

05-1051-CD
Mortgage Electronic vs Kenneth Brink et

Mortgage Elect vs Kenneth Brink et al
2005-1051-CD

PHELAN HALLINAN & SCHMIEG, LLP
LAWRENCE T. PHELAN, ESQ., Id. No. 32227
FRANCIS S. HALLINAN, ESQ., Id. No. 62695
ONE PENN CENTER PLAZA, SUITE 1400
PHILADELPHIA, PA 19103
(215) 563-7000

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
8201 GREENSBORO DRIVE, SUITE 350
MCLEAN, VA 22102

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

Plaintiff

NO. *05-1051-CD*

CLEARFIELD COUNTY

v.

KENNETH W. BRINK
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

Defendants

CIVIL ACTION - LAW
COMPLAINT IN MORTGAGE FORECLOSURE

FILED *acc*
m/11:37/20/ shff
JUL 21 2005
William A. Shaw *Any pd.*
Prothonotary/Clerk of Courts *85.00*

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

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
Pennsylvania Bar Association
100 South Street
PO Box 186
Harrisburg, PA 17108
800-692-7375

Notice to Defend:
David S. Meholick, Court Administrator
Clearfield County Courthouse
2nd and Market Streets
Clearfield, PA 16830
814-765-2641 x 5982

IF THIS IS THE FIRST NOTICE THAT YOU HAVE RECEIVED FROM THIS OFFICE, BE ADVISED THAT:

PURSUANT TO THE FAIR DEBT COLLECTION PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977), DEFENDANT(S) MAY DISPUTE THE VALIDITY OF THE DEBT OR ANY PORTION THEREOF. IF DEFENDANT(S) DO SO IN WRITING WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING, COUNSEL FOR PLAINTIFF WILL OBTAIN AND PROVIDE DEFENDANT(S) WITH WRITTEN VERIFICATION THEREOF; OTHERWISE, THE DEBT WILL BE ASSUMED TO BE VALID. LIKEWISE, IF REQUESTED WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING, COUNSEL FOR PLAINTIFF WILL SEND DEFENDANT(S) THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR, IF DIFFERENT FROM ABOVE.

THE LAW DOES NOT REQUIRE US TO WAIT UNTIL THE END OF THE THIRTY (30) DAY PERIOD FOLLOWING FIRST CONTACT WITH YOU BEFORE SUING YOU TO COLLECT THIS DEBT. EVEN THOUGH THE LAW PROVIDES THAT YOUR ANSWER TO THIS COMPLAINT IS TO BE FILED IN THIS ACTION WITHIN TWENTY (20) DAYS, YOU MAY OBTAIN AN EXTENSION OF THAT TIME. FURTHERMORE, NO REQUEST WILL BE MADE TO THE COURT FOR A JUDGMENT UNTIL THE EXPIRATION OF THIRTY (30) DAYS AFTER YOU HAVE RECEIVED THIS COMPLAINT. HOWEVER, IF YOU REQUEST PROOF OF THE DEBT OR THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR WITHIN THE THIRTY (30) DAY PERIOD THAT BEGINS UPON YOUR RECEIPT OF THIS COMPLAINT, THE LAW REQUIRES US TO CEASE OUR EFFORTS (THROUGH LITIGATION OR OTHERWISE) TO COLLECT THE DEBT UNTIL WE MAIL THE REQUESTED INFORMATION TO YOU. YOU SHOULD CONSULT AN ATTORNEY FOR ADVICE CONCERNING YOUR RIGHTS AND OBLIGATIONS IN THIS SUIT.

IF YOU HAVE FILED BANKRUPTCY AND RECEIVED A DISCHARGE, THIS IS NOT AN ATTEMPT TO COLLECT A DEBT. IT IS AN ACTION TO ENFORCE A LIEN ON REAL ESTATE.

1. Plaintiff is

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
8201 GREENSBORO DRIVE, SUITE 350
MCLEAN, VA 22102

Plaintiff, is or will be, the owner of legal title to the mortgage that is the subject of this action, and nominee for the entity indicated below, which is the owner of the entire beneficial interest in the mortgage:

WASHINGTON MUTUAL BANK * S/I/ WMHL INC.
11200 WEST PARKLAND AVE.
MILWAUKEE, WI 53224

2. The name(s) and last known address(es) of the Defendant(s) are:

KENNETH W. BRINK
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

who is/are the mortgagor(s) and real owner(s) of the property hereinafter described.

3. On 04/06/2000 mortgagor(s) made, executed and delivered a mortgage upon the premises hereinafter described to NORTH AMERICAN MORTGAGE COMPANY which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Mortgage Instrument No: 200004959. By Assignment of Mortgage recorded 1/9/01 the mortgage was Assigned To PLAINTIFF which Assignment is recorded in Assignment Of Mortgage Instrument No: 200100285.
4. The premises subject to said mortgage is described as attached.
5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 08/01/2004 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon failure of mortgagor to make such payments after a date specified by written notice sent to Mortgagor, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$71,023.89
Interest	6,631.68
07/01/2004 through 07/19/2005 (Per Diem \$17.27)	
Attorney's Fees	1,250.00
Cumulative Late Charges	225.84
04/06/2000 to 07/19/2005	
Cost of Suit and Title Search	<u>\$ 550.00</u>
Subtotal	\$ 79,681.41
Escrow	
Credit	0.00
Deficit	686.72
Subtotal	<u>\$ 686.72</u>
TOTAL	\$ 80,368.13

7. The attorney's fees set forth above are in conformity with the mortgage documents and Pennsylvania law, and will be collected in the event of a third party purchaser at Sheriff's Sale. If the Mortgage is reinstated prior to the Sale, reasonable attorney's fees will be charged.
8. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.
9. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$ 80,368.13, together with interest from 07/19/2005 at the rate of \$17.27 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN HALLINAN & SCHMIEG, LLP

