

SHERIFF'S SALE COST SHEET

US Bank NA vs. Joshua Furcht
 NO. 109-10 ED NO. 651-10 JD DATE/TIME OF SALE Jan 26 0930

DOCKET/RETURN	\$15.00
SERVICE PER DEF.	<u>\$165.00</u>
LEVY (PER PARCEL	\$15.00
MAILING COSTS	<u>\$38.50</u>
ADVERTISING SALE BILLS & COPIES	\$17.50
ADVERTISING SALE (NEWSPAPER)	\$15.00
MILEAGE	<u>\$24.00</u>
POSTING HANDBILL	\$15.00
CRYING/ADJOURN SALE	\$10.00
SHERIFF'S DEED	\$35.00
TRANSFER TAX FORM	\$25.00
DISTRIBUTION FORM	\$25.00
COPIES	<u>\$5.50</u>
NOTARY	<u>\$10.00</u>
TOTAL ***** <u>\$415.50</u>	

WEB POSTING	\$150.00
PRESS ENTERPRISE INC.	<u>\$697.92</u>
SOLICITOR'S SERVICES	\$75.00
TOTAL ***** <u>\$922.92</u>	

PROTHONOTARY (NOTARY)	\$10.00
RECORDER OF DEEDS	<u>\$55.00</u>
TOTAL ***** <u>\$65.00</u>	

REAL ESTATE TAXES:

BORO, TWP & COUNTY 20	\$	
SCHOOL DIST. 20	\$	
DELINQUENT 20	<u>\$635.77</u>	
TOTAL ***** <u>\$635.77</u>		

MUNICIPAL FEES DUE:

SEWER 20	\$	<u>523.72</u>
WATER 20	\$	
TOTAL ***** <u>\$523.72</u>		

SURCHARGE FEE (DSTE)	\$	<u>120.00</u>
MISC. _____	\$	
_____	\$	
TOTAL ***** <u>-0-</u>		

TOTAL COSTS (OPENING BID) \$2262.25

COLUMBIA COUNTY SHERIFF'S OFFICE
SHERIFF'S REAL ESTATE FINAL COST SHEET

US Bank NA vs Joshua Faight

NO. 109-10 ED NO. 651-10 JD

DATE/TIME OF SALE: Jun 26 0930

BID PRICE (INCLUDES COST) \$ 2682.85

POUNDAGE - 2% OF BID \$ 53.68

TRANSFER TAX - 2% OF FAIR MKT \$ -

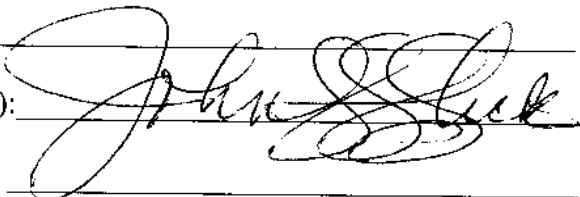
MISC. COSTS \$ -

TOTAL AMOUNT NEEDED TO PURCHASE \$ 2736.53

PURCHASER(S): _____

ADDRESS: _____

NAMES(S) ON DEED: _____

PURCHASER(S) SIGNATURE(S): 

TOTAL DUE: \$ 2736.53

LESS DEPOSIT: \$ 1350.00

DOWN PAYMENT: \$ _____

TOTAL DUE IN 8 DAYS \$ 1386.53

THE LAW OFFICES OF
BARBARA A. FEIN, P.C.

425 Commerce Drive, Suite 100
Fort Washington, PA 19034

NEW JERSEY OFFICE

Barbara A. Fein, Esquire
Kristen D. Little, Esquire

Phone: (215) 653-7450
Fax: (215) 653-7454

20000 Horizon Way, Suite 900
Mount Laurel, NJ 08054-4318

Phone: (856) 596-5552
Fax: (856) 596-5589

*Members of Pennsylvania
and New Jersey Bars*

Direct E-mail: theresac@lobaf.com
Direct Phone Ext. 118

File No. 08-14930

March 9, 2011

Columbia County Sheriff's Department
ATTN: Real Estate Division
35 West Main Street
Bloomsburg, PA 17815

RE: U.S. Bank National Association, as Trustee v. Joshua Fought
Columbia County Court of Common Pleas No. 2010-CV-651
Property Located at 515 North Arch Street, Borough of Berwick
Sale Conducted on January 26, 2011

Dear Sir/Madam:

Attached, please find our firm's check in the amount of \$1,386.53 made payable to the Sheriff of Columbia County, representing the outstanding costs due and owing on the Sheriff's Sale of this property. I am also enclosing duplicate, original Realty Transfer Tax Statements of Value.

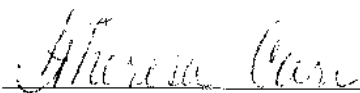
Please note that the Grantee on the Sheriff's Deed should be:

**"U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity
Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5"
3815 South West Temple, Salt Lake City, UT 84115**

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to call.

Sincerely,

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 
Theresa Carr, Paralegal to
Barbara A. Fein, Esquire



pennsylvania
DEPARTMENT OF REVENUE
Bureau of Individual Taxes
PO BOX 280603
Harrisburg, PA 17128-0603

REALTY TRANSFER TAX STATEMENT OF VALUE

See reverse for instructions

RECORDERS USE ONLY

STATE AID
BOOK NUMBER
PAGE NUMBER
DATE RECORDED

Complete each section and file in duplicate with Recorder of Deeds when (1) the full value/consideration is not set forth in the deed, (2) the deed is without consideration, or by gift, or (3) a tax exemption is claimed. A Statement of Value is not required if the transfer is wholly exempt from tax based on family relationship or public utility easement. If more space is needed, attach additional sheets.

A. CORRESPONDENT - All inquiries may be directed to the following person:

Name The Law Offices of Barbara A. Fein, P.C.

Telephone Number (215) 653-7450

Street Address

425 Commerce Drive, Suite 100

City

Ft. Washington

State

PA

Zip Code

19034

B. TRANSFER DATA

Grantor(s) / Lessor(s)

Columbia County Sheriff

Street Address

35 West Main Street
Bloomsburg, PA 17815**C. Date of Acceptance of Document:** Jan. 26, 2011

Grantee(s)/Lessee(s)

U.S. Bank National Association, as Trustee, on
Behalf of the Holders of the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates, Series 2005-5

Street Address

c/o Select Portfolio Servicing, Inc.
3815 South West Temple
Salt Lake City UT, 84115**D. REAL ESTATE LOCATION**

Street Address

515 North Arch Street

City, Township, Borough

Borough of Berwick

County

Columbia

School District

Berwick

Tax Parcel Number

04D-08-220

E. VALUATION DATA

1. Actual Cash Consideration

\$2,736.53

2. Other Consideration

+ 0.00

3. Total Consideration

\$2,736.53

4. County Assessed Value

\$16,221.00

5. Common Level Ratio Factor

3.69

6. Fair Market Value

\$59,855.49

F. EXEMPTION DATA

1a. Amount of Exemption Claimed

100 %

1b. Percentage of Grantor's Interest in Real Estate

100 %

1c. Percentage of Grantors Interest Conveyed

100 %

2. Check Appropriate Box Below for Exemption Claimed

- ☐ Will or intestate Succession. _____ (Name of Decedent) _____ (Estate File Number)
- ☐ Transfer to a trust (Attach a complete copy of trust agreement identifying all beneficiaries.)
- ☐ Transfer from a trust. Date of Transfer into the trust _____
If trust was amended attach a copy of original and amended trust.
- ☐ Transfer between principal and agent/straw party. (Attach complete copy of agency/straw party agreement.)
- ☐ Transfer to the Commonwealth, the United States and Instrumentalities by gift, dedication, condemnation or in lieu of condemnation. (If condemnation or in lieu of condemnation, attach copy of resolution.)
- ☒ Transfer from mortgagor to a holder of a mortgage in default. (Attach copy of Mortgage and note Assignment.)
- ☐ Corrective or confirmatory deed. (Attach complete copy of the deed to be corrected or confirmed.)
- ☐ Statutory corporate consolidation, merger or division (Attach copy of articles.)
- ☐ Other (Please explain exemption claimed if other than listed above.) _____

Under penalty of law, I declare that I have examined this statement, including accompanying information, and to the best of my knowledge and belief, it is true, correct and complete.

Signature of Correspondent or Responsible Party

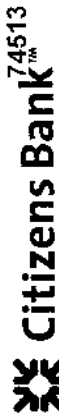
Thomas Carr

Date

March 9, 2011

FAILURE TO COMPLETE THIS FORM PROPERLY OR ATTACH REQUESTED DOCUMENTATION MAY RESULT IN THE RECORDER'S REFUSAL TO RECORD THE DEED.

74513



THE LAW OFFICES OF BARBARA A. FEIN, P.C.

425 COMMERCE DR., SUITE 100
FORT WASHINGTON, PA 19034-2407
(215) 653-7450

3-7615-360

Security Features. Details on back.

DATE AMOUNT

3/9/2011 \$1,386.53

One Thousand Three hundred Eighty Six dollars and Fifty Three cents

PAY
TO THE
ORDER
OF

Columbia County Sheriff
Columbia County Courthouse
35 West Main Street
Bloomsburg PA 17815

VOID AFTER 120 DAYS

AUTHORIZED SIGNATURE

For 08-14930/Fought/Sheriffs Sale Settlement

⑈0074513⑈ ⑆036076150⑆ 6101548738⑈

109

County 024

PARCEL ID: 04D-38-225-00,000

TAX YEAR: 2011

ALTERNATE ID:

EFFECTIVE DATE: 02012011

Year	Authority	Fund	Delq Year	Bill Roll	Tax	Interest	Penalty	Other	Pending	Total Amount
	PRM				555.57	.00	55.56	.00	.00	611.13
Total:					555.57	.00	55.56	.00	.00	611.13

Int. for Feb.
our cost.
Tax cert.

Total
\$ 635.71
Feb amount



ALBANY 40011 (FOUGHT JOSHUA) 040-08-220-00.000

County: 024 PARCEL ID: 040-08-220-00.000

TAX YEAR: 2011

ALTERNATE ID:

EFFECTIVE DATE: 02012011

Year Authority Fund

Delq Year	Bill Roll	District Type	Code/ Auth	Fund	Tax Penalty	Interest Other	Pending	Total Amount
	PRIM	2	S 2	SCHL	555.57	.00	4.58	615.71
					55.58	.00		

Total:	555.57	.00	4.58	615.71
	55.58	.00		

THE LAW OFFICES OF
BARBARA A. FEIN, P.C.

