

No. \_\_\_\_\_

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IN THE  
SUPREME COURT OF THE UNITED STATES

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IN RE BARBARA J. RILEY,

Petitioner,  
v.

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ON PETITION FOR A WRIT OF MANDAMUS AND/OR PROHIBITION

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PETITIONER'S MANDAMUS AND/OR PROHIBITION WRIT APPENDIX

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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

## Table of Contents

<u><b>October 26, 2011</b></u> Brooklyn Kings County, New York State Justice Larry D. Martin & Michael A. Cardozo Ex Parte and Urgent, Void Proposed JUDGMENT of In Rem Tax Liens Foreclosures Class-Action No. 51 Sold, Entered and Filed under NYC Reserved Never-Commenced Class Index <u>No. 8700-2007</u> .....	1
<u><b>June 7, 2013</b></u> New York State Appellate Division, Second Department Sold Motion Decision For NYC Index No. 8700-2007 Never-Commenced .....	6
Kings County Clerk's Office IN-PERSON DOCKET SHEET NYC Never-Commenced on February 23, 207 Class Index No. 8700-2007 .....	8
Kings County OONLINE DOCKET SHEET of NYC Simulated Class Index No. 8700-2007, Never-Commenced by NYC Law Department .....	9
Critical-Dates Sheet as set by NYC Law Department for NYC Simulated Class Index No. 8700-2007, Not Commenced by the NYC Law Dept. .....	12
List (and Omissions) of <u>59</u> (1976 to 2015) NYC Simulated Class Index Nos. Never-Commenced in Brooklyn Kings County NYS Supreme Court .....	13
<u><b>October 28, 2010</b></u> FIRST bogus Motion for Default Judgment of Foreclosure of <u>33</u> Real Estate Homesteads-Income Properties DENIED by Brooklyn Kings County NYS Justice BERNADETTE F. BAYNE .....	14
<u><b>May 3, 2011</b></u> RECUSAL ORDER of Kings County NYS Justice Bernadette F. Bayne Entered in NYC Never-Commenced Index No. 8700-2007 .....	15
<u><b>October 26, 2011</b></u> Brooklyn Kings County, NYS Justice LARRY D. MARTIN Void "Ex Parte and Urgent" <u>Proposed</u> Judgment of Tax Liens Foreclosures Never-Commenced Class-Action No. 51 Bought. Filed and Entered, Taking <u>33</u> Real Estate Homesteads-Income Properties and <u>33</u> Deeds for City of New York under NYC Dept. of Finance, Brooklyn Office of the City Register <u>CRFN: 2011000439903</u> JUDGMENT sold to Chief Corporation Counsel Michael A. Cardozo .....	16
NYC Department of Finance, <u>Brooklyn</u> Office of the City Register's Land Record of Petitioner's Property; <u>Block 1223, Lot 0001</u> .....	28
<u><b>December 9, 1985</b></u> NYC Commissioner of Finance, Paul A. Crotty, <u>154</u> Counterfeit DEEDS of Never-Commenced Action No. 33, <u>Index No. 8700-1981</u> , including Taking of Petitioner's Property; <u>Block 1223, Lot 0001</u> .....	30

## Table of Contents (cont'd)

<u>July 8, 1986 Brooklyn NYS Justice H. Frederick Meyerson &amp; Paul A. Crotty</u> Void VACATE ORDER of Never-Commenced Action No. 33, <u>Index No. 8700-11981</u> Giving back of Petitioner's Property; <u>Block 1223, Lot 0001</u> .....	33
State and U.S. Constitutions provisions, Statutes Verbatim .....	34
Petitioner's Verification and Signature .....	39

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 26<sup>th</sup> day  
of October, 2011.

PRESENT:

HON: harry D. Martin  
Justice.

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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

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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 <sup>Y11</sup>  
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. Faller, 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, 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

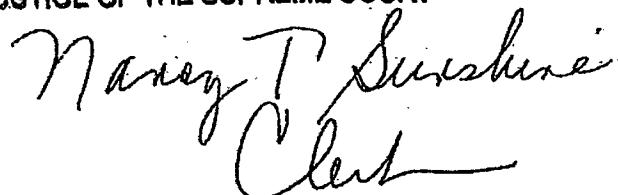
**ORDERED, ADJUDGED AND DECREED**, that, with respect to class one and class two parcels that are not conveyed to the City of New York or to a third party deemed qualified and designated by the Commissioner of Housing Preservation and Development within the statutory eight month period, plus a 45 day 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.