By:


/s/Francis S. Hallinan

LAWRENCE T. PHELAN, ESQUIRE

FRANCIS S. HALLINAN, ESQUIRE

Attorneys for Plaintiff

LEGAL DESCRIPTION

All that certain lot or piece of ground situate in the Township of Bigler, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at the Northwest corner of lands of Jerry Hegarty on the State Highway leading from Madera to Glen Hope; thence along State Highway in a westerly direction 58.25 feet to corner on Chestnut Street extension; thence along the Chestnut Street extension South 19 degrees 40 minutes East 164 feet to alley; thence along said Alley North 70 degrees 20 minutes East 58 feet to corner on line of Jerry Hegarty Estate; thence along line of Jerry Hegarty Estate North 19 degrees 40 minutes West 169 feet to State Highway and place of beginning. Being known as Lot No. 1 in Jerry Hegarty Extension to Lawton Town Plot.

EXCEPTING AND RESERVING all the exceptions and reservations as contained in the chain of title.

BEING known as Tax Assessment Number: 103-K14-484-32

PROPERTY BEING: MAIN & CHESTNUT STREET

BEING the same premises which Margaret H. Vrabel Brooks and Raymond H. Brooks, husband and wife, by deed dated January 12, 1982 and recorded January 29, 1982 in the Recorder of Deeds of Clearfield County in Deed Book 825 at page 445, granted and conveyed unto Andrew L. Fenchak and Lois J. Fenchak, husband and wife. Lois J. Fenchak died December 1, 1996 thereby vesting full title unto Andrew L. Fenchak. Andrew L. Fenchak remarried on June 10, 1999 and Loretta S. Fenchak executes this deed transferring any marital rights she may have in the property.

VERIFICATION

FRANCIS S. HALLINAN, ESQUIRE hereby states that he is attorney for PLAINTIFF in this matter, that Plaintiff is outside the jurisdiction of the court and or the Verification could not be obtained within the time allowed for the filing on the pleading, that he is authorized to make this verification pursuant to Pa. R. C. P. 1024 (c) and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of his knowledge, information and belief. Furthermore, it is counsel's intention to substitute a verification from Plaintiff as soon as it is received by counsel .

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.



FRANCIS S. HALLINAN, ESQUIRE
Attorney for Plaintiff

DATE: 7/19/15

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100656
NO: 05-1051-CD
SERVICE # 1 OF 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC
vs.
DEFENDANT: KENNETH W. BRINK and DIANE HOCKENBERRY

SHERIFF RETURN

NOW, July 27, 2005 AT 9:55 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON KENNETH W. BRINK DEFENDANT AT MAIN & CHESTNUT STS., MADERA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO DIANE HOCKENBERRY, ADULT AT RESIDENCE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

FILED No cc
0/2:15/01
OCT 11 2005 (LW)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100656
NO: 05-1051-CD
SERVICE # 2 OF 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC

vs.

DEFENDANT: KENNETH W. BRINK and DIANE HOCKENBERRY

SHERIFF RETURN

NOW, July 27, 2005 AT 9:55 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON DIANE HOCKENBERRY DEFENDANT AT MAIN & CHESTNUT STS., MADERA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO DIANE HOCKENBERRY, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100656
NO: 05-1051-CD
SERVICES 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC
vs.
DEFENDANT: KENNETH W. BRINK and DIANE HOCKENBERRY

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	440941	20.00
SHERIFF HAWKINS	PHELAN	44096	58.02

Sworn to Before Me This

_____ Day of _____ 2005

So Answers,



Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
8201 GREENSBORO, SUITE 350
MCLEAN, VA 22102

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

FILED

DEC 14 2005

William A. Shaw
Prothonotary/Clerk of Courts

Statement
to Atty

**PRAECIPE FOR JUDGMENT FOR FAILURE TO
ANSWER AND ASSESSMENT OF DAMAGES**

TO THE PROTHONOTARY:

Kindly enter judgment in favor of the Plaintiff and against KENNETH W. BRINK and DIANE HOCKENBERRY, Defendant(s) for failure to file an Answer to Plaintiff's Complaint within 20 days from service thereof and for foreclosure and sale of the mortgaged premises, and assess Plaintiff's damages as follows:

As set forth in Complaint	\$80,368.13
Interest (7/20/05 to 12/14/05)	<u>2,555.96</u>
TOTAL	\$82,924.09

I hereby certify that (1) the addresses of the Plaintiff and Defendant(s) are as shown above, and (2) that notice has been given in accordance with Rule 237.1, copy attached.

Daniel G. Schmieg
DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Damages are hereby assessed as indicated.

DATE: December 14, 2005

William A. Shaw
PRO PROTHY

NJD

PHELAN, HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

Plaintiff

Vs.

KENNETH W. BRINK

DIANE HOCKENBERRY

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

: NO. 05-1051

**TO: KENNETH W. BRINK
MAIN & CHESTNUT STREET
MADERA, PA 16661**

DATE OF NOTICE: AUGUST 26, 2005

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. THIS NOTICE IS SENT TO YOU IN AN ATTEMPT TO COLLECT THE INDEBTEDNESS REFERRED TO HEREIN, AND ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY AS ENFORCEMENT OF LIEN AGAINST PROPERTY.

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

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.

CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHELAN, HALLINAN AND SCHMIEG
By: Lawrence T. Phelan, Esq., Id. No. 32227
Francis S. Hallinan, Esq., Id. No. 62695
Daniel G. Schmieg, Esq., Id. No. 62205
One Penn Center Plaza, Suite 1400
Philadelphia, PA 19103
(215) 563-7000

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

Vs.