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Fort Washington, PA 19034

NEW JERSEY OFFICE

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Mount Laurel, NJ 08054-4318

Phone: (856) 596-5552
Fax: (856) 596-5589

*Members of Pennsylvania
and New Jersey Bars*

Direct E-mail: theresac@lobaf.com
Direct Phone Ext. 118

File No. 08-14930

December 7, 2010

Columbia County Sheriff's Department
ATTN: Real Estate Division / Sarah
VIA FAX (570) 389-5625

RE: U.S. Bank National Association, as Trustee v. Joshua Fought
Columbia County Court of Common Pleas No. 2010-CV-651
Property Located at 515 North Arch Street, Borough of Berwick

Dear Sarah:

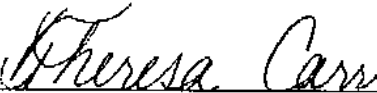
This Law Firm represents the Plaintiff in the above entitled Mortgage Foreclosure with Sheriff's Sale initially scheduled for September 22, 2010. In accordance with Pa. R.C.P. Rule 3129.2 (as amended for 2007), this letter serves as Plaintiff's *second of two permitted postponements up to 130 days from the initial sale date's scheduling*. Kindly continue and announce that this Sheriff's Sale is being postponed from December 8, 2010, to January 26, 2011.

In addition, per our phone conversation moments ago, please ensure that the appended Notice of Sheriff's Sale is posted at the property in accordance with the also appended Court Order permitting service by same. Please note that this posting must be accomplished by December 26, 2010.

If you have any questions, please do not hesitate to call. As always, your help is appreciated!

Sincerely,

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 
Theresa Carr, Paralegal to
Barbara A. Fein, Esquire

Encl. / Notice of Sheriff's Sale and Court Order for Posting

COPY

IN THE COURT OF COMMON PLEAS
FOR COLUMBIA COUNTY, PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

NO. 2010-CV-651

v.

JOSHUA FOUGHT,
Defendant.

FILED
PROTHONOTARY
2010 SEP -9 A 9:53
CLERK OF COURTS OFFICE
COUNTY OF COLUMBIA, PA

ORDER

AND NOW, this 8th day of Sept, 2010, upon consideration of Plaintiff's Motion and the Affidavit of Good Faith Investigation attached hereto, it is hereby ORDERED that service of the Notice of Sheriff's Sale and all other pleadings which require personal service on Defendant, Joshua Fought, shall be complete when Plaintiff has mailed the pleading to be served by certified mail and regular mail to:

Joshua Fought
515 North Arch Street, Berwick, PA 18603

and the Columbia County Sheriff's Department has posted a copy of the pleading to be served on the most public part of the property located at 515 North Arch Street, Borough of Berwick, Columbia County, which is the subject property upon which this mortgage foreclosure action is predicated.

BY THE COURT:

131 Scott W. Naus
J.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

File No. 08-14930

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AMENDED NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO: Joshua Fought
515 North Arch Street
Berwick, PA 18603

YOUR HOUSE AT 515 NORTH ARCH STREET, WITHIN THE BOROUGH OF
BERWICK, COLUMBIA COUNTY, IS SCHEDULED TO BE SOLD ON JANUARY 26, 2011,
BY THE COLUMBIA COUNTY SHERIFF'S DEPARTMENT AT 9:30 A.M. IN THE
COLUMBIA COUNTY COURTHOUSE, SHERIFF'S OFFICE, BLOOMSBURG, PA 17815, TO
ENFORCE THE COURT JUDGMENT OF \$89,728.23, OBTAINED BY PLAINTIFF, U.S. BANK
NATIONAL ASSOCIATION, AS TRUSTEE, ON BEHALF OF THE HOLDERS OF THE HOME
EQUITY ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH CERTIFICATES, SERIES
2005-5, AGAINST YOU.

NOTICE OF OWNERS' RIGHTS
YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

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

1. This sale will be canceled if you pay to Plaintiff Mortgagee the back payments, late charges, costs and reasonable attorneys' fees due. To find out how much you must pay, you may call Theresa Carr at (215) 653-7450.
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 below 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 Theresa Carr at (215) 653-7450, or by calling the Columbia County Sheriff's Department at (570) 389-5624.
2. You may be able to petition the Court to set aside the sale if the sale 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 bid in the sale. To find out if this has happened, you may call Theresa Carr at (215) 653-7450 or by calling the Columbia County Sheriff's Department at (570) 389-5624.
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 had 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 schedule of distribution of the money bid for your house will be filed by the Columbia County Sheriff on or about thirty (30) days. 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 distribution date.

7. You may also have other rights and defenses, or ways of getting your house 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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service
Pennsylvania Lawyer Referral Service
P.O. Box 186, Harrisburg, PA 17108
(800) 692-7375



Attorney Signature

Legal Description

ALL THAT CERTAIN lot, 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 the Westerly side of Arch Street at a corner of Lot No. 420; thence in a Northerly direction along Arch Street, 45 feet to corner of Lot No. 418; thence in a Westerly direction, 165 feet to a 15 foot alley; thence in a Southerly direction along said alley 45 feet to corner of Lot No. 420; thence in an easterly direction 165 feet to Arch Street, the place of BEGINNING.

[This description is intended to cover Lot No. 419 as above on American Car & Foundry Co. plot or plan, together with the frame building thereon, consisting of a two and one-half story frame building with outbuildings thereon.]

HAVING ERECTED THEREON a Detached, Two and One Half Story, Single Family Residential Dwelling.

BEING THE SAME PREMISES AS Christina Zerbe and Daniel R. Zerbe, Husband and Wife, by Deed dated September 24, 2002, and recorded on October 3, 2002, in the Columbia County Recorder of Deeds as Instrument Number 200211724, granted and conveyed unto Joshua Fought, an Individual.

BEING KNOWN AND NUMBERED AS 515 North Arch Street, Berwick, PA 18603.

TAX PARCEL NUMBER: 04D-08-220.



December 6, 2010

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

Dear Timothy:

The amount due on the following sewer accounts we spoke of this morning are as follows through the service period of December 31, 2010:

Chad & Heather Killian – 7619A Columbia Blvd.
\$1814.94

Sean Trapani – 66 Maplewood Road
\$6184.35

Joshua Fought – 515 Arch Street
\$436.70

Francis & Beth Ann McGady – 218 W Third Street, Mifflinville
\$479.83

John Hunsinger – 804 Vine Street
\$188.10

Damyon Corradini – 120 W 11th Street
\$285.03

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

Sincerely,

Kristy Romig
Authority Clerk

Hearing Impaired 711

"BAJSA is an Equal Opportunity Provider and Employer"

Hearing Impaired 711

"BAJSA is an Equal Opportunity Provider and Provider"

1108 Freas Avenue • Berwick, Pennsylvania 18603

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

CRITERIA

Field	Beginning Value	Ending Value	And/Or
Doc Ref #	109ED2010%	To	
		To	
		To	
		To	

RESULTS

Trans #	Ship To ID	ConsName	Shipper	Doc Ref #	Ship Date	Carrier	Track
30288	30288	INTERNAL REVENUE SERVICE	Sheriff	109ED2010	7/23/2010	POST	91719:
30289	COP	COMMONWEALTH OF PENNSYLVANIA	Sheriff	109ED2010	7/23/2010	POST	91719:
30290	FAIR	OFFICE OF F.A.I.R.	Sheriff	109ED2010	7/23/2010	POST	91719:
30291	SBA	U.S. Small Business Administration	Sheriff	109ED2010	7/23/2010	POST	91719:
30292	IRS	INTERNAL REVENUE SERVICE	Sheriff	109ED2010	7/23/2010	POST	91719:

Records: 1 - 5 of 5

109 ED 2010



Date Produced: 08/02/2010

COUNTY OF COLUMBIA - SHERIFF

The following is the delivery information for Certified Mail™ item number 7192 4291 0010 0000 3311. Our records indicate that this item was delivered on 07/28/2010 at 10:56 a.m. in PITTSBURGH, PA, 15222. The scanned image of the recipient information is provided below

Signature of Recipient:

A handwritten signature in black ink, appearing to read "J. D. Davis", written over a horizontal line.

Address of Recipient:

A handwritten address in black ink, appearing to read "1111012102 N.H. Ave.", written over a horizontal line.

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.



Date Produced: 08/02/2010

COUNTY OF COLUMBIA - SHERIFF

The following is the delivery information for Certified Mail™ item number 7192 4291 0010 0000 3328. Our records indicate that this item was delivered on 07/27/2010 at 09:59 a.m. in HARRISBURG, PA, 17107. The scanned image of the recipient information is provided below

Signature of Recipient:

John C. Kelly
John C. Kelly

Address of Recipient:

PA Dept of Soc.
1200 N. 2nd St.

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.



Date Produced: 08/02/2010

COUNTY OF COLUMBIA - SHERIFF

The following is the delivery information for Certified Mail™ item number 7192 4291 0010 0000 3335. Our records indicate that this item was delivered on 07/28/2010 at 09:17 a.m. in HARRISBURG, PA, 17107. The scanned image of the recipient information is provided below

Signature of Recipient:

22 AA Sayer

Address of Recipient:

PO Box 8016

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.



Date Produced: 08/02/2010

COUNTY OF COLUMBIA - SHERIFF

The following is the delivery information for Certified Mail™ item number 7192 4291 0010 0000 3342. Our records indicate that this item was delivered on 07/28/2010 at 11:47 a.m. in KING OF PRUSSIA, PA, 19406. The scanned image of the recipient information is provided below.

