

Citimortgage, Inc. v Woods

2014 NY Slip Op 30990(U)

April 14, 2014

Supreme Court, New York County

Docket Number: 156807/13

Judge: Debra A. James

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SUPREME COURT OF THE STATE OF NEW YORK – NEW YORK COUNTY

PRESENT: DEBRA A. JAMES
Justice

PART 59

CITIMORTGAGE, INC.,

Petitioner,

- v -

WILLIE E. WOODS and LANA R. WOODS,

Respondents.

Index No.: 156807/13

Motion Date: 08/27/13

Motion Seq. No.: 01

Motion Cal. No.:

The following papers, numbered 1 to 1 were read on this motion for a default judgment.

Notice of Motion/Order to Show Cause -Affidavits -Exhibits
Answering Affidavits - Exhibits
Replying Affidavits - Exhibits

Table with 2 columns: PAPERS NUMBERED, 1

Cross-Motion: [] Yes [X] No

Upon the foregoing papers,

Petitioner CITIMORTGAGE, INC. moves for an Order 1)

discharging a certain Mortgage dated October 5, 2001 and recorded April 16, 2002, in the NYC Department of Finance, Office of the City Register, Reel 3491, Page 409, between Wells Fargo Home Mortgage, Inc., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, in the principal sum of \$350,000.00 and interest ("Mortgage 1"), concerning the premises known as 339 Convent Avenue, New York, New York 10031, 2) discharging a certain Mortgage dated September 21, 2004, and recorded December 20, 2004, in the NYC Department of Finance, Office of the City

Check One: [X] FINAL DISPOSITION [] NON-FINAL DISPOSITION
Check if appropriate: [] DO NOT POST [] REFERENCE

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

Register, CRFN Number 2004000780396, between Great American Mortgage Corp., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, in the principal sum of \$692,988.40 and interest ("Mortgage 2") concerning the same premises, and 3) discharging a certain Consolidateion, Extension and Modification Agreement ("CEMA") dated September 21, 2004, and recorded January 24, 2005, in the NYC Department of Finance, Office of the City Register, CRFN Number 2005000042699, between Great American Mortgage Corp., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, which consolidated and modified Mortgage a and Mortgage2 to for a single lien in the principal sum of \$1,000,000.00 and interest, concerning the same premises, which Mortgage 1, Mortgage 2 and CEMA have been fully paid and satisfied.

As no party opposes the motion and per the stipulation to discharge motion attached to the moving papers as Exhibit F, it shall be granted.

Accordingly, it is

ORDERED that the certain Mortgage dated October 5, 2001 and recorded April 16, 2002, in the NYC Department of Finance, Office of the City Register, Reel 3491, Page 409, between Wells Fargo Home Mortgage, Inc., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, in the principal sum of \$350,000.00 and interest ("Mortgage 1"), concerning the premises known as 339

Convent Avenue, New York, New York 10031, which Mortgage has been fully paid and satisfied, BE DISCHARGED OF RECORD; and it is further

ORDERED that the certain Mortgage dated September 21, 2004, and recorded December 20, 2004, in the NYC Department of Finance, Office of the City Register, CRFN Number 2004000780396, between Great American Mortgage Corp., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, in the principal sum of \$692,988.40 and interest ("Mortgage 2") concerning the premises known as 339 Convent Avenue, New York, New York 10031, which Mortgage has been fully paid and satisfied, BE DISCHARGED OF RECORD; and it is further

ORDERED that the certain Consolidation, Extension and Modification Agreement dated September 21, 2004, and recorded January 24, 2005, in the NYC Department of Finance, Office of the City Register, CRFN Number 2005000042699, between Great American Mortgage Corp., as Mortgagee, and Willie E. Woods and Lana R. Woods, as Mortgagors, which consolidated and modified Mortgage 1 and Mortgage 2 to form a single lien in the principal sum of \$1,000,000.00 and interest ("CEMA"), concerning the premises known as 339 Convent Avenue, New York, New York 10031, which CEMA have been fully paid and satisfied, BE DISCHARGED OF RECORD; and it is further

ORDERED that a copy of this Order shall be served upon all parties of record with Notice of Entry within 20 business days of entry.

This is the order of the court.

Dated: April 14, 2014

ENTER:


DEBRA A. JAMES J.S.C.