

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

IN RE BARBARA J. RILEY,

Petitioner,

v.

ON PETITION FOR A WRIT OF MANDAMUS AND/OR PROHIBITION

PETITIONER'S MANDAMUS AND/OR PROHIBITION WRIT APPENDIX

Barbara J. Riley
Pro Se, Petitioner
Post Office Box 7313
Jacksonville, Florida 32238-0313
Phone: (904) 316-3698
Fee Paid, Non PLRA

April 20, 2021

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| | |
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At an Ex Parte and Urgent Motion Part of
the Supreme Court of the State of New
York, held in and for the County of Kings,
at the County Court House, located at 360
Adams Street, in the Borough of Brooklyn,
City and State of New York, on the 26th day
of October, 2011.

PRESENT:

HON: Harry D. Martin
Justice.

-----X
IN REM TAX FORECLOSURE ACTION NO. 51
BOROUGH OF BROOKLYN
SECTIONS 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 AND 21
TAX CLASSES 1 AND 2
-----X

PROPOSED JUDGMENT OF
FORECLOSURE PURSUANT
TO ADMINISTRATIVE CODE
§§ 11-412 AND 11-412.1

Index No. 8700/2007

Upon the List of Delinquent Taxes duly verified and duly filed herein pursuant to
Section 11-405 of the Administrative Code of the City of New York ("Admin. Code") in the
Office of the Clerk of Kings County on February 23, 2007; and upon reading and filing the
affirmation and affidavits of regularity referred to below, attesting to the performance of the acts
required by the provisions of Title 11, Chapter 4 of the Administrative Code; and upon due proof
that the Notice of ^{VII}Foreclosure was duly published after the filing of such List once a week for six
weeks pursuant to Admin. Code § 11-406 in the City Record, the New York Law Journal, and
the New York Post, the latter two newspapers duly designated for that purpose by the
Commissioner of Finance of the City of New York; and upon due proof of the posting of such
^{TAX LIEN}Notice of Foreclosure; and upon due proof of the mailing of the Notice of Foreclosure to each

and every owner, mortgagee, lienor, encumbrancer or other person with an interest in such parcel entitled to receive such notice by virtue of having provided Finance with a mailing address, and with regard to any parcel herein as to which an owner did not provide a mailing address to Finance, addressed to the name, if any, and address appearing in the latest annual record of assessed valuations; and it appearing that all of the procedures and proceedings required by the provisions of Title 11, of Chapter 4 of the Administrative Code have been duly performed; and upon reading and filing the affidavit of regularity of David M. Frankel, Commissioner of Finance of the City of New York, sworn to on July 30, 2010, showing that certain parcels have been redeemed pursuant to the provisions of Admin. Code § 11-407 and that certain parcels have had the taxes thereon paid, cancelled, or liquidated, or are subject to an order in a bankruptcy proceeding, or have been condemned or included in error and have therefore been withdrawn pursuant to the provisions of Admin. Code § 11-413; and upon reading and filing the affidavit of Rafael E. Cestero, Commissioner of Housing Preservation and Development, sworn to July 27, 2010; and upon reading and filing the affirmation of regularity of Andrea B. Feller, Assistant Corporation Counsel, dated July 30, 2010, showing that this action must be severed as to certain parcels enumerated in said affirmation as to which litigation, timely answers, or installment agreements are still pending pursuant to the provisions of Admin. Code § 11-409; and the Court having made and filed its decision dated October 26, 2010, containing a statement of the facts found and the conclusions of law thereon, ⁽¹⁾showing the compliance by the City of New York with all of the jurisdictional requirements of Title 11, Chapter 4 of the Administrative Code;

NOW, on the motion of MICHAEL A. CARDOZO, Corporation Counsel, attorney for the City of New York, it is

ORDERED, that the City of New York have judgment herein; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that final judgment is herein granted to the City of New York with respect to the parcels of real property listed in Exhibit "A," annexed hereto, which designates each parcel by serial number as the same appears on the List of Delinquent Taxes, and section, block and lot numbers as the same appear on the Tax Map of the City of New York, for the County of Kings and in the aforesaid List of Delinquent Taxes; and it is

ORDERED, ADJUDGED AND DECREED, that the City of New York is the owner and holder of unpaid tax liens affecting the parcels of real property hereinafter described, in Exhibit "A" in the amounts with interest thereon as shown in the List of Delinquent Taxes referred to above; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that this action is discontinued with regard to the parcels of real property, located within Tax Map Sections 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 and 21 of Kings County, which have been redeemed pursuant to Admin. Code § 11-407 or withdrawn pursuant to Admin. Code § 11-413, and which parcels are described in Exhibit "B," annexed hereto, and it is hereby further

ORDERED, ADJUDGED AND DECREED, that this judgment of foreclosure is severed, without prejudice, with regard to the parcels of real property, located within Tax Map Sections 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 and 21 of Kings County, listed in Exhibit "C" hereto, as to which parcels litigation, timely answers, or installment agreements are still pending or that the City of New York is hereby given leave to proceed against each such parcel in the

manner prescribed by law to a final disposition under the caption of this action; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that a sale of any of the parcels of property hereinafter described is dispensed with and the Commissioner of Finance of the City of New York is hereby authorized to prepare and execute a deed, or deeds, conveying either to the City of New York, or with respect to class one and class two parcels, to the City or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, full and complete title to said parcels as described herein; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that upon the execution of said deed or deeds to the City or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, the grantee shall have possession and shall be seized of an estate in fee simple absolute in such lands, and all persons, including the State of New York, infants, incompetents, absentees and nonresidents who may have had any rights, title, interest, claim, lien or equity of redemption, in or upon such lands shall be barred and forever foreclosed of all such rights, title, interest, claim, lien or equity of redemption as provided by Admin. Code §§ 11-412 and 11-412.1, except as otherwise provided by Admin. Code §§ 11-424 and 11-424.1; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that any such conveyance of class one and class two real property to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development shall be for an existing use; and it is further

ORDERED, ADJUDGED AND DECREED, that unless and until the Commissioner of Finance executes a deed conveying parcels of real property pursuant to Admin.

Code § 11-412 to the City of New York or, for class one and class two properties, pursuant to §§ 11-412.1 and 11-412.2 to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, the owners of such lands shall continue to have all of the rights, liabilities, responsibilities, duties and obligations of an owner, including, but not limited to, maintaining such lands in compliance with the housing maintenance, building and fire codes and all other applicable law; provided, however, that upon entry of judgment, HPD or its authorized agent may have access to the parcels herein described for the purposes of conducting inspections; and it is hereby further

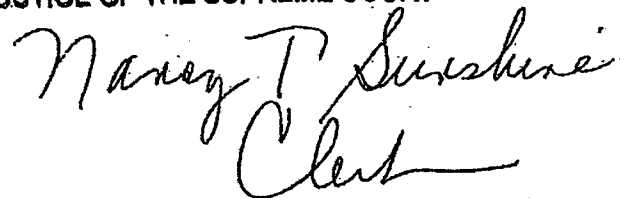
ORDERED, ADJUDGED AND DECREED, that, with respect to class one and class two parcels that are not conveyed to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development within the statutory eight month period, plus a 45 day toll for City Council review for properties to be transferred to a third party, commencing upon entry of the judgment pursuant to Admin. Code §§11-421.1 and 412.2 (unless the statutory period is tolled or extended by operation of law), the Commissioner of Finance shall direct the Corporation Counsel to prepare and cause to be entered an order discontinuing the instant *in rem* foreclosure proceeding and vacating and setting aside the final judgment as to those parcels.


ENTER

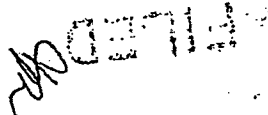

J. S. C.

OCT 26 2011

HON. LARRY MARTIN
JUSTICE OF THE SUPREME COURT


Nancy T. Sunshine
Clerk


KINGS COUNTY CLERK
2011 NOV -2 PM 12:41


FILED

No. 794019

STATE OF NEW YORK
COUNTY OF KINGS, SS
I, NANCY T. SUNSHINE,
COUNTY CLERK & CLERK
OF THE SUPREME COURT,
KINGS COUNTY, DO
HEREBY CERTIFY ON

11/30/2011

THAT I HAVE COMPARED THIS
COPY WITH THE ORIGINAL
FILED IN OFFICE ON
11/2/11

AND THAT THE SAME IS A
CORRECT TRANSCRIPT
THEREFROM AND OF
THE WHOLE OF SUCH
ORIGINAL.
IN WITNESS WHEREOF,
I HAVE HEREUNTO SET
MY HAND AND AFFIXED
MY OFFICIAL SEAL.



