

ReedSmith

Diane A. Bettino
Direct Phone: +1 609 514 5962
Email: dbettino@reedsmith.com

Reed Smith LLP
Princeton Forrestal Village
136 Main Street - Suite 250
Princeton, NJ 08540-7839
+1 609 987 0050
Fax +1 609 951 0824
reedsmith.com

February 21, 2013

Via JEFIS

Clerk
Superior Court of New Jersey
25 West Market Street
6th Floor North Wing
Trenton, New Jersey 08625

**Re: *In Re Application by Cenlar, FSB to Issue Corrected Notices of Intent
To Foreclose On Behalf of Identified Foreclosure Plaintiffs in Uncontested Cases
Dkt. No. F-25842-12***

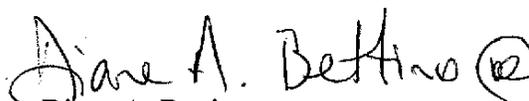
Dear Sir/Madam:

This firm represents CENLAR, FSB in the above-referenced matter. Enclosed for filing, please find the following documents:

1. Proposed Order on CENLAR, FSB's Order to Show Cause Application; and
2. Proposed Order Excluding Designated Foreclosure Case from this Matter.

Thank you for your assistance with this matter.

Very truly yours,


Diane A. Bettino

Enclosures

cc: The Hon. Paul Innes, P.J.Ch. (*Via Hand Delivery*)

REED SMITH LLP

Formed in the State of Delaware

Diane A. Bettino, Esquire
Princeton Forrestal Village
136 Main Street, Suite 250
Princeton, New Jersey 08540
Tel. (609) 987-0050

Attorneys for CENLAR, FSB

)	SUPERIOR COURT OF NEW JERSEY
)	CHANCERY DIVISION
IN RE APPLICATION BY CENLAR,)	MERCER COUNTY
FSB TO ISSUE CORRECTED NOTICES)	
OF INTENT TO FORECLOSE ON)	DOCKET NO.: F-25842-12
BEHALF OF IDENTIFIED)	
FORECLOSURE PLAINTIFFS IN)	<u>CIVIL ACTION</u>
UNCONTESTED CASES)	
)	
)	ORDER EXCLUDING DESIGNATED
)	FORECLOSURE CASE FROM THIS
)	MATTER

THIS MATTER having been opened to the Court by Reed Smith LLP, attorneys for CENLAR, FSB (“CENLAR”), authorized to act on behalf of Foreclosure Plaintiffs in pending foreclosure cases in New Jersey, seeking relief by way of summary action for an Order permitting CENLAR to issue corrected Notices of Intent to Foreclose to the defendant mortgagor and/or parties obligated on the debt (“Foreclosure Defendants”) in the pending, pre-judgment, uncontested foreclosure cases listed on the Exhibits 1 through 24 to the Verified Complaint (“Corrected NOI List”) to include the name and address of the lender, and based upon the New Jersey Supreme Court’s decision in *US Bank, N.A. v. Guillaume*, 209 N.J. 449 (2012), the implementing Order of the New Jersey Supreme Court dated April 4, 2012; and upon recognition that a foreclosure case listed on the attached Exhibit A should not be included in this Order to

Show Cause, as that matter was dismissed after CENLAR filed its Verified Complaint; and for good cause shown;

IT IS on this ____ day of _____, 2013:

ORDERED that the foreclosure case identified on the attached Exhibit A is hereby **EXCLUDED AND REMOVED** from the Corrected NOI List and this Order to Show Cause; and

IT IS FURTHER ORDERED that a copy of this Exclusion Order shall be posted on the Judiciary Web Page in a searchable pdf format at [http://judiciary.state.nj.us.](http://judiciary.state.nj.us;); and

IT IS FURTHER ORDERED that within seven days, CENLAR shall serve a copy of this Order, by regular mail, upon the Foreclosure Defendant whose case is listed on Exhibit A.

Honorable Paul Innes, P.J.Ch.

EXHIBIT A TO EXCLUSION ORDER

MORTGAGOR FIRST NAME	MORTGAGOR LAST NAME	ATTORNEY NAME	CO-BORROWER NAME	PLAINTIFF NAME	DOCKET NO.	COUNTY	STATUS
Bonnie	Thomas	Pheilan Hallinan Diamond		CENLAR, FSB	F-031887-10	Ocean	Dismissed

2. The Order to Show Cause directed all Foreclosure Defendants listed on Exhibits 1 through 25 to the Verified Complaint to appear and show cause why the Court should not allow CENLAR to send Corrected Notices of Intent to Foreclose;

3. The Order to Show Cause documents were served by CENLAR on each Foreclosure Defendant by regular and certified mail, return receipt requested, at the property address and the last known address in the CENLAR records, if different;

4. One of the documents served on each Foreclosure Defendant was a new Notice of Intent to Foreclose that complies with the requirements of N.J.S.A. 2A:50-56;

5. On December 17, 2012 and December 24, 2012, notice of this Order to Show Cause was published in the "Star Ledger," the "Press of Atlantic City," the "Bergen County Record," and the "Courier Post";

6. Foreclosure Defendants who were in bankruptcy and were subject to the automatic stay were not served with a copy of the Order to Show Cause and supporting documents;

7. The individuals who submitted papers in response to this matter are identified in Exhibit A to this Order;

8. The Final Hearing was held on February 28, 2013.

THEREFORE, IT IS ON THIS ___ DAY OF _____ 2013;

ORDERED that all objections to the Order to Show Cause are hereby overruled for the reasons set forth on the record on February 28, 2013;

IT IS FURTHER ORDERED that CENLAR's request to send new Notices of Intent to Foreclose on pre-judgment, uncontested foreclosure matters listed on Exhibits 1-25 attached hereto is hereby **GRANTED**;

IT IS FURTHER ORDERED that the Notices of Intent to Foreclose served in accordance with this Court's Order to Show Cause complied with the requirements of the Fair Foreclosure Act;

IT IS FURTHER ORDERED that since more than thirty days have elapsed since the service of the new Notices of Intent to Foreclose, CENLAR may resume any foreclosure where the Foreclosure Defendant has not reinstated the loan;

IT IS FURTHER ORDERED that the Office of Foreclosure is authorized to process and recommend entry of final judgment, upon submission of an appropriate application to enter judgment, on any foreclosure case that was subject to this Order to Show Cause;

IT IS FURTHER ORDERED that a copy of this Order shall be posted in a searchable pdf format on the Judiciary Web Page at <http://www.judiciary.state.nj.us>;

IT IS FURTHER ORDERED that a copy of this Order, without Exhibits, will be published one time, before _____, in the following four newspapers: (1) the "Star Ledger", (2) the "Bergen County Record", (3) the "Press of Atlantic City", and (4) the "Courier Post";

IT IS FURTHER ORDERED that within seven days, CENLAR shall serve a copy of this Order (without exhibits), by regular mail, upon any individual borrower who filed a timely, written objection in this matter or counsel for such individuals.

Honorable Paul Innes, P.J.Ch.

WRITTEN OBJECTIONS RECEIVED BY CENLAR, FSB

DOCKET NUMBER: F-25842-12

Foreclosure Defendant	Docket Number and County of Individual Foreclosure Case	Pro Se or Represented By Counsel	Issue Identified	Response from Reed Smith
Ortiz, Angela and Jesus	F-59359-09 Union County McCabe Weisberg Conway	Pro Se	Document request.	2/4/2013 letter

EXHIBIT A