

INSTRUCTIONS: FILL IN THE BLANKS AND THE INDEX NUMBER. USE THE CAPTION OF THE FORECLOSURE ACTION. PRINT LEGIBLY USING **BLACK INK** ONLY.

At an IAS Part _____ Of the Supreme Court of the State of New York, held in and for the County of Queens, in the Courthouse located at 88-11 Sutphin Boulevard, Jamaica, N.Y. 11435 on the _____ day of _____, 200 _____

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

PRESENT: Hon. _____ J.S.C.

-----x

Plaintiff

Index no. _____ / _____

-against-

ORDER CONFIRMING THE
REFEREE'S REPORT ON
SURPLUS MONEYS AND
DIRECTING THE DISTRIBUTION
OF SURPLUS MONEYS

Defendant

-----x

UPON the annexed report on surplus moneys of _____
_____, Esq., as referee appointed to ascertain and report the
amount due to _____ (YOUR NAME) or any other person
who has a lien on said surplus moneys, and to ascertain the priorities of any liens
thereon, filed in the office of the Clerk of the County of Queens on _____, 20____,
the annexed affidavit of _____ (YOUR NAME)
duly sworn to on _____, 20____, the Certification of the Clerk of the County
of Queens showing no exceptions to the Referee's Report of Sale and no claims to the
surplus money other than that of the defendant/fee owner aforementioned, the report of

the Clerk of the County of Queens dated _____/20 __, showing the amount of _____ Dollars (\$ _____) have been paid into court and deposited with the Department of Finance of the City of New York, upon the Certificate of the Commissioner of Finance of the City of New York Certificate of Deposit dated the _____, 200 __, bearing the number _____ showing surplus monies in the sum of _____ Dollars (\$ _____) currently on deposit with the Commissioner, inclusive of interest, and upon all pleadings and proceedings filed heretofore, and it appearing to the satisfaction of this Court that proper notice has been provided to all those entitled thereto, and the motion having come before me on _____, 20 __, and no one having appeared in opposition thereto, and due deliberation having been had thereon,

NOW upon the motion of _____ (YOUR NAME), defendant in this action, it is hereby

ORDERED, that the said motion is hereby granted; and it is further

ORDERED, that the aforementioned report on surplus moneys of _____ the Referee, dated _____/20 __, is hereby in all respects ratified and confirmed in all respects; and it is further

ORDERED, that upon be served with a certified copy of this order with notice of entry, the Clerk of the County of Queens, the Commissioner of Finance of the City of New York, the Office of the New York State Comptroller, or any other persons or agencies having possession of the surplus funds, after first deducting their fees and commissions allowed by law, shall payout and distribute the said monies deposited by the Referee herein to the credit of this action as follows:

(1) To the defendant/claimant, _____ (YOUR NAME)
all the remaining balance of said surplus monies and any accrued interest thereon, up to the amount due and owing to said defendant/ claimant.

ENTER

J.S.C.