COUNTY CLERK AND CLERK OF THE
SUPREME COURT, KINGS COUNTY

PACKED SIGNATURES (DO NOT
FORGET TO SET NO
COUNTY LAW

FILED

| |
|---------------------------------------------------------------------------------------------|
| Matter of In Rem Tax Foreclosure Action No. 51. |
| Motion No: 2013-03926 |
| Slip Opinion No: 2013 NY Slip Op 76254(U) |
| Decided on June 7, 2013 |
| Appellate Division, Second Department, Motion Decision |
| Published by <u>New York State Law Reporting Bureau</u> pursuant to Judiciary Law § 431. |
| This motion is uncorrected and is not subject to publication in the Official Reports. |

Supreme Court of the State of New York

Appellate Division: Second Judicial Department

M157634

1 E/ct

MARK C. DILLON, J.P.

(CHERYL E. CHAMBERS

SHERI S. ROMAN

JEFFREY A. COHEN, JJ.

2013-03926

In the Matter of In Rem Tax Foreclosure

Action No. 51.

City of New York, respondent; Kevin

Meyers, etc., appellant.

(Index No. 8700/07)

DECISION & ORDER ON MOTION

1 Motion by Barbara Riley for poor person relief on an appeal from an order of the Supreme Court, Kings
County, dated February 26, 2013.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is denied as the movant is not a party to the appeal.

DILLON, J.P., CHAMBERS, ROMAN and COHEN, JJ., concur.

ENTER:

Aprilanne Agostino

Clerk of the Court

3700 / 2007

Opened: 2/23/2007 Type: Other

FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING

Atty: ACEVEDO Atty:

| Filed | No Fee Actions | RecRoom |
|-----------|------------------------------------------------------------------------------------------------------|------------|
| 9/25/2012 | Order to Show Cause Coverage fee pd/d | |
| 8/14/2012 | Order to Show Cause Coverage fee pd/d | 8/20/2012 |
| 8/2/2012 | Stipulation ACTION #51 | 8/29/2012 |
| 8/2/2012 | MOTION COVERPAGE fee pd/mail/np | 8/6/2012 |
| 8/2/2012 | Order to Show Cause Coverage fee pd/intervener | 8/6/2012 |
| 7/26/2012 | OrderDTD. 7/10/12 [IN REM TAX ACTN. #51] NSP | 8/23/2012 |
| 7/10/2012 | Order to Show Cause Coverage FEE PD. PETIT. | 7/12/2012 |
| 6/14/2012 | Order to Show Cause Coverage fee pd. | 6/18/2012 |
| 4/27/2012 | Affidavit of serv. 2 | 5/8/2012 |
| 4/19/2012 | Order to Show Cause Coverage fee pd/np | 4/30/2012 |
| 2/10/2012 | Order dated 2/1/12 | 3/2/2012 |
| 2/7/2012 | Order vacating judgment dated 1/13/12 | 2/6/2012 |
| 1/4/2012 | Motion Coverage No Fee - cpl8019d/letter/city | 1/18/2012 |
| 11/2/2011 | Judgmnt of foreclos.bill of costs | 11/14/2011 |
| 2/8/2011 | Judgment of Foreclosure (Motion Denied) | 3/1/2011 |
| 8/24/2010 | R.J.I. (no fee) letter in support, cpl8019d, 8018 d-1 8017 a | 8/25/2010 |
| 1/23/2008 | CERTIFICATE OF WITHDRAWAL- ACTN. 51, SECTN. 006, BBL: 3-01497-0072/0, 3-01509-0058/0, 3-01850-0025/0 | 8/24/2011 |
| 1/23/2008 | CERTIFICATE OF WITHDRAWAL- ACTN. #51, SECT. 11, BBL 3-03257-0042/0 | 8/24/2011 |
| 6/11/2007 | Verified Answer (ACTION #51)- SECTIONS #1,4-7,9,11-16,20 & 21 | |
| 5/25/2007 | Verified Answer , afft of svc, adm of svc | |
| 2/23/2007 | LIST OF DELINQUENT TAXES | |
| 2/23/2007 | LIST OF DELINQUENT TAXES | |
| | Total: 22 | |

8700 /2007Plaintiff : **FOR USE BY THE CITY OF NY**Plaintiff Attorney : **ACEVEDO**Defendant : **FOR IN REM TAX PROCEEDING**

Defendant Attorney :

Remarks :

Opened : **02/23/2007**Type : **Other**

| Filed | Actions | Rec. Room |
|------------|-----------------------------------------------------------------------------------------------------------------------------------------|------------|
| 02/23/2007 | LIST OF DELINQUENT TAXES | ----- |
| 02/23/2007 | LIST OF DELINQUENT TAXES | ----- |
| 05/25/2007 | Verified Answer , afft of svc, adm of svc | ----- |
| 06/11/2007 | Verified Answer (ACTION #51)- SECTIONS #1,4-7,9,11-16,20 & 21 | ----- |
| 01/23/2008 | CERTIFICATE OF WITHDRAWAL- ACTN. #51, SECT. 11, BBL 3-03257-0042/0 | 08/24/2011 |
| 01/23/2008 | CERTIFICATE OF WITHDRAWAL- ACTN. 51, SECTN. 006, BBL: 3-01497-0072/0, 3-01509-0058/0, 3-01850-0025/0 | 08/24/2011 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 006, BBL 3-01834-0041/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 005, BBL 3-01471-0047/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 006, BBL 3-01810-0014/0, section 006, BBL 3-01823-0006/0, section 006, BBL 3-01852- 0050 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 013 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 006, BBL 3-01521-0054/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 012, BBL 3-03776-0031/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 005, BBL 3-01222-0065/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action 051, section 016, BBL 3-05091-0028/0, section 016, BBL 3-05210-0024/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 005, BBL 3-01372-0069/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 005, BBL 3-01387-0052/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 005, BBL 3-01222-0068/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 015 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 011, BBL 3-03175-0008/0, section 011, BBL 3-03243-0048/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action# 051, section 005, BBL 3-01279-0043/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action # 051, section 007, BBL 3-01968-0037/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action # 051, Section 006, BBL 3-01497-0069/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 016, BBL 3-05079-0001/0 | 02/11/2014 |

