy of this Order be served upon the borrowers Morando within 7 days of its receipt herein and that a copy of the filed Judgment be posted on the New Jersey Judiciary website at www.judiciary.state.nj.us.

Margaret Mary McVeigh

HONORABLE MARGARET MARY MCVEIGH, P J. CH