: CLEARFIELD COUNTY

KENNETH W. BRINK
DIANE HOCKENBERRY

: NO. 05-1051

Defendants

TO: DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

DATE OF NOTICE: AUGUST 26, 2005

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. THIS NOTICE IS SENT TO YOU IN AN ATTEMPT TO COLLECT THE INDEBTEDNESS REFERRED TO HEREIN, AND ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY AS ENFORCEMENT OF LIEN AGAINST PROPERTY.

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CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHILAN HALLINAN & SCHMIEG
By: DANIEL G. SCHMIEG, ESQUIRE
IDENTIFICATION NO. 62205
ONE PENN CENTER AT SUBURBAN STATION
1617 JOHN F. KENNEDY BLVD., SUITE 1400
PHILADELPHIA, PA 19103-1814
(215) 563-7000

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CIVIL DIVISION

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

VERIFICATION OF NON-MILITARY SERVICE


DANIEL G. SCHMIEG, ESQUIRE, hereby verifies that he is attorney for the Plaintiff in the above-captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(a) that the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.

(b) that defendant, KENNETH W. BRINK, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661 .

(c) that defendant, DIANE HOCKENBERRY, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661.

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


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

Plaintiff

No.: 05-1051-CD

vs.

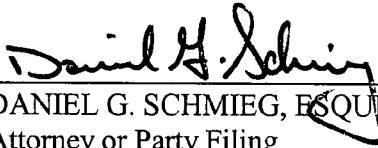
KENNETH W. BRINK
DIANE HOCKENBERRY

Defendant(s)

Notice is given that a Judgment in the above captioned matter has been entered
against you on December 14, 2005.

By: _____ DEPUTY

If you have any questions concerning this matter please contact:


DANIEL G. SCHMIEG, ESQUIRE
Attorney or Party Filing
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Mortgage Electronic Registration Systems, Inc.
Plaintiff(s)

No.: 2005-01051-CD

Real Debt: \$82,924.09

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Kenneth W. Brink
Diane Hockenberry
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: December 14, 2005

Expires: December 14, 2010


Certified from the record this 14th day of December, 2005.

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

 COPY

PRAECIPE FOR WRIT OF EXECUTION--(MORTGAGE FORECLOSURE)
Pa.R.C.P. 3180-3183

**MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.**

vs.

**KENNETH W. BRINK
DIANE HOCKENBERRY**

**IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY,
PENNSYLVANIA**

No. 05-1051-CD

**PRAECIPE FOR WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)**

To the Director of the Office of the Prothonotary:

Issue writ of execution in the above matter:

Amount Due

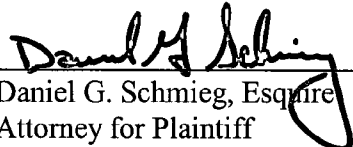
\$82,924.09

Interest from 12/14/05 to
Date of Sale (\$13.63 per diem)

_____ and Costs.

125.00


Prothonotary costs


Daniel G. Schmieg, Esquire
Attorney for Plaintiff

One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814

Note: Please attach description of Property.

NJD

FILED *Atty pd*
m/10:12/05 *20.00*
DEC 27 2005 *ICC & Le writs*
to Shff w/
William A. Shaw
Prothonotary/Clerk of Courts *prop. descr.*


William A. Shaw
Prothonotary/Clerk of Courts

DEC 27 2005

FILED

No. 05-1051-CD

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

PRAECIPE FOR WRIT OF EXECUTION
(Mortgage Foreclosure)

Daniel H. Selberg
Attorney for Plaintiff

Address: MAIN & CHESTNUT STREET, MADERA, PA 16661
MAIN & CHESTNUT STREET, MADERA, PA 16661
Where papers may be served.

PHELAN HALLINAN & SCHMIEG
By: DANIEL G. SCHMIEG, ESQUIRE
ONE PENN CENTER AT
SUBURBAN STATION
1617 JOHN F. KENNEDY BOULEVARD
SUITE 1400
PHILADELPHIA, PA 19103-1814
(215) 563-7000

ATTORNEY FOR PLAINTIFF
COURT OF COMMON PLEAS
CIVIL DIVISION

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

No.: 05-1051-CD

vs.

CLEARFIELD COUNTY


KENNETH W. BRINK
DIANE HOCKENBERRY

CERTIFICATION

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

- ☐ an FHA Mortgage
- ☐ non-owner occupied
- ☐ vacant
- ☒ Act 91 procedures have been fulfilled

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


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

CLEARFIELD COUNTY

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

AFFIDAVIT PURSUANT TO RULE 3129
(Affidavit No. 1)

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Plaintiff in the above action, by its attorney, Daniel G. Schmieg, Esquire, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at MAIN & CHESTNUT STREET, MADERA, PA 16661:

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

Name

Last Known Address (if address cannot be
reasonably ascertained, please indicate)

KENNETH W. BRINK

MAIN & CHESTNUT STREET
MADERA, PA 16661

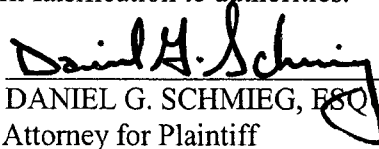
DIANE HOCKENBERRY

MAIN & CHESTNUT STREET
MADERA, PA 16661

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

SAME AS ABOVE

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


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

December 22, 2005

CLEARFIELD COUNTY

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

**AFFIDAVIT PURSUANT TO RULE 3129
(Affidavit No. 2)**

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Plaintiff in the above action, by its attorney, Daniel G. Schmieg, Esquire, sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at MAIN & CHESTNUT STREET, MADERA, PA 16661:

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

Name

Last Known Address (if address cannot be reasonably
ascertained, please indicate)

Muddy Run Regional Authority

P.O. Box 474
Madera, PA 16661

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

Name

Last Known Address (if address cannot be reasonable
ascertained, please indicate)

None.

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

Name

Last Known Address (if address cannot be
reasonable ascertained, please indicate)

None.

