

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

Plaintiff

v.

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

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 05-1051-CD

CLEARFIELD COUNTY

Defendants

CIVIL ACTION - LAW
COMPLAINT IN MORTGAGE FORECLOSURE

FILED 200
M 11/3/2005 SHF
JUL 21 2005

William A. Shaw *Atty 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: Francis S. Hallinan

/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: 7/19/5

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*
07/27/2005
OCT 11 2005 *WAS*

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

1/1/2006

Pa

Atty pd.
3000

DEC 14 2005 ICC Notice

to Defs.

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

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

Vs.

: CLEARFIELD COUNTY

KENNETH W. BRINK

: NO. 05-1051

DIANE HOCKENBERRY

Defendants

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

: NO. 05-1051

DIANE HOCKENBERRY

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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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

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

Plaintiff

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:

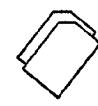
Daniel G. Schmieg
DANIEL G. SCHMIEG, ESQUIRE
Attorney or Party Filing
One Penn Center at Suburban Station
1617 John F. Kennedy Blvd., Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

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

 COPY

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

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:

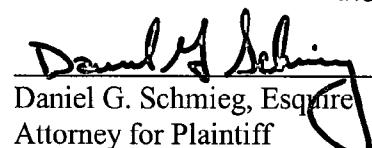
Amount Due	
	<u>\$82,924.09</u>

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
1/10/2006 20.00
DEC 27 2005 ICC&L Writs
William A. Shaw to Shaff w/
Prothonotary/Clerk of Courts Prop. descr.

(6)

CC
No. 05-1051-CD

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

FILED

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

PRAECLPICE FOR WRIT OF EXECUTION
(Mortgage Foreclosure)



Diane A. Johnson
Attorney for Plaintiff(s)

Address: MAIN & CHESTNUT STREET, MADEIRA, PA 16661
MAIN & CHESTNUT STREET, MADEIRA, 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

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

ATTORNEY FOR PLAINTIFF
COURT OF COMMON PLEAS
CIVIL DIVISION

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

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

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 Praeclipe 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

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

CLEARFIELD COUNTY

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 Praecep 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
--------------------------------------	--

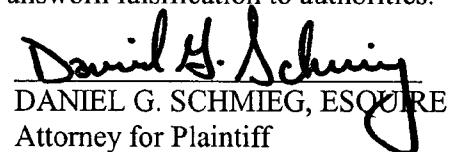
7. Name and address of every other person of whom the plaintiff has knowledge who has any interest in the property which may be affected by the sale:

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.

vs.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY,
PENNSYLVANIA

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	<u>\$82,924.09</u>
Interest from 12/14/05 to Date of Sale (\$13.63 per diem)	\$ _____
Total	\$ _____ Plus costs as endorsed. <i>125.00</i> Prothonotary costs

Prothonotary, Common Pleas Court of
Clearfield County, Pennsylvania

By:

Willie L. Hagan **Deputy**

Dated 12/27/05
(SEAL)

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	_____

Daniel G. Schmieg

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 113039
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

RTS
RETURN TO SENDER

16830-2448-53 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 Shaver DEPUTY

If you have any questions concerning this matter please contact:

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

Damages are hereby assessed as indicated.

DATE: December 14, 2005

Willie L. Brink
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.

Willie L. Brink
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

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC REGISTRATION

SYSTEMS, INC.

Plaintiff : COURT OF COMMON PLEAS

Vs. : CIVIL DIVISION

: CLEARFIELD COUNTY

KENNETH W. BRINK : NO. 05-1051
DIANE HOCKENBERRY
Defendants

**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

: NO. 05-1051

DIANE HOCKENBERRY

Defendants

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

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

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CIVIL DIVISION

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

CLEARFIELD COUNTY

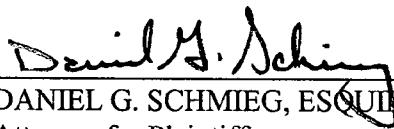
No.: 05-1051-CD

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:

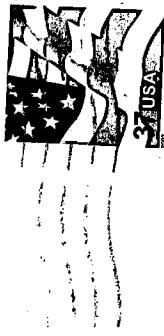
- (a) that the defendant(s) is/are not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940, as amended.
- (b) that defendant, KENNETH W. BRINK, is over 18 years of age, and resides at 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



WILLIAM A. SHAW
Prothonotary/Clerk of Courts
JAN 05 2006
FILED
1302006

DIANE HOCKENBERRY
MAIN & CHESTNUT STREET
MADERA

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

RTS
RETURN TO SENDER

16830-2442-33 0004

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

Plaintiff No.: 05-1051-CD

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. DEPUTY

If you have any questions concerning this matter please contact:

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

Damages are hereby assessed as indicated.

DATE: December 14, 2005

Willie L. Hay
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.

Willie L. Hay
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

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

: COURT OF COMMON PLEAS

Plaintiff : CIVIL DIVISION

Vs. : CLEARFIELD COUNTY

KENNETH W. BRINK : NO. 05-1051
DIANE HOCKENBERRY
Defendants

**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

ATTORNEY FOR PLAINTIFF

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.