| | | |
|------------|----------------------------------------------------------------------------------------------------------------------------------------|------------|
| 05/27/2008 | Certificate of Withdrawal action #051, section 007, BBL 3-01952-0040/0 | 02/11/2014 |
| 05/27/2008 | Certificate of Withdrawal action #051, section 007, BBL 3-01948-0022/0 | 02/11/2014 |
| 08/24/2010 | R.J.I. (no fee) letter in support, cplr 8019d, 8018 d-1 8017 a | 08/25/2010 |
| 02/08/2011 | Judgment of Foreclosure (Motion Denied) | 03/01/2011 |
| 11/02/2011 | Judgment of foreclosure bill of costs | 11/14/2011 |
| 01/04/2012 | Motion Coverpage No Fee - cplr8019d/letter/city | 01/18/2012 |
| 02/07/2012 | Order vacating judgment dated 1/13/12 | 02/06/2012 |
| 02/10/2012 | Order dated 2/1/12 | 03/02/2012 |
| 04/19/2012 | Order to Show Cause Coverpage fee pd/np | 04/30/2012 |
| 04/27/2012 | Affidavit of serv. 2 | 05/08/2012 |
| 06/14/2012 | Order to Show Cause Coverpage fee pd. | 06/18/2012 |
| 07/10/2012 | Order to Show Cause Coverpage FEE PD. PETIT. | 07/12/2012 |
| 07/26/2012 | OrderDTD. 7/10/12 [IN REM TAX ACTN. #51] NSP | 08/23/2012 |
| 08/02/2012 | Order to Show Cause Coverpage fee pd/intervener | 08/06/2012 |
| 08/02/2012 | MOTION COVERPAGE fee pd/mail/np | 08/06/2012 |
| 08/02/2012 | Stipulation ACTION #51 | 08/29/2012 |
| 08/14/2012 | Order to Show Cause Coverpage fee pd/d | 08/20/2012 |
| 09/25/2012 | Order to Show Cause Coverpage fee pd/d | 09/25/2012 |
| 10/02/2012 | Endorsed Order DECLINED TO SIGN 9/26/12 | 10/05/2012 |
| 11/20/2012 | Letter | 11/23/2012 |
| 01/03/2013 | Motion Coverpage No Fee 8019d, letter-city | 01/04/2013 |
| 01/07/2013 | Decision and order [ACTN. #51, SECTIONS #1,4-7, 9, 11-16, 20, & 21].....DTD. 12/21/12 | 03/18/2013 |
| 02/04/2013 | MOTION COVERPAGE FEE PD. ORD. PLNTF. | 02/07/2013 |
| 02/08/2013 | Order dtd 1/28/13 | 03/11/2013 |
| 02/13/2013 | Copy ord. notice entry,affm. svc. | 03/25/2013 |
| 02/20/2013 | Copy ord. notice entry,affm. svc. | 03/25/2013 |
| 02/28/2013 | Copy ord. notice entry, afft.svc. | 04/08/2013 |
| 03/21/2013 | Decision and order dated 2/26/13 [ACTION #51, SECTIONS 1,4-7,9,11-16,20 & 21] DENYING MOTNS OF ESTATE & BARBARA RILEY.....DTD. 2/26/13 | 04/15/2013 |
| 03/27/2013 | Copy ord. notice entry, afft.svc. amended, | 04/22/2013 |
| 04/01/2013 | Order vacate order dated 3/27/13 | 04/01/2013 |
| 04/01/2013 | Copy ord. notice entry, afft.svc. | 04/30/2013 |
| 04/04/2013 | Notice appeal/radi, copy ord, afft svc fee pd. | 04/05/2013 |
| 04/08/2013 | Notice appeal/radi, copy ord, afft svc | 04/10/2013 |
| 05/17/2013 | Notice appeal/radi, copy ord, afft svc m (B 1223 L 1, S5) | 05/21/2013 |
| 10/22/2013 | OSC Coverpage- No Fee - CPLR8019d/LETTER/CITY | 10/23/2013 |
| 12/05/2013 | Order dtd 12/3/13 nsp | 12/06/2013 |
| 04/14/2014 | Order dtd 4/4/14 | 06/10/2014 |
| 06/09/2014 | AMENDED DECISION, ORDER & JUDGMENT dated 6/4/14 | 06/11/2014 |

Total Row Count in Report- 61

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

X

IN REM TAX FORECLOSURE ACTION NO. 51 Index No. 8700/2007

BOROUGH OF BROOKLYN

Sections 1, 4, 5, 6, 7, 9, 11, 12, 13
14, 15, 16, 20, and 21

Tax Classes 1 and 2

X

Filing Date:

February 23, 2007

Last Day to Redeem:

May 25, 2007

Last Day to File Answer:

June 14, 2007

INDEX = 8700

21 hits

Ind#/Year Caption

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| <u>8700/1995</u> | NEW YORK CITY RESERVED FREE vs. IN REM TAX FORECLOSURE ACTION | |
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| <u>8700/2000</u> | RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS | |
| <u>8700/2001</u> | RESERVED FOR CITY OF NEW YORK vs. IN REM TAX PROCEEDINGS | |
| <u>8700/2002</u> | RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS | |
| <u>8700/2003</u> | RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS | |
| <u>8700/2004</u> | RESERVED FOR THE CITY OF NEW YORK vs. RESERVED PROCEEDINGS | |
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| <u>8700/2007</u> | FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING | <u>No. 51 Index No. 8700-2007</u> |
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| <u>8700/2010</u> | FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING | |
| <u>8700/2011</u> | FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING | |
| <u>8700/2012</u> | FOR USE BY THE CITY OF NY vs. FOR IN REM PROCEEDING | |
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| <u>8700/2014</u> | FOR THE USE BY THE CITY vs. IN REM PROCEEDINGS | |
| <u>8700/2015</u> | FOR THE USE BY THE CITY vs. IN REM PROCEEDINGS | |



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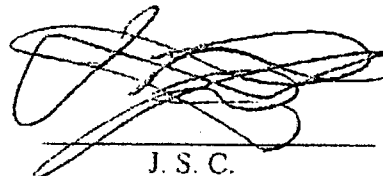
Code § 11-412 to the City of New York or, for class one and class two properties, pursuant to §§ 11-412.1 and 11-412.2 to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, the owners of such lands shall continue to have all of the rights, liabilities, responsibilities, duties and obligations of an owner, including, but not limited to, maintaining such lands in compliance with the housing maintenance, building and fire codes and all other applicable law; provided, however, that upon entry of judgment, HPD or its authorized agent may have access to the parcels herein described for the purposes of conducting inspections; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that, with respect to class one and class two parcels that are not conveyed to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development within the statutory eight month period, plus a 45 day toll for City Council review for properties to be transferred to a third party, commencing upon entry of the judgment pursuant to Admin. Code §§11-421.1 and 412.2 (unless the statutory period is tolled or extended by operation of law), the Commissioner of Finance shall direct the Corporation Counsel to prepare and cause to be entered an order discontinuing the instant *in rem* foreclosure proceeding and vacating and setting aside the final judgment as to those parcels.

Motion Denied:

Affirmation of Regularity
is defective, paragraphs
and pages are misnumbered
rendering Affirmation is
impossible to read

ENTER


J. S. C.

10-28-10

BFH

Hon. Bernadette Bayne

Nancy T. Sunshine
Clerk

2011 OCT 28 PM 5:15



At an L.A.S. Trial Term, Part 1 of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, located at Civic Center, Borough of Brooklyn, City and State of New York, on the 3rd day of May 2011

P R E S E N T :

Hon. B. Bayne

Justice

In Rem Tax Foreclosure Action No. 51

Cal. No.

Borough of Brooklyn

Plaintiff(s)

Index No. 8700/07

Sections 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 AND 21

Tax Checks 1 and 2

Defendant(s)

The following papers numbered 1 to read on this motion

Papers Numbered

Notice of Motion - Order to Show Cause

and Affidavits (Affirmations) Annexed

Answering Affidavit (Affirmation)

Reply Affidavit (Affirmation)

Affidavit (Affirmation)

Pleadings - Exhibits

Stipulations - Minutes

Filed Papers

*This Court recuses itself from this matter,
in its entirety.*

For Clerks use only

MG

MD

Motion Seq. #

EJV-rev 11-04

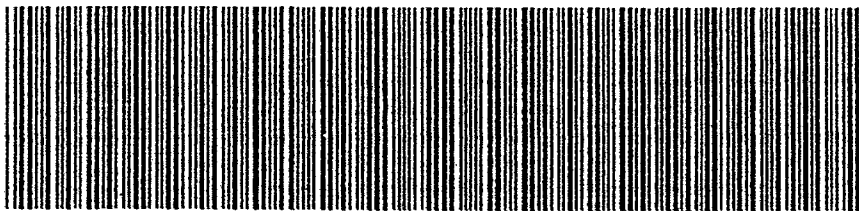
E N T E R

Bernadette Bayne
J.S.C.

BERNADETTE F. BAYNE
Supreme Court Justice

**NYC DEPARTMENT OF FINANCE
OFFICE OF THE CITY REGISTER**

This page is part of the instrument. The City Register will rely on the information provided by you on this page for purposes of indexing this instrument. The information on this page will control for indexing purposes in the event of any conflict with the rest of the document.