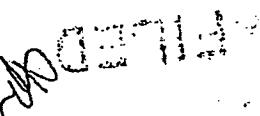
ENTER

  
J. S. C.

OCT 26 2011

HON. LARRY MARTIN  
JUSTICE OF THE SUPREME COURT

  
Nancy T. Sunshine  
Clerk

  
NANCY T. SUNSHINE  
CLERK  
KING COUNTY  
2011 NOV-2 PM12:41  
  
5

No. 794019

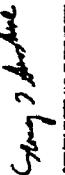
STATE OF NEW YORK,  
COUNTY OF KINGS, SS.  
I, NANCY T. SUNSHINE,  
COUNTY CLERK & CLERK  
OF THE SUPREME COURT,  
KINGS COUNTY, DO.

HEREBY CERTIFY ON  
11/30/2011

THAT I HAVE COMPARED THIS  
COPY WITH THE ORIGINAL  
FILED IN MY OFFICE ON  
11/27/2011

AND THAT THE SAME IS A  
CORRECT TRANSCRIPT  
HEREOF AND OF  
THE WHOLE OF SUCH  
ORIGINAL.

IN WITNESS WHEREOF, I  
HAVE SIGNED AND AFFixed  
MY OFFICIAL SEAL.

  
Nancy T. Sunshine  
COUNTY CLERK AND CLERK OF THE  
SUPREME COURT, KING COUNTY

PARALEGAL SERVICES FUND  
REGISTRATION NO. 10  
COUNTY LAW

PERIOD

<b>Matter of In Rem Tax Foreclosure Action No. 51.</b>
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

I 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.

**DECISION & ORDER ON MOTION**

City of New York, respondent; Kevin

Meyers, etc., appellant.

(Index No. 8700/07)

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:

**No Fee**

Filed	Actions	RecRoom
9/25/2012	Order to Show Cause Coverpage fee pd/d	
8/14/2012	Order to Show Cause Coverpage 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 Coverpage fee pd/intervener	8/6/2012
7/26/2012	Order .....DTD. 7/10/12 [IN REM TAX ACTN. #51] NSP	8/23/2012
7/10/2012	Order to Show Cause Coverpage FEE PD. PETIT.	7/12/2012
6/14/2012	Order to Show Cause Coverpage fee pd.	6/18/2012
4/27/2012	Affidavit of serv. 2	5/8/2012
4/19/2012	Order to Show Cause Coverpage 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 Coverpage No Fee - cplr8019d/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, cplr 8019d, 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	<u>LIST OF DELINQUENT TAXES</u>	
2/23/2007	<u>LIST OF DELINQUENT TAXES</u>	
	Total: 22	

**8700/2007**Plaintiff : **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	Order .....DTD. 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

## Filing# / Year Caption

8700/1976 FOR USE BY THE CITY OF NEW YORK vs. FOR IN REM PROCEEDING 05/18/1976

8700/1997 FOR THE USE BY THE CITY vs. FOR REM PROCEEDING ETC.

8700/1995 NEW YORK CITY RESERVED FREE vs. IN REM TAX FORECLOSURE ACTION

8700/1997 FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING

8700/1999 RESERVED FOR NEW YORK CITY vs. IN REM PROCEEDINGS

8700/2000 RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS

8700/2001 RESERVED FOR CITY OF NEW YORK vs. IN REM TAX PROCEEDINGS

8700/2002 RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS

8700/2003 RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS

8700/2004 RESERVED FOR THE CITY OF NEW YORK vs. RESERVED PROCEEDINGS

8700/2005 RESERVED FOR THE CITY OF NEW YORK vs. IN REM PROCEEDINGS

8700/2006 FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING

8700/2007 FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING No. 51 Index No. 8700-2007

8700/2008 RESERVED FOR USE BY CITY vs. IN REM PROCEEDING ACTION 52

8700/2009 DEJESUS, CESAR vs. KEYSAN CORPORATION ETAL

8700/2010 FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING

8700/2011 FOR USE BY THE CITY OF NY vs. FOR IN REM TAX PROCEEDING

8700/2012 FOR USE BY THE CITY OF NY vs. FOR IN REM PROCEEDING

8700/2013 FOR THE USE BY THE CITY vs. IN REM PROCEEDINGS

8700/2014 FOR THE USE BY THE CITY vs. IN REM PROCEEDINGS

8700/2015 FOR THE USE BY THE CITY vs. IN REM PROCEEDINGS

[Back to Search Form](#)

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.

