

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR INDIAN RIVER COUNTY, FLORIDA
CIVIL ACTION

FILED FOR RECORD
STATE GUARDIAN
INDIAN RIVER COUNTY
2013 OCT 10 PM 5:00

CHASE HOME FINANCE LLC SUCCESSOR BY
MERGER TO CHASE MANHATTAN MORTGAGE
CORPORATION,

Plaintiff,

vs.

CASE NO. 31-2009-CA-000347
DIVISION

JEFFREY R. SMITH
CLERK OF CIRCUIT COURT
INDIAN RIVER COUNTY, FL
JT

SPACE FOR RECORDING ONLY F.S. §695.26

KENNETH ANDREW BOND ; BETH ANN BOND ; OMAR D
HUSSAMY ; VERO BEACH SURGERY CENTER

Defendant(s).

**ORDER DISMISSING CASE, VACATING FORECLOSURE SALE, CERTIFICATE OF SALE,
CERTIFICATE OF TITLE AND FINAL SUMMARY JUDGMENT, DISCHARGING LIS PENDENS, AND
DIRECTING CLERK TO RETURN ORIGINAL LOAN DOCUMENTS AND TO SUBSTITUTE
PHOTOSTATIC COPIES IN THE COURT FILE**

THIS CAUSE came before the Court on Plaintiff's, CHASE HOME FINANCE LLC SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION ("Plaintiff"), Motion for entry of Order dismissing case, vacating Foreclosure Sale, Certificate of Sale, Certificate of Title and Final Summary Judgment, Discharging Lis Pendens, and directing Clerk to return original loan documents and to substitute photostatic copies in the Court file, (the "Motion"). The Court having reviewed the file and being otherwise fully advised in the premises finds that the Motion should be granted. It is accordingly *and specifically finds the the loan has been reinstated per Ciglio &*

ORDERED, ADJUDGED and DECREED that the case is hereby dismissed without prejudice to the future rights of the Plaintiff to bring an action to foreclose the mortgage which is the subject matter of the instant case; it is further

ORDERED, ADJUDGED and DECREED that all Counts of the Complaint are hereby dismissed as to all Defendants; it is further

ORDERED, ADJUDGED and DECREED that the foreclosure sale held on April 24, 2012, the Certificate of Sale and Certificate of Title are vacated and set aside and shall be of no further force or effect; it is further.

ORDERED, ADJUDGED and DECREED that the Notice of Lis Pendens filed by Plaintiff and recorded in the public records of INDIAN RIVER County, Florida, regarding the below-described property:

FROM THE SOUTHEAST CORNER OF TRACT 1, SECTION 15, TOWNSHIP 33 SOUTH, RANGE 39 EAST AS SHOWN ON THE LAST GENERAL PLAT OF LANDS OF INDIAN RIVER FARMS COMPANY, AS FILED IN PLAT BOOK 2, PAGE 25, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, RUN WEST ON THE SOUTH BOUNDARY OF SAID TRACT 1, A DISTANCE OF 253.82 FEET; THENCE RUN NORTH A DISTANCE OF 179.12 FEET TO THE POINT OF BEGINNING; FROM SAID POINT OF BEGINNING RUN NORTH 154 FEET; THENCE RUN EAST 100 FEET; THENCE RUN SOUTH 154 FEET; THENCE RUN WEST 100 FEET TO SAID POINT OF BEGINNING
ABOVE DESCRIBED PARCEL OF LAND IS SUBJECT TO A TEN-FOOT EASEMENT FOR DRAINAGE AND PUBLIC UTILITIES ON THE NORTH BOUNDARY AND A FIFTEEN FOOT EASEMENT FOR ROAD PURPOSES ON THE SOUTH BOUNDARY, AND IS COMMONLY KNOWN AS PARCEL 5 AS SHOWN ON CERTIFICATE OF LANDS KNOWN AS CARLL HEIGHTS, AS RECORDED IN OFFICIAL RECORDS BOOK 170, PAGE 569, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA

is hereby cancelled, vacated, discharged and shall be of no further force or effect, and the Clerk is hereby directed to immediately record this Order to reflect same; it is further

ORDERED, ADJUDGED and DECREED that the Final Summary Judgment entered on August 27, 2010, is hereby set aside and shall be of no further force or effect; it is further

ORDERED, ADJUDGED and DECREED that the Clerk is directed to immediately return the original Note and Mortgage to the Plaintiff and to substitute photostatic copies in their place in the Court file; it is further

ORDERED, ADJUDGED and DECREED that the Mortgage and Note that are the subject of the above-styled case are fully rehabilitated and considered to be in full force and effect. *The Clerk shall close the file.*

DONE AND ORDERED in Chambers in INDIAN RIVER County, Florida, this 10th day of

October, 2013.

CYNTHIA L. COX
Circuit Court Judge

Copies furnished to:
Ronald R Wolfe & Associates, P.L.
P.O. Box 25018
Tampa, Florida 33622-5018

All parties on the attached service list.
F09010901 - M010512
CHASEDIRECT-FHA-R-jzephir-Team 3 - F09010901

Service List

KENNETH ANDREW BOND
2732 Cardinal Dr
Vero Beach, FL 32963

BETH ANN BOND
2716 6th Place
Vero Beach, FL 329680000

OMAR D HUSSAMY
845 37th Pl
Vero Beach, FL 32960

VERO BEACH SURGERY CENTER
C/o Garris, Charles E R.a.
819 Beachland Blvd..
Vero Beach, FL 32963

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