2011120601373001001ECE9E

RECORDING AND ENDORSEMENT COVER PAGE

PAGE 1 OF 12

Document ID: 2011120601373001

Document Date: 11-02-2011

Preparation Date: 12-07-2011

Document Type: JUDGMENT

Document Page Count: 8

PRESENTER:

LAW DEPARTMENT
100 CHURCH ST., NEW YORK, NY
NEW YORK, NY 10007
212-788-1256
hdorner@law.nyc.gov

RETURN TO:

LAW DEPARTMENT
100 CHURCH ST., NEW YORK, NY
NEW YORK, NY 10007
212-788-1256
hdorner@law.nyc.gov

PROPERTY DATA

| Borough | Block | Lot | Unit | Address |
|----------|-------|-----|------------|------------------|
| BROOKLYN | 173 | 44 | Entire Lot | 451 STATE STREET |

Property Type: DWELLING ONLY - 6 FAMILY

| Borough | Block | Lot | Unit | Address |
|----------|-------|-----|--------------|-----------------|
| BROOKLYN | 1043 | 21 | Entire Lot 8 | 342 14TH STREET |

Property Type: DWELLING ONLY - 6 FAMILY

x Additional Properties on Continuation Page

CROSS REFERENCE DATA

CRFN _____ or Document ID _____ or _____ Year _____ Reel _____ Page _____ or File Number _____

PARTIES

PARTY 1:

CITY OF NEW YORK
100 CHURCH ST
NEW YORK, NY 10007

FEES AND TAXES

Mortgage

Mortgage Amount: \$ 0.00

Taxable Mortgage Amount: \$ 0.00

Exemption:

TAXES: County (Basic): \$ 0.00

City (Additional): \$ 0.00

Spec (Additional): \$ 0.00

TASF: \$ 0.00

MTA: \$ 0.00

NYCTA: \$ 0.00

Additional MRT: \$ 0.00

TOTAL: \$ 0.00

Recording Fee: \$ EXEMPT

Affidavit Fee: \$ 0.00

Filing Fee:

\$ 0.00

NYC Real Property Transfer Tax:

\$ 0.00

NYS Real Estate Transfer Tax:

\$ 0.00

RECORDED OR FILED IN THE OFFICE

OF THE CITY REGISTER OF THE

CITY OF NEW YORK

Recorded/Filed 12-19-2011 11:50

City Register File No.(CRFN):

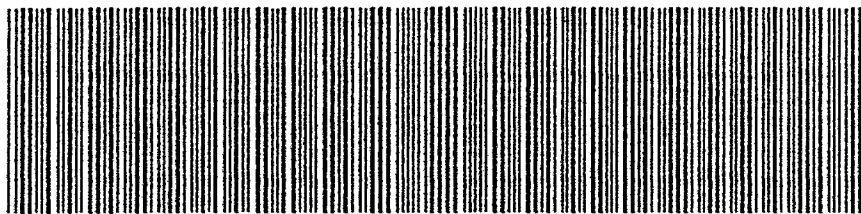
2011000439903



Gannett McMill

City Register Official Signature

NYC DEPARTMENT OF FINANCE
OFFICE OF THE CITY REGISTER



2011120601373001001CCC1E

RECORDING AND ENDORSEMENT COVER PAGE (CONTINUATION) PAGE 2 OF 12

Document ID: 2011120601373001

Document Date: 11-02-2011

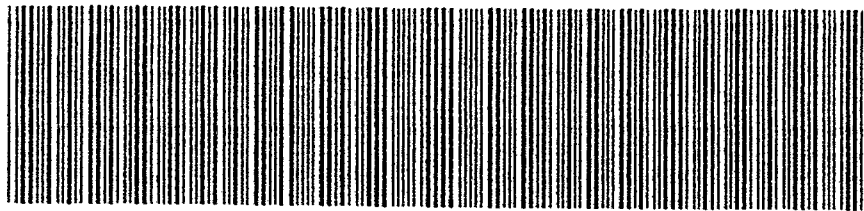
Preparation Date: 12-07-2011

Document Type: JUDGMENT

PROPERTY DATA

| Borough | Block | Lot | Unit | Address |
|-----------------------------------------------|-------|-----|---------------|--------------------------|
| BROOKLYN | 1162 | 54 | Entire Lot 6 | 724 CLASSON AVENUE |
| Property Type: DWELLING ONLY - 5 FAMILY | | | | |
| BROOKLYN | 1206 | 26 | Entire Lot 12 | 1228 PACIFIC STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| BROOKLYN | 1207 | 72 | Entire Lot 11 | 1197 DEAN STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| BROOKLYN | 1222 | 15 | Entire Lot | 1250 BERGEN STREET |
| Property Type: DWELLING ONLY - 3 FAMILY | | | | |
| BROOKLYN | 1223 | 1 | Entire Lot 4 | 915 ST MARK'S AVENUE * |
| Property Type: DWELLING ONLY - 4 FAMILY | | | | |
| BROOKLYN | 1223 | 51 | Entire Lot 8 | 973 ST MARK'S AVENUE |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| BROOKLYN | 1223 | 52 | Entire Lot 8 | 971 ST MARK'S AVENUE |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| BROOKLYN | 1235 | 71 | Entire Lot 16 | 941 PARK PLACE |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| BROOKLYN | 1471 | 74 | Entire Lot | 1526 EASTERN PARKWAY EXT |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |
| BROOKLYN | 1483 | 58 | Entire Lot | 969 PUTNAM AVENUE |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |
| BROOKLYN | 1521 | 9 | Entire Lot | 392 MARION STREET |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |
| BROOKLYN | 1525 | 9 | Entire Lot | 144A SUMPTER STREET |
| Property Type: DWELLING ONLY - 3 FAMILY | | | | |
| BROOKLYN | 1632 | 3 | Entire Lot | 131 MALCOLM X BOULEVARD |
| Property Type: DWELLING ONLY - 4 FAMILY | | | | |
| BROOKLYN | 1656 | 48 | Entire Lot 6 | 633 HANCOCK STREET |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |

NYC DEPARTMENT OF FINANCE
OFFICE OF THE CITY REGISTER



2011120601373001001CCC1E

RECORDING AND ENDORSEMENT COVER PAGE (CONTINUATION) PAGE 3 OF 12

Document ID: 2011120601373001

Document Date: 11-02-2011

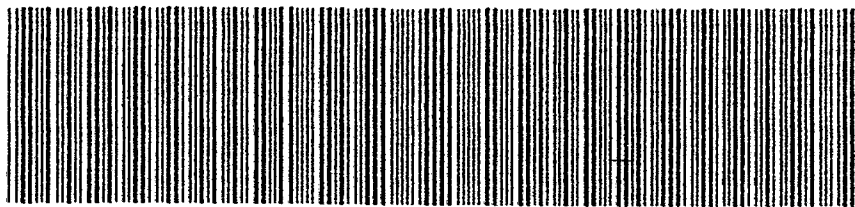
Preparation Date: 12-07-2011

Document Type: JUDGMENT

PROPERTY DATA

| Borough | Block | Lot | Unit | Address |
|-----------------------------------------------|-------|-----|---------------|----------------------|
| BROOKLYN | 1788 | 52 | Entire Lot | 578 LAFAYETTE AVENUE |
| Property Type: DWELLING ONLY - 1 FAMILY | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1788 | 53 | Entire Lot | 580 LAFAYETTE AVENUE |
| Property Type: DWELLING ONLY - 4 FAMILY | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1823 | 29 | Entire Lot 8 | 248 MADISON STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1823 | 31 | Entire Lot 8 | 250 MADISON STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1825 | 41 | Entire Lot | 495 PUTNAM AVENUE |
| Property Type: 1-3 FAMILY WITH STORE / OFFICE | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1834 | 74 | Entire Lot 10 | 237 HANCOCK STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1948 | 14 | Entire Lot 16 | 342 LAFAYETTE AVENUE |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1948 | 29 | Entire Lot | 370 LAFAYETTE AVENUE |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1967 | 4 | Entire Lot | 409 CLASSON AVENUE |
| Property Type: DWELLING ONLY - 2 FAMILY | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1987 | 18 | Entire Lot | 20 MONROE STREET |
| Property Type: OTHER | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 1987 | 71 | Entire Lot 8 | 25 MADISON STREET |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 3139 | 12 | Entire Lot 28 | 890 FLUSHING AVENUE |
| Property Type: MULTIPLE RESIDENTIAL COOP UNIT | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 3307 | 56 | Entire Lot | 183 MENAHAN STREET |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |
| Borough | Block | Lot | Unit | Address |
| BROOKLYN | 4303 | 32 | Entire Lot | 754 MILLER AVENUE |
| Property Type: DWELLING ONLY - 6 FAMILY | | | | |

NYC DEPARTMENT OF FINANCE
OFFICE OF THE CITY REGISTER



2011120601373001001CCC1E

RECORDING AND ENDORSEMENT COVER PAGE (CONTINUATION) PAGE 4 OF 12

Document ID: 2011120601373001

Document Date: 11-02-2011

Preparation Date: 12-07-2011

Document Type: JUDGMENT

PROPERTY DATA

| Borough | Block | Lot | Unit | Address |
|----------|-------|-----|--------------|----------------------|
| BROOKLYN | 4646 | 10 | Entire Lot 4 | 1026 CLARKSON AVENUE |