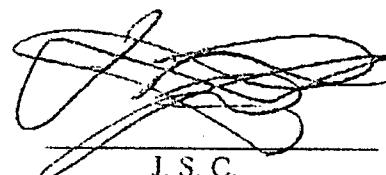
*Motion Denied:*

Affirmation of Regularity  
18 defective, paragraphs ENTER  
and pages are misnumbered  
Vanderling, Affirmation is  
impossible to read

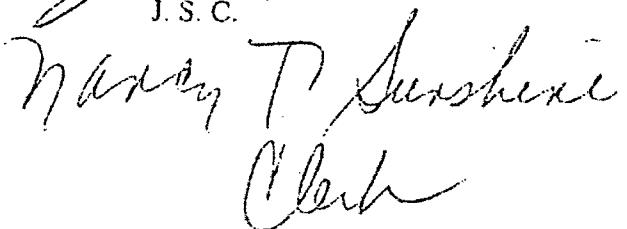
10-28-10

8FB

Non. Bernadette Bayne



J. S. C.



Nancy P. Sunshine  
Clerk

57-6 HV 241162

5



G.W.

At an L.A.S. Trial Term, Part 8 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 3<sup>rd</sup> day of May 2007.

P R E S E N T :

Hon. B. Bayne  
Justice

In Rem Tax Foreclosure Action No. 51  
Borough of Brooklyn

Plaintiff(s) Cat. No.  
Index No. 8700/07

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

Tax Clerks 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 Sess. #

E N T E R

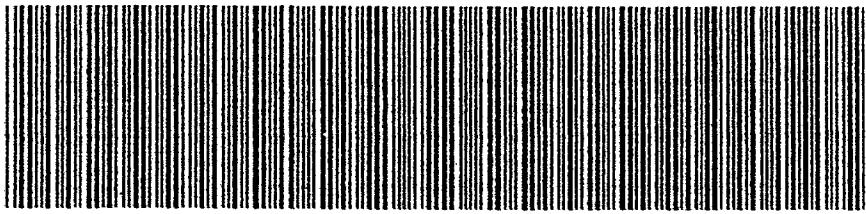
Bernadette Bayne  
J.S.C.

BERNADETTE F. BAYNE  
Supreme Court Justice

EJV-rev 11-04

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
BROOKLYN	173	44	Entire Lot
Property Type: DWELLING ONLY - 6 FAMILY			
Borough	Block	Lot	Unit
BROOKLYN	1043	21	Entire Lot 8
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

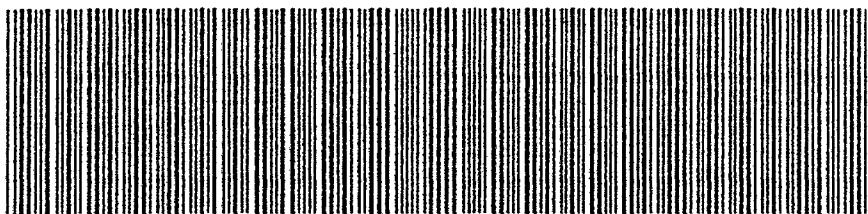
FEES AND TAXES			
Mortgage		Filing Fee:	
Mortgage Amount:	\$ 0.00		\$ 0.00
Taxable Mortgage Amount:	\$ 0.00	NYC Real Property Transfer Tax:	\$ 0.00
Exemption:			
TAXES: County (Basic):	\$ 0.00	NYS Real Estate Transfer Tax:	\$ 0.00
City (Additional):	\$ 0.00		
Spec (Additional):	\$ 0.00		
TASF:	\$ 0.00		
MTA:	\$ 0.00		
NYCTA:	\$ 0.00		
Additional MRT:	\$ 0.00		
TOTAL:	\$ 0.00		
Recording Fee:	\$ EXEMPT		
Affidavit Fee:	\$ 0.00		



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

*Janette M. Hill*

*Janette M. Hill*  
City Register Official Signature



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

Borough	Block	Lot	Unit	Address
BROOKLYN	1206	26	Entire Lot 12	1228 PACIFIC STREET

Property Type: MULTIPLE RESIDENTIAL COOP UNIT

Borough	Block	Lot	Unit	Address
BROOKLYN	1207	72	Entire Lot 11	1197 DEAN STREET

Property Type: MULTIPLE RESIDENTIAL COOP UNIT

Borough	Block	Lot	Unit	Address
BROOKLYN	1222	15	Entire Lot	1250 BERGEN STREET

Property Type: DWELLING ONLY - 3 FAMILY

Borough	Block	Lot	Unit	Address
BROOKLYN	1223	1	Entire Lot 4	915 ST MARK'S AVENUE

\*

Property Type: DWELLING ONLY - 4 FAMILY

Borough	Block	Lot	Unit	Address
BROOKLYN	1223	51	Entire Lot 8	973 ST MARK'S AVENUE

