

**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**

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**FORECLOSURE ACTION SURPLUS MONIES FORM**

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

----- X  
MCLP Asset Company, Inc.,,

Plaintiff,

Part: \_\_\_\_\_  
Hon. Francis A. Kahn, III

-against-

Index No.: 850260/2019

Arnold Quismorio Bengco a/k/a Arnold Bengco if living and if he be dead, any and all persons who are spouses, widows, grantees, mortgagees, lienor, heirs, devisees, distributees, or successors in interest of such of the above as may be dead, and their spouses, heirs, devisees, distributees and successors in interest, all of whom and whose names and places of residences are unknown to Plaintiff, Rachelle Bengco if living and if she be dead, any and all persons who are spouses, widows, grantees, mortgagees, lienor, heirs, devisees, distributees, or successors in interest of such of the above as may be dead, and their spouses, heirs, devisees, distributees and successors in interest, all of whom and whose names and places of residences are unknown to Plaintiff, Board of Managers of The 322 West 57th Street Condominium, United States of America-Internal Revenue Service, New York State Department of Taxation and Finance,,

Defendants.

----- X  
Property Address: 322 West 57th Street, Unit 41K1, New York, NY 10019  
Sale Date: December 18, 2024  
County: New York  
Section: ; Block: 1047; Lot: 2394

**A. To be completed by the Referee**

- |    |   |                        |
|----|---|------------------------|
| 1. | Final Judgment amount per Judgment  | <u>\$ 1,056,344.82</u> |
| 2. | Adjusted Judgment Amount (Upset Price)<br>(This is the total amount due to the bank after<br>post-sale disbursements, fees, taxes, utilities, etc.) | <u>\$1,148,634.30</u>  |
| 3. | Sale price  | <u>\$1,400,000.00</u>  |

3. Sale price \$1,400,000.00  
(To compute surplus, subtract line 3 from higher amount indicated on line 1 or 2 and enter on line 4)
4. Surplus Amount (enter \$0.00 if no surplus) \$ 251,365.70  
*\*\* If there are surplus funds, attach proof/receipt that surplus amount was deposited with the Treasurer, Comptroller, Commissioner of Finance, Clerk of the court, etc.*


Referee's TOTAL Compensation awarded/fees earned in this matter: \$ 2,750.00

Referee Name Doron Leiby Telephone: (212) 227-4200

Address: 32 Broadway FL 13

New York, NY 10004-1604

E-Mail Address: DLEIBY@MILLERLEIBY.COM

Signature and Date:  1/30/2025

**B. To be completed by Plaintiff's Representative**

Name: Frenkel & Lambert

Address: 53 Gibson St., Bay Shore, NY 11706

Telephone: 631-969-3100

Signature and Date:  1/30/25

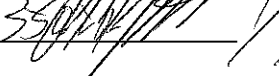
**C. To be completed by Purchaser**

Name: LGBTQ, LLC

Address: c/o NYLLCCO LLC 299

Broadway, New York, New York 10007

Telephone: 646-842-0071

Signature and Date:  1/30/25

Our File No.: 01-092596-F00