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

Name

Last Known Address (if address cannot be
reasonably ascertained, please indicate)

Clearfield County Domestic Relations

Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

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

Name

Last Known Address (if address cannot be
reasonably ascertained, please indicate)

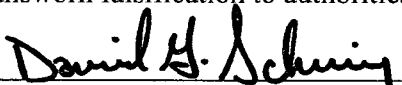
Commonwealth of Pennsylvania
Department of Welfare

PO Box 2675
Harrisburg, PA 17105

Tenant/Occupant

MAIN & CHESTNUT STREET
MADERA, PA 16661

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


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

December 22, 2005

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

**MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.**

**IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY,
PENNSYLVANIA**

vs.

NO.: 05-1051-CD

**KENNETH W. BRINK
DIANE HOCKENBERRY**

**WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)**

Commonwealth of Pennsylvania:

County of Clearfield:

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

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

Premises: MAIN & CHESTNUT STREET, MADERA, PA 16661

(See legal description attached.)

Amount Due

\$82,924.09

Interest from 12/14/05 to
Date of Sale (\$13.63 per diem)

\$ _____

Total

\$ _____ Plus costs as endorsed.

125.00

Prothonotary costs



Prothonotary, Common Pleas Court of
Clearfield County, Pennsylvania

Dated 12/27/05
(SEAL)

By:

Deputy

NJD

No. 05-1051-CD

**In the Court of Common Pleas of
Clearfield County, Pennsylvania**

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

VS.

KENNETH W. BRINK
DIANE HOCKENBERRY

**WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)**

Real Debt	<u>\$82,924.09</u>
Int. from 12/14/05 to Date of Sale (\$13.63 per diem)	_____
Costs	_____
Prothy. Pd.	<u>125.00</u>
Sheriff	_____

2005-10-17



Attorney for Plaintiff

-Address: MAIN & CHESTNUT STREET, MADERA, PA 16661
MAIN & CHESTNUT STREET, MADERA, PA 16661
Where papers may be served.

Daniel G. Schmieg, Esquire
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

All that certain lot or piece of ground situate in the Township of Bigler, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at the Northwest corner of lands of Jerry Hegarty on the State Highway leading from Madera to Glen Hope; thence along State Highway in a westerly direction 58.25 feet to corner on Chestnut Street extension; thence along the Chestnut Street extension South 19 degrees 40 minutes East 164 feet to alley; thence along said Alley North 70 degrees 20 minutes East 58 feet to corner on line of Jerry Hegarty Estate; thence along line of Jerry Hegarty Estate North 19 degrees 40 minutes West 169 feet to State Highway and place of beginning. Being known as Lot No. 1 in Jerry Hegarty Extension to Lawton Town Plot.

EXCEPTING AND RESERVING all the exceptions and reservations as contained in the chain of title.

BEING known as Tax Assessment Number: 103-K14-484-32

And

ALL that certain piece or parcel of land together with all improvements thereon situate in the Township of Bigler, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point on the southeast side of State Route 53 and the line of land of the Grantee; thence North seventy (70°) degrees twenty (20') minutes East along the Southeast side of State Route 53 eighty-eight and eighty-five hundredths (88.85) feet to an iron pin; thence South nineteen (19°) degrees eleven (11'') minutes thirty (30'') seconds East a distance of one hundred sixty-nine and one one-hundredths (169.01) feet to an iron pin; thence South seventy (70°) degrees twenty (20'') minutes ten (10'') seconds West along the line of land of the Grantor eighty-seven and twenty one-hundredths (87.20) feet to a railroad spike in the base of a 15" cherry tree; thence North nineteen (19°) degrees forty-five (45'') minutes West along the line of land of the Grantee one hundred sixty-nine (169) feet to a point and place of beginning. Containing 0.342 acres more or less as shown on survey by George A. Cree, Registered Surveyor.

EXCEPTING AND RESERVING all the exceptions and reservations as contained in the chain of title.

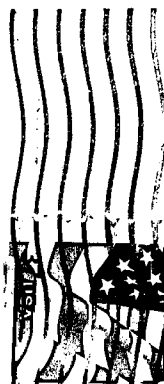
BEING known as Tax Assessment Number: 103-K14-484-46

TITLE TO SAID PREMISES IS VESTED IN Kenneth W. Brink and Diane Hockenberry, Joint Tenants with Right of Survivorship, by Deed from Andrew J. Fenchak, dated 4-6-00, recorded 4-13-00 in Deed Instrument No. 200004958.

Office of the Prothonotary
Clearfield County Courthouse
Clearfield, PA 16830

FILED
m/113030
JAN 05 2006

William A. Shaw
Prothonotary/Clerk of Courts

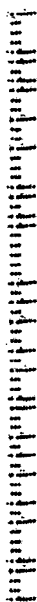


KENNETH W. BRINK
MAIN & CHESTNUT STREET
MADERA, PA 16661

☐ A ☒ INSUFFICIENT ADDRESS
☐ C ☐ ATTEMPTED NOT KNOWN
☐ S ☐ NO SUCH NUMBER/STREET
☐ NOT DELIVERABLE AS ADDRESSED
- UNABLE TO FORWARD



16830-2448-33 0004



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

Plaintiff

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

Defendant(s)

Notice is given that a Judgment in the above captioned matter has been entered
against you on December 14, 2005.

By: William H. Schmie ~~DEPUTY~~

If you have any questions concerning this matter please contact:

Daniel G. Schmie
DANIEL G. SCHMIEG, ESQUIRE
Attorney or Party Filing
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
8201 GREENSBORO, SUITE 350
MCLEAN, VA 22102

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

**PRAECIPE FOR JUDGMENT FOR FAILURE TO
ANSWER AND ASSESSMENT OF DAMAGES**

TO THE PROTHONOTARY:

Kindly enter judgment in favor of the Plaintiff and against KENNETH W. BRINK and DIANE HOCKENBERRY, Defendant(s) for failure to file an Answer to Plaintiff's Complaint within 20 days from service thereof and for foreclosure and sale of the mortgaged premises, and assess Plaintiff's damages as follows:

As set forth in Complaint	\$80,368.13
Interest (7/20/05 to 12/14/05)	<u>2,555.96</u>
TOTAL	\$82,924.09

I hereby certify that (1) the addresses of the Plaintiff and Defendant(s) are as shown above, and (2) that notice has been given in accordance with Rule 237.1, copy attached.


