

**Bronx County Supreme Court
Foreclosure Settlement
Part Rules**

- 1) All parties must appear at the settlement conference until the action is settled by means of a modification or other agreement signed by all parties as well as the IAS judge or the matter is referred to the IAS part.

- 2) Any and all counsel and/or parties appearing in this Part shall be fully knowledgeable of the facts at the time the case is called, prepared for the conference and fully authorized to resolve all issues.

- 3) Either side may request one adjournment which will generally be granted. Any subsequent adjournments are solely at the court's discretion and may be granted on conditions the court requires.

- 4) Plaintiffs and/or their representative shall be prepared to discuss the loan amount, default amount, pay off amount, and any other information concerning loan modification. This includes but is not limited to specific written justification with supporting details if a HAMP modification application was denied.

- 6) Defendants and/or their representatives shall be prepared to discuss the nature of the property, defendants' financial status and the reason for default. Defendant shall also be prepared to provide documentation needed to evaluate the possibility of a loan modification.

- 7) Pro Se defendants do not waive any jurisdictional defenses by appearing at the conference. Any and all statements made; oral or written by either party in the context of settlement negotiation and resolution shall not be deemed to be admission in the underlying litigation.

- 8) Any trial modification entered into is not a final resolution and will result in an adjournment.

- 9) All parties and counsel are expected to negotiate and attempt to resolve all matters in good faith.