Signature of Recipient:

Delivery section
Signature of Recipient: [Handwritten signature]
[Handwritten signature]

Address of Recipient:

Address of Recipient: 5154
1150 1st Ave #104

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

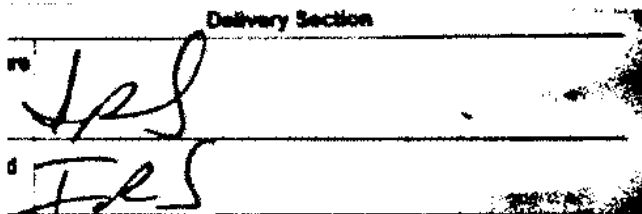


Date Produced: 08/02/2010

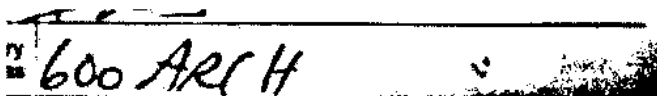
COUNTY OF COLUMBIA - SHERIFF

The following is the delivery information for Certified Mail™ item number 7192 4291 0010 0000 3359. Our records indicate that this item was delivered on 07/28/2010 at 08:23 a.m. in PHILADELPHIA, PA, 19106. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:



Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

File No. 08-14930

Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little, Esquire / I.D. No. 79992
Suite 100, 425 Commerce Drive
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AFFIDAVIT OF SERVICE

I, Theresa Carr, Paralegal to Barbara A. Fein, Esquire, Attorney for the Plaintiff, U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, hereby certify that I have served a true and correct copy of the Notice of Sheriff's Sale by regular and certified mail, postage pre-paid, pursuant to the attached Court Order and having mailed same on September 13, 2010, to

Joshua Fought
515 North Arch Street
Berwick, PA 18603

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

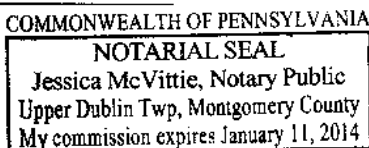
BY:

Theresa Carr

Theresa Carr, Paralegal to
Barbara A. Fein, Esquire
Attorney for Plaintiff

Sworn to before me this
15th day of Sept, 2010.

McVittie
Notary Public



cc. Columbia County Sheriff's Dept.

COPY

IN THE COURT OF COMMON PLEAS
FOR COLUMBIA COUNTY, PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

NO. 2010-CV-651

v.

JOSHUA FOUGHT,
Defendant.

FILED
PROTHONOTARY
2010 SEP -9 A 9:53
CLERK OF COURTS OFFICE
COUNTY OF COLUMBIA, PA

ORDER

AND NOW, this 8th day of Sept, 2010, upon consideration of Plaintiff's Motion and the Affidavit of Good Faith Investigation attached hereto, it is hereby ORDERED that service of the Notice of Sheriff's Sale and all other pleadings which require personal service on Defendant, Joshua Fought, shall be complete when Plaintiff has mailed the pleading to be served by certified mail and regular mail to:

Joshua Fought
515 North Arch Street, Berwick, PA 18603

and the Columbia County Sheriff's Department has posted a copy of the pleading to be served on the most public part of the property located at 515 North Arch Street, Borough of Berwick, Columbia County, which is the subject property upon which this mortgage foreclosure action is predicated.

BY THE COURT:

1st Scott W. Naus
J.

5005 09TT 0000 9712 1825

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

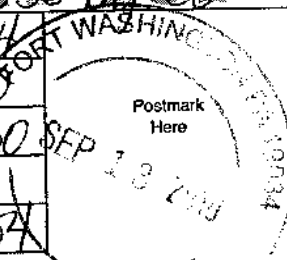
For delivery information visit our website at www.usps.com

08-14930 TC NOSS b4 CO

Postage	\$.44
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54

Sent To: Joshua Fought
 a/k/a Joshua J. Fought
 515 North Arch Street
 Berwick, PA 18603

PS Form 3800, January 2001



08-14930 TC NOSS b4 CO

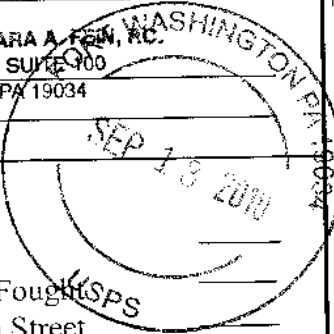
U.S. POSTAL SERVICE **CERTIFICATE OF MAILING**

MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL. DOES NOT PROVIDE FOR INSURANCE-POSTMASTER

Received From:
THE LAW OFFICES OF BARBARA A. FEN, PC.
 425 COMMERCE DRIVE, SUITE 100
 FORT WASHINGTON, PA 19034

One piece of ordinary mail addressed to:

Joshua Fought
 a/k/a Joshua J. Fought
 515 North Arch Street
 Berwick, PA 18603



02 1P
 0003955864 SEP 13 2010
 MAILED FROM ZIP CODE 19034
\$ 001.150
 PITNEY BOWES
 UNITED STATES POSTAGE

PS Form 3800, January 2001

FILED

File No. 08-14930

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little, Esquire / I.D. No. 79992
Suite 100, 425 Commerce Drive
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AFFIDAVIT OF SERVICE

I, Theresa Carr, Paralegal to Barbara A. Fein, Esquire, Attorney for the Plaintiff, U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, hereby certify that I have served a true and correct copy of the Notice of Sheriff's Sale by regular and certified mail, postage pre-paid, pursuant to the attached Court Order and having mailed same on September 13, 2010, to

Joshua Fought
515 North Arch Street
Berwick, PA 18603

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

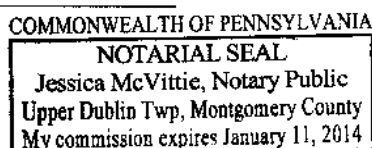
BY:

Theresa Carr

Theresa Carr, Paralegal to
Barbara A. Fein, Esquire
Attorney for Plaintiff

Sworn to before me this
15th day of Sept, 2010.

McVittie
Notary Public



cc. Columbia County Sheriff's Dept.

STATE OF PENNSYLVANIA
COUNTY OF COLUMBIA } SS

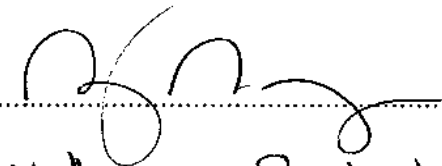

SHERIFF'S SALE
WEDNESDAY SEPTEMBER 22, 2010 AT 9:30 AM
BY VIRTUE OF A WRIT OF EXECUTION NO. 109 OF 2010 ED AND CIVIL WRIT NO. 851 OF 2010 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF'S 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 lot, piece or parcel of land situate in the Borough of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit: BEGINNING on the Westerly side of Arch Street at a corner of Lot No. 420; thence in a northerly direction along Arch Street 45 feet to corner of Lot No. 418; thence in a westerly direction 165 feet to a 15 foot alley; thence in a southerly direction along said alley 45 feet to corner of Lot No. 420; thence in an easterly direction 165 feet to Arch Street, the place of beginning. This description is intended to cover Lot No. 419 as above on American Car & Foundry Co. plot or plan, together with the frame building thereon, consisting of a two and one-half story frame building with outbuildings thereon.
PARCEL NUMBER: 04D-08-220

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 in cash, certified check or cashier's check.
IMPORTANT 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.
If proceeds are payable to the Plaintiff, the proceeds check will be payable to Plaintiff, unless the Columbia County Sheriff's Office receives advance written notice otherwise, signed by an authorized representation of the Plaintiff.

Sheriff of Columbia County
Timothy T. Chamberlain
www.sheriffofcolumbiacounty.com

Plaintiff's Attorney
Barbara Fein
425 Commerce Drive
Fort Washington, PA 19034

According to law deposes and says that Press Enterprise is
h its principal office and place of business at 3185
ounty of Columbia and State of Pennsylvania, and was
902, and has been published daily, continuously in said
and on the attached notice September 1, 8, 15, 2010 as
is one of the officers or publisher or designated agent of
er in which legal advertisement was published; that
is interested in the subject matter of said notice and
tions in the foregoing statement as to time, place, and


this 16th day of September 2010


(Notary Public)
COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Dennis L. Ashenfelter, Notary Public
Scott Twp., Columbia County
My Commission Expires July 3, 2011
Member, Pennsylvania Association of Notaries

20....., I hereby certify that the advertising and
.....for publishing the foregoing notice, and the
II.

TIMOTHY T. CHAMBERLAIN



SHERIFF OF COLUMBIA COUNTY
COURT HOUSE - P.O. BOX 380
BLOOMSBURG, PA 17815
FAX: (570) 389-5625

PHONE
(570) 389-5622

24 HOUR PHONE
(570) 784-6300

US BANK NATIONAL ASSOCIATION, AS
TRUSTEE ON BEHALF OF THE HOLDERS
OF THE HOME EQUITY ASSET TRUST 2005-
5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

Docket # 109ED2010

VS

MORTGAGE FORECLOSURE

JOSHUA FOUGHT

AFFIDAVIT OF SERVICE

NOW, THIS WEDNESDAY, SEPTEMBER 15, 2010, AT 1:59 PM, SERVED THE WITHIN
MORTGAGE FORECLOSURE UPON JOSHUA FOUGHT AT 515 NORTH ARCH STREET,
BERWICK BY POSTING TO THE RESIDENCE A TRUE AND ATTESTED COPY OF THE
ORIGINAL WRIT.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME
THIS WEDNESDAY, SEPTEMBER 15, 2010

Sarah Jane Klingaman
NOTARY PUBLIC

Timothy T. Chamberlain

X

TIMOTHY T. CHAMBERLAIN
SHERIFF

Notarial Seal
SARAH JANE KLINGAMAN
Notary Public
Town of Bloomsburg, Columbia County PA
My Commission Expires September 30, 2012

X

Jennifer Allison
J. ALLISON
DEPUTY SHERIFF

THE LAW OFFICE OF BARBARA A. FEIN P.C.
425 COMMERCE DRIVE
Suite 100
FT. WASHINGTON, PA 19034

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER: P. D'ANGELO
DATE RECEIVED 7/23/2010

SERVICE# 1 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF

US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT
ATTORNEY FIRM

JOSHUA FOUGHT
THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED

JOSHUA FOUGHT

515 NORTH ARCH STREET

BERWICK

PAPERS TO SERVED

MORTGAGE FORECLOSURE

SERVED UPON

Posted

Post

RELATIONSHIP

IDENTIFICATION

DATE

085 9/15/10

TIME

1359

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)

Posted

ATTEMPTS
DATE

TIME

OFFICER

REMARKS

DEPUTY

Jallison

DATE

9/15/10

THE LAW OFFICES OF
BARBARA A. FEIN, P.C.