Property Type: 4-6 FAMILY WITH STORE / OFFICE

| Borough | Block | Lot | Unit | Address |
|----------|-------|-----|------------|---------------------|
| BROOKLYN | 4824 | 7 | Entire Lot | 78 EAST 45TH STREET |

Property Type: OTHER

| Borough | Block | Lot | Unit | Address |
|----------|-------|-----|------------|-------------------|
| BROOKLYN | 5033 | 7 | Entire Lot | 483 ROGERS AVENUE |

Property Type: DWELLING ONLY - 6 FAMILY

CITY OF NEW YORK
DEPARTMENT OF FINANCE
FAIRTAX

IN REM ACTIVITY REPORT

BOROUGH CODE : 003 BROOKLYN ACTION NUMBER: 051
FILING DATE : 02/23/2007

CASE STATUS : FILED

| CASE ID | SECTION | PARCEL ID | BLDG CLASS | TAX CLASS | REASON |
|------------|---------|----------------|---------------|--------------|--------|
| 011719472S | 001 | 3-00173-0044/0 | C1 | 2B | |
| 011719628S | 004 | 3-01043-0021/0 | C1 | 2B | |
| 011581963S | 004 | 3-01162-0054/0 | C2 | 2A | |
| 011716150S | 005 | 3-01206-0026/0 | C6 | 2 | |
| 010461582S | 005 | 3-01207-0072/0 | C6 | 2 | |
| 011719640S | 005 | 3-01222-0015/0 | C0 | 1 | |
| 011719644S | 005 | 3-01223-0001/0 | C3 | 2A | |
| 011719645S | 005 | 3-01223-0051/0 | C6 | 2C | |
| 011719646S | 005 | 3-01223-0052/0 | C6 | 2C | |
| 011719647S | 005 | 3-01235-0071/0 | C6 | 2 | |
| 011719658S | 005 | 3-01471-0074/0 | C1 | 2B | |
| 011719660S | 006 | 3-01483-0058/0 | C1 | 2B | |
| 011716192S | 006 | 3-01521-0009/0 | C1 | 2B | |
| 011719676S | 006 | 3-01525-0009/0 | C0 | 1 | |
| 011719682S | 006 | 3-01632-0003/0 | S4 | 2A | |
| 011719688S | 006 | 3-01656-0048/0 | C2 | 2A | |
| 011719702S | 006 | 3-01788-0052/0 | A9 | 1 | |
| 011545650S | 006 | 3-01788-0053/0 | C3 | 2A | |
| 011719709S | 006 | 3-01823-0029/0 | C6 | 2C | |
| 011719710S | 006 | 3-01823-0031/0 | C6 | 2C | |
| 011719714S | 006 | 3-01825-0041/0 | S9 | 2B | |
| 011719719S | 006 | 3-01834-0074/0 | C6 | 2C | |
| 011716239S | 007 | 3-01948-0014/0 | C6 | 2 | |
| 011719730S | 007 | 3-01948-0029/0 | C1 | 2B | |
| 011719731S | 007 | 3-01967-0004/0 | B3 | 1 | |
| 011716258S | 007 | 3-01987-0018/0 | C4 | 2B | |
| 011716261S | 007 | 3-01987-0071/0 | C6 | 2C | |
| 010573699S | 011 | 3-03139-0012/0 | C6 | 2 | |
| 011594179S | 011 | 3-03307-0056/0 | C2 | 2A | |
| 011719775S | 014 | 3-04303-0032/0 | C2 | 2A | |
| 011719776S | 015 | 3-04646-0010/0 | S4 | 2A | |
| 011719778S | 015 | 3-04824-0007/0 | Z0 | 1 | |
| 011719781S | 016 | 3-05033-0007/0 | C2 | 2A | |

TOTAL PARCELS FILED : 33

At an Ex Parte and Urgent Motion Part of the Supreme Court of the State of New York, held in and for the County of Kings, at the County Court House, located at 360 Adams Street, in the Borough of Brooklyn, City and State of New York, on the 26th day of October, 2011.

PRESENT:

HON: Harry D. Martin
Justice.

IN REM TAX FORECLOSURE ACTION NO. 51

BOROUGH OF BROOKLYN

SECTIONS 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 AND 21

TAX CLASSES 1 AND 2

**PROPOSED JUDGMENT OF
FORECLOSURE PURSUANT
TO ADMINISTRATIVE CODE
§§ 11-412 AND 11-412.1**

Index No. 8700/2007

Upon the List of Delinquent Taxes duly verified and duly filed herein pursuant to Section 11-405 of the Administrative Code of the City of New York ("Admin. Code") in the Office of the Clerk of Kings County on February 23, 2007; and upon reading and filing the affirmation and affidavits of regularity referred to below, attesting to the performance of the acts required by the provisions of Title 11, Chapter 4 of the Administrative Code; and upon due proof that the Notice of Foreclosure was duly published after the filing of such List once a week for six weeks pursuant to Admin. Code § 11-406 in the City Record, the New York Law Journal, and the New York Post, the latter two newspapers duly designated for that purpose by the Commissioner of Finance of the City of New York; and upon due proof of the posting of such Notice of Foreclosure; and upon due proof of the mailing of the Notice of Foreclosure to each

and every owner, mortgagee, lienor, encumbrancer or other person with an interest in such parcel entitled to receive such notice by virtue of having provided Finance with a mailing address, and with regard to any parcel herein as to which an owner did not provide a mailing address to Finance, addressed to the name, if any, and address appearing in the latest annual record of assessed valuations; and it appearing that all of the procedures and proceedings required by the provisions of Title 11, of Chapter 4 of the Administrative Code have been duly performed; and upon reading and filing the affidavit of regularity of David M. Frankel, Commissioner of Finance of the City of New York, sworn to on July 30, 2010, showing that certain parcels have been redeemed pursuant to the provisions of Admin. Code § 11-407 and that certain parcels have had the taxes thereon paid, cancelled, or liquidated, or are subject to an order in a bankruptcy proceeding, or have been condemned or included in error and have therefore been withdrawn pursuant to the provisions of Admin. Code § 11-413; and upon reading and filing the affidavit of Rafael E. Cestero, Commissioner of Housing Preservation and Development, sworn to July 27, 2010; and upon reading and filing the affirmation of regularity of Andrea B. Feller, Assistant Corporation Counsel, dated July 30, 2010, showing that this action must be severed as to certain parcels enumerated in said affirmation as to which litigation, timely answers, or installment agreements are still pending pursuant to the provisions of Admin. Code § 11-409; and the Court having made and filed its decision dated October 26, 2011, containing a statement of the facts found and the conclusions of law thereon, [§]showing the compliance by the City of New York with all of the jurisdictional requirements of Title 11, Chapter 4 of the Administrative Code;

NOW, on the motion of MICHAEL A. CARDOZO, Corporation Counsel, attorney for the City of New York, it is

ORDERED, that the City of New York have judgment herein; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that final judgment is herein granted to the City of New York with respect to the parcels of real property listed in Exhibit "A," annexed hereto, which designates each parcel by serial number as the same appears on the List of Delinquent Taxes, and section, block and lot numbers as the same appear on the Tax Map of the City of New York, for the County of Kings and in the aforesaid List of Delinquent Taxes; and it is

ORDERED, ADJUDGED AND DECREED, that the City of New York is the owner and holder of unpaid tax liens affecting the parcels of real property hereinafter described, in Exhibit "A" in the amounts with interest thereon as shown in the List of Delinquent Taxes referred to above; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that this action is discontinued with regard to the parcels of real property, located within Tax Map Sections 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 and 21 of Kings County, which have been redeemed pursuant to Admin. Code § 11-407 or withdrawn pursuant to Admin. Code § 11-413, and which parcels are described in Exhibit "B," annexed hereto, and it is hereby further

ORDERED, ADJUDGED AND DECREED, that this judgment of foreclosure is severed, without prejudice, with regard to the parcels of real property, located within Tax Map Sections 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 and 21 of Kings County, listed in Exhibit "C" hereto, as to which parcels litigation, timely answers, or installment agreements are still pending or that the City of New York is hereby given leave to proceed against each such parcel in the

manner prescribed by law to a final disposition under the caption of this action; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that a sale of any of the parcels of property hereinafter described is dispensed with and the Commissioner of Finance of the City of New York is hereby authorized to prepare and execute a deed, or deeds, conveying either to the City of New York, or with respect to class one and class two parcels, to the City or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, full and complete title to said parcels as described herein; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that upon the execution of said deed or deeds to the City or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, the grantee shall have possession and shall be seized of an estate in fee simple absolute in such lands, and all persons, including the State of New York, infants, incompetents, absentees and nonresidents who may have had any rights, title, interest, claim, lien or equity of redemption, in or upon such lands shall be barred and forever foreclosed of all such rights, title, interest, claim, lien or equity of redemption as provided by Admin. Code §§ 11-412 and 11-412.1, except as otherwise provided by Admin. Code §§ 11-424 and 11-424.1; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that any such conveyance of class one and class two real property to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development shall be for an existing use; and it is further

ORDERED, ADJUDGED AND DECREED, that unless and until the Commissioner of Finance executes a deed conveying parcels of real property pursuant to Admin.