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Damages are hereby assessed as indicated.

DATE: December 14, 2005

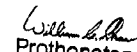

PRO PROTHY

NJD

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

DEC 14 2005

Attest.


Prothonotary/
Clerk of Courts

PHELAN, HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

Plaintiff

Vs.

KENNETH W. BRINK

DIANE HOCKENBERRY

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

: NO. 05-1051

**TO: KENNETH W. BRINK
MAIN & CHESTNUT STREET
MADERA, PA 16661**

DATE OF NOTICE: AUGUST 26, 2005

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. THIS NOTICE IS SENT TO YOU IN AN ATTEMPT TO COLLECT THE INDEBTEDNESS REFERRED TO HEREIN, AND ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY AS ENFORCEMENT OF LIEN AGAINST PROPERTY.

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

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.

CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHELAN, HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

Plaintiff

Vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

: NO. 05-1051

TO: DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

DATE OF NOTICE: AUGUST 26, 2005

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CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHELAN HALLINAN & SCHMIEG
By: DANIEL G. SCHMIEG, ESQUIRE

IDENTIFICATION NO. 62205
ONE PENN CENTER AT SUBURBAN STATION
1617 JOHN F. KENNEDY BLVD., SUITE 1400
PHILADELPHIA, PA 19103-1814
(215) 563-7000

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CIVIL DIVISION

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

VERIFICATION OF NON-MILITARY SERVICE


DANIEL G. SCHMIEG, ESQUIRE, hereby verifies that he is attorney for the Plaintiff in the above-captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(a) that the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.

(b) that defendant, KENNETH W. BRINK, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661 .

(c) that defendant, DIANE HOCKENBERRY, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661.

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

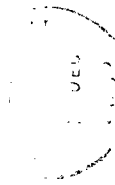

DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Office of the Prothonotary
Clearfield County Courthouse
Clearfield, PA 16830

Prothonotary/Clerk of Courts
William A. Shaw

FILED
JAN 05 2006
3:30 PM

(2)



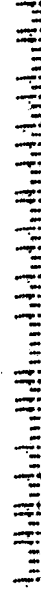
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA PA 16804



☒ INSUFFICIENT ADDRESS
☐ ATTEMPTED NOT KNOWN
☐ NO SUCH NUMBER/ STREET
☐ NOT DELIVERABLE AS ADDRESSED
☐ - UNABLE TO FORWARD
☐ OTHER



16830-2442-99 0004



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

Plaintiff

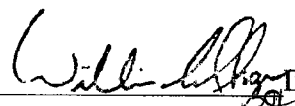
No.: 05-1051-CD

vs.

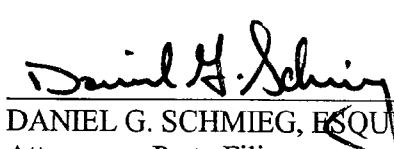
KENNETH W. BRINK
DIANE HOCKENBERRY

Defendant(s)

Notice is given that a Judgment in the above captioned matter has been entered
against you on December 14, 2005.

By:  DEPUTY

If you have any questions concerning this matter please contact:


DANIEL G. SCHMIEG, ESQUIRE
Attorney or Party Filing
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.
8201 GREENSBORO, SUITE 350
MCLEAN, VA 22102

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

**PRAECIPE FOR JUDGMENT FOR FAILURE TO
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TO THE PROTHONOTARY:

Kindly enter judgment in favor of the Plaintiff and against KENNETH W. BRINK and DIANE HOCKENBERRY, Defendant(s) for failure to file an Answer to Plaintiff's Complaint within 20 days from service thereof and for foreclosure and sale of the mortgaged premises, and assess Plaintiff's damages as follows:

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I hereby certify that (1) the addresses of the Plaintiff and Defendant(s) are as shown above, and (2) that notice has been given in accordance with Rule 237.1, copy attached.


DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Damages are hereby assessed as indicated.

DATE: December 14, 2005

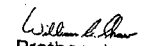

PRO PROTHY

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

NJD

DEC 14 2005

Attest.


Prothonotary/
Clerk of Courts

PHELAN, HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

Plaintiff

Vs.

KENNETH W. BRINK

DIANE HOCKENBERRY

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

: NO. 05-1051

**TO: KENNETH W. BRINK
MAIN & CHESTNUT STREET
MADERA, PA 16661**

DATE OF NOTICE: AUGUST 26, 2005

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CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHELAN, HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

ATTORNEY FOR PLAINTIFF

Plaintiff

Vs.

KENNETH W. BRINK

DIANE HOCKENBERRY

Defendants

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

: NO. 05-1051

TO: DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA, PA 16661

DATE OF NOTICE: AUGUST 26, 2005

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CLEARFIELD COUNTY
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL
SERVICE
PENNSYLVANIA BAR ASSOCIATION
100 SOUTH STREET
P.O. BOX 186
HARRISBURG, PA 17108
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE
Attorneys for Plaintiff

PHELAN HALLINAN & SCHMIEG
By: DANIEL G. SCHMIEG, ESQUIRE
IDENTIFICATION NO. 62205
ONE PENN CENTER AT SUBURBAN STATION
1617 JOHN F. KENNEDY BLVD., SUITE 1400
PHILADELPHIA, PA 19103-1814
(215) 563-7000

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CIVIL DIVISION

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

VERIFICATION OF NON-MILITARY SERVICE


DANIEL G. SCHMIEG, ESQUIRE, hereby verifies that he is attorney for the Plaintiff in the above-captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(a) that the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.

