## SHERIFF'S SALE COST SHEET

<u>Cendant</u> v	5 / 100	<		
VS NO. 116-04 ED NO. 477-04 J	D DATE/TIN	ME OF SALE_	Stryck	
DOCKET/RETURN	\$15.00		ſ	
SERVICE PER DEF.	\$ 165,00			
LEVY (PER PARCEL	\$15.00	•		
MAILING COSTS	\$27,50			
ADVERTISING SALE BILLS & COPIES	\$17.50	-		
ADVERTISING SALE (NEWSPAPER)	\$15.00			
MILEAGE	\$ 16,00			
POSTING HANDBILL	\$15.00			
CRYING/ADJOURN SALE	\$10.00			
SHERIFF'S DEED	\$35:00			
TRANSFER TAX FORM	\$25:00			
DISTRIBUTION FORM	\$25.00			
COPIES	\$ 5,50			
NOTARY	\$ 12 00			
TOTAL *******	******	\$ 3/3,50		
WEB POSTING	\$150.00			
PRESS ENTERPRISE INC.	\$			
SOLICITOR'S SERVICES	\$75.00			
TOTAL *******		s 225,00		
PROTHONOTARY (NOTARY)	\$ <del>10.00</del>			
RECORDED OF DEEDS	<b>c</b>			
TOTAL *********	*******	s -o-		
REAL ESTATE TAXES:				
BORO, TWP & COUNTY 20	\$			
SCHOOL DIST. 20_	\$			
DELINQUENT 20 TOTAL ********	\$ 2/00			
TOTAL ********	******	\$ 2,00		
MUNICIPAL FEES DUE:				
SEWER 20	\$			
WATER 20	\$			
SEWER 20 WATER 20 TOTAL *********	******	so-		
SURCHARGE FEE (DSTE)		\$ 120,00		
MISC	\$			
TPOP 1.1 distribution of the	\$			_
TOTAL **********	*****	\$	1350,00 \$ <u>663.50</u> 686,50	Dø,
TOTAL COSTS (OPE	ENING BID)		\$ 663.50	
	,		(S/ CA	0 6
			P 10470	Ferm

## Law Offices FEDERMAN AND PHELAN, LLP

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400 Philadelphia, PA 19103-1814 Main Fax: (215)563-5534 Ph: (215)563-7000

Katherine Trautz Sale Department, Ext. 1493 Representing Lenders in Pennsylvania and New Jersey

August 17, 2004

Office of the Sheriff Columbia County Courthouse P.O. Box 380 35 W. Main Street Bloomsburg, PA 17815

Re: CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES

v. MICHELLE LYONS A/K/A MICHELLE EROH and DERECK LYONS No. 2004-CV-472

Dear Sir or Madam:

Please stay the Sheriff's Sale of the above referenced property, which is scheduled for 9/22/04.

There is currently no information of funds received in consideration of the stay.

Very, truly yours,

/kjm

### VIA TELECOPY 570-389-5625

Cc: MICHELLE LYONS A/WA MICHELLE EROH DERECK LYONS 1156 SECOND AVENUE BERWICK, PA 18603 116

FEDERMAN AND PHELAN, LLP One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400 Philadelphia, PA 19103-1814 215-563-7000 Main Fax 215-563-5534

Office of the Sheriff COLUMBIA County Courthouse

Re: CENDANT MORTGAGE CORPORATION, F/K/A PHII MORTGAGE SERVICES

v. MICHELLE LYONS A/K/A MICHELLE EROH and DERECK LYONS

No. 2004-CV-472

Premises: .

Dear Sir/madam,

Please find attached a copy of the original Affidavit(s), which has been sent for filing with the COLUMBIA Prothonotary's Office as of the date of this letter.

Yours truly,

Wes Irunell

Wes Trunell for Federman and Phelan, LLP

\*\*\*PROPERTY IS LISTED FOR THE SHERIFF'S SALE.\*\*\*

AFFIDAVIT O	F SERVICE FTM
Plaintiff: CENDANT MORTGAGE CORPORATION, F/K MORTGAGE SERVICES	
Defendant(s): MICHELLE LYONS A/K/A MICHELLE EI DERECK LYONS	ROH Type of Action - Notice of Sheriff's Sale
Address: 1156 SECOND AVENUE BERWICK, PA 18603 ***DIVORCED ONE CANNOT ACCEPT SERVICE FOR OTHER****	Sale Date: 9/22/04
**PLEASE ATTEMPT SERVICE AT LEAST 3 TIMES**	
Served and made known to Dereck Lyons	VED Defendant, on the st day of August
, 2004, at 5:35, o'clock & m., at intersection of Suca	mere Stir, Commonwealth of Pennsylvania, in the
manner described below:	
Defendant personally served.  Adult family member with whom Defendant(s) reside( Adult in charge of Defendant(s)'s residence who refus  Manager/Clerk of place of lodging in which Defendant  Agent or person in charge of Defendant(s)'s office or use an officer of said Defendant  Other:	ed to give name or relationship. t(s) reside(s). usual place of business. at(s)'s company.
Description: Age 30 Height 514" Weight	Race W Sex M Other
I, Londelle Dennis C. Hubre, a competent adult, being handed a true and correct copy of the Notice of Sheriff's Sale in date and at the address indicated above.  Sworn to and subscribed before me this 200 day of 1965 37, 200 Hotary:  By: D. Hubble C. Manuelle NOT SE	Aduly sworn according to law, depose and state that I personally the manner as set forth herein, issued in the captioned case on the Notarial Seal  Vickie C. Gruver, Notary Public Emmaus Boro, Lenigh County  My Commission Expires Mar. 26, 2006  Member, Pennsylvania Association Of Notaries
On the, 200, at	o'clockm., Defendant NOT FOUND because:
Moved Unknown No Answer	Vacant
Other: 1 <sup>ST</sup> ATTEMPT 2 <sup>ND</sup> A	TTEMPT 3 <sup>RD</sup> ATTEMPT

...