425 Commerce Drive, Suite 100
Fort Washington, PA 19034

NEW JERSEY OFFICE

20000 Horizon Way, Suite 900
Mount Laurel, NJ 08054-4318

Barbara A. Fein, Esquire
Kristen D. Little, Esquire

Phone: (215) 653-7450
Fax: (215) 653-7454

Phone: (856) 596-5552
Fax: (856) 596-5589

*Members of Pennsylvania
and New Jersey Bars*

Direct E-mail: theresac@lobaf.com
Direct Phone Ext. 118

File No. 08-14930

September 14, 2010

Columbia County Sheriff's Department
ATTN: Real Estate Division
VIA FAX (570) 389-5625

RE: **Writ of Execution #109 of 2010**
U.S. Bank National Association, as Trustee, v. Joshua Fought
Columbia County Court of Common Pleas No. 2010-CV-651
Property Located at 515 North Arch Street, Borough of Berwick

Dear Sir/Madam:

This Law Firm represents the Plaintiff in the above entitled Mortgage Foreclosure with Sheriff's Sale initially scheduled for September 22, 2010.

In accordance with Pa. R.C.P. Rule 3129.2 (as amended for 2007), this letter serves as Plaintiff's *first of two permitted postponements up to 130 days from the initial sale date's scheduling.*

Kindly continue and announce that this Sheriff's Sale is being postponed from September 22, to December 8.

Also, kindly post the property with the attached Amended Notice of Sheriff's Sale pursuant to the attached Court Order.

If you have any questions or require any additional paperwork, please do not hesitate to call.

Sincerely,

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: _____

Theresa Carr

Theresa Carr, Paralegal to
Barbara A. Fein, Esquire

COPY

IN THE COURT OF COMMON PLEAS
FOR COLUMBIA COUNTY, PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

NO. 2010-CV-651

v.

JOSHUA FOUGHT,
Defendant.

FILED
PROTHONOTARY
2010 SEP -9 A 9:53
CLERK OF COURTS OFFICE
COUNTY OF COLUMBIA, PA

ORDER

AND NOW, this 8th day of Sept, 2010, upon consideration of
Plaintiffs Motion and the Affidavit of Good Faith Investigation attached hereto, it is hereby
ORDERED that service of the Notice of Sheriff's Sale and all other pleadings which require personal
service on Defendant, Joshua Fought, shall be complete when Plaintiff has mailed the pleading to
be served by certified mail and regular mail to:

Joshua Fought
515 North Arch Street, Berwick, PA 18603

and the Columbia County Sheriff's Department has posted a copy of the pleading to be served on the
most public part of the property located at 515 North Arch Street, Borough of Berwick, Columbia
County, which is the subject property upon which this mortgage foreclosure action is predicated.

BY THE COURT:

131 Scott W. Naus
J.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

File No. 08-14930

Barbara A. Fein, Esquire / I.D. No. 53002

Kristen D. Little / I.D. No. 79992

425 Commerce Drive, Suite 100

Fort Washington, PA 19034

Phone (215) 653-7450 / Fax (215) 643-7454

Email: generalinfo@lobaf.com

Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AMENDED NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO: Joshua Fought
515 North Arch Street
Berwick, PA 18603

YOUR HOUSE AT 515 NORTH ARCH STREET, WITHIN THE BOROUGH OF BERWICK, COLUMBIA COUNTY, IS SCHEDULED TO BE SOLD ON DECEMBER 8, 2010, BY THE COLUMBIA COUNTY SHERIFF'S DEPARTMENT AT 9:30 A.M. IN THE COLUMBIA COUNTY COURTHOUSE, SHERIFF'S OFFICE, BLOOMSBURG, PA 17815, TO ENFORCE THE COURT JUDGMENT OF \$89,728.23, OBTAINED BY PLAINTIFF, U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, ON BEHALF OF THE HOLDERS OF THE HOME EQUITY ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH CERTIFICATES, SERIES 2005-5, AGAINST YOU.

NOTICE OF OWNERS' RIGHTS
YOU MAY BE ABLE TO PREVENT THIS SHERIFF'S SALE

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

1. This sale will be canceled if you pay to Plaintiff Mortgagee the back payments, late charges, costs and reasonable attorneys' fees due. To find out how much you must pay, you may call Theresa Carr at (215) 653-7450.

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 below 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 Theresa Carr at (215) 653-7450, or by calling the Columbia County Sheriff's Department at (570) 389-5624.

2. You may be able to petition the Court to set aside the sale if the sale 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 bid in the sale. To find out if this has happened, you may call Theresa Carr at (215) 653-7450 or by calling the Columbia County Sheriff's Department at (570) 389-5624.

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 had 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 schedule of distribution of the money bid for your house will be filed by the Columbia County Sheriff on or about thirty (30) days. 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 distribution date.

7. You may also have other rights and defenses, or ways of getting your house 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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service
Pennsylvania Lawyer Referral Service
P.O. Box 186, Harrisburg, PA 17108
(800) 692-7375



Attorney Signature

Legal Description

ALL THAT CERTAIN lot, 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 the Westerly side of Arch Street at a corner of Lot No. 420; thence in a Northerly direction along Arch Street, 45 feet to corner of Lot No. 418; thence in a Westerly direction, 165 feet to a 15 foot alley; thence in a Southerly direction along said alley 45 feet to corner of Lot No. 420; thence in an easterly direction 165 feet to Arch Street, the place of BEGINNING.

[This description is intended to cover Lot No. 419 as above on American Car & Foundry Co. plot or plan, together with the frame building thereon, consisting of a two and one-half story frame building with outbuildings thereon.]

HAVING ERECTED THEREON a Detached, Two and One Half Story, Single Family Residential Dwelling.

BEING THE SAME PREMISES AS Christina Zerbe and Daniel R. Zerbe, Husband and Wife, by Deed dated September 24, 2002, and recorded on October 3, 2002, in the Columbia County Recorder of Deeds as Instrument Number 200211724, granted and conveyed unto Joshua Fought, an Individual.

BEING KNOWN AND NUMBERED AS 515 North Arch Street, Berwick, PA 18603.

TAX PARCEL NUMBER: 04D-08-220.



SHERIFF OF COLUMBIA COUNTY
COURT HOUSE - P.O. BOX 380
BLOOMSBURG, PA 17815
FAX: (570) 389-5625

PHONE
(570) 389-5622

24 HOUR PHONE
(570) 784-6300

IN THE COURT OF COMMON PLEAS OF
COLUMBIA COUNTY, COMMONWEALTH
OF PENNSYLVANIA.

US BANK NA

VS.

JOSHUA FOUGHT

WRIT OF EXECUTION #109 OF 2010 ED

POSTING OF PROPERTY

AUGUST 19, 2010 POSTED A COPY OF THE SHERIFF'S SALE BILL ON THE
PROPERTY OF JOSHUA FOUGHT AT 515 ARCH STREET BERWICK
COLUMBIA COUNTY PENNSYLVANIA. SAID POSTING PERFORMED BY COLUMBIA COUNTY
SHERIFF TIMOTHY CHAMBERLAIN.

SO ANSWERS:

DEPUTY SHERIFF

TIMOTHY T. CHAMBERLAIN
SHERIFF

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 19TH DAY OF AUGUST 2010

Notarial Seal
SARAH JANE KLINGAMAN
Notary Public
Town of Bloomsburg, Columbia County PA
My Commission Expires September 30, 2012



August 19, 2010

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

**US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON BEHALF OF
THE HOLDERS OF THE HOME EQUITY ASSET TRUST 2005-5, HOME
EQUITY PASS THROUGH CERTIFICATES, SERIES 2005-5**

VS.

JOSHUA FOUGHT

DOCKET # 109ED2010

JD # 651JD2010

Dear Timothy:

The amount due on the sewer account #137132 for the property located at 515 Arch Street in Berwick, Pa through September 30, 2010 is \$492.59.

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

Sincerely,

Kelly Noss
Authority Clerk

Hearing Impaired 711

"BAJSA is an Equal Opportunity Provider and Employer"

Hearing Impaired 711

"BAJSA is an Equal Opportunity Provider and Provider"
1108 Freas Avenue • Berwick, Pennsylvania 18603

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

COPY

File No. 08-14930

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little, Esquire / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorney for Plaintiff

U.S. BANK NATIONAL ASSOCIATION, as
Trustee, on Behalf of the Holders of the
Home Equity Asset Trust 2005-5, Home
Equity Pass Through Certificates, Series
2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651


CERTIFICATION OF NOTICES OF SALE TO LIENHOLDERS

I, Theresa Carr, Paralegal to Barbara A. Fein, Esquire, attorney for Plaintiff, hereby certify that upon information and belief, diligent efforts have been made to identify all persons/entities having mortgages, judgments, liens, or other interest in the subject premises of the foreclosure proceeding, and that such persons/entities have been sent Notices of Sheriff's Sale (attached hereto as Exhibit "A") and that said Notices were duly served upon them in accordance with Pennsylvania Rule of Civil Procedure Rule 3129. (Proof of mailing with a postmark date of August 6, 2010, is appended hereto and incorporated herein by reference as Exhibit "B").

I declare under penalty of perjury that the foregoing is true and correct.

August 6, 2010

THE LAW OFFICES OF BARBARA A. FEIN, P.C.



BY: Theresa Carr, Paralegal
to Barbara A. Fein, Esquire
Attorney for Plaintiff

cc. Columbia County Sheriff's Department.

THE LAW OFFICES OF
BARBARA A. FEIN, P.C.