: COURT OF COMMON PLEAS

Plaintiff

: CIVIL DIVISION

Vs.

: CLEARFIELD COUNTY

KENNETH W. BRINK

: NO. 05-1051

DIANE HOCKENBERRY

Defendants

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
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PENNSYLVANIA LAWYER REFERRAL
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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

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

vs.

KENNETH W. BRINK
DIANE HOCKENBERRY

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CIVIL DIVISION

CLEARFIELD COUNTY

No.: 05-1051-CD

VERIFICATION OF NON-MILITARY SERVICE

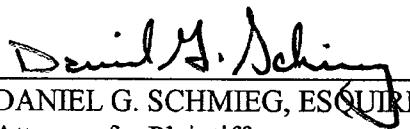
DANIEL G. SCHMIEG, ESQUIRE, hereby verifies that he is attorney for the Plaintiff in the above-captioned matter, and that on information and belief, he has knowledge of the following facts, to wit:

(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

3/00-00

AFFIDAVIT OF SERVICE
CLEARFIELD COUNTY
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 Hillard
 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 C. SCHMIEG, ESQUIRE
ID.#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/j:13801
FEB 10 2006
[Signature]

William A. Shaw
Prothonotary/Clerk of Courts

AFFIDAVIT OF SERVICE
CLEARFIELD COUNTY

• ~~100.00~~

PLAINTIFF
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

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 Willard
 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

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,

JMG

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 12/27/05
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 Praeclipe for the Writ of Execution was filed the following information concerning the real property located at:

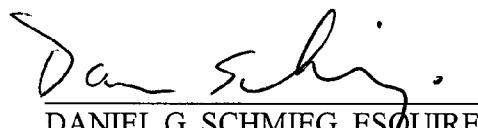
MAIN & CHESTNUT STREET, MADERA, PA 16661.

As required by Pa. R.C.P. 3129.2(a) Notice of Sale has been given in the manner required 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.



DANIEL G. SCHMIEG, ESQUIRE
Attorney for Plaintiff

Temp #4
NJD

PHELAN HALLINAN & SCHMIEG
One Penn Center at Suburban Station
Philadelphia, PA 19103-1814 JOSEPH GARDELLIS/NJD

Name and Address of Sender	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	<u>\$82,924.09</u>
Interest from 12/14/05 to Date of Sale (\$13.63 per diem)	\$ _____
Total	\$ _____ Plus costs as endorsed. <i>125.00</i> Prothonotary costs

Dated 12/27/05

(SEAL)

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

Chester A. Hawkins

by Captain Butcher-Augustine

Will H. Thompson
Prothonotary, Common Pleas Court of
Clearfield County, Pennsylvania

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)**

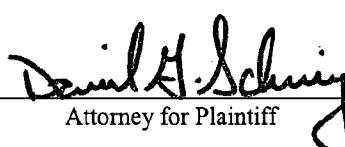
Real Debt \$82,924.09

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

Costs _____

Proth. Pd. 125.00

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:

PLAINTIFF COSTS, DEBT AND INTEREST:

RDR	15.00	DEBT-AMOUNT DUE	82,924.09
SERVICE	15.00	INTEREST @ 13.6300	0.00
MILEAGE	20.37	FROM TO	
LEVY	15.00		
MILEAGE	20.37	PROTH SATISFACTION	
POSTING	15.00	LATE CHARGES AND FEES	
CSDS	10.00	COST OF SUIT-TO BE ADDED	
COMMISSION	0.00	FORECLOSURE FEES	
POSTAGE	5.61	ATTORNEY COMMISSION	
HANDBILLS	15.00	REFUND OF ADVANCE	
DISTRIBUTION	25.00	REFUND OF SURCHARGE	40.00
ADVERTISING	15.00	SATISFACTION FEE	
ADD'L SERVICE	15.00	ESCROW DEFICIENCY	
DEED		PROPERTY INSPECTIONS	
ADD'L POSTING		INTEREST	
ADD'L MILEAGE		MISCELLANEOUS	
ADD'L LEVY			
BID/SETTLEMENT AMOUNT		TOTAL DEBT AND INTEREST	\$82,964.09
RETURNS/DEPUTIZE			
COPIES	15.00	COSTS:	
	5.00	ADVERTISING	448.00
BILLING/PHONE/FAX		TAXES - COLLECTOR	
CONTINUED SALES	20.00	TAXES - TAX CLAIM	
MISCELLANEOUS		DUE	
TOTAL SHERIFF COSTS	\$226.35	LIEN SEARCH	100.00
		ACKNOWLEDGEMENT	
DEED COSTS:		DEED COSTS	0.00
ACKNOWLEDGEMENT		SHERIFF COSTS	226.35
REGISTER & RECORDER		LEGAL JOURNAL COSTS	216.00
TRANSFER TAX 2%	0.00	PROTHONOTARY	125.00
TOTAL DEED COSTS	\$0.00	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 Cooer

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