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 200\_. Notary:

By:

Attorney for Plaintiff
Frank Federman, Esquire - L.D. No. 12248
One Penn Center at Suburban Station-Suite 1400
Philadelphia, PA 19103
(215) 563-7000

AFFIDAVIT O	OF SERVICE FTM
Plaintiff: CENDANT MORTGAGE CORPORATION, F/K MORTGAGE SERVICES	
Defendant(s): MICHELLE LYONS A/K/A MICHELLE E DERECK LYONS	ROH Type of Action - Notice of Sheriff's Sale
Address: 1156 SECOND AVENUE BERWICK, PA 18603 ***DIVORCED ONE CANNOT ACCEPT SERVICE FOR OTHER****	Sale Date: 9/22/04 THE
**PLEASE ATTEMPT SERVICE AT LEAST 3 TIMES**	
Michelle Lyons Alkla SER Served and made known to Michelle Erob  , 2004, at 5:20, o'clock f.m., at 1156 Second Ave Berwick, PA 1 manner described below:	NED
	sed to give name or relationship.  at(s) reside(s).  usual place of business.  at(s)'s company.
Description: Age $30^{\frac{1}{2}}$ Height $5^{\frac{1}{5}}$ Weight	200 = Race W Sex F Other
handed a true and correct copy of the Notice of Sheriff's Sale is date and at the address indicated above.  Sworn to and subscribed before me this conday of Light, 2004  Notary:  By:	g duly sworn according to law, depose and state that I personally in the manner as set forth herein, issued in the captioned case on the Notarial Seal Vickie C. Gruve, Notary Public Emmans Boro, Lerign County  My Commission: Expures Mar. 26, 2006  Merriber, Pennsylvania Association Of Notaries  ERVED
On the day of, 200, at	o'clockm., Defendant NOT FOUND because:

3<sup>RD</sup> ATTEMPT

Other: 1<sup>ST</sup> ATTEMPT 2<sup>ND</sup> ATTEMPT

Sworn to and subscribed before me this \_\_\_\_\_ day

\_\_\_\_\_ Moved \_\_\_\_\_ Unknown \_\_\_\_\_ No Answer \_\_\_\_\_ Vacant

of \_\_\_\_\_\_, 200\_. Notary: By:

Attorney for Plaintiff Frank Federman, Esquire - I.D. No. 12248 One Penn Center at Suburban Station-Suite 1400 Philadelphia, PA 19103 (215) 563-7000

PHONE:570-752-7442 you desire a receipt, send a self-addressed stamped envelope with your payment THIS TAX NOTICE MUST BE RETURNED WITH YOUR PAYMENT TAXES ARE DUE & PAYABLE - PROMPT PAYMENT IS REQUESTED MAKE CHECKS PAYBLE TO: Tax Notice 2004 County & Municipality DURS MON, TUE, THUR & FRI: 9:30AM - 4PM CLOSED WEDNESDAY & HOLIDAYS. Connie C Gingher 1615 Lincoln Avenue Berwick PA 18603 CLOSED FRIDAY AFTER DISCOUNT BERWICK BORO BERWICK PA 18603 1156 2ND AVENUE MICHELLE EROH LYONS DERECK GENERAL SINKING LIGHT FIRE for your convenience have been calculated BORO RE FOR: COLUMBIA COUNTY The discount & penalty DESCRIPTION 1156 SECOND AVE PARCEL: 04C-01 -191-00,000 Penalty Discount PAY THIS AMOUNT 1653 Acres ASSESSMENT 31,000 Total Assessment CNTY 2 % 10 % Buildings 5.646 .845 .75 1.25 6.1 Land ₩P 5 2 % % April 30 If paid on at before LESS DISCOUNT TAX AMOUNT DUE DATE 03/01/2004 443.28 171,53 25,68 22,78 22,78 37,97 185,32 31,000 28,120 2,880 If paid on or before June 30 452.33 175.03 26.20 23.25 38.75 189.10 courthouse on: January 1, 2005 This tax returned to BILL NO. FILE COPY 4705 INCL PENALTY June 30 If paid after 485.01 198.56 28.82 24.41 40.69 192.50

the wor past of Amortoge January

SERVICE# 5 - OF - 12 SERVICES

DOCKET # 116ED2004

OFFICER: T. CHAMBERLAIN

DATE RECEIVED 6/30/2004

PLAINTIFF CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES DEFENDANT MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS PERSON/CORP TO SERVED PAPERS TO SERVED BERWICK SEWER WRIT OF EXECUTION - MORTGAGE 1108 FREAS AVE. **FORECLOSURE** BERWICK SERVED UPON YELLY GREEK RELATIONSHIP CLERK IDENTIFICATION \_\_\_ DATE 07/12/04 TIME 1315 MILEAGE \_\_\_\_\_ OTHER \_\_\_\_ Race \_\_\_ Sex \_\_\_ Height \_\_\_ Weight \_\_\_ Eyes \_\_ Hair \_\_\_ Age \_\_\_ Military \_\_\_ TYPE OF SERVICE: A. PERSONAL SERVICE AT POA \_\_\_ POB \_\_\_\_ CCSO \_\_\_\_ B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS DATE TIME OFFICER REMARKS DATE 07/14/04 DEPUTY



July 15, 2004

Timothy T. Chamberlain Sheriff of Columbia County Court House- P.O. Box 380 Bloomsburg, PA 17815

CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES

VS.

MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS

DOCKET # 116ED2004

JD # 472JD2004

Dear Timothy:

The outstanding balance on sewer account #142322 for the property located at 1156 2<sup>nd</sup> Avenue, Berwick, Pa through September 2004 is \$200.64.

Please feel free to contact me with any questions that you may have.

Sincerely,

Authority Clerk

1108 Freas Avenue • Berwick, Pennsylvania 18603

Phone: (570) 752-8477 • Fax: (570) 752-8479



FAX: (\$70) 784-0257

PHONE (570) 389-5622 24 HOUR PHONE (570) 784-6300

CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES

Docket # 116ED2004

WRIT OF EXECUTION - MORTGAGE FORECLOSURE

MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS

#### AFFIDAVIT OF SERVICE

NOW, THIS THURSDAY, JULY 08, 2004, AT 6:00 PM, SERVED THE WITHIN WRIT OF EXECUTION - MORTGAGE FORECLOSURE UPON DERECK LYONS AT 1156 SECOND AVE., BERWICK BY HANDING TO MICHELLE LYONS, WIFE, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS,

Х

SWORN AND SUBSCRIBED BEFORE ME THIS FRIDAY, JULY 09, 2004

NOTARY PUBLIC

NOTARIAL SEAL WENDY WESTOVER, NOTARY PUBLIC BLOOMSBURG, COLUMBIA CO., PA MY COMMISSION EXPIRES NOVEMBER 07, 2005 TIMOTHY T. CHAMBERLAIN SHERIFF

P. D'ANGELO DEPUTY SHERIFF



PHONE (\$70) 389-5677 BLOOMSBURG, PA 17815 FAX: (570) 784-0257

24 HOUR PHONE (570) 784-6300

CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES

Docket # 116ED2004

WRIT OF EXECUTION - MORTGAGE **FORECLOSURE** 

MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS

#### AFFIDAVIT OF SERVICE

NOW, THIS THURSDAY, JULY 08, 2004, AT 6:00 PM, SERVED THE WITHIN WRIT OF EXECUTION - MORTGAGE FORECLOSURE UPON MICHELLE LYONS A/K/A MICHELLE EROH AT 1156 SECOND AVE., BERWICK BY HANDING TO MICHELLE LYONS, , A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME THIS FRIDAY, JULY 09, 2004

