

**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 RICHMOND**

WELLS FARGO BANK, NA,

Plaintiff,

against

SERGIO HEVIA, CITY OF NEW YORK  
ENVIRONMENTAL CONTROL BOARD, HORACE  
GASTON, LIA BROWN, XIOMARA ORTIZ,

Defendants.

Index No. 130692/2013

**MORTGAGED PROPERTY:**

45 Saint Pauls Ave

Staten Island, NY 10301

COUNTY: Richmond

Block: 499 Lot: 62

SALE DATE: September 26, 2024

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

1. Final Judgment Amount per Judgment: \$423,583.17

2. Adjusted Judgment Amount (Upset Price): \$776,142.57

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

3. Sale Price: \$100.00

(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) \$0.00

*\*\*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: \$750.00

Referee Name: Vincent A. Albunio, Esq.

Telephone: 718-720-4200

Address: 390 Manor Road, Staten Island, NY  
10314-2957

Email: valbunio@gmail.com

Signature/Date: U + OAL 10/23/2024

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

### **B. To be completed by Plaintiff's Rep.**

Name: Duncan Eigg, Esq.,

Address: 500 Bausch & Lomb Place, Rochester,  
NY 14604

Telephone: 855-227-5072

Email: defaultsales@woodsdefaultservices.com

Signature/Date: Duncan M. Eigg 10/29/2024

### **C. To Be Completed by Purchaser**

Name: Duncan Eigg, Esq.,

Address: 500 Bausch & Lomb Place, Rochester,  
NY 14604

Telephone: 855-227-5072

Email: defaultsales@woodsdefaultservices.com

Signature/Date: Duncan M. Eigg 10/29/2024

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