

**FILL OUT ALL SECTIONS OF THIS FORM BEFORE FILING WITH THE COUNTY CLERK
AND FIDUCIARY CLERK/COURT – MUST BE COMPLETED WITHIN 30 DAYS OF SALE**

If this is an E-Filed case, upload this form to NYSCEF as a "Foreclosure Action Surplus Monies Form"

FORECLOSURE ACTION SURPLUS MONIES FORM

SUPREME COURT/COUNTY COURT OF THE STATE OF NEW YORK:

COUNTY OF New York

WILMINGTON SAVINGS FUND SOCIETY, FSB, NOT
IN ITS INDIVIDUAL CAPACITY BUT SOLELY IN
ITS CAPACITY AS OWNER TRUSTEE FOR
CASCADE FUNDING MORTGAGE TRUST 2018-RM2

Plaintiff,

-against-

DONALD ELFE, BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO FLEET NATIONAL
BANK, FKA FLEET NATIONAL BANK OF CONNECTICUT, FKA SHAWMUT BANK
CONNECTICUT, N.A., SUCCESSOR BY MERGER TO GATEWAY BANK, CITY REGISTER OF
THE CITY OF NEW YORK, NEW YORK, NEW YORK CITY PARKING VIOLATIONS BUREAU,
NEW YORK CITY ENVIRONMENTAL CONTROL BOARD, NEW YORK CITY DEPARTMENT
OF HOUSING PRESERVATION AND DEVELOPMENT

Defendant.

Index No. 850007/2020

MORTGAGED PROPERTY:

245 WEST 123RD STREET

NEW YORK, NY 10027

COUNTY: New York

SBL #: Block 1929, Lot 12

Sale Date: October 22, 2025

A. To be completed by the Referee

1. Final Judgment Amount per Judgment: \$ 1,344,814.70

2. Adjusted Judgment Amount (Upset Price): \$ 1,627,706.04

(This is the total amount due to the bank after post-sale disbursements, fees, taxes, utilities, etc.)

3. Sale Price: \$ 1,260,000 -

(To calculate if there is a surplus, subtract the higher of line 1 or line 2 from line 3 and enter any surplus on line 4)

4. Surplus Amount (enter \$0.00 if no surplus) \$ 0 -

***If there are surplus funds, attach proof/receipt that the surplus amount was deposited with the
Treasurer, Comptroller, Commissioner of Finance, Clerk of Court, etc.*

Referee's TOTAL compensation awarded/fees
earned in this matter:

\$ 1,100.00

Referee Name: Doron A. Leiby, Esq.

Telephone: 212-227-4200

Address: 32 Broadway, Floor 13, New York, NY 10004-1604

Email: _____

Signature/Date:  10/22/2025

**If plaintiff is also the purchaser, complete both B. and C.*

B. To be completed by Plaintiff's Rep.

Name: Gross Polowy LLC

Address: 1775 Wehrle Drive, Suite 100,
Williamsville, NY 14221

Telephone: (716) 204-1700

Email: info@grosspolowy.com

Signature/Date:  10/22/25

C. To Be Completed by Purchaser

Name: _____

Address: _____

Telephone: _____

Email: _____

Signature/ Date: _____

Additional Copies of this Form can be found at <https://www.nycourts.gov/forms/foreclosure/>