NOTARIAL SEAL
WENDY WESTOVER, NOTARY PUBLIC
BLOOMSBURG, COLUMBIA CO., PA
COMMISSION EXPIRES NOVEMBER 07, 2005

TIMOTHY T. CHAMBERLAIN SHERIFF

P. D'ANGELO DEPUTY SHERIFF

X

OFFICER: DATE RECEIVED 6/30/2004	SERVICE# 6 - OF - 12 SERVICES DOCKET # 116ED2004
	NDANT MORTGAGE CORPORATION F/K/A PHH RTGAGE SERVICES
	CHELLE LYONS A/K/A MICHELLE EROH RECK LYONS
PERSON/CORP TO SERVED  DOMESTIC RELATIONS  15 PERRY AVE.  BLOOMSBURG  SERVED UPON (25 / 14	PAPERS TO SERVED  WRIT OF EXECUTION - MORTGAGE FORECLOSURE
	IDENTIFICATION MILEAGE OTHER
	Veight Eyes Hair Age Military
B. HOUSEI C. CORPOI D. REGIST E. NOT FO	IAL SERVICE AT POA POB X POE CCSO HOLD MEMBER: 18+ YEARS OF AGE AT POA RATION MANAGING AGENT ERED AGENT UND AT PLACE OF ATTEMPTED SERVICE (SPECIFY)
ATTEMPTS DATE TIME	OFFICER REMARKS
DEPUTY Certi	DATE 7-9-4

OFFICER:

OFFICER: DATE RECEIVED 6	5/30/2004	SERVICE# 9 DOCKET#110	- OF - 12 SERVICES SED2004
PLAINTIFF		MORTGAGE CORI E SERVICES	PORATION F/K/A PHH
DEFENDANT	MICHELLE DERECK LY	LYONS A/K/A MIG ONS	CHELLE EROH
PERSON/CORP TO	SERVED	PAPERS TO S	FDVED
COLUMBIA COUNT			CUTION - MORTGAGE
PO BOX 380	1 17174 CEPTINE	FORECLOSUR	
BLOOMSBURG			T.
SERVED UPON	Rona y	Confact	
RELATIONSHIP		IDENTIFICA	ATION
DATE <u>29-4</u> TI	ME <u>/6/0</u> MII	LEAGE	OTHER
Race Sex H	leight Weight	_ Eyes Hair	Age Military
TYPE OF SERVICE:	B. HOUSEHOLD M C. CORPORATION D. REGISTERED A E. NOT FOUND AT	IEMBER: 18+ YEA I MANAGING AGE GENT I PLACE OF ATTE	
ATTEMPTS			
DATE	TIME	OFFICER	REMARKS
	<del></del>		
DEPUTY	A.	DATE _	7-9-4

SERVICE# 1 - OF - 12 SERVICES

T. CHAMBERLAIN

OFFICER:

DATÉ RECEIVED	6/30/2004	1	DOCKET # 1	16ED2004	
PLAINTIFF		CENDANT MO MORTGAGE S		RPORATION F/K/A PHH	
DEFENDANT		MICHELLE LY DERECK LYON		ICHELLE EROH	
PERSON/CORP TO	SERVEI	)	PAPERS TO	SERVED	
MICHELLE LYONS EROH	A/K/A M			ECUTION - MORTGAGE	<u> </u>
1156 SECOND AVE					
BERWICK					
SERVED UPON	MICHE	CUE 140	~5		
RELATIONSHIP			IDENTIFIC	CATION	
· · · · · · · · · · · · · · · · · · ·				OTHER	
Race Sex	Height	Weight H	Eyes Hair _	Age Military	
TYPE OF SERVICE:	B. HO C. CO D. REG E. NO	USEHOLD MEN RPORATION M. GISTERED AGE T FOUND AT PI	MBER: 18+ YE ANAGING AC NT LACE OF ATT	POB POE CCSC ARS OF AGE AT POA ENT EMPTED SERVICE	
ATTEMPTS DATE  07/08/04	TIME • 750	OFI DAN		REMARKS	
DEPUTY	Hau	Sel	DATE	07/05/04	

SERVICE# 2 - OF - 12 SERVICES

DOCKET # 116ED2004

OFFICER: T. CHAMBERLAIN

DATE RECEIVED 6/30/2004

PLAINTIFF CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES DEFENDANT MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS PERSON/CORP TO SERVED PAPERS TO SERVED DERECK LYONS WRIT OF EXECUTION - MORTGAGE 1156 SECOND AVE. FORECLOSURE BERWICK SERVED UPON MICHIELLE ( 4 mg RELATIONSHIP 67 F8 IDENTIFICATION \_\_\_\_ DATE 07/08/04 TIME 1800 MILEAGE \_\_\_\_\_ OTHER \_\_\_\_ Race \_\_\_ Sex \_\_\_ Height \_\_\_ Weight \_\_ Eyes \_\_ Hair \_\_\_ Age \_\_\_ Military \_\_\_\_ TYPE OF SERVICE: A. PERSONAL SERVICE AT POA POB POE CCSO B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS TIME DATE OFFICER REMARKS 07/08/04 1750 DIANGELO 1/c Flu Sel DATE 07/08/04 DEPUTY

SERVICE# 4 - OF - 12 SERVICES

DOCKET # 116ED2004

OFFICER: T. CHAMBERLAIN

DATE RECEIVED 6/30/2004

PLAINTIFF CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES DEFENDANT MICHELLE LYONS A/K/A MICHELLE FROH DERECK LYONS PERSON/CORP TO SERVED PAPERS TO SERVED CONNIE GINGHER-TAX COLLECTOR WRIT OF EXECUTION - MORTGAGE 1615 LINCOLN AVE. FORECLOSURE BERWICK SERVED UPON COLUE COLUER RELATIONSHIP \_\_\_\_\_\_ IDENTIFICATION DATE 67/05/04 TIME 1830 MILEAGE \_\_\_\_\_ OTHER \_\_\_\_ Race \_\_\_ Sex \_\_\_ Height \_\_\_ Weight \_\_ Eyes \_\_\_ Hair \_\_\_ Age \_\_\_ Military \_\_\_ TYPE OF SERVICE: A. PERSONAL SERVICE AT POA <u>K</u> POB POE CCSO \_\_\_ B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA C. CORPORATION MANAGING AGENT D. REGISTERED AGENT E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE F. OTHER (SPECIFY) ATTEMPTS DATE TIME OFFICER REMARKS Mu Delle DATE 07/03/04