425 Commerce Drive, Suite 100
Fort Washington, PA 19034

NEW JERSEY OFFICE

20000 Horizon Way, Suite 900
Mount Laurel, NJ 08054-4318

Barbara A. Fein, Esquire
Kristen D. Little, Esquire

Phone: (215) 653-7450
Fax: (215) 653-7454

Phone: (856) 596-5552
Fax: (856) 596-5589

*Members of Pennsylvania
and New Jersey Bars*

Direct E-mail: theresac@lobaf.com
Direct Phone Ext. 118

File No. 08-14930

August 6, 2010

NOTICE OF COLUMBIA COUNTY SHERIFF'S SALE

TO: All Parties in Interest and Claimants

OWNERS: Joshua Fought

PROPERTY: 515 North Arch Street
Borough of Berwick
County of Columbia, PA

Improvements:

Detached, Two and One
Half Story Single Family
Residential Dwelling

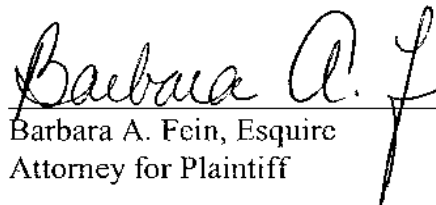
Columbia County
CCP No. 2010-CV-651

Please be advised that the above captioned property (and any improvements thereon) is scheduled to be sold by the Columbia County Sheriff's Department on September 22, 2010, at 10:00 A.M., at the Columbia County Court, P. O. Box 380, Bloomsburg, PA 17815. This sale is scheduled pursuant to a judgment entered in the amount of \$89,728.23, in the Court of Common Pleas for Columbia County.

Our records indicate that you may hold a mortgage or judgment on the property which may be extinguished (removed) by the sale. You may wish to attend the sale to protect your interests.

A schedule of distribution will be filed by the Sheriff on a date specified by the Sheriff not later than thirty (30) days after the sale. Distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days after the filing of the schedule. You may call the Columbia County Sheriff's Department at (570) 389-5624 for the date on which the distribution schedule will be posted.

Sincerely,
THE LAW OFFICES OF BARBARA A. FEIN, P.C.


Barbara A. Fein, Esquire
Attorney for Plaintiff



Legal Description

ALL THAT CERTAIN lot, 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 the Westerly side of Arch Street at a corner of Lot No. 420; thence in a Northerly direction along Arch Street, 45 feet to corner of Lot No. 418; thence in a Westerly direction, 165 feet to a 15 foot alley; thence in a Southerly direction along said alley 45 feet to corner of Lot No. 420; thence in an easterly direction 165 feet to Arch Street, the place of BEGINNING.

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HAVING ERECTED THEREON a Detached, Two and One Half Story, Single Family Residential Dwelling.

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BEING KNOWN AND NUMBERED AS 515 North Arch Street, Berwick, PA 18603.

TAX PARCEL NUMBER: 04D-08-220.



UNITED STATES POSTAGE
 PITNEY BOWES
 02 1P
 0003955864 AUG 06 2010
 MAILED FROM ZIP CODE 19034
\$ 001.26

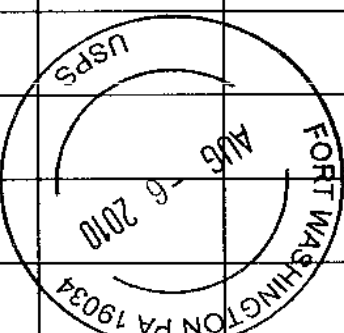
NAME AND ADDRESS OF SENDER
 The Law Offices of Barbara A. Fein, P.C.
 425 Commerce Drive, Suite 100
 Fort Washington, PA 19034

Indicate type of mail
☐ Insured
☐ C.O.D.
☐ Certified
☒ Registered
☐ Express Mail

Check appropriate block for Registered Mail:
☐ With Postal Insurance
☒ Without Postal Insurance

Affix stamps here if issued as certificate of mailing or for additional copies of this bill.
 POSTMARK AND DATE OF RECEIPT

Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R.R. Fee	S.D. Fee	S.H. Fee	Rest. Def. Fee. Remarks
1		Commonwealth of Pennsylvania Department of Public Welfare P.O. Box 2675 Harrisburg, PA 17105	44¢	42¢								
2		PA Department of Revenue Bureau of Compliance P.O. Box 218230 Harrisburg, PA 17128-1230	44¢	42¢								
3		The Internal Revenue Service Special Procedures Branch Federated Investors Tower Thirteenth Fl., Suite 1300 1001 Liberty Ave. Pittsburgh, PA 15222	44¢	42¢								
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office	POSTMASTER, PER (Name of receiving employee)		The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$420 for COD and \$420 for Insured Mail. Special handling charges apply on to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.							
3		3										



FORM MUST BE COMPLETED BY TYPEWRITER, INC OR BALL POINT PEN

* U.S. Government Printing Office 1983-396-297

EXHIBIT "B"



NAME AND ADDRESS OF SENDER
The Law Offices of Barbara A. Fein, P.C.
425 Commerce Drive, Suite 100
Fort Washington, PA 19034

Indicate type of mail:
☐ Insured ☒ Registered
☐ C.O.D. ☐ Express Mail
☐ Certified
 Check appropriate block for Registered Mail:
☐ With Postal Insurance
☒ Without Postal Insurance

Affix stamps here if issued as certificate of mailing or for additional copies of this bill.
 POSTMARK AND DATE OF RECEIPT

Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R.R. Fee	S.D. Fee	S.H. Fee	Rest. Def. Fee
1		Columbia County Tax Claim Bureau 35 W. Main Street Bloomsburg, PA 17815	44¢	42¢								
2		Berwick Area Joint Sewer Authority 1108 Freas Avenue Berwick, PA 18603	44¢	42¢								
		Connie Gingham, Tax Collector 1615 Lincoln Avenue Berwick, PA 18603	44¢	42¢								
4		Tenant/Occupant 515 North Arch Street Berwick, PA 18603	44¢	42¢								
5		Columbia County Domestic Relations Columbia County Courthouse P. O. Box 380 Bloomsburg, PA 17815	44¢	42¢								
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office	POSTMASTER, PER (Name of receiving employee)		The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$420 for COD and \$420 for Insured Mail. Special handling charges apply on to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.							
5												

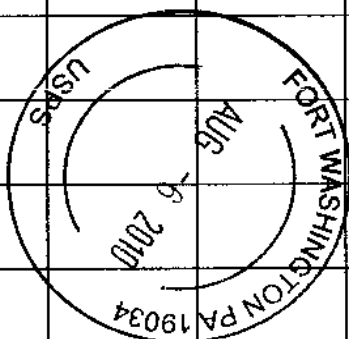


EXHIBIT "B"

TIMOTHY T. CHAMBERLAIN



SHERIFF OF COLUMBIA COUNTY
COURT HOUSE - P.O. BOX 380
BLOOMSBURG, PA 17815
FAX: (570) 389-5625

PHONE
(570) 389-5622

24 HOUR PHONE
(570) 784-6300

SHERIFF'S RETURN OF NO SERVICE

US BANK NATIONAL ASSOCIATION, AS TRUSTEE 109ED2010
ON BEHALF OF THE HOLDERS OF THE HOME
EQUITY ASSET TRUST 2005-5, HOME EQUITY
PASS THROUGH CERTIFICATES, SERIES 2005-5
VS.
JOSHUA FOUGHT

THE AFOREMENTIONED WRIT IS BEING RETURNED NOT SERVED, AS OF
THIS 8/6/2010 FOR THE FOLLOWING REASONS:
UNABLE TO SERVE

SWORN AND SUBSCRIBED BEFORE ME
THIS Monday, August 09, 2010

Sarah Jane Klingaman
NOTARY PUBLIC

Notarial Seal
SARAH JANE KLINGAMAN
Notary Public
Town of Bloomsburg, Columbia County PA
My Commission Expires September 30, 2012

SO ANSWERS :

Timothy T. Chamberlain

TIMOTHY T. CHAMBERLAIN
SHERIFF

BY:

P. D'Angelo

P. D'ANGELO
DEPUTY SHERIFF

THE LAW OFFICE OF BARBARA A. FEIN P.C.
425 COMMERCE DRIVE
Suite 100
FT. WASHINGTON, PA 19034

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER: P. D'ANGELO
DATE RECEIVED 7/23/2010

SERVICE# 1 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF

US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT
ATTORNEY FIRM

JOSHUA FOUGHT
THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED
JOSHUA FOUGHT
515 NORTH ARCH STREET
BERWICK

PAPERS TO SERVED
MORTGAGE FORECLOSURE

SERVED UPON _____

RELATIONSHIP _____ IDENTIFICATION _____

DATE _____ TIME _____ 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

DATE	TIME	OFFICER	REMARKS
07.29.10	1340	D'ANGELO	4/c
07.30.10	1030	D'ANGELO	4/c
08.03.10	1640	D'ANGELO	N/A
08.06.10	1425	D'ANGELO	N/A

DEPUTY

P. D'Angelo

DATE

08.06.10

WRIT OF EXEMPTION -- (MORTGAGE FORECLOSURE)
Pa. R.C.P. 3180 to 3183 and RULE 3257

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

2010-EN-109

Commonwealth of Pennsylvania
County of Columbia

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above captioned matter, you are directed
to levy upon and sell the following described real property (specifically described below):

Real property situated at: 515 North Arch Street, Borough of
Berwick, County of Columbia

Tax Parcel ID No.: 04D-08-220

Current title holder: Joshua Fought

AMOUNT DUE \$89,728.23

INTEREST calculated at the legal rate of 6% (per diem
rate of \$14.75) from May 19, 2010, through
the date on which the property is sold at Sheriff's Sale. \$ _____

TOTAL \$ _____

COSTS TO BE ADDED

Plus costs as endorsed.

Tami B Kline
Prothonotary, Common Pleas Court of
Columbia County, Pennsylvania

Dated: 7-23-10

(SEAL)

BY: Kelly P Brewer
Deputy
Proth & Clerk of Sev. Courts
My Comm. Exp. 1st Monday in 2012

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

File No. 08-14930

Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO: Joshua Fought
515 North Arch Street
Berwick, PA 18603

YOUR HOUSE AT 515 NORTH ARCH STREET, WITHIN THE BOROUGH OF
BERWICK, COLUMBIA COUNTY, IS SCHEDULED TO BE SOLD ON
September 22, 2010 at 9:30 am BY THE COLUMBIA COUNTY SHERIFF'S
DEPARTMENT AT ~~NOON~~ ~~AM~~. IN THE COLUMBIA COUNTY COURTHOUSE, P. O. BOX
380, BLOOMSBURG, PA 17815 TO ENFORCE THE COURT JUDGMENT OF \$89,728.23
OBTAINED BY PLAINTIFF, U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY ASSET TRUST 2005-5, HOME EQUITY
PASS THROUGH CERTIFICATES, SERIES 2005-5, AGAINST YOU.