Code § 11-412 to the City of New York or, for class one and class two properties, pursuant to §§ 11-412.1 and 11-412.2 to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development, the owners of such lands shall continue to have all of the rights, liabilities, responsibilities, duties and obligations of an owner, including, but not limited to, maintaining such lands in compliance with the housing maintenance, building and fire codes and all other applicable law; provided, however, that upon entry of judgment, HPD or its authorized agent may have access to the parcels herein described for the purposes of conducting inspections; and it is hereby further

ORDERED, ADJUDGED AND DECREED, that, with respect to class one and class two parcels that are not conveyed to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development within the statutory eight month period, plus a 45 day toll for City Council review for properties to be transferred to a third party, commencing upon entry of the judgment pursuant to Admin. Code §§11-421.1 and 412.2 (unless the statutory period is tolled or extended by operation of law), the Commissioner of Finance shall direct the Corporation Counsel to prepare and cause to be entered an order discontinuing the instant *in rem* foreclosure proceeding and vacating and setting aside the final judgment as to those parcels.

ENTER

OCT 26 2011

J. S. C.

HON. LARRY MARTIN
JUSTICE OF THE SUPREME COURT

Nancy T. Sunshine
Clerk

FILED
2011 NOV -2 PM 12:41
KINGS COUNTY CLERK

No. 794019

STATE OF NEW YORK,
COUNTY OF KINGS, SS
I, NANCY T. SUNSHINE,
COUNTY CLERK & CLERK
OF THE SUPREME COURT,
KINGS COUNTY, DO
HEREBY CERTIFY ON

11/30/2011

THAT I HAVE COMPARED THE
COPY WITH THE ORIGINAL
FILED IN ME OF ACTION

11/2/11

AND THAT THE SAME IS A
CORRECT TRANSCRIPT
HEREFROM AND OF
THE WHOLE OF SUCH
ORIGINAL.
IN WITNESS WHEREOF,
I HAVE HEREUNTO SET
MY HAND AND AFFIXED
MY OFFICIAL SEAL.

Copy 2 for file

COUNTY CLERK AND CLERK OF THE
SUPREME COURT, KINGS COUNTY

PACKAGING SEPARATION USED
PERSUANT TO SEC. 86
COUNTY LAW

FILED

COPY

Index No. 8700/2007

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

IN REM TAX FORECLOSURE ACTION NO. 51

BOROUGH OF BROOKLYN

SECTIONS 1, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, 20 AND 21

TAX CLASSES 1 AND 2

PROPOSED JUDGMENT

MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
Attorney for the City of New York
100 Church Street
New York, N.Y. 10007

Of Counsel: Andrea B. Feller
Tel: (212) 788-9555~
NYCLIS No. {TEXT}~

Due and timely service is hereby admitted.

New York, N.Y., 200.....

..... Esq.

Attorney for.....

**New York City Department of Finance
Office of the City Register**

HELP

(Click help for additional instructions)
Selecting a help option will open new window

Current Search Criteria:

Borough: BROOKLYN /KINGS
Block: 1223
Lot: 0001 **Unit:** N/A
Date Range: To Current Date
Document Class: All Document
Classes

Search Results By Parcel Identifier

Records 1 - 18 << previous next >> Max Rows 25 v [Search Options] [New BBL Search] [Edit Current Search] [View Tax Map]
[Print Index]

| View | Reel/Pg/File | CRFN | Lot | Partial | Doc Date | Recorded / Filed | Document Type | Pages | Party1 | Party2 | Party 3/ Other | More Party 1/2 Names | Corrected/ Remarks | Doc Amount |
|------|--------------|---------------|-----|-------------|------------|------------------------|--------------------------------|-------|----------------------------------------------------|----------------------------------------------------|----------------|----------------------|--------------------|------------|
| | | 2020000213058 | 1 | ENTIRE LOT | 7/27/2020 | 7/28/2020 2:57:51 PM | LANDMARK DESIGNATION | 112 | NYC LANDMARKS PRESERVATION COMMISSION | | | | | 0 |
| | | 2016000283465 | 1 | PARTIAL LOT | 8/11/2016 | 8/17/2016 9:58:56 AM | UCC3 CONTINUATION | 3 | THE UNIVERSAL CHURCH, INC. | SIGNATURE BANK | | | | 0 |
| | | 2016000068904 | 1 | PARTIAL LOT | 2/10/2016 | 2/29/2016 3:08:57 PM | INITIAL UCC1 | 17 | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO. | LOCAL INITIATIVES SUPPORT CORPORATION | | | | 0 |
| | | 2016000068903 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:56 PM | ASSIGNMENT OF LEASES AND RENTS | 17 | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO. | LOCAL INITIATIVES SUPPORT CORPORATION | | | | 11,789,160 |
| | | 2016000068902 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:55 PM | MORTGAGE | 36 | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO. | LOCAL INITIATIVES SUPPORT CORPORATION | | | | 8,817,736 |
| | | 2016000068901 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:54 PM | MORTGAGE | 36 | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO. | LOCAL INITIATIVES SUPPORT CORPORATION | | | | 2,971,424 |
| | | 2016000068900 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:53 PM | SUNDRY MISCELLANEOUS | 12 | CITY OF NEW YORK ACTING BY AND THROUGH ITS DHPD | LOCAL INITIATIVES SUPPORT CORPORATION | | | | 0 |
| | | 2016000068899 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:52 PM | AGREEMENT | 20 | CITY OF NEW YORK ACTING BY AND THROUGH ITS DHPD | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO IN | | | | 0 |
| | | 2016000068898 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:51 PM | SUNDRY MISCELLANEOUS | 6 | CITY OF NEW YORK ACTING BY AND THROUGH ITS DHPD | NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND CORP | | | | 0 |
| | | 2016000068897 | 1 | ENTIRE LOT | 2/10/2016 | 2/29/2016 3:08:50 PM | DEED | 12 | NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND CORP | BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO. | | | | 148,592 |
| | | 2013000200472 | 1 | ENTIRE LOT | 4/15/2013 | 5/15/2013 5:33:45 PM | DEED | 7 | COMMISSIONER OF FINANCE OF THE CITY OF NEW YORK | NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND | | | | 0 |
| | | 2013000199349 | 1 | ENTIRE LOT | 4/15/2013 | 5/15/2013 11:32:37 AM | AGREEMENT | 12 | NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND | THE CITY OF NEW YORK | | | | 0 |
| | | 2012000219259 | 1 | ENTIRE LOT | 5/3/2012 | 6/5/2012 3:42:28 PM | DEED | 5 | THE ESTATE OF JEFFREY RILEY | MYERS, KELVIN | | | | 0 |
| | | 2011000439903 | 1 | ENTIRE LOT | 11/2/2011 | 12/19/2011 11:50:58 AM | JUDGMENT | 12 | CITY OF NEW YORK | | | | | 0 |
| | | 2011000300745 | 1 | ENTIRE LOT | 1/26/2011 | 8/25/2011 12:56:37 PM | DEED | 3 | RILEY, BARBARA | RILEY, BARBARA | | | | 46,410 |
| | | 2005000000000 | 1 | ENTIRE LOT | 11/3/2005 | 2:25:07 PM | CORRECT RECORD OFFICE | 6 | RILEY, JEFFREY | RILEY, JEFFREY | | | | 0 |
| | | 1855/1219 | 1 | ENTIRE LOT | 8/1/1986 | | VACATE ORDER | 8 | CITY OF NEW YORK | VACATE ORDER | | | | 0 |
| | | 1855/1219 | 1 | ENTIRE LOT | 12/10/1985 | 12/10/1985 | DEED | 9 | COMMISSIONER | CITY OF NEW YORK | | | | 0 |

[Search Options](#) [New Parcel Identifier Search](#) [Edit Current Search](#) [View Tax Map](#)

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THIS DEED made the 9th day of December, Nineteen Hundred and Eighty Five between PAUL A. CROTTY, Commissioner of Finance of The City of New York, having his principal office in Room 500, Municipal Building, Borough of Manhattan, County, City, and State of New York, GRANTOR, and THE CITY OF NEW YORK, a municipal corporation having its principal office at City Hall, Borough of Manhattan, County, City, and State of New York, GRANTEE.