## REAL ESTATE OUTLINE

ED#<u>//6-04</u>

DATE RECEIVED 6-30-6	.4
DOCKET AND INDEX 7-7-09	/
SET FILE FOLDER UP 7-7-09	
CHECK FOR PROPER	INFO.
WRIT OF EXECUTION	
COPY OF DESCRIPTION	
WHEREABOUTS OF LKA	
NON-MILITARY AFFIDAVIT	
NOTICES OF SHERIFF SALE	
WATCHMAN RELEASE FORM	
AFFIDAVIT OF LIENS LIST	
CHECK FOR \$1,350.00 OR	CK# <i>36/34</i> 9
**IF ANY OF ABOVE IS MISSIN	G DO NOT PROCEDE**
SALE DATE	5-pt. 22,04 TIME 8130
POSTING DATE	Aug. 19, 04/
ADV. DATES FOR NEWSPAPER	1 <sup>ST</sup> WEEK Sept. /
	2 <sup>ND</sup> WEEK \&
	3 <sup>RD</sup> WEEK 15 04

### WEDNESDAY SEPTEMBER 22, 2004 AT 9:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 116 OF 2004 ED AND CIVIL WRIT NO. 472 OF 2004 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF' OFFICE, TO BE ANNOUNCED, AT THE COLUMBIA COUNTY COURTHOUSE, BLOOMSBURG, PENNA., 17815, ALL THE RIGHT AND TITLE AND INTEREST TO THE DEFENDANTS IN AND TO:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND SITUATE IN THE BOROUGH OF BERWICK, COUNTY OF COLUMBIA AND COMMONWEALTH OF PENNSYLVANIA, BOUNDED AND DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING ON SECOND AVENUE AT CORNER OF LOT NO. 665, THENCE IN AN EASTERLY DIRECTION ALONG SECOND AVENUE A DISTANCE OF FORTY-FIVE (45) FEET TO CORNER OF LOT NO. 663, THENCE IN A SOUTHERLY DIRECTION ALONG THE SAME A DISTANCE OF ONE HUNDRED SIXTY (160) FEET TO A FIFTEEN FOOT ALLEY; THENCE IN A WESTERLY DIRECTION ALONG THE SAME, A DISTANCE OF FORTY-FIVE (45) FEET TO CORNER OF LOT NO. 665, THENCE IN A NORTHERLY DIRECTION ALONG THE SAME A DISTANCE OF ONE HUNDRED SIXTY (160) FEET TO THE PLACE OF BEGINNING.

BEING THE SAME PROPERTY CONVEYED TO MICHELLE EROH AND DERECK LYONS, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP BY DEED FROM THE MOST REVEREND STEPHEN SULYK, ARCHBISHOP OF THE UKRANIAN CATHOLIC ARCHDIOCESE OF PHILADELPHIA, HIS SUCCESSORS AND HIS ASSIGNS DULY APPOINTED BY THE HOLY SEE OF ROME IN TRUST FOR THE UKRANIAN CATHOLIC ARCHDIOCESE OF PHILADELPHIA, A RELIGIOUS CORPORATION UNDER PENNSYLVANIA LAW RECORDED 07/28/1997 IN DEED BOOK 661 PAGE 889, IN THE OFFICE OF THE RECORDER OF DEEDS OF COLUMBIA COUNTY, PENNSYLVANIA. TAX KEY NUMBER: 04C-01-191

#### TERMS OF SALE

MINIMUM PAYMENT AT TIME OF SALE: The greater of ten (10%) percent of the bid price or costs (opening bid at sale). Minimum payment is to be paid in cash, certified check or cashier's check at time of sale.

REMAINING BALANCE OF BID PRICE: Any remaining amount of the bid price is to be paid within (8) days after the sale is cash, certified check or cashier's check.

IMPORT ANT NOTICE FOR FAILURE TO PAY BID PRICE: FAILURE TO PAY THE BID PRICE IN ACCORDANCE WITH THESE TERMS MAY RESULT IN SERIOUS FINANCIAL CONSEQUENCES TO THE BIDDER. DO NOT BID UNLESS FUNDS ARE AVAILABLE FOR PAYMENT WITHIN THE PRESCRIBED TIME PERIOD.

If the successful bidder fails to pay the bid price as per the above terms, the Sheriff may elect either to sue the bidder for the balance due without a resale of the property, or to resell the property at the bidder's risk and maintain an action against the bidder for breach of contract. In the case of a default all sums paid by bidder will be considered forfeited, but will be applied against any damages recoverable. The defaulting bidder will be responsible for any attorney fees incurred by the Sheriff in connection with any action against the bidder in which the bidder is found liable for damages.

Plaintiff's Attorney Frank Federman 1617 John F. Kennedy Blvd. Philadelphia, PA 19103

### WEDNESDAY SEPTEMBER 22, 2004 AT 9:30 AM

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Plaintiff's Attorney Frank Federman 1617 John F. Kennedy Blvd. Philadelphia, PA 19103

### WEDNESDAY SEPTEMBER 22, 2004 AT 9:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 116 OF 2004 ED AND CIVIL WRIT NO. 472 OF 2004 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF' OFFICE, TO BE ANNOUNCED, AT THE COLUMBIA COUNTY COURTHOUSE, BLOOMSBURG, PENNA., 17815, ALL THE RIGHT AND TITLE AND INTEREST TO THE DEFENDANTS IN AND TO:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND SITUATE IN THE BOROUGH OF BERWICK, COUNTY OF COLUMBIA AND COMMONWEALTH OF PENNSYLVANIA, BOUNDED AND DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING ON SECOND AVENUE AT CORNER OF LOT NO. 665, THENCE IN AN EASTERLY DIRECTION ALONG SECOND AVENUE A DISTANCE OF FORTY-FIVE (45) FEET TO CORNER OF LOT NO. 663, THENCE IN A SOUTHERLY DIRECTION ALONG THE SAME A DISTANCE OF ONE HUNDRED SIXTY (160) FEET TO A FIFTEEN FOOT ALLEY; THENCE IN A WESTERLY DIRECTION ALONG THE SAME, A DISTANCE OF FORTY-FIVE (45) FEET TO CORNER OF LOT NO. 665, THENCE IN A NORTHERLY DIRECTION ALONG THE SAME A DISTANCE OF ONE HUNDRED SIXTY (160) FEET TO THE PLACE OF BEGINNING.