7. You may also have other rights and defenses, or ways of getting your house 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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service
Pennsylvania Lawyer Referral Service
P.O. Box 186, Harrisburg, PA 17108
(800) 692-7375

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER: P. D'ANGELO
DATE RECEIVED 7/23/2010

SERVICE# 4 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF

US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT
ATTORNEY FIRM

JOSHUA FOUGHT
THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED

BERWICK SEWER

1108 FREAS AVE

BERWICK

PAPERS TO SERVED

MORTGAGE FORECLOSURE

SERVED UPON Kelly Green

RELATIONSHIP Client IDENTIFICATION _____

DATE 07-29-10 TIME 1120 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) _____

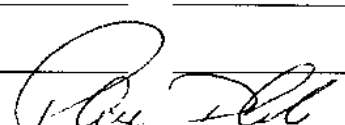
ATTEMPTS
DATE

TIME

OFFICER

REMARKS

DEPUTY

 DATE 07-29-10

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER: P. D'ANGELO
DATE RECEIVED 7/23/2010

SERVICE# 5 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF

US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT
ATTORNEY FIRM

JOSHUA FOUGHT
THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED

CONNIE GINGER-TAX COLLECTOR

1615 LINCOLN AVE

BERWICK

PAPERS TO SERVED

MORTGAGE FORECLOSURE

SERVED UPON

Connie Ginger

RELATIONSHIP

IDENTIFICATION

DATE *07.29.10*

TIME *1105*

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

DATE

TIME

OFFICER

REMARKS

DEPUTY

[Signature]

DATE

07-29-10

Tax Notice 2010 County & Municipality

BERWICK BORO

MAKE CHECKS PAYABLE TO:

Connie C Gingham
1615 Lincoln Avenue
Berwick PA 18603

HOURS: MON, TUE, THUR : 9:30 AM - 4 PM
CLOSED WEDNESDAY & FRIDAYS

PHONE: 570-752-7442

FOR: COLUMBIA County

DATE 03/01/2010

BILL NO. 3671

DESCRIPTION	ASSESSMENT	MILLS	LESS DISCOUNT	TAX AMOUNT DUE	INCL. PENALTY
GENERAL	16,221	6.146	97.70	99.69	109.66
SINKING		1.345	21.38	21.82	24.00
FIRE		1.25	19.87	20.28	21.29
LIGHT		1.75	27.82	28.39	29.81
BORO RE		11.1	176.45	180.05	189.05

The discount & penalty have been calculated for your convenience

PAY THIS AMOUNT

343.22	350.23	373.81
April 30 If paid on or before	June 30 If paid on or before	June 30 If paid after

TAXES ARE DUE & PAYABLE - PROMPT PAYMENT IS REQUESTED

FOUGHT JOSHUA
515 N ARCH STREET
BERWICK PA 18603

Discount 2%	2%
Penalty 10%	5%
PARCEL: 04D-08 -220-00,000	
515 ARCH ST	
1705 Acres	2,970
Buildings	13,251
Total Assessment	16,221

This tax returned to courthouse on: January 1, 2011

FILE COPY

OK 34982
OK 339813
4-29-10

If you desire a receipt, send a self-addressed stamped envelope with your payment
THIS TAX NOTICE MUST BE RETURNED WITH YOUR PAYMENT

BERWICK AREA SCHOOL DISTRICT

2010 SCHOOL REAL ESTATE DATE 07/01/2010 BILL# 001382

TAXPAYER COPY

BERWICK BOROUGH

MAKE CHECKS PAYABLE TO:

CONNIE C. GINGHER
1615 LINCOLN AVENUE
BERWICK, PA 18603

DESCRIPTION	ASSESSMENT	RATE	2% DISC	FACE AMOUNT	10% PENALTY
REAL ESTATE	16221	45.0000	544.46	555.57	611.13
ASSESSED VALUE	16221	729.95	544.46	555.57	611.13
GAMING REVENUE	3815	174.38			
TAXABLE ASSESSMENT	12346	155.57	Aug. 31	Oct. 31	Nov. 1

NO REFUNDS UNDER \$5.00

HOURS Mon, Tue, Thur, 9:30am-4:00pm
Closed Wednesday and Friday
Closed Holidays

PHONE 570-752-7442

FOUGHT JOSHUA
515 N ARCH STREET
BERWICK PA 18603

M
A
I
L
O

PROPERTY DESCRIPTION	ACCT.	7201
PARCEL 04D08 22000000		
515 ARCH ST	2970.00	
20021-1724	13251.00	
0.17 ACRES		
SCHOOL PENALTY 10%		
DELINQUENT TAX TO		
COURTHOUSE DEC. 15		

MAKE SEPARATE CHECKS FOR SCHOOL PAYMENT

Don't forget to pay by 6/30/10

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER:
DATE RECEIVED 7/23/2010

SERVICE# 6 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT JOSHUA FOUGHT
ATTORNEY FIRM THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED
DOMESTIC RELATIONS
15 PERRY AVE.
BLOOMSBURG

PAPERS TO SERVED
MORTGAGE FORECLOSURE

SERVED UPON LAUREN Cole

RELATIONSHIP Customer Service IDENTIFICATION _____

DATE 7-27-10 TIME 1420 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
DATE

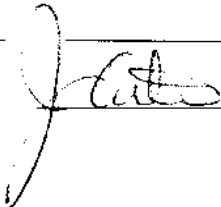
TIME

OFFICER

REMARKS

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DEPUTY



DATE 7-27-10

COUNTY OF COLUMBIA
TAX CLAIM BUREAU
PO BOX 380
BLOOMSBURG PA 17815
REAL ESTATE TAX LIEN CERTIFICATE

DATE: 28-JUL-10

FEE: \$5.00

CERT. NO8387

FOUGHT JOSHUA
515 N ARCH STREET
BERWICK PA 18603

DISTRICT: BERWICK BORO
DEED
LOCATION: 515 ARCH ST
PARCEL: 04D-C8 -220-00,000

YEAR	BILL ROLL	AMOUNT	-----PENDING----- INTEREST	COSTS	TOTAL AMOUNT DUE
2009	PRIM	0.00	0.00	0.00	0.00
TOTAL DUE :					\$0.00

TAX CLAIM TOTAL AMOUNT DUE DURING THE MONTH OF: July , 2010

THIS IS TO CERTIFY THAT, ACCORDING TO OUR RECORDS, TAX LIENS AS OF
DECEMBER 31, 2009

REQUESTED BY: Timothy T. Chamberlain, Sheriff
dm.

COLUMBIA COUNTY SHERIFF'S OFFICE

PROCESS SERVICE ORDER

OFFICER:
DATE RECEIVED 7/23/2010

SERVICE# 9 - OF - 12 SERVICES
DOCKET # 109ED2010

PLAINTIFF US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY
ASSET TRUST 2005-5, HOME EQUITY PASS THROUGH
CERTIFICATES, SERIES 2005-5

DEFENDANT JOSHUA FOUGHT
ATTORNEY FIRM THE LAW OFFICE OF BARBARA A. FEIN P.C.

PERSON/CORP TO SERVED
COLUMBIA COUNTY TAX CLAIM
PO BOX 380
BLOOMSBURG

PAPERS TO SERVED
MORTGAGE FORECLOSURE

SERVED UPON Dec Miller

RELATIONSHIP CLERK IDENTIFICATION _____

DATE 7-26-10 TIME 1410 MILEAGE _____ OTHER _____

Race ____ Sex ____ Height ____ Weight ____ Eyes ____ Hair ____ Age ____ Military ____

TYPE OF SERVICE: A. PERSONAL SERVICE AT POA ____ POB X 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

DEPUTY

DATE 7-26-10

SHERIFF'S SALE

WEDNESDAY SEPTEMBER 22, 2010 AT 9:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 109 OF 2010 ED AND CIVIL WRIT NO. 651 OF 2010 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'S 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 lot, piece or parcel of land situate in the Borough of Berwick, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit: BEGINNING on the Westerly side of Arch Street at a corner of Lot No. 420; thence in a northerly direction along Arch Street 45 feet to corner of Lot No. 418; thence in a westerly direction 165 feet to a 15 foot alley; thence in a southerly direction along said alley 45 feet to corner of Lot No. 420; thence in an easterly direction 165 feet to Arch Street, the place of beginning. This description is intended to cover Lot No. 419 as above on American Car & Foundry Co. plot or plan, together with the frame building thereon, consisting of a two and one-half story frame building with outbuildings thereon.

PARCEL NUMBER: 04D-08-220

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 in cash, certified check or cashier's check.

IMPORTANT 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.

If proceeds are payable to the Plaintiff, the proceeds check will be payable to Plaintiff, unless the Columbia County Sheriff's Office receives advance written notice otherwise, signed by an authorized representation of the Plaintiff.

Plaintiff's Attorney
Barbara Fein
425 Commerce Drive
Fort Washington, PA 19034

Sheriff of Columbia County
Timothy T. Chamberlain
www.sheriffofcolumbiacounty.com

Document Receipt

Trans # 30287 Carrier / service: POST 2PM 7/23/2010

Ship to: 30287

COMMONWEALTH OF PA

PO BOX 2675

Tracking #: 9171924291001000003304

Doc Ref #: 190ED2010

HARRISBURG PA 17105

Document Receipt

Trans # 30288 Carrier / service: POST 2PM 7/23/2010

Ship to: 30288

INTERNAL REVENUE SERVICE

1001 LIBERTY AVE

Tracking #: 9171924291001000003311

Doc Ref #: 109ED2010

PITTSBURGH PA 15222

Document Receipt

Trans # 30289 Carrier / service: POST 2PM 7/23/2010

Ship to: COP

COMMONWEALTH OF PENNSYLVANIA DEPT OF REV SHERIFF SALE

DEPARTMENT 281230

Tracking #: 9171924291001000003328

Doc Ref #: 109ED2010

HARRISBURG PA 17128

Document Receipt

Trans # 30290 Carrier / service: POST 2PM 7/23/2010

Ship to: FAIR

OFFICE OF F.A.I.R.