(b) that defendant, KENNETH W. BRINK, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661 .

(c) that defendant, DIANE HOCKENBERRY, is over 18 years of age, and resides at MAIN & CHESTNUT STREET, MADERA, PA 16661.

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



DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

AFFIDAVIT OF SERVICE
CLEARFIELD COUNTY

9100-00

PLAINTIFF
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

F&P. #107592

DEFENDANT
KENNETH W. BRINK
DIANE HOCKENBERRY

COURT NO.: 05-1051-CD

SERVE DIANE HOCKENBERRY AT:
MAIN & CHESTNUT STREET
MADERA, PA 16661

TYPE OF ACTION
XX Notice of Sheriff's Sale
SALE DATE: MARCH 03, 2006

SERVED

Served and made known to Diane Hockenberry, Defendant on the 3rd day of Feb, 2006, at 1:00 o'clock P. M., at Main & Chestnut St. Madera, Commonwealth of Pennsylvania, in the manner described below:

- ☐ Defendant personally served.
☒ Adult family member with whom Defendant(s) reside(s).
Relationship is sister / Karen Hilliard
☐ Adult in charge of Defendant's residence who refused to give name or relationship.
☐ Manager/Clerk of place of lodging in which Defendant(s) reside(s).
☐ Agent or person in charge of Defendant's office or usual place of business.
☐ an officer of said Defendant's company.
☐ Other: _____

Description: Age 45 yrs Height 5'6" Weight 120 Race W Sex F Other _____

I, Thomas Holmberg, a competent adult, being duly sworn according to law, depose and state that I personally handed a true and correct copy of the Notice of Sheriff's Sale in the manner as set forth herein, issued in the captioned case on the date and at the address indicated above.

Sworn to and subscribed
before me this 6th day
of February, 2006.

Notary:

By: Thomas Holmberg

Marilyn A. Campbell
COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Marilyn A. Campbell, Notary Public
City of Altoona, Blair County
My Commission Expires Oct. 28, 2007
Member, Pennsylvania Association of Notaries

NOT SERVED

On the _____ day of _____, 200__, at _____ o'clock __. M., Defendant NOT FOUND because:

☐ Moved ☐ Unknown ☐ No Answer ☐ Vacant

Other: _____

Sworn to and subscribed
before me this _____ day
of _____, 200__.

By: _____

Notary:

ATTORNEY FOR PLAINTIFF
DANIEL G. SCHMIEG, ESQUIRE
I.D.#62205
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

FILED ^{NO cc}
m/11/1382
FEB 10 2006
um

William A. Shaw
Prothonotary/Clerk of Courts

AFFIDAVIT OF SERVICE

8 100.00

PLAINTIFF
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

F&P. #107592

DEFENDANT
KENNETH W. BRINK
DIANE HOCKENBERRY

COURT NO.: 05-1051-CD

SERVE KENNETH W. BRINK AT:
MAIN & CHESTNUT STREET
MADERA, PA 16661

TYPE OF ACTION
XX Notice of Sheriff's Sale
SALE DATE: MARCH 03, 2006

SERVED

Served and made known to Kenneth W. Brink, Defendant on the 3rd day of Feb., 2006, at 1:00 o'clock P. M., at main & church st Madera, Commonwealth of Pennsylvania, in the manner described below:

- ☐ Defendant personally served.
☒ Adult family member with whom Defendant(s) reside(s).
 Relationship is Sister in Law/ Karen Williams
☐ Adult in charge of Defendant's residence who refused to give name or relationship.
☐ Manager/Clerk of place of lodging in which Defendant(s) reside(s).
☐ Agent or person in charge of Defendant's office or usual place of business.
 _____ an officer of said Defendant's company.
☐ Other: _____

Description: Age 45 yrs Height 5'6" Weight 120 Race W Sex F Other _____

I, Thomas Holmberg, a competent adult, being duly sworn according to law, depose and state that I personally handed a true and correct copy of the Notice of Sheriff's Sale in the manner as set forth herein, issued in the captioned case on the date and at the address indicated above.

Sworn to and subscribed
 before me this 6th day
 of February, 2006.

Notary:

By:

Thomas HolmbergNOT SERVED

On the _____ day of _____, 200__, at _____ o'clock __ M., Defendant NOT FOUND because:

☐ Moved ☐ Unknown ☐ No Answer ☐ Vacant

Other:

Sworn to and subscribed
 before me this _____ day
 of _____, 200__.

By:

Notary:

Marilyn A. Campbell
 COMMONWEALTH OF PENNSYLVANIA
 Notarial Seal
 Marilyn A. Campbell, Notary Public
 City of Altoona, Blair County
 My Commission Expires Oct. 28, 2007
 Member, Pennsylvania Association of Notaries

ATTORNEY FOR PLAINTIFF
 DANIEL G. SCHMIEG, ESQUIRE
 I.D.#62205
 One Penn Center at Suburban Station
 1617 John F. Kennedy Blvd., Suite 1400
 Philadelphia, PA 19103-1814
 (215) 563-7000

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

(Office of the Prothonotary)
CLEARFIELD County Courthouse

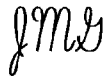
RE: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
v. KENNETH W. BRINK and DIANE HOCKENBERRY
CLEARFIELD COUNTY
NO. 05-1051-CD

Dear Sir,

Please file the enclosed affidavit(s) in reference to the above captioned matter.

Thank you for your cooperation.