BEING THE SAME PROPERTY CONVEYED TO MICHELLE EROH AND DERECK LYONS, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP BY DEED FROM THE MOST REVEREND STEPHEN SULYK, ARCHBISHOP OF THE UKRANIAN CATHOLIC ARCHDIOCESE OF PHILADELPHIA, HIS SUCCESSORS AND HIS ASSIGNS DULY APPOINTED BY THE HOLY SEE OF ROME IN TRUST FOR THE UKRANIAN CATHOLIC ARCHDIOCESE OF PHILADELPHIA, A RELIGIOUS CORPORATION UNDER PENNSYLVANIA LAW RECORDED 07/28/1997 IN DEED BOOK 661 PAGE 889, IN THE OFFICE OF THE RECORDER OF DEEDS OF COLUMBIA COUNTY, PENNSYLVANIA. TAX KEY NUMBER: 04C-01-191

### TERMS OF SALE

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. Received by ( Printed Name) C. Date of Deliv	Is delivery address different from item 1?	If YES, effer delivery address below:	Service Type	■ Certified Mail	Restricted Delivery? (E.	E 9	Receipt 102595-02-M-18	SENDER: COMPLET HIS SECTION  Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.  Article Addressed to:  Commonwealth of PA PO Fox 2675 Harrisburg, PA 17105	A. Signature  X  B. Received by (Printed Name)  Delis delivery address different from item 12 Yes  If YES, enter delivery address below:  No  Service Type  Complete This sect on Delivery  Agent  C. Date of Delivery  No  Service Type  Complete This sect on Delivery  Address  Address  No  Service Type  Complete This sect on Delivery  Agent  Agen
ard to you. B. of the mailpiece,	Thurs.	CREVENUE SERVICE AL SUPPORT GROUP GREEN FEDERAL BUILDING GREET BOOM 3350	4		4	150 E007	Domestic Return Receipt		□ Registered □ Return Receipt for Merchandis □ Insured Mail □ C.O.D.  4. Restricted Delivery? (Extra Fee) □ Yes  □ 5 □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □
	1. Article Addressed to:	INTERNAL REVENUE SER TECHNICAL SUPPORT GR WILLIAM GREEN FEDERA	= 600 ARCH STREET ROOM PHILADELPHIA, PA 19106			2. Article Number (Transfer from service label)	PS Form 3811, August 2001	<ul> <li>SENDER: COMPLET—THIS SECTION</li> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>Article Addressed to:</li> <li>OFFICE OF F.A.LR.</li> </ul>	A. Stonature  A. Stonature  A. Agent  Addresse  B. Received by (Printed Name)  D. Is delivery address different from Item 1? Yes  If YES, enter delivery address below:
d Name   C. Date of Delivery	1 —			J Express Mail Return Receipt for Merchandise I C.O.D.	xtra Fee) 🔲 Yes		102595-02-M-1540	DEPARTMENT OF PUBLIC WELFARE PO BOX 8016 HARRISBURG, PA 17105  2. Article Number (Transfer from service label)  7003	3. Service Type  Greatified Mail: Express Mail: Registered Return Receipt for Merchandis: C.O.D.  4. Restricted Delivery? (Extra Fee) Yes
B. Received by ( Printed Name)	D. Is delivery address different from item If YES, enter delivery artifaces be-		1	Registered Insured Mail	4. Restricted Delivery? (Extra Fee)	0500 0001 90	ırı Receipt	PS Form 3811, August 2001  Domestic Residence	COMPLETE THIS SECTION ON DELIVERY  A. Signature  Addresse
Attach this card to the back of the mailpiece, or on the front if space permits.		U. S. SMALL BUSINESS ADMINISTRATION PHILADELPHIA DISTRCIT OFFICE ROBERT N.C. NIX FEDERAL, BUILDING 900 MARKET STREET. 5 <sup>TH</sup> FLOOR	ruladelphia, pa 19107		Article Number	Pervice label)	Domestic Return Receipt	so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF REVENUE-ATTN: SHE BUREAU OF COMPLIANCE. CLEARANCE SUPPORT SECTION DEPARTMENT 281230 HARRISBURG, PA 17128-1230  2. Article Number (Transfer from service label)	B. Received by ( Printed Name)  C. Date of Deliver  JUL 0 8 2004  D. Is delivery address different from item 1?
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## REAL ESTATE OUTLINE

		ED#
DATE RECEIVED		
DOCKET AND INDEX	•	
SET FILE FOLDER UP		
CHECK FOR PROPER	INFO.	
WRIT OF EXECUTION		
COPY OF DESCRIPTION	<del></del> -	
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NON-MILITARY AFFIDAVIT	<del></del>	
NOTICES OF SHERIFF SALE	<del></del>	
WATCHMAN RELEASE FORM	<del></del>	
AFFIDAVIT OF LIENS LIST	<del></del>	
CHECK FOR \$1,350.00 OR	<del></del>	CK#
**IF ANY OF ABOVE IS MISSIN	G DO NOT PROC	CEDE**
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POSTING DATE	_	
ADV. DATES FOR NEWSPAPER	1 <sup>ST</sup> WEEK	·
	2 <sup>ND</sup> WEEK	
	3 <sup>RD</sup> WEEK	
	2 WEEK	

### WRIT OF EXECUTION - (MORTGAGE FORECLOSURE) P.R.C.P. 3180-3183 and RULE 2357

CENDANT MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES	N, : COURT OF COMMON PLEAS : COLUMBIA COUNTY, PA
Plaintiff	: : NO: 2004-CV-472
VS.	: 3004-ED-1/6 : WRIT OF EXECUTION
MICHELLE LYONS A/K/A MICHELLE EROH	: (MORTGAGE FORECLOSURE) :
DERECK LYONS	
Defendant(s)	
TO THE SHERIFF OF COLUMBIA COU	NTY, PENNSYLVANIA
To satisfy the judgment, interest and costs following described property (specifically described property)	s in the above matter, you are directed to levy upon and sell the ribed property below):
Premises: 1156 SECOND AVENUE BERWICK, PA 18603	
(see attached legal description)	
Amount Due \$	668,356.18
Interest from 6/25/04 \$ to sale date (per diem-\$11.24)	<u> </u>
Total \$	Plus Costs as endorsed.
Clerk Im S Office of the Prothonot Common Pleas Court of	•

Dated: June 30 2004

Columbia County, PA

ALL THAT CERTAIN PIECE OR PARCEL OF LAND SITUATE IN THE BOROUGH OF BERWICK, COUNTY OF COLUMBIA AND COMMONWEALTH OF PENNSYLVANIA, BOUNDED AND DESCRIBED AS FOLLOWS. TO-WIT:

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TAX KEY NUMBER: 04C-01-191

### WRIT OF EXECUTION - (MORTGAGE FORECLOSURE) P.R.C.P. 3180-3183 and RULE 2357

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES	: COURT OF COMMON PLEAS : COLUMBIA COUNTY, PA
Plaintiff	: NO: 2004-CV-472
vs.	: POU 4-ED-1/4 : WRIT OF EXECUTION
MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS	: (MORTGAGE FORECLOSURE) :
Defendant(s)	
TO THE SHERIFF OF COLUMBIA COUNT	Y, PENNSYLVANIA
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Premises: 1156 SECOND AVENUE BERWICK, PA 18603	
(see attached legal description)	
Amount Due \$68	,356.18
Interest from 6/25/04 \$ to sale date (per diem-\$11.24)	
Total \$	Plus Costs as endorsed.
Clerk Common Pleas Court of	. Kline