DEPARTMENT OF PUBLIC WELFARE
PO BOX 8016

Tracking #: 9171924291001000003335

Doc Ref #: 109ED2010

HARRISBURG PA 17105

Document Receipt

Trans # 30291 Carrier / service: POST 2PM 7/23/2010

Ship to: SBA

U.S. Small Business Administration PHILADELPHIA DISTRICT
OFFICE

PARKVIEW TOWERS
1150 FIRST AVE, 10TH FLR, STE 1001

Tracking #: 9171924291001000003342

Doc Ref #: 109ED2010

KING OR PA 19406
PRUSSIA

Document Receipt

Trans # 30292 Carrier / service: POST 2PM 7/23/2010

Ship to: IRS

INTERNAL REVENUE SERVICE

WILLIAM GREEN FEDERAL BUILDING
600 ARCH STREET ROOM 3259

Tracking #: 9171924291001000003359

Doc Ref #: 109ED2010

PHILADELPHIA PA 19106

REAL ESTATE OUTLINE

ED # 109-10

DATE RECEIVED 7-23-10
DOCKET AND INDEX 7-23-10

CHECK FOR PROPER INFO.

WRIT OF EXECUTION	<input checked="" type="checkbox"/>	
COPY OF DESCRIPTION	<input checked="" type="checkbox"/>	
WHEREABOUTS OF LKA	<input checked="" type="checkbox"/>	
NON-MILITARY AFFIDAVIT	<input checked="" type="checkbox"/>	
NOTICES OF SHERIFF SALE	<input checked="" type="checkbox"/>	
WAIVER OF WATCHMAN	<input checked="" type="checkbox"/>	
AFFIDAVIT OF LIENS LIST	<input checked="" type="checkbox"/>	
CHECK FOR \$1,350.00 OR _____	<input checked="" type="checkbox"/>	CK# <u>73891</u>

****IF ANY OF ABOVE IS MISSING DO NOT PROCEED****

SALE DATE	<u>Sept. 22, 10</u>	TIME <u>2430</u>
POSTING DATE	<u>Aug. 8, 10</u>	
ADV. DATES FOR NEWSPAPER	1 ST WEEK <u>Sept 1</u>	
	2 ND WEEK <u>8</u>	
	3 RD WEEK <u>15, 10</u>	

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

2010-ED-109

Commonwealth of Pennsylvania
County of Columbia

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above captioned matter, you are directed
to levy upon and sell the following described real property (specifically described below):

Real property situated at: 515 North Arch Street, Borough of
Berwick, County of Columbia
Tax Parcel ID No.: 04D-08-220
Current title holder: Joshua Fought

AMOUNT DUE \$89,728.23

INTEREST calculated at the legal rate of 6% (per diem
rate of \$14.75) from May 19, 2010, through
the date on which the property is sold at Sheriff's Sale. \$

TOTAL \$

COSTS TO BE ADDED

Plus costs as endorsed.

Tamy B Kline
Prothonotary, Common Pleas Court of
Columbia County, Pennsylvania

Dated: 7-23-10

(SEAL)

BY: Kelly P Brewer
Deputy
Prothonotary & Clerk of Sec. Courts
My Com. Ex. 1st January in 2012

COPY

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

2010-EB-109

Commonwealth of Pennsylvania
County of Columbia

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above captioned matter, you are directed
to levy upon and sell the following described real property (specifically described below):

Real property situated at: 515 North Arch Street, Borough of
Berwick, County of Columbia
Tax Parcel ID No.: 04D-08-220
Current title holder: Joshua Fought

AMOUNT DUE \$89,728.23

INTEREST calculated at the legal rate of 6% (per diem
rate of \$14.75) from May 19, 2010, through
the date on which the property is sold at Sheriff's Sale. \$

TOTAL \$

COSTS TO BE ADDED

Plus costs as endorsed.

Tam B Kline
Prothonotary, Common Pleas Court of
Columbia County, Pennsylvania

Dated: 7-23-10

(SEAL)

BY: Kelly P Breuer
Deputy
Prothonotary & Clerk of the Court
My Comm. Ex. 1st Monday in 2012

THE LAW OFFICES OF
BARBARA A. FEIN, P.C.

425 Commerce Drive, Suite 100
Fort Washington, PA 19034

Barbara A. Fein, Esquire
Kristen D. Little, Esquire

Phone: (215) 653-7450
Fax: (215) 653-7454

*Members of Pennsylvania
and New Jersey Bars*

Direct E-mail: theresac@lobaf.com
Direct Phone Ext. 118

NEW JERSEY OFFICE

20000 Horizon Way, Suite 900
Mount Laurel, NJ 08054-4318

Phone: (856) 596-5552
Fax: (856) 596-5589

File No. 08-14930

July 21, 2010

Columbia County Sheriff's Department
Columbia County Court House
P. O. Box 380
Bloomsburg, PA 17815

RE: U.S. Bank National Association, as Trustee, v. Joshua Fought
Columbia County Court of Common Pleas No. 2010-CV-651
Property situated at: 515 North Arch Street, Borough of Berwick, PA

Dear Sir:

We would like to schedule the subject real property for Columbia County Sheriff's Sale. We have asked the Columbia County Prothonotary to issue the Writ of Execution and forward to your office together with this package.

We are enclosing a check in the amount of \$1,350.00 to cover the deposit costs along with the following necessary documents:

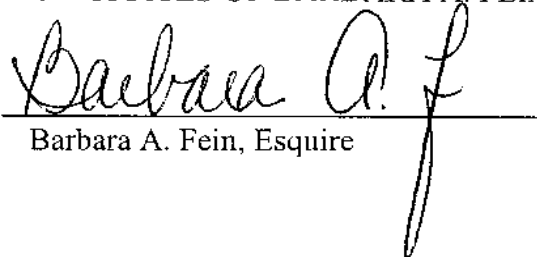
- Original Writ of Execution plus 2 extra copies;
- Notices of Sheriff's Sale (one for each Defendant and 3 extra);
- Instructions on service and posting;
- An original Affidavit pursuant to Rule 3129.1;
- An Affidavit of Non-Military Service;
- Waiver of Watchman;
- Certification of Addresses;
- Five (5) copies of the legal description.

Thank you for your anticipated assistance in this matter.

Sincerely,

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY:


Barbara A. Fein, Esquire

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

File No. 08-14930

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AFFIDAVIT UNDER PA. RCP RULE 3129

U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, Plaintiff in the above captioned mortgage foreclosure action, sets forth as of the date the praecipe for the Writ of Execution was filed, the following information concerning the real property located at 515 North Arch Street, Borough of Berwick, Columbia County, Pennsylvania, was true and correct to the best of its knowledge, information and belief.

1. Name and address of each Owner and/or Reputed Owner:

Joshua Fought
515 North Arch Street
Berwick, PA 18603

2. Name and address of each Defendant named in the judgment:

Joshua Fought
515 North Arch Street
Berwick, PA 18603

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

Columbia County Tax Claim Bureau
35 W. Main Street
Bloomsburg, PA 17815

Berwick Area Joint Sewer Authority
1108 Freas Avenue
Berwick, PA 18603

Connie Gingher, Tax Collector
1615 Lincoln Avenue
Berwick, PA 18603

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

U.S. Bank National Association, as Trustee, Plaintiff
c/o Select Portfolio Servicing, Inc.
3815 South West Temple
Salt Lake City, UT 84115

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

None

6. Name and address of every other person or entity which 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 may have an interest in the property which may be affected by the sale:

Tenant/Occupant
515 North Arch Street
Berwick, PA 18603

Columbia County Domestic Relations
Columbia County Courthouse
P. O. Box 380
Bloomsburg, PA 17815

Commonwealth of Pennsylvania
Department of Public Welfare
P.O. Box 2675
Harrisburg, PA 17105

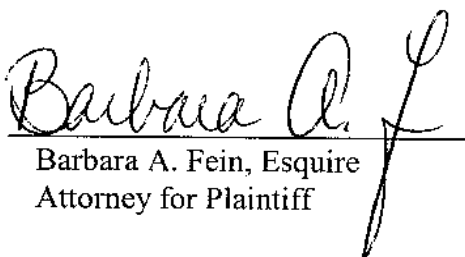
Pennsylvania Department of Revenue
Bureau of Compliance
P.O. Box 218230
Harrisburg, PA 17128-1230

The Internal Revenue Service
Special Procedures Branch
Federated Investors Tower
Thirteenth Fl., Suite 1300
1001 Liberty Ave.
Pittsburgh, PA 15222

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge, 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.

Date: July 21, 2010

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 
Barbara A. Fein, Esquire
Attorney for Plaintiff

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

File No. 08-14930

Barbara A. Fein, Esquire / I.D. No. 53002

Kristen D. Little / I.D. No. 79992

425 Commerce Drive, Suite 100

Fort Washington, PA 19034

Phone (215) 653-7450 / Fax (215) 643-7454

Email: generalinfo@lobaf.com

Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

TO: Joshua Fought
515 North Arch Street
Berwick, PA 18603

YOUR HOUSE AT 515 NORTH ARCH STREET, WITHIN THE BOROUGH OF
BERWICK, COLUMBIA COUNTY, IS SCHEDULED TO BE SOLD ON
_____ BY THE COLUMBIA COUNTY SHERIFF'S
DEPARTMENT AT 10:00 A.M. IN THE COLUMBIA COUNTY COURTHOUSE, P. O. BOX
380, BLOOMSBURG, PA 17815 TO ENFORCE THE COURT JUDGMENT OF \$89,728.23
OBTAINED BY PLAINTIFF, U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, ON
BEHALF OF THE HOLDERS OF THE HOME EQUITY ASSET TRUST 2005-5, HOME EQUITY
PASS THROUGH CERTIFICATES, SERIES 2005-5, AGAINST YOU.

7. You may also have other rights and defenses, or ways of getting your house 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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service
Pennsylvania Lawyer Referral Service
P.O. Box 186, Harrisburg, PA 17108
(800) 692-7375

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

ATTORNEY-AT-LAW

425 Commerce Drive, Suite 100

Fort Washington, PA 19034

(215) 653-7450

FAX (215) 653-7454

TO: Columbia County Sheriff's Department

FROM: Theresa Carr, Paralegal to Barbara A. Fein, Esquire

DATE: July 21, 2010

RE: U.S. Bank National Association, as Trustee, v. Joshua Fought
Columbia County Court of Common Pleas Docket No. 2010-CV-651
Mortgaged Premises: 515 North Arch Street, Berwick, Borough of Berwick, PA
18603

MEMORANDUM

Our Law Firm represents the Plaintiff in the above entitled matter. On our client's behalf, we have scheduled a Sheriff's Sale of the Mortgaged Premises.