Yours truly,



JOSEPH GARDELLIS
for PHELAN HALLINAN & SCHMIEG

CC: Sheriff's Office of CLEARFIELD County

SALE DATE: 3/3/06

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION – LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

No.: 05-1051-CD

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

FILED *no cc*
m/12/27/06
FEB 27 2006 *(S)*

William A. Shaw
Prothonotary/Clerk of Courts

**AFFIDAVIT PURSUANT TO RULE 3129.1
AND RETURN OF SERVICE PURSUANT TO
Pa. R.C.P. 405 OF NOTICE OF SALE**

Plaintiff in the above action sets forth as of the date the Praeipe for the Writ of Execution was filed the following information concerning the real property located at:

MAIN & CHESTNUT STREET, MADERA, PA 16661.

As required by Pa. R.C.P. 3129.2(a) Notice of Sale has been given in the manner require by Pa. R.C.P. 3129.2(c) on each of the persons or parties named, at that address set forth on the attached Affidavit No. 2 (previously filed) and Supplemental Affidavit No. 2 on the date indicated, and a copy of the notice is attached as an Exhibit. A copy of the Certificate of Mailing (Form 3817) and/or Certified Mail Return Receipt stamped by the U.S. Postal Service is attached for each notice.

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

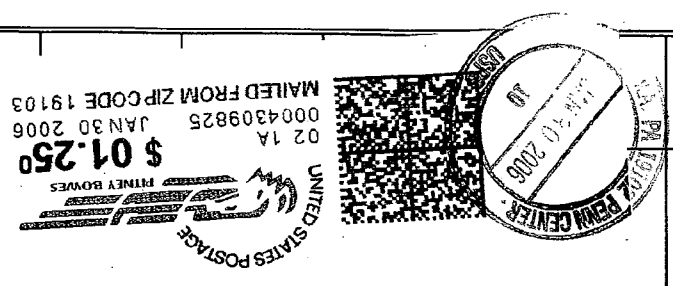
Dan Schmie

DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Name and Address Of Sender
 PHELAN HALLINAN & SCHMIEG
 One Penn Center at Suburban Station Suite 1400
 Philadelphia, PA 19103-1814 **JOSEPH GARDELLIS/NJD**

Team #4
 NJD

Line	Article Number	Name of Addressee, Street, and Post Office Address	Postage	Fee
1	KENNETH W. BRINK	Tenant/Occupant, MAIN & CHESTNUT STREET, MADERA, PA 16661		
2	5968964485	Clearfield County Domestic Relations Clearfield County Courthouse 230 East Market Street Clearfield, PA 16830		
3		Commonwealth of Pennsylvania Department of Welfare PO Box 2675 Harrisburg, PA 17105		
4		Muddy Run Regional Authority P.O. Box 474 Madera, PA 16661		
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
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 the reconstruction of nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000.00 per piece subject to a 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, sent with optional insurance. See Domestic Mail Manual R900, S913 and S921 for limitations of coverage.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20260
NO: 05-1051-CD

PLAINTIFF: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.

vs.

DEFENDANT: KENNETH W. BRINK AND DIANE HOCKENBERRY

Execution REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 12/27/2005

LEVY TAKEN 01/19/2006 @ 11:11 AM

POSTED 01/19/2006 @ 11:11 AM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 10/09/2006

DATE DEED FILED **NOT SOLD**

FILED

01/31/2006
OCT 09 2006

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

01/19/2006 @ 11:11 AM SERVED KENNETH W. BRINK

SERVED KENNETH W. BRINK, DEFENDANT, AT HIS RESIDENCE 2577 MAIN STREET A/K/A MAIN & CHESTNUT STREET, MADERA, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DIANE HOCKENBERRY CO-DEFENDANT

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

01/19/2006 @ 11:11 AM SERVED DIANE HOCKENBERRY

SERVED DIANE HOCKENBERRY, DEFENDANT, AT HER RESIDENCE 2577 MAIN STREET A/K/A MAIN & CHESTNUT STREET, MADERA, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DIANE HOCKENBERRY

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

@ SERVED

NOW, MARCH 2, 2006 RECEIVED A FAX LETTER FROM PLAINTIFF'S ATTORNEY TO POSTPONE THE SHERIFF SALE SCHEDULED FOR MARCH 3, 2006 TO JUNE 2, 2006.

@ SERVED

NOW, APRIL 7, 2006 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE SHERIFF SALE SCHEDULED FOR JUNE 2, 2006.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20260
NO: 05-1051-CD

PLAINTIFF: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.

VS.

DEFENDANT: KENNETH W. BRINK AND DIANE HOCKENBERRY

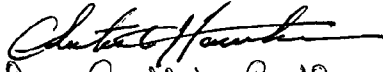
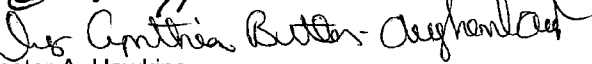
Execution REAL ESTATE

SHERIFF RETURN

SHERIFF HAWKINS \$226.35

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,



Chester A. Hawkins
Sheriff

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

**MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.**

**IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY,
PENNSYLVANIA**

vs.

NO.: 05-1051-CD

**KENNETH W. BRINK
DIANE HOCKENBERRY**

**WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)**

Commonwealth of Pennsylvania:

County of Clearfield:

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

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

Premises: MAIN & CHESTNUT STREET, MADERA, PA 16661

(See legal description attached.)

Amount Due

\$82,924.09

Interest from 12/14/05 to
Date of Sale (\$13.63 per diem)

\$ _____

Total

\$ _____ Plus costs as endorsed.

125.00

Prothonotary costs

(Signature)
Prothonotary, Common Pleas Court of
Clearfield County, Pennsylvania

Dated 12/27/05
(SEAL)

By:

Deputy

NJD

Received December 27, 2005 @ 3:00 P.M.