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FEDERMAN and PHELAN, L.L.P. By: FRANK FEDERMAN Identification No. 12248 One Penn Center at Suburban Stati

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Suite 1400

Philadelphia, PA 19103-1814 (215) 563-7000

CENDANT MORTGAGE

CORPORATION, F/K/A PHH MORTGAGE SERVICES : COLUMBIA County

:

: Court of Common Pleas

ATTORNEY FOR PLAINTIFF

**Plaintiff** 

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A MICHELLE EROH

MICHELLE EROH DERECK LYONS : NO. 2004-CV-472

2004-ED-116

Defendant(s)

#### **CERTIFICATION**

FRANK FEDERMAN, ESQUIRE, hereby states that he is the attorney for the Plaintiff in the above captioned matter and that the premises are not subject to the provisions of Act 91 because it is:

- () an FHA Mortgage
- () non-owner occupied
- () vacant
- (X) Act 91 procedures have been fulfilled

This certification is made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities.

FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

FEDERMAN and PHELAN, L.L.P. By: FRANK FEDERMAN Identification No. 12248 One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

ATTORNEY FOR PLAINTIFF

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES

Philadelphia, PA 19103-1814

**Suite 1400** 

(215) 563-7000

: COLUMBIA County

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

vs.

: NO. 2004-CV-472

MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS 2004-ED-116

Defendant(s)

#### CERTIFICATION

FRANK FEDERMAN, ESQUIRE, hereby states that he is the attorney for the Plaintiff in the above captioned matter and that the premises are not subject to the provisions of Act 91 because it is:

- () an FHA Mortgage
- () non-owner occupied
- () vacant
- (X) Act 91 procedures have been fulfilled

This certification is made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities.

FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN
Identification No. 12248
One Penn Center at Suburban Station
1617 John F. Kennedy Boulevard

ATTORNEY FOR PLAINTIFF

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

CORPORATION, F/K/A PHH

MORTGAGE SERVICES

: COLUMBIA County

:

: Court of Common Pleas

3004-ED-116

:

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A MICHELLE EROH

DERECK LYONS

: NO. 2004-CV-472

Defendant(s)

**AFFIDAVIT PURSUANT TO RULE 3129** 

(Affidavit No. 1)

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

Plaintiff in the above action, by its attorney, FRANK FEDERMAN, ESQ., sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at 1156 SECOND AVENUE, BERWICK, PA 18603.

1. Name and address of Owner(s) or reputed Owner(s):

NAME LAST KNOWN ADDRESS (if address cannot be

reasonably ascertained, please so indicate)

MICHELLE LYONS A/K/A MICHELLE EROH

1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

2. Name and address of Defendant(s) in the judgment:

**NAME** 

LAST KNOWN ADDRESS (if address cannot be

reasonably ascertained, please so indicate)

SAME AS ABOVE

I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

FRANK FEDERMAN, ESQUIRE

Date: 6/24/04

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

MORTGAGE SERVICES

: COLUMBIA County

CORPORATION, F/K/A PHH

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

: NO. 2004-CV-472

MICHELLE EROH

:

DERECK LYONS

Defendant(s) :

#### **AFFIDAVIT PURSUANT TO RULE 3129.1**

### CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

Plaintiff in the above action, by its attorney, FRANK FEDERMAN, ESQ., sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at 1156 SECOND AVENUE, BERWICK, PA 18603.

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NAME

LAST KNOWN ADDRESS

MICHELLE LYONS A/K/A MICHELLE EROH

1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

2. Name and address of Defendant(s) in the judgment:

NAME

LAST KNOWN ADDRESS

### SAME AS ABOVE

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

**NAME** 

LAST KNOWN ADDRESS

**NONE** 

4. Name and address of last recorded holder of every mortgage of record:

**NAME** 

LAST KNOWN ADDRESS

NONE

5. Name and address of every other person who has any record lien on the property:

**NONE** 

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale:

**NONE** 

7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

DOMESTIC RELATIONS OF COLUMBIA COUNTY

COLUMBIA COUNTY COURTHOUSE

P.O. Box 380

Bloomsburg, PA 17815

TENANT/OCCUPANT

1156 SECOND AVENUE BERWICK, PA 18603

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE

P.O. BOX 2675 HARRISBURG, PA 17105

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

DATE: 6/24/04

FEDERMAN and PHELAIN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

CORPORATION, F/K/A PHH

MORTGAGE SERVICES

: COLUMBIA County

ATTORNEY FOR PLAINTIFF

: Court of Common Pleas

Plaintiff : CIVIL DIVISION

vs.

MICHELLE LYONS A/K/A

MICHELLE EROH DERECK LYONS \_

: NO. 2004-CV-472 : 2004-ED-1/6

Defendant(s)

**AFFIDAVIT PURSUANT TO RULE 3129** 

(Affidavit No. 1)

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

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MICHELLE LYONS A/K/A MICHELLE EROH 1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

2. Name and address of Defendant(s) in the judgment:

**NAME** 

LAST KNOWN ADDRESS (if address cannot be reasonably ascertained, please so indicate)

#### SAME AS ABOVE

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FRANK FEDERMAN, ESQUIRE

Date:6/24/04

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

: COLUMBIA County

CORPORATION, F/K/A PHH

CENDANT MORTGAGE

MORTGAGE SERVICES

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

: NO. 2004-CV-472

MICHELLE EROH

DERECK LYONS

Defendant(s)

### AFFIDAVIT PURSUANT TO RULE 3129.1

### CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES.

Plaintiff in the above action, by its attorney, FRANK FEDERMAN, ESQ., sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at 1156 SECOND AVENUE, BERWICK, PA 18603.