In accordance with Pennsylvania statutes, kindly effectuate personal service of the Notice of Sheriff's Sale and Writ of Execution upon the parties specified below (i.e., upon the persons named or adults in charge of residence):

Joshua Fought
515 North Arch Street, Berwick, PA 18603

Handbill (Posted)
515 North Arch Street, Berwick, PA 18603

Please also advertise the Sheriff's Sale

I am also enclosing a self-addressed, stamped envelope which will facilitate your return of proofs of service. Thank you for your anticipated assistance. Please feel free to contact me if you have any questions regarding this matter.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

ATTORNEY-AT-LAW

425 Commerce Drive, Suite 100

Fort Washington, PA 19034

(215) 653-7450

FAX (215) 653-7454

TO: Theresa Carr, Paralegal to Barbara A. Fein, Esquire

FROM: Columbia County Sheriff's Department

DATE: July 21, 2010

RE: U.S. Bank National Association, as Trustee, v. Joshua Fought
LOBAF File No. 08-14930

MEMORANDUM

PLEASE BE ADVISED THAT THE SHERIFF'S SALE FOR THE ABOVE REFERENCED
MATTER HAS BEEN SCHEDULED FOR:

Wednesday, _____, 20____

AT _____.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

File No. 08-14930

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

AFFIDAVIT UNDER PA. RCP RULE 3129

U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, Plaintiff in the above captioned mortgage foreclosure action, sets forth as of the date the praecipe for the Writ of Execution was filed, the following information concerning the real property located at 515 North Arch Street, Borough of Berwick, Columbia County, Pennsylvania, was true and correct to the best of its knowledge, information and belief.

1. Name and address of each Owner and/or Reputed Owner:

Joshua Fought
515 North Arch Street
Berwick, PA 18603

2. Name and address of each Defendant named in the judgment:

Joshua Fought
515 North Arch Street
Berwick, PA 18603

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

Columbia County Tax Claim Bureau
35 W. Main Street
Bloomsburg, PA 17815

Berwick Area Joint Sewer Authority
1108 Freas Avenue
Berwick, PA 18603

Connie Gingher, Tax Collector
1615 Lincoln Avenue
Berwick, PA 18603

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

U.S. Bank National Association, as Trustee, Plaintiff
c/o Select Portfolio Servicing, Inc.
3815 South West Temple
Salt Lake City, UT 84115

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

None

6. Name and address of every other person or entity which 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 may have an interest in the property which may be affected by the sale:

Tenant/Occupant
515 North Arch Street
Berwick, PA 18603

Columbia County Domestic Relations
Columbia County Courthouse
P. O. Box 380
Bloomsburg, PA 17815

Commonwealth of Pennsylvania
Department of Public Welfare
P.O. Box 2675
Harrisburg, PA 17105

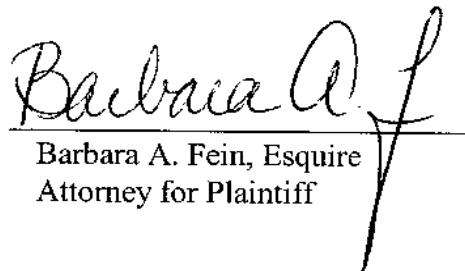
Pennsylvania Department of Revenue
Bureau of Compliance
P.O. Box 218230
Harrisburg, PA 17128-1230

The Internal Revenue Service
Special Procedures Branch
Federated Investors Tower
Thirteenth Fl., Suite 1300
1001 Liberty Ave.
Pittsburgh, PA 15222

I verify that the statements made in this Affidavit are true and correct to the best of my personal knowledge, 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.

Date: July 21, 2010

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 
Barbara A. Fein, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS
FOR COLUMBIA COUNTY, PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,
v.

NO. 2010-CV-651

JOSHUA FOUGHT,
Defendant.

AFFIDAVIT OF NON-MILITARY SERVICE

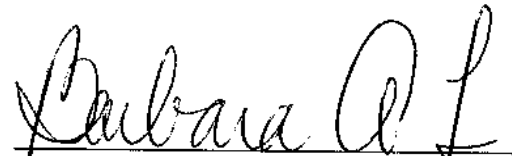
COMMONWEALTH OF PENNSYLVANIA :
: S.S.:
COUNTY OF MONTGOMERY :

THE UNDERSIGNED being duly sworn, deposes and says that the averments herein are based upon investigations made and records maintained by us either as Plaintiff or as servicing agent of the Plaintiff herein named and that the above named Defendants are not in the Military or Naval Service of the United States of America or its Allies as defined under the Soldiers and Sailors Civil Relief Act of 1940, as amended, and that the age and last known residence and employment of each Defendant are as follows:

Defendant : Joshua Fought
Age : Over 18
Residence : 515 North Arch Street, Berwick, PA 18603
Employment : Unknown

Sworn to and subscribed before
me the date July 21, 2010.


Notary Public


Barbara A. Fein, Esquire
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Jessica McVittie, Notary Public
Upper Dublin Twp, Montgomery County
My commission expires January 11, 2014

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
Phone (215) 653-7450 / Fax (215) 643-7454
Email: generalinfo@lobaf.com
Attorneys for Plaintiff

File No. 08-14930

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

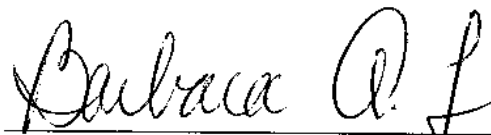
NO. 2010-CV-651

WAIVER OF WATCHMAN

I, Barbara A. Fein, Esquire, Attorney for Plaintiff U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, hereby certify on behalf of the Plaintiff that it waives any liability or responsibility as against the Sheriff of Columbia County, his deputies or agents, whomsoever, who levy against the subject property of this action, and further certifies that the Plaintiff acknowledges and understands that the Sheriff or Deputy is not liable in any way for protecting the property before the Sheriff's Sale.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY:


Barbara A. Fein, Esquire
Attorney for Plaintiff

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

File No. 08-14930

Barbara A. Fein, Esquire / I.D. No. 53002

Kristen D. Little / I.D. No. 79992

425 Commerce Drive, Suite 100

Fort Washington, PA 19034

Phone (215) 653-7450 / Fax (215) 643-7454

Email: generalinfo@lobaf.com

Attorneys for Plaintiff

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

v.

JOSHUA FOUGHT,
Defendant.

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

CERTIFICATION OF ADDRESS

I, Barbara A. Fein, Esquire, Attorney for Plaintiff, U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, hereby certify that the Plaintiff's correct address is 3815 South West Temple, Salt Lake City, UT 84115, and the last known address of each Defendant is as below.

Joshua Fought
515 North Arch Street
Berwick, PA 18603

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY:



Barbara A. Fein, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS
FOR COLUMBIA COUNTY, PENNSYLVANIA

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

NO. 2010-CV-651

v.

JOSHUA FOUGHT,
Defendant.

CERTIFICATION AS TO THE SALE OF REAL PROPERTY

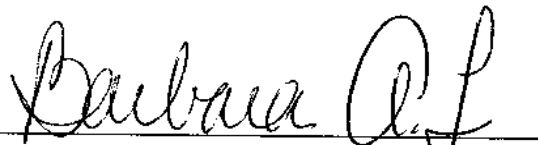
I hereby certify that I am the attorney of record for the Plaintiff, U.S. Bank National Association, as Trustee, on Behalf of the Holders of the Home Equity Asset Trust 2005-5, Home Equity Pass Through Certificates, Series 2005-5, in this action against real property and I further certify that this property is:

- [X] That the Plaintiff has complied in all respects with Section 403 of the HOMEOWNERS' EMERGENCY MORTGAGE ASSISTANCE ACT OF 1983 which may include but is not limited to:
- (a) Service of notice on Defendant
 - (b) Expiration of thirty days since the service of the Notice
 - (c) Defendant's failure to request or to appear at a face-to-face meeting with the Mortgagee or with a Consumer Credit Counseling Agency
 - (d) Defendant's failure to file an application for financial assistance with the Pennsylvania Housing Finance Agency

I further agree to indemnify and hold harmless the Sheriff of Columbia County for any false statements given herein.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY:


Barbara A. Fein, Esquire
Attorney for Plaintiff
Attorney I.D. No. 53002

CERTIFICATE TO SHERIFF
(Please check appropriate square in each section)

SHERIFF'S OFFICE
Columbia County Court House
P. O. Box 380, Bloomsburg, PA 17815

U.S. BANK NATIONAL ASSOCIATION,
as Trustee, on Behalf of the Holders of
the Home Equity Asset Trust 2005-5,
Home Equity Pass Through Certificates,
Series 2005-5,
Plaintiff,

COURT OF COMMON PLEAS
COLUMBIA COUNTY

NO. 2010-CV-651

v.

JOSHUA FOUGHT
Defendant.

I HEREBY CERTIFY THAT:

1. The judgment entered in the above matter is based on a mortgage foreclosure action.
2. The Defendant owns the property being exposed to sale as:

[X] An Individual
3. The Defendant is:

[X] Resident in the Commonwealth of Pennsylvania

Dated: July 21, 2010

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 

Barbara A. Fein, Esquire
Attorney for Plaintiff
Attorney I.D. No. 53002
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
(215) 653-7450

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
425 COMMERCE DR., SUITE 100
FORT WASHINGTON, PA 19034-2407
(215) 653-7450



Citizens Bank
Pennsylvania
3-7615-360

73391

***One Thousand Three hundred Fifty dollars and Zero cents**

PAY
TO THE
ORDER
OF

Columbia County Sheriff
Columbia County Courthouse
35 West Main Street
Bloomsburg PA 17815

For 08-14930 Fought / Sale Deposit

DATE

07/21/2010

AMOUNT

\$1350.00

VOID AFTER 720 DAYS

AUTHORIZED SIGNATURE

Security Features. Details on back.



⑈0073391⑈ ⑆036078150⑆ 6101548736⑈