

At Part \_\_\_\_