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MICHELLE LYONS A/K/A MICHELLE EROH

1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE **BERWICK, PA 18603** 

2. Name and address of Defendant(s) in the judgment:

NAME

LAST KNOWN ADDRESS

#### SAME AS ABOVE

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

NAME

LAST KNOWN ADDRESS

NONE

4. Name and address of last recorded holder of every mortgage of record:

**NAME** 

LAST KNOWN ADDRESS

NONE

5. Name and address of every other person who has any record lien on the property:

NONE

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale:

NONE

7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

DOMESTIC RELATIONS OF COLUMBIA COUNTY

COLUMBIA COUNTY COURTHOUSE

P.O. Box 380

Bloomsburg, PA 17815

TENANT/OCCUPANT

1156 SECOND AVENUE **BERWICK, PA 18603** 

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE

P.O. BOX 2675

HARRISBURG, PA 17105

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

NK FEDERMAN, ESOUIRE

Attorney for Plaintiff

DATE: 6/24/04

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

: COLUMBIA County

CORPORATION, F/K/A PHH

•

MORTGAGE SERVICES

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

MICHELLE EROH DERECK LYONS : NO. 2004-CV-472 : 3004-ED-116

Defendant(s)

**AFFIDAVIT PURSUANT TO RULE 3129** 

(Affidavit No. I)

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

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DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

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FRANK FEDERMAN, ESQUIRE

Date:6/24/04

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard Spite 1400

Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

MORTGAGE SERVICES

: COLUMBIA County

CORPORATION, F/K/A PHH

: Court of Common Pleas

•

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

: NO. 2004-CV-472

MICHELLE EROH

•

DERECK LYONS

Defendant(s)

#### **AFFIDAVIT PURSUANT TO RULE 3129.1**

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1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

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NAME

LAST KNOWN ADDRESS

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NONE

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DOMESTIC RELATIONS OF

COLUMBIA COUNTY COURTHOUSE

COLUMBIA COUNTY

P.O. Box 380

Bloomsburg, PA 17815

TENANT/OCCUPANT

1156 SECOND AVENUE BERWICK, PA 18603

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF WELFARE

P.O. BOX 2675

HARRISBURG, PA 17105

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ANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

DATE: 6/24/04

FEDERMAN and PHELAIN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

Oue Penn Center at Suburban Station 1617 John F. Kennedy Boulevard **Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE : COLUMBIA County

CORPORATION, F/K/A PHH

MORTGAGE SERVICES : Court of Common Pleas

> **Plaintiff** : CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A : NO. 2004-CV-472

: 2004-ED-116 MICHELLE EROH DERECK LYONS

Defendant(s)

**AFFIDAVIT PURSUANT TO RULE 3129** 

(Affidavit No. 1)

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ATTORNEY FOR PLAINTIFF

MICHELLE LYONS 1156 SECOND AVENUE A/K/A MICHELLE EROH BERWICK, PA 18603

DERECK LYONS 1156 SECOND AVENUE

**BERWICK, PA 18603** 

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FRANK FEDERMAN, ESQUIRE

Date: 6/24/04

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

: COLUMBIA County

CORPORATION, F/K/A PHH

: Court of Common Pleas

MORTGAGE SERVICES

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

: NO. 2004-CV-472

MICHELLE EROH

DERECK LYONS

Defendant(s)

### AFFIDAVIT PURSUANT TO RULE 3129.1

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1156 SECOND AVENUE BERWICK, PA 18603

DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

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7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

DOMESTIC RELATIONS OF COLUMBIA COUNTY

COLUMBIA COUNTY COURTHOUSE

P.O. Box 380

Bloomsburg, PA 17815

TENANT/OCCUPANT

1156 SECOND AVENUE BERWICK, PA 18603

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE

P.O. BOX 2675 HARRISBURG, PA 17105

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FRANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

DATE: 6/24/04

FEDERMAN and PHELAIX, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

: COLUMBIA County

CORPORATION, F/K/A PHH

•

MORTGAGE SERVICES

: Court of Common Pleas

**Plaintiff** 

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

w/11

: NO. 2004-CV-472 : 2004-ED-116

MICHELLE EROH DERECK LYONS

Defendant(s)

**AFFIDAVIT PURSUANT TO RULE 3129** 

(Affidavit No. I)

CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

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DERECK LYONS

1156 SECOND AVENUE BERWICK, PA 18603

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FRANK FEDERMAN, ESQUIRE

FEDERMAN and PHELAN, L.L.P.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE : COLUMBIA County

CORPORATION, F/K/A PHH

MORTGAGE SERVICES : Court of Common Pleas

Plaintiff : CIVIL DIVISION vs. :

MICHELLE LYONS A/K/A : NO. 2004-CV-472

MICHELLE EROH :
DERECK LYONS :

Defendant(s)

#### **AFFIDAVIT PURSUANT TO RULE 3129.1**

# CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES,

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DERECK LYONS
1156 SECOND AVENUE
BERWICK, PA 18603

2. Name and address of Defendant(s) in the judgment:

NAME LAST KNOWN ADDRESS

#### SAME AS ABOVE

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NAME LAST KNOWN ADDRESS

NONE

4. Name and address of last recorded holder of every mortgage of record:

**NAME** 

LAST KNOWN ADDRESS

**NONE** 

5. Name and address of every other person who has any record lien on the property:

NONE

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the sale:

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7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

DOMESTIC RELATIONS OF

COLUMBIA COUNTY COURTHOUSE

COLUMBIA COUNTY

P.O. Box 380

Bloomsburg, PA 17815

TENANT/OCCUPANT

1156 SECOND AVENUE BERWICK, PA 18603

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE

P.O. BOX 2675

DEPARTMENT OF WELFARE HARRISBURG, PA 17105

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

RANK FEDERMAN, ESQUIRE

Attorney for Plaintiff

DATE: <u>6/24/04</u>

FEDERMAN and PHELAN, L.L.

By: FRANK FEDERMAN Identification No. 12248

ATTORNEY FOR PLAINTIFF

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

**Suite 1400** 

Philadelphia, PA 19103-1814

(215) 563-7000

CENDANT MORTGAGE

CORPORATION, F/K/A PHH

MORTGAGE SERVICES

: COLUMBIA County

: Court of Common Pleas

Plaintiff

: CIVIL DIVISION

VS.

MICHELLE LYONS A/K/A

MICHELLE EROH

DERECK LYONS

: NO. 2004-CV-472

2004-ED-116

Defendant(s)

:

\*\*THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A
DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR
THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A
DISCHARGE IN BANKRUPTCY, THIS IS NOT AND SHOULD NOT BE
CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT
ONLY ENFORCEMENT OF A LIEN AGAINST PROPERTY.\*\*

#### NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

6/24/04

TO: MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS 1156 SECOND AVENUE BERWICK, PA 18603

Your house (real estate) at 1156	S SECOND AVENUE, <u>B</u>	ERWICK, PA 18603, is scheduled to be sold at
the Sheriff's Sale on	, at	in the Sheriff's Office, Columbia
		ce the court judgment of \$68,356.18 obtained by
CENDANT MORTGAGE CORPOR	RATION, F/K/A PHH M	ORTGAGE SERVICES (the mortgagee)
against you. In the event the sale is con	ntinued, an announcemen	t will be made at said sale in compliance with
Pa.R.C.P., Rule 3129.3.		•

#### NOTICE OF OWNER'S RIGHTS

#### YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

To prevent this Sheriff's Sale, you must take immediate action:

I. The sale will be cancelled if you pay to the mortgagee the back payments, late charges, costs and reasonable attorney's fees due. To find out how much you must pay, you may call: (215) 563-7000.

