NYSCEF DOC. NO. 44

INDEX NO. 150206/2019

RECEIVED NYSCEF: 09/23/2024

Helecho 24

Rev. 12/19

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**

	BOARD OF MANAGERS OF FIFTH AND FIFTY-FIFTH RESIDENCE CLUB ASSOCIATION INC., etc.	Index No150206/2019
	Plaintiff,	Foreclosed Property (Time Share):
		2 East 55th Street
	-against- HELECHO INC., et al.	Club Unit 093531 a/k/a 935 New York, New York
		COUNTY: New York
	Defendant.	SBL #: Sec. 5, Bl. 1290, Lot 1220
		Sale Date: September 4, 2024
A.	To be completed by the Referee	
	Final Judgment Amount per Judgment:	\$ 214,124.41
	2. Adjusted Judgment Amount (Upset Price):	§ 214,624.41
	(This is the total amount due to the bank after post-sale	disbursements, fees, taxes, utilities, etc.)
	3. Sale Price:	<u>\$ 100.00</u>
		\$ 100.00 fine 1 or line 2 from line 3 and enter any surplus on line 4)
	(To calculate if there is a surplus, subtract the higher o	line 1 or line 2 from line 3 and enter any surplus on line 4)
	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)	fine 1 or line 2 from line 3 and enter any surplus on line 4)  \$ 0.00  that the surplus amount was deposited with the
	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance	that the surplus amount was deposited with the Clerk of Court, etc.
	(To calculate if there is a surplus, subtract the higher o  4. Surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip	fine 1 or line 2 from line 3 and enter any surplus on line 4)  \$ 0.00  that the surplus amount was deposited with the
	<ul> <li>(To calculate if there is a surplus, subtract the higher of</li> <li>Surplus Amount (enter \$0.00 if no surplus)</li> <li>**If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance</li> <li>Referee's TOTAL compensation awarded/fees</li> </ul>	\$ 0.00  that the surplus amount was deposited with the Clerk of Court, etc.
	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach prooffreceip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.	\$\frac{0.00}{\\$that the surplus amount was deposited with the Clerk of Court, etc.  \$\frac{500}{\\$Telephone: \frac{718-643-6063}{\}}
	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500  Telephone: 718-643-6063
	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach prooffreceip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500  Telephone: 718-643-6063 11241  Signature/Date: 9/20/2
в.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com  *If plaintiff is also the purchaser, complete both B. a	iline 1 or line 2 from line 3 and enter any surplus on line 4)  \$\frac{0.00}{2}\$ that the surplus amount was deposited with the clerk of Court, etc.  \$\frac{500}{11241}\$  Signature/Date: \frac{718-643-6063}{9/20/2} and C.
В.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proofireceip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500 Telephone: 718-643-6063 11241 Signature/Date: 9/20/2 nd C.  C. To Be Completed by Purchaser
В.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **if there are surplus funds, attach proofireceip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com  *if plaintiff is also the purchaser, complete both B. at To be completed by Plaintiff's Rep.	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500  Telephone: 718-643-6063  11241  Signature/Date: 9/20/2  nd C.  C. To Be Completed by Purchaser  Name: Bd of Dir. of Flith and Flity-Flith Residence Club Assoc. Inc.
В.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com  *If plaintiff is also the purchaser, complete both B. at To be completed by Plaintiff's Rep.  Name: Edward M. Shapiro, Esq. / Rea & Associates, LLC	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500 Telephone: 718-643-6063 11241 Signature/Date: 9/20/2 nd C.  C. To Be Completed by Purchaser
В.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proof/receip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com  *If plaintiff is also the purchaser, complete both B. at To be completed by Plaintiff's Rep.  Name: Edward M. Shapiro, Esq. / Rea & Associates, LLC Address: 1000 US Hwy 9N, Suite 206  Woodbridge, NJ 07095	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500  Telephone: 718-643-6063  11241  Signature/Date: 9/20/2  nd C.  C. To Be Completed by Purchaser  Name: Bd of Dir. of Flith and Flity-Flith Residence Ctub Assoc. Inc.  Address: C/O Rea & Associates, LLC  1000 US Hwy 9N, Ste 206, Woodbridge, NJ 07095
в.	(To calculate if there is a surplus, subtract the higher of the surplus Amount (enter \$0.00 if no surplus)  **If there are surplus funds, attach proofireceip Treasurer, Comptroller, Commissioner of Finance Referee's TOTAL compensation awarded/fees earned in this matter:  Referee Name: Richard A. Klass, Esq.  Address: 16 Court Street, 28th Floor, Brooklyn NY Email: RichKlass@courtstreetlaw.com  *If plaintiff is also the purchaser, complete both B. at To be completed by Plaintiff's Rep.  Name: Edward M. Shapiro, Esq. / Rea & Associates, LLC Address: 1000 US Hwy 9N, Suite 206	that the surplus amount was deposited with the Clerk of Court, etc.  \$ 500  Telephone: 718-643-6063 11241  Signature/Date: 9/20/2 nd C.  C. To Be Completed by Purchaser Name: Bd of Dir. of Fifth and Fifty-Fifth Residence Club Assoc. Inc. Address: C/o Rea & Associates, LLC

FILED: NEW YORK COUNTY CLERK 09/23/2024 05:43 PM

NYSCEF DOC. NO. 44

INDEX NO. 150206/2019

RECEIVED NYSCEF: 09/23/2024

## **AFFIRMATION OF SERVICE**

EDWARD M. SHAPIRO, ESQ., an attorney at law, duly licensed to practice law in the State of New York, affirms under the penalty of perjury as follows:

Affirmant is over 18 years of age, is not a party to this action, and resides in the County of Essex, State of New Jersey. On September 23, 2024, Affirmant served the within **FORECLOSURE ACTION SURPLUS MONIES FORM** upon the parties listed below in this action by depositing a true copy of same, in a securely sealed postage paid envelope, in an official depository under the exclusive care and custody of the United States Postal Service.

To: Helecho Inc.

c/o M. Nader Ahari, Esq. 524 Broadway, Suite 405 New York, New York 10012

Helecho Inc. c/o M. Nader Ahari, Esq. 200 Park Avenue South, Suite 1608 New York, New York 10003 Board of Managers of Fifty and Fifty-Fifth Condominium

2 East 55<sup>th</sup> Street

New York, New York 10022

New York State Department of Taxation and Finance

Building 9, W. A. Harriman Campus

Albany, New York 12227

New York City Department of Finance

66 John Street, 2nd Floor New York, New York 10038

EDWARD M. SHAPIRO

Dated: September 23, 2024