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SENTENCE NO  
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At an IAS Part of the Supreme Court of the State of New York, held in and for the County of Queens, at the Courthouse thereof located at 88-11 Sutphin Blvd., Jamaica, New York on the 9 day of September 2015.

HON. LEE A. MAYERSCHN

AFFIDAVIT

HON. LEONARD LIVOTE

-----X Index No: [redacted]/2009

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION  
7225 BAYMEADOWS WAY  
JACKSONVILLE, FL 32256,

Plaintiff(s),

-against-

**ORDER TO SHOW CAUSE TO STAY AUCTION OF SUBJECT PROPERTY**

[redacted], HSBC MORTGAGE CORPORATION (USA), NEW YORK CITY ENVIRONMENTAL CONTROL BOARD, NEW YORK CITY PARKING VIOLATION BUREAU, NEW YORK CITY TRANSIT ADJUDICATION BUREAU, UNITED STATES OF AMERICA ACTING THROUGH THE IRS,

Defendant(s).

-----X  
Upon the reading and filing of the Affirmation of R. ARIEL POLTIELOV, ESQ, dated September 09, 2015 and an Affidavit of [redacted] (hereinafter referred to as "[redacted]") and supporting papers, dated September 09, 2015 and all relevant statutes.

LET the Plaintiff, show cause before this court at Part:

[redacted], Room 25, to be held at the Courthouse, located at 88-11 Sutphin Blvd., Jamaica, New York on the 1 day of OCTOBER 2015 at 2:15 pm. in the forenoon of that day, or as

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~~soon after counsel can be heard, that an Order should not be made:~~

a) Vacating the judgment of foreclosure and order of reference to sale the property located at [REDACTED] Street, College Point, New York [REDACTED] (hereinafter referred to as the "Subject Property"), entered respectively, on June 29, 2010, that is the subject of the litigation bearing Queens County Supreme Court index no. [REDACTED] 2009;

b) Pursuant to CPLR §3012(a), extending time to answer by Defendant [REDACTED] due to ineffective assistance of prior counsel;

c) Ordering that pending a hearing or decision on this Order to Show Cause, that all proceedings on the part of the Plaintiff to sell and/or transfer title to the Subject Property be stayed;

d) Restoring the instant matter to the foreclosure settlement conference;

e) For other such relief this Court may deem appropriate.

**ORDERED**, pending the hearing and determination of the instant Order to Show Cause, let all proceedings on the part of the referee, Plaintiff, its attorneys, agents and relatives be stayed, including but not limited to any and all efforts to enforce any judgment existing under index number [REDACTED] 2009;

**ORDERED**, pending the hearing and determination of the instant Order to Show Cause, let all proceedings on the part of

*NOTE*  
*NOTE*

the appointed referee and/or Plaintiff in this matter to auction  
the subject property located at [REDACTED] Street, College Point,  
New York [REDACTED] scheduled to be held on September 11, 2015, be  
stayed;

SUFFICIENT CAUSE therefore appearing, therefore, let  
service of a copy of this order, together with the papers upon  
which it was ~~granted~~ <sup>BASED</sup> made by certified mail, return receipt  
~~requested~~ to the Plaintiff's attorney McCABE, WEISBERG & CONWAY,  
P.C., 145 Huguenot Street, Suite 210, New Rochelle, NY 10801,  
and Diana C. Gianturco, Esq., at P.O. Box 419, Long Beach, NY  
11561, on or before the 16 day of September, 2015 be  
deemed good and sufficient service.

ENTER:

Lee A. Mayersohn  
J. S. C.

HON. LEE A. MAYERSOHN

(P)  
JSC  
Referee?  
NAK