- 2. You may be able to stop the sale by filing a petition—asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.
  - 3. You may also be able to stop the sale through other legal proceedings.

You may need an attorney to assert your rights. The sooner you contact one, the more chance you will have of stopping the sale. (See notice on page two on how to obtain an attorney.)

# YOU MAY STILL BE ABLE TO SAVE YOUR PROPERTY AND YOU HAVE OTHER RIGHTS EVEN IF THE SHERIFF'S SALE DOES TAKE PLACE.

- 1. If the Sheriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling (215) 563-7000.
- 2. You may be able to petition the Court to set aside the sale if the bid price was grossly inadequate compared to the value of your property.
- 3. The sale will go through only if the buyer pays the Sheriff the full amount due in the sale. To find out if this has happened, you may call (814) 272-9350.
- 4. If the amount due from the Buyer is not paid to the Sheriff, you will remain the owner of the property as if the sale never happened.
- 5. You have the right to remain in the property until the full amount due is paid to the Sheriff and the Sheriff gives a deed to the buyer. At that time, the buyer may bring legal proceedings to evict you.
- 6. You may be entitled to a share of the money which was paid for your house. A proposed schedule of distribution of the money bid for your house will be prepared by the Sheriff not later than thirty (30) days after the sale. The schedule shall be kept on file with the Sheriff and will be made available for inspection in his office. This schedule will state who will be receiving that money. The money will be paid out in accordance with this schedule unless exceptions (reasons why the proposed distribution is wrong) are filed with the Sheriff within ten (10) days after the filing of the proposed schedule.
- 7. You may also have other rights and defenses, or ways of getting your home back, if you act immediately after the sale.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE LISTED BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COLUMBIA COUNTY
SUSQUEHANNA LEGAL SERVICES
168 E. 5<sup>th</sup> STREET,
BLOOMSBURG, PA 17815
(570) 784-8760

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# SHERIFF'S RETURN OF SERVICE-COLUMBIA COUNTY

PHH MORTGAGE SERVICES	
DEFENDANT MICHELLE LYONS A/K/A MICHELLE EROH DERECK LYONS	COURT NO.: <u>2004-CV-472</u>
SERVE AT: 1156 SECOND AVENUE BERWICK, PA 18603	a)TYPE OF ACTION  XX Notice of Sheriff's Sale  SALE DATE:
	PLEASE POST THE HANDBILL.
Served and made known to, Commonwealth of Pennsylvan, Commonwealth of Pennsylvan, Commonwealth of Pennsylvan, Defendant personally served.  Adult family member with whom Defendant(s) reside(	s).  to give name or relationship.  t(s) reside(s).  al place of business.
Description: Age Height Weight	Race Sex Other
	SHERIFF By:Deputy Sheriff
On the day of, 200_, at o'clock _	M., Defendant NOT FOUND because:
Moved Unknown No Answer Vaca	ant
Other:	
	SHERIFF Durante Shariff
I,DEPUTIZED SERVICE	By:Deputy Sheriff
Now, thisday of,, 200_, I, Sheriff of CLINTON of serve this Notice of Sheriff's Sale and make return thereof	County, Pennsylvania, do hereby deputize the Sheriff of County to and according to law.
	SHERIFF
By: ATTORNEY FOR PLAINTIFF FRANK FEDERMAN, ESQUIRE	Deputy Sheriff

Suite 1400 Philadelphia, PA 19103-1814 (215)563-7000

One Penn Center at Suburban Station 1617 John F. Kennedy Boulevard

1.D.#12248

**PLAINTIFF** 

CENDANT MORTGAGE CORPORATION, F/K/A

property under within writ may leave same without a watchman, in custody of whoever WAIVER OF WATCHMAN - Any deputy sheriff levying upon or attaching any

	, 20	
HARRY A. ROADARMEL  COLUMBIA County, Pa.	Sheriff	
your hands	Sir: — There will be placed in	
for service a Writ ofEXECUTIO	DN.(REAL.ESTATE), styled as	
follows: CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES vs MICHELLE LYONS A/K/A MICHELLE EROH and DERECK LYONS		
DEDWICK DA 19602	at .1156.SECOND.AVENUE,  Attorney for Plaintiff	
If Writ of Execution, state below where defendants will be found, what foods and chattels shall/ be seized and be levied upon. If real estate, attach five double spaced typed written copies of description as it shall appear on the new deed together with Street and Number of the premises. Please do not furnish us with the old deed or mortgage.		
See attached legal description		

is found in possession, after notifying such person of such levy or attachment, without liability o the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

hereby released from all liability to protect the property described in the within named WAIVER OF INSURANCE - Now; ....., 20...., the Sheriff is (Attorney for Plaintiff(s) execution by insurance, which insurance is hereby waived.

(Attack for Dialeting)

WATVER OF WATCHMAN — Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whoever is found in possession, after notifying such person of such levy or attachment, without liability o the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

hereby released from all liability to protect the property described in the within named

execution by insurance, which insurance is hereby waived.

(SEAL)

WAIVER OF INSURANCE - Now, ......, 20....., the Sheriff is

.....(SEAL)

(Attorney for Plaintiff(s)

	, 20		
HARRY A. ROADARMEL	Sheriff		
COLUMBIA County, Pa.			
your hands	Sir: — There will be placed in		
for service a Writ ofEXECUTION	L(REAL ESTATE), styled as		
follows: CENDANT MORTGAGE CORPORATION, F/K/A PHH MORTGAGE SERVICES vs MICHELLE LYONS A/K/A MICHELLE EROH and DERECK LYONS			
The defendant will be found at BERWICK, PA.18603	.1156 SECOND AVENUE,  Attorney for Plaintiff		
If Writ of Execution, state below where defendants will be found, what foods and chattels shall/ be seized and be levied upon. If real estate, attach five double spaced typed written copies of description as it shall appear on the new deed together with Street and Number of the premises. Please do not furnish us with the old deed or mortgage.			
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FEDERMAN & PHELAN LLP ATTORNEY ESCROW ACCOUNT ONE PENN CENTER, SUITE 1400 PHILADELPHIA, PA 19103-1814

COMMERCE BANK PHILADELPHIA, PA 19148

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DB/24/2004

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\*\*\*\*\*\*1,350.00 Void after 90 days AMOUNT 06/24/2004 DATE

ONE THOUSAND THREE HUNDRED FIFTY AND 00/100 DOLLARS

Pay

35 W Main Street

Sheriff of Columbia County

To The Order

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Bloomsburg, PA 17815

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