Charles A. Hawker's

By Cynthia Butler-Aughenbaugh

No. 05-1051-CD

**In the Court of Common Pleas of
Clearfield County, Pennsylvania**

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

**WRIT OF EXECUTION
(MORTGAGE FORECLOSURE)**

Real Debt	<u>\$82,924.09</u>
Int. from 12/14/05 to Date of Sale (\$13.63 per diem)	_____
Costs	_____
Prothy. Pd.	<u>125.00</u>
Sheriff	_____



Attorney for Plaintiff

Address: MAIN & CHESTNUT STREET, MADERA, PA 16661
MAIN & CHESTNUT STREET, MADERA, PA 16661
Where papers may be served.

Daniel G. Schmieg, Esquire
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

All that certain lot or piece of ground situate in the Township of Bigler, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at the Northwest corner of lands of Jerry Hegarty on the State Highway leading from Madera to Glen Hope; thence along State Highway in a westerly direction 58.25 feet to corner on Chestnut Street extension; thence along the Chestnut Street extension South 19 degrees 40 minutes East 164 feet to alley; thence along said Alley North 70 degrees 20 minutes East 58 feet to corner on line of Jerry Hegarty Estate; thence along line of Jerry Hegarty Estate North 19 degrees 40 minutes West 169 feet to State Highway and place of beginning. Being known as Lot No. 1 in Jerry Hegarty Extension to Lawton Town Plot.

EXCEPTING AND RESERVING all the exceptions and reservations as contained in the chain of title.

BEING known as Tax Assessment Number: 103-K14-484-32

And

ALL that certain piece or parcel of land together with all improvements thereon situate in the Township of Bigler, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point on the southeast side of State Route 53 and the line of land of the Grantee; thence North seventy (70°) degrees twenty (20') minutes East along the Southeast side of State Route 53 eighty-eight and eighty-five hundredths (88.85) feet to an iron pin; thence South nineteen (19°) degrees eleven (11'') minutes thirty (30'') seconds East a distance of one hundred sixty-nine and one one-hundredths (169.01) feet to an iron pin; thence South seventy (70°) degrees twenty (20'') minutes ten (10'') seconds West along the line of land of the Grantor eighty-seven and twenty one-hundredths (87.20) feet to a railroad spike in the base of a 15" cherry tree; thence North nineteen (19°) degrees forty-five (45'') minutes West along the line of land of the Grantee one hundred sixty-nine (169) feet to a point and place of beginning. Containing 0.342 acres more or less as shown on survey by George A. Cree, Registered Surveyor.

EXCEPTING AND RESERVING all the exceptions and reservations as contained in the chain of title.

BEING known as Tax Assessment Number: 103-K14-484-46

TITLE TO SAID PREMISES IS VESTED IN Kenneth W. Brink and Diane Hockenberry, Joint Tenants with Right of Survivorship, by Deed from Andrew J. Fenchak, dated 4-6-00, recorded 4-13-00 in Deed Instrument No. 200004958.

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME KENNETH W. BRINK

NO. 05-1051-CD

NOW, October 09, 2006, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on , I exposed the within described real estate of Kenneth W. Brink And Diane Hockenberry to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

RDR	15.00
SERVICE	15.00
MILEAGE	20.37
LEVY	15.00
MILEAGE	20.37
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	5.61
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	15.00
DEED	
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID/SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	
CONTINUED SALES	20.00
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$226.35

DEED COSTS:

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	0.00
TOTAL DEED COSTS	\$0.00

PLAINTIFF COSTS, DEBT AND INTEREST:

DEBT-AMOUNT DUE	82,924.09
INTEREST @ 13.6300	0.00
FROM TO	

PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	40.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	

TOTAL DEBT AND INTEREST	\$82,964.09
--------------------------------	--------------------

COSTS:

ADVERTISING	448.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	100.00
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	226.35
LEGAL JOURNAL COSTS	216.00
PROTHONOTARY	125.00
MORTGAGE SEARCH	40.00
MUNICIPAL LIEN	

TOTAL COSTS	\$1,155.35
--------------------	-------------------

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

Federman and Phelan is now

Law Offices

PHELAN HALLINAN & SCHMIEG, LLP

One Penn Center at Suburban Station

1617 John F. Kennedy Boulevard

Suite 1400

Philadelphia, PA 19103-1814

Sandra.Cooper@fedphe.com

Sandra Cooper
Judgment Department, Ext. 1258

Representing Lenders in
Pennsylvania and New Jersey

March 2, 2006

Office of the Sheriff
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

ATTENTION: CINDY (814) 765-5915

Re: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. v.
KENNETH W. BRINK DIANE HOCKENBERRY
No. 05-1051-CD
MAIN & CHESTNUT STREET, MADERA, PA 16661

Dear Cindy:

Please postpone the Sheriff's Sale of the above referenced property which
is scheduled for 3/3/06.

The property is to be relisted for the 6/2/06 Sheriff's Sale.

Very truly yours,
SMC
Sandra Coouer

VIA TELECOPY (814) 765-5915

CC:

KENNETH W. BRINK	DIANE HOCKENBERRY
------------------	-------------------

Federman and Phelan is now

Law Offices

PHELAN HALLINAN & SCHMIEG, LLP

One Penn Center at Suburban Station

1617 John F. Kennedy Boulevard

Suite 1400

Philadelphia, PA 19103-1814

Sandra.Cooper@fedphe.com

SANDRA COOPER

Judgment Department, Ext. 1258

Representing Lenders in

Pennsylvania and New Jersey

April 7, 2006

Office of the Sheriff

Clearfield County Courthouse

230 East Market Street

Clearfield, PA 16830

ATTENTION: CINDY (814) 765-5915

**Re: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. v. KENNETH W.
BRINK DIANE HOCKENBERRY**

No. 05-1051-CD

MAIN & CHESTNUT STREET, MADERA, PA 16661

Dear Cindy:

Please stay the Sheriff's Sale of the above referenced property, which is scheduled for June 2, 2006, return the original writ of execution to the Prothonotary's office and refund any unused money to our office.

Please be further advised that no consideration was reported to have been received by our office.

Very truly yours,

Sandra Cooper