Property Type: MULTIPLE RESIDENTIAL COOP UNIT

Borough	Block	Lot	Unit	Address
BROOKLYN	1223	52	Entire Lot 8	971 ST MARK'S AVENUE

Property Type: MULTIPLE RESIDENTIAL COOP UNIT

Borough	Block	Lot	Unit	Address
BROOKLYN	1235	71	Entire Lot 16	941 PARK PLACE

Property Type: MULTIPLE RESIDENTIAL COOP UNIT

Borough	Block	Lot	Unit	Address
BROOKLYN	1471	74	Entire Lot	1526 EASTERN PARKWAY EXT

Property Type: DWELLING ONLY - 6 FAMILY

Borough	Block	Lot	Unit	Address
BROOKLYN	1483	58	Entire Lot	969 PUTNAM AVENUE

Property Type: DWELLING ONLY - 6 FAMILY

Borough	Block	Lot	Unit	Address
BROOKLYN	1521	9	Entire Lot	392 MARION STREET

Property Type: DWELLING ONLY - 6 FAMILY

Borough	Block	Lot	Unit	Address
BROOKLYN	1525	9	Entire Lot	144A SUMPTER STREET

Property Type: DWELLING ONLY - 3 FAMILY

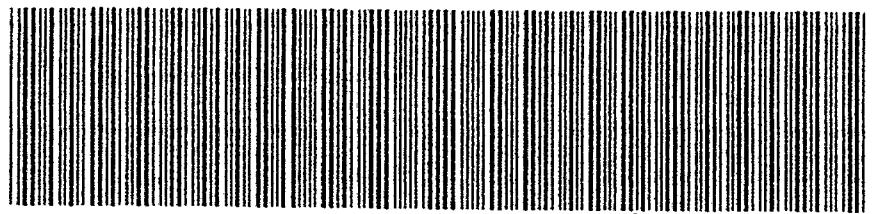
Borough	Block	Lot	Unit	Address
BROOKLYN	1632	3	Entire Lot	131 MALCOLM X BOULEVARD

Property Type: DWELLING ONLY - 4 FAMILY

Borough	Block	Lot	Unit	Address
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

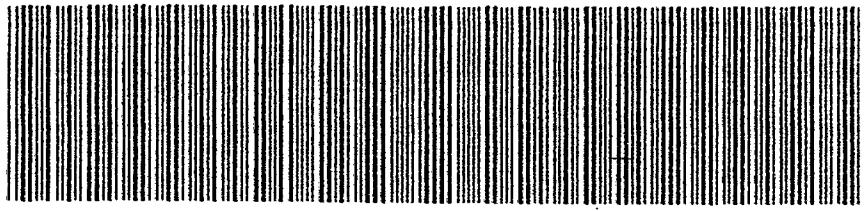
Preparation Date: 12-07-2011

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

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	015	3-05033-0007/0	C2	2A	

TOTAL PARCELS FILED : 33

20

JB U U

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 369  
Adams Street, in the Borough of Brooklyn,  
City and State of New York, on the 26<sup>th</sup> 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 <sup>NOTICE</sup>  
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, 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

*ADS*  
J. S. C.

OCT 26 2011

HON. LARRY MARTIN  
JUSTICE OF THE SUPREME COURT

*Nancy T Sunshine*  
Clerk

*SEE*  
KING COUNTY CLERK  
2011 NOV-2 PM12:41

*DET*

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 COMPILED THIS  
COPY OF THE ORIGINAL  
FILED IN MY OFFICE ON  
*11/27/11*

AND THAT THE SAME IS A  
CORRECT TRANSCRIPT  
HEREOF AND IS  
THE EXACT COPY OF  
THE ORIGINAL.

IN WITNESS WHEREOF,  
I HAVE HEREUNTO SET  
MY HAND AND AFFixed  
MY OFFICIAL SEAL.