REC. 1735
523

W I T N E S S E T H :

That the GRANTOR, duly empowered by a Supplemental Judgment of Foreclosure entered at a Special Term, Part II, of the New York Supreme Court, County of Kings, on NOVEMBER 26, *

* 1985 in an action to foreclose certain tax liens owned and held by The City of New York entitled: IN REM TAX

Action No. 33

FORECLOSURE ACTION NO. 33, BOROUGH OF BROOKLYN, SUPREME

COURT, KINGS COUNTY, INDEX NO. 8700/81 and pursuant to the provisions of Sections D17-9.0(g) and D17-12.0 of the Administrative Code of The City of New York, does hereby grant and convey unto the GRANTEE, its successors and assigns:

All those certain lots, pieces or parcels of land with the buildings and improvements thereon erected, situate, lying and being in the Borough of Brooklyn, City and State of New York, more particularly designated on the Tax Map of the City of New York for the Borough of Brooklyn as the said Map was on the 27th day of May, 1981 *
as follows:

| <u>SERIAL NO.</u> | <u>SECTION</u> | <u>BLOCK</u> | <u>LOT</u> |
|-------------------|----------------|--------------|------------|
| 495 | 2 | 373 | 1 |
| 580 | 2 | 391 | 63 |
| 741 | 2 | 437 | 36 |
| 742 | 2 | 437 | 37 |
| 879 | 2 | 513 | 48 |
| 1172 | 3 | 693 | 51 |
| 2049 | 4 | 946 | 14 |
| 2200 | 4 | 971 | 3 |
| 2512 | 4 | 1059 | 19 |
| 2579 | 4 | 1094 | 78 |
| 2629 | 4 | 1112 | 48 |
| 3087 | 4 | 1166 | 84 |
| 3093 | 4 | 1167 | 67 |
| 3191 | 4 | 1178 | 11 |
| 3278 | 5 | 1205 | 1 |
| 3312 | 5 | 1207 | 7 |
| 3457 | 5 | 1223 | 1 |
| 3502 | 5 | 1226 | 39 |
| 3522 | 5 | 1230 | 20 |
| 3558 | 5 | 1233 | 48 |
| 3667 | 5 | 1242 | 51 |
| 3687 | 5 | 1245 | 32 |
| 3858 | 5 | 1266 | 1 |
| 4303 | 5 | 1349 | 7 |
| 4304 | 5 | 1349 | 9 |
| 4453 | 5 | 1369 | 54 |
| 4751 | 5 | 1399 | 55 |
| 4767 | 5 | 1401 | 52 |
| 4783 | 5 | 1406 | 37 |
| 5176 | 5 | 1466 | 47 |
| 5190 | 5 | 1468 | 39 |
| 5430 | 6 | 1496 | 70 |
| 5523 | 6 | 1506 | 9 |
| 5568 | 6 | 1509 | 63 |
| 5643 | 6 | 1515 | 41 |
| 5735 | 6 | 1524 | 45 |
| 5809 | 6 | 1531 | 15 |
| 5845 | 6 | 1533 | 13 |
| 5887 | 6 | 1535 | 47 |
| 5953 | 6 | 1540 | 25 |
| 6095 | 6 | 1560 | 32 |
| 6590 | 6 | 1620 | 20 |
| 6622 | 6 | 1621 | 72 |
| 6755 | 6 | 1632 | 18 |
| 6760 | 6 | 1632 | 35 |
| 6783 | 6 | 1634 | 74 |
| 6950 | 6 | 1651 | 1 |
| 7029 | 6 | 1656 | 40 |

REL 1735PME 524

*

49

529 Camp
1735
1985 DEC 10 PM 12:27

RECEIVED
REAL ESTATE
DEC 10 1985
TRANSFER TAX
KINGS
COUNTY

1985 DEC 10 PM 12:27

NO CHARGE

REC. FEE
SST &
RIT &

X-0

Index No. 8700 Year 1981

JN REM TAX RECORDING
NO. 33 - KINGS COUNTY
~~56888~~ 56291

Commissioner of Finance
of The City of New York,

Grantor,

- to -

THE CITY OF NEW YORK,

Grantee.

DEED
(Pursuant to Section D17-12.0
of the Administrative Code)

The parcels of real estate
affected by the within instru-
ment are set forth therein by
Section, Block and Lot Numbers
as the same appear on the Tax
Map of The City of New York
for the Borough of BROOKLYN

NOT ✓
SEE INSIDE FOR
BLOCK + LOTS

2-1084-010047-39L(75) 546

Index No. 8700-1981 *

OFFICE OF CITY REGISTER
Kings County
RECORDED
Witness my hand
and official seal
R. Wilhelme
CITY REGISTER

12-10-85 M-01 DEED 044473 \$0.00

12-10-85 M-01 SST 044474 \$0.00

12-10-85 M-01 GNAFF 044475 \$0.00

32

At an IAS Part 72, of the Supreme Court of the State of New York, held in and for the County of Kings, at the County Court House, in the Borough of Brooklyn, City and State of New York, on the 8th day of July, 1986

P R E S E N T :

HON: *A. Frederick Meyerson*

Justice.

-----X
IN REM TAX FORECLOSURE ACTION NO. 33

BOROUGH OF BROOKLYN

INDEX NO. 8700/1981

VACATE ORDER

| SERIAL NO. | SECTION | BLOCK | LOT |
|------------|---------|-------|-----|
| 495 | 2 | 373 | 1 |
| 2200 | 4 | 971 | 3 |
| 2629 | 4 | 1112 | 48 |
| 3087 | 4 | 1166 | 84 |
| 3457 | 5 | 1223 | 1 ✓ |
| 3502 | 5 | 1226 | 39 |
| 5430 | 6 | 1496 | 70 |
| 5568 | 6 | 1509 | 63 |
| 6095 | 6 | 1560 | 32 |
| 6590 | 6 | 1620 | 20 |
| 6760 | 6 | 1632 | 35 |
| 7300 | 6 | 1678 | 54 |
| 7785 | 6 | 1762 | 29 |
| 7810 | 6 | 1766 | 5 |
| 8950 | 6 | 1843 | 2 |
| 9109 | 6 | 1859 | 24 |
| 9981 | 7 | 1984 | 22 |
| 11598 | 8 | 2443 | 8 |
| 12186 | 9 | 2779 | 18 |
| 13199 | 11 | 3196 | 29 |
| 13806 | 11 | 3290 | 54 |
| 14454 | 11 | 3376 | 43 |
| 14721 | 11 | 3409 | 54 |
| 15587 | 12 | 3583 | 45 |
| 17054 | 13 | 3982 | 36 |
| 18990 | 15 | 4704 | 44 |
| 19476 | 16 | 5039 | 6 |
| 19585 | 16 | 5071 | 41 |
| 19637 | 16 | 5091 | 7 |
| 20653 | 17 | 5676 | 35 |
| 20684 | 17 | 5698 | 19 |

(31)
PROPERTIES

The federal and Florida State Constitution provisions and federal Statutes involved: and here set out verbatim

U.S. CONSTITUTION

Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

Amendment V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Amendment VII

In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any court of the United States, than according to the rules of the common law.

Amendment XIII

Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

Amendment XIV

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

FLORIDA STATE CONSTITUTION

Art. I, SEC. 2 Basic rights.—All natural persons, female and male alike, are equal before the law and have inalienable rights, among which are the right to enjoy and defend life and liberty, to pursue happiness, to be rewarded for industry, and to acquire, possess and protect property. No person shall be deprived of any right because of race, religion, national origin, or physical disability.

