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MERCER COUNTY
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IN RE SPECIAL SUMMARY ACTION AUTHORIZED BY ORDER OF THE NEW JERSEY SUPREME COURT DATED APRIL 4, 2012 BY RUSHMORE LOAN MANAGEMENT SERVICES, LLC TO ISSUE CORRECTED NOTICES OF INTENT TO FORECLOSE	**SUPERIOR COURT OF NEW JERSEY** **CHANCERY DIVISION** **MERCER COUNTY** **DOCKET NO. F-20701-12** **CIVIL ACTION** **FINAL ORDER**

THIS MATTER having been appropriately brought before the Court by Parker McCay P.A., attorneys for Rushmore Loan Management Services, LLC ("Rushmore"), seeking relief by way of summary action pursuant to the Order of the New Jersey Supreme Court dated April 4, 2012 for an Order permitting Rushmore to issue corrected Notices of Intent to Foreclose ("NOI") together with a letter of explanation ("LOE") to the foreclosure defendants identified in the pending, prejudgment, uncontested foreclosure cases identified in Exhibits "A-1" to the Verified Complaint ("Foreclosure Defendants"); and Rushmore having timely and fully complied with all requirements set-forth in this Court's October 26, 2012 Order to Show Cause, including, but not limited to, (a) having timely served corrected NOIs, LOEs, its Verified Complaint, its Brief in Support and the October 26, 2012 Order to Show Cause (the "OSC Package") on the Foreclosure Defendants via certified mail return receipt requested and regular mail to the last known address

of the Foreclosure Defendants; (b) having uploaded its pleadings related to its application to this Court on the New Jersey Court's website at http://www.judiciary.state.nj.us/. in a searchable format; and (c) having published its intention to seek an Order permitting it to issue a corrected NOIs and LOEs to the Foreclosure Defendants in The Newark Star Ledger, The Bergen Record, The Courier Post and The Press of Atlantic City; and the Foreclosure Defendants having failed to file any written objections to the relief sought by Rushmore as permitted by the October 26, 2012 Order to Show Cause; and after consideration of oral argument; and based on other good cause shown, including, but not limited to, the holding of the New Jersey Supreme Court's US Bank, N.A. v. Guillaume, 209 N.J. 449 (2012) and the Supreme Court of New Jersey's Order of April 4, 2012:

It is on this 17th day of January 2013 **ORDERED** as follows:

1. Any and all objections to the relief sought by Rushmore are hereby overruled for the reasons set-forth on the record on January 17, 2013;

2. Rushomre's request to issue corrected NOIs and LOEs to the Foreclosure Defendants is hereby granted;

3. The NOIs sent to the Foreclosure Defendants in the OSC Package are fully compliant in all respects with the Fair Foreclosure Act, and specifically, N.J.S.A. 2A:50-56, and more than thirty (30) days have elapsed since service of the NOIs on the Foreclosure Defendants;

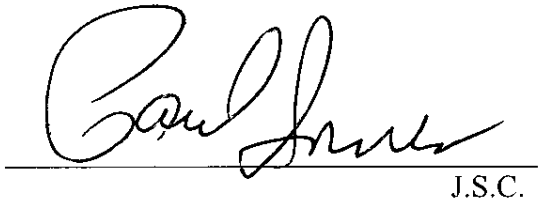
4. Unless their mortgage loan was reinstated after service of the OSC Package, Rushmore may immediately recommence the foreclosure actions identified in Exhibits "A-1" to the Verified Complaint against the Foreclosure Defendants;

5. The Office of Foreclosure is authorized to process and recommend the entry of final judgment upon the submission of the appropriate application for final judgment for the

foreclosure actions identified in Exhibits "A-1" to the Verified Complaint against the Foreclosure Defendants;

6. This Final Order shall be uploaded on the New Jersey Court's website at http://www.judiciary.state.nj.us/; and

7. A copy of this Final Order shall be sent to the Foreclosure Defendants via certified mail return receipt requested and regular mail at the same address to which the OSC Package was served within ten days of the receipt of this Final Order.



J.S.C.

PAUL INNES, P.J.Ch.