*Sgt. J. Sunshine*

COUNTY CLERK AND CLERK OF THE  
SUPREME COURT, KING COUNTY  
FACSIMILE SIGNATURE  
FACSIMILE SIGNATURE  
FACSIMILE SIGNATURE  
FACSIMILE SIGNATURE  
FACSIMILE SIGNATURE

PERIOD

**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. CARDODOZO*  
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~  
NYCLJS 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 ▼

[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
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<a href="#">DET</a>	<a href="#">IMG</a>	2016000068903	1	ENTIRE	2/10/2016	2/29/2016 3:08:56 PM	ASSIGNMENT OF LOT LEASES AND RENTS	17	BSDC KINGS COVENANT HOUSING DEVELOPMENT FUND CO.	LOCAL INITIATIVES SUPPORT CORPORATION				11,789,160
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<a href="#">DET</a>	<a href="#">IMG</a>	2013000200472	1	ENTIRE	4/15/2013	5/15/2013 5:33:45 PM	DEED	7	COMMISSIONER NEIGHBORHOOD OF FINANCE OF THE CITY OF NEW YORK	NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND				0
<a href="#">DET</a>	<a href="#">IMG</a>	2013000199349	1	ENTIRE	4/15/2013	5/15/2013 11:32:37 AM	AGREEMENT	12	NEIGHBORHOOD RESTORE HOUSING DEVELOPMENT FUND	THE CITY OF NEW YORK	✓			0
<a href="#">DET</a>	<a href="#">IMG</a>	2012000219259	1	ENTIRE	5/3/2012	6/5/2012 3:47:29 PM	DEED	5	THE ESTATE OF MYERS, KELVIN	THE ESTATE OF MYERS, KELVIN	✓			0
<a href="#">DET</a>	<a href="#">IMG</a>	2011000439903	1	ENTIRE	11/2/2011	11/19/2011 11:50:58 AM	JUDGMENT	12	CITY OF NEW YORK					0
<a href="#">DET</a>	<a href="#">IMG</a>	2011000300745	1	ENTIRE	1/26/2011	8/25/2011 12:56:37 PM	DEED	3	RILEY, BARBARA RILEY, BARBARA					46,410
<a href="#">DET</a>	<a href="#">IMG</a>	2007000171322	1	ENTIRE	LOT	11/3/2005 2:25:37 PM	CORRECT RECORD OFFICE	6	RILEY, CLEON RILEY, CLEON	RILEY, CLEON	✓			0
<a href="#">DET</a>	<a href="#">IMG</a>	1855/1219	1	ENTIRE	LOT	8/1/1986	VACATE ORDER	8	CITY OF NEW YORK	VACATE ORDER				0
		1855/1223	1	ENTIRE	LOT	11/25/1985 10:54:13/10/1985	DEED	9	COMMISSIONER	CITY OF NEW				0

**DET** **IMG**

**LOT**

**OF FINANCE** **YORK**

**Search Options** **New Parcel Identifier Search** **Edit Current Search** **View Tax Map**

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RE 17356  
CH 33

THIS DEED made the 9<sup>th</sup> 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.

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, \*

\* 1985 in an action to foreclose certain tax liens owned  
and held by The City of New York entitled: IN REM TAX  
FORECLOSURE ACTION NO. 33, BOROUGH OF BROOKLYN, SUPREME  
COURT, KINGS COUNTY, INDEX NO. 6700/81 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 \*

Action No. 33

REEL 1735 LINE 524

<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

529 Card H J Jr

REC 1735#  
885 DEC 10 PM 12:27

RECEIVED  
REAL ESTATE  
DEC 10 1985  
TRANSFER TAX  
KINGS  
COUNTY

RECEIVED  
MAY 1986  
KINGS  
COUNTY  
RECEIVED  
MAY 1986  
KINGS  
COUNTY

ATT. C. KENNEDY  
CHARGE

REC. FEE  
SST &  
RIT #

X-2

Index No. 8700 Year 1981

IN REM TAX FORFEITURE  
NO. 33 - KINGS COUNTY  
~~50000-56291~~

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

2-104-810047-304(78) 346

Index No. 8700-1981 \*

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

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

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

12-10-85 M-01 CHAFF CHAFF 044475  
PAID \$0.00

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 8 day of July, 1986

P R E S E N T :

HON: *A. Frederick Meyer, Jr.*  
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

-----X

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.

34-30

35

## 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**

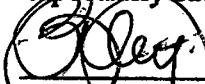
A review by the Supreme Court of a judgment or decree of a State court shall be conducted in the same manner and under the same regulations, and shall have the same effect, as if the judgment or decree reviewed had been rendered in a court of the United States.

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

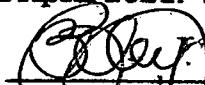
(b) In any action, suit, or proceeding in a court of the United States to which a State or any agency, officer, or employee thereof is not a party, wherein the constitutionality of any statute of that State affecting the public interest is drawn in question, the court shall certify such fact to the attorney 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 20<sup>th</sup> day of April 2021. 28 U.S.C. § 1746.

  
Barbara J. Riley  
Pro Se, Petitioner