Art. I, SEC. 5. Right to assemble.—The people shall have the right peaceably to assemble, to instruct their representatives, and to petition for redress of grievances.

Art. I, SEC. 9. Due process.—No person shall be deprived of life, liberty or property without due process of law, or be twice put in jeopardy for the same offense, or be compelled in any criminal matter to be a witness against oneself.

Art. I, SEC. 21. Access to courts.—The courts shall be open to every person for redress of any injury, and justice shall be administered without sale, denial or delay.

Art. I, SEC. 22. Trial by jury.—The right of trial by jury shall be secure to all and remain inviolate. The qualifications and the number of jurors, not fewer than six, shall be fixed by law.

STATUTES

The Judiciary Act of 1789, Chapter 20, Section 32, reads as follows (b):

"SEC. 32. And be it further enacted. That no summons, writ, declaration, return, process, judgment, or other proceedings in civil cases in any of the courts or the United States, shall be abated, arrested, quashed or reversed, for any defect or want of form, but the said courts respectively shall proceed and give judgment according as the right of the cause and matter in law shall appear unto them, without regarding any imperfections, defects or want of form in such writ, declaration, or other pleading, returns process, judgment, or course of proceeding whatsoever, except those only in cases of demurrer, which the party demurring shall specially sit down and express together with his demurrer as the cause thereof. And the said courts respectively shall and may, by virtue of this act, from time to time, amend all and every such imperfections, defects and wants of form, other than those only which the party demurring shall express as aforesaid, and may at any time, permit either of the parties to amend any defect in the process of pleadings upon such conditions as the said courts respectively shall in their discretion, and by their rules prescribe."

18 U.S.C. § 241. Conspiracy against rights

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

18 U.S.C. § 246. Deprivation of relief benefits

Whoever directly or indirectly deprives, attempts to deprive, or threatens to deprive any person of any employment, position, work, compensation, or other benefit provided for or made possible in whole or in part by any Act of Congress appropriating funds for work relief or relief purposes, on account of political affiliation, race, color, sex, religion, or national origin, shall be fined under this title, or imprisoned not more than one year, or both.

28 U.S.C. § 545. Residency

(a) Each United States attorney shall reside in the district for which he is appointed, except that these officers of the District of Columbia, the Southern District of New York, and the Eastern District of New York may reside within 20 miles thereof. Each assistant United States attorney shall reside in the district for which he or she is appointed or within 25 miles thereof. The provisions of this subsection shall not apply to any United States attorney or assistant United States attorney appointed for the Northern Mariana Islands who at the same time is serving in the same capacity in another district. Pursuant to an order from the Attorney General or his designee, a United States attorney or an assistant United States attorney may be assigned dual or additional responsibilities that exempt such officer from the residency requirement in this subsection for a specific period as established by the order and subject to renewal.

28 U.S.C. 1346. United States as defendant

(b)(1) Subject to the provisions of chapter 171 of this title, the district courts, together with the United States District Court for the District of the Canal Zone and the District Court of the Virgin Islands, shall have exclusive jurisdiction of civil actions on claims against the United States, for money damages, accruing on and after January 1, 1945, for injury or loss of property, or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred.

28 U.S.C. § 1651. Writs

(a) The Supreme Court and all courts established by Act of Congress may issue all writs necessary or appropriate in aid of their respective jurisdictions and agreeable to the usages and principles of law.

(b) An alternative writ or rule nisi may be issued by a justice or judge of a court which has jurisdiction.

28 U.S.C. § 2674. Liability of United States

The United States shall be liable, respecting the provisions of this title relating to tort claims, in the same manner and to the same extent as a private individual under like circumstances, but shall not be liable for interest prior to judgment or for punitive damages.

28 U.S.C. § 2675. Disposition by federal agency as prerequisite; evidence

(a) An action shall not be instituted upon a claim against the United States for money damages for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, unless the claimant shall have first presented the claim to the appropriate Federal agency and his claim shall have been finally denied by the agency in writing and sent by certified or registered mail. The failure of an agency to make final disposition of a claim within six months after it is filed shall, at the option of the claimant any time thereafter, be deemed a final denial of the claim for purposes of this section. The provisions of this subsection shall not apply to such claims as may be asserted under the Federal Rules of Civil Procedure by third party complaint, cross-claim, or counterclaim.

(b) Action under this section shall not be instituted for any sum in excess of the amount of the claim presented to the federal agency, except where the increased amount is based upon newly discovered evidence not reasonably discoverable at the time of presenting the claim to the federal agency, or upon allegation and proof of intervening facts relating to the amount of the claim.

(c) Disposition of any claim by the Attorney General or other head of a federal agency shall not be competent evidence of liability or amount of damages.

28 U.S.C. § 2677. Compromise

The Attorney General or his designee may arbitrate, compromise, or settle any claim cognizable under section 1346(b) of this title, after the commencement of an action thereon.

42 U.S.C. § 1981. Statement of equal rights

"All persons within the jurisdiction of the United States shall have the same right in every State and Territory to make and enforce contracts, to sue, be parties, give evidence, and to the full and equal benefit of all laws and proceedings for the security of persons and property as is enjoyed by white citizens, and shall be subject to like punishment, pains, penalties, taxes, licenses, and exactions of every kind, and to no other."

42 U.S.C. § 1982. Property rights of citizens

All citizens of the United States shall have the same right, in every State and Territory, as is enjoyed by white citizens thereof to inherit, purchase, lease, sell, hold, and convey real and personal property.

42 U.S.C. § 1983. Civil action for deprivation of civil rights

"Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress."

42 U.S.C. §1985(3), provides

“Depriving persons of rights or privileges--

If two or more persons in any State or Territory conspire or go in disguise on the highway or on the premises of another, for the purpose of depriving, either directly or indirectly, any person or class of persons of the equal protection of the laws, or of equal privileges and immunities under the laws; or for the purpose of preventing or hindering the constituted authorities of any State or Territory from giving or securing to all persons within such State or Territory the equal protection of the laws;.. in any case of conspiracy set forth in this section, if one or more persons engaged therein do, or cause to be done, any act in furtherance of the object of such conspiracy, whereby another is injured in his person or property, or deprived of having and exercising any right or privilege of a citizen of the United States, the party so injured or deprived may have an action for the recovery of damages occasioned by such injury or deprivation, against any one or more of the conspirators.”

THE DECLARATION OF INDEPENDENCE provides:

“We hold these Truths to be self-evident, that all Men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the Pursuit of Happiness—That to secure these Rights, Governments are instituted among Men, deriving their just Powers from the Consent of the Governed, that whenever any Form of Government becomes destructive of these Ends it is the Right of the People to alter or to abolish it, and to institute new Government, laying its Foundation on such Principles, and organizing its Powers in such Form, as to them shall seem most likely to effect their Safety and Happiness.”

28 U.S.C. § 2104 - Reviews of State court decisions

A review by the Supreme Court of a judgment or decree of a State court shall be conducted in the same manner and under the same regulations, and shall have the same effect, as if the judgment or decree reviewed had been rendered in a court of the United States.

28 U.S.C. § 2403 - Intervention by United States or a State; Constitutional Question

(b) In any action, suit, or proceeding in a court of the United States to which a State or any agency, officer, or employee thereof is not a party, wherein the constitutionality of any statute of that State affecting the public interest is drawn in question, the court shall certify such fact to the attorney general of the State, and shall permit the State to intervene for presentation of evidence, if evidence is otherwise admissible in the case, and for argument on the question of constitutionality. The State shall, subject to the applicable provisions of law, have all the rights of a party and be subject to all liabilities of a party as to court costs to the extent necessary for a proper presentation of the facts and law relating to the question of constitutionality.

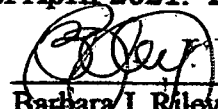
Dated: April 20, 2021
Jacksonville, Florida

Respectfully submitted,



Barbara J. Riley, Pro Se, Petitioner
P.O. Box 7313
Jacksonville, FL 32238-0313
Phone: 904.316.3698
Fee Paid - Non PLRA

I, Barbara J. Riley, declare, under penalty of perjury the foregoing is true and correct. Executed on the 20th day of April 2021. 28 U.S.C. § 1746.



Barbara J. Riley
Pro Se, Petitioner