

SUPREME COURT THE STATE OF NEW YORK
APPELLATE DIVISION: SECOND DEPARTMENT

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KL # 4

OCWEN LOAN SERVICING LLC (EXCEPT IN NH,
RI, OR ORLEANS PARISH, LA, THEN
FORECLOSURE IN THE NAME OF FEDERAL
NATIONAL MORTGAGE ASSOCIATION
ONEWEST BANK FSB,
Plaintiff-Respondent,

Dawson
Appellate Dkt No.
2017-11573

Index No. 18656/2009

**ORDER TO SHOW
CAUSE WITH
TEMPORARY STAY
TO STAY SALE OF
THE HOME OF
DEFENDANTS**

-against-

KEITH S [REDACTED]
Defendants-Appellants.

-and-

INDYMAC BANK F.S.B.; "JOHN DOE#1-5" and
"JANE DOE# 1-5" said name being fictitious, it being
the intention of Plaintiff to designate any and all
occupants of tenants persons or corporations, if any
having or claiming an interest in or lien upon the
premises being foreclosed herein,
Defendants

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APPELLATE DIVISION
SECOND DEPARTMENT

UPON the Affirmation of Lawrence Katz, ESQ. dated November 21, 2018, and the
affidavit of Keith S [REDACTED] Appellant together with exhibits annexed thereto and all of the
proceeding had herein, inclusive ⁹ *the Plaintiff* ~~LET~~ Respondent, Deutsche Bank show cause before this
Court, the Appellate Division, Second Department, at the courthouse located at 45 Monroe
Place, Brooklyn, New York 11201 on December 3, 2018 at 9:30 a.m., or as soon
thereafter as counsel can be heard, as to why this Court should not enter:

- a. An ORDER, pursuant to CPLR 5519 (c), staying all proceedings in the

above-entitled action, including enforcement of the September 26, 2018 Judgment and order of Hon. Thomas A. Adams, entered on September 28, 2018 and the sale of the Defendants-Appellants' property (the subject "Premises") scheduled for December 4, 2018, pending the hearing and determination of Defendants-Appellants' appeal from said order; and

b. An ORDER, deeming the previously filed appeal from the summary judgment order dated August 30, 2017 a prematurely filed appeal from the order and judgment for foreclosure dated September 26, 2018; and

c. An ORDER, granting such other or further relief as this Court may deem just and equitable.

SUFFICIENT CAUSE THEREFOR APPEARING, IT IS

[REDACTED]

[REDACTED]

^{hearing and} ^{the}
ORDERED, that pending the determination of this motion, Plaintiff-Respondent, its agents, and all other parties and third-parties affected by the order appealed from are ~~not~~ ^{to be} restrained from transferring, selling, mortgaging, hypothecating or otherwise encumbering the premises affected by these proceedings, to wit, 2 [REDACTED] Merrick New York, (the subject "Premises"); and it is further,

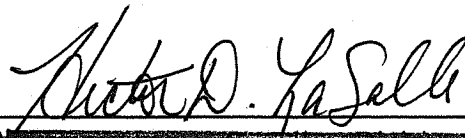
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*
ORDERED, that [REDACTED]

serve it
[REDACTED] a copy of this order to show cause and the papers upon which it was made, pursuant to CPLR §2103(b)(1), CPLR §2103(b)(3), or CPLR §2103(b)(6), upon the Respondent's attorneys *on or before November 26, 2018, shall be deemed sufficient service thereof.*

Dated: Brooklyn, New York
November 26, 2018

[REDACTED]



[REDACTED]
Hon. Hector D. LaSalle
Associate Justice
Appellate Division 2nd Dep.

NOTE: On the return date all motions and proceedings are deemed submitted. Oral argument is not permitted (22 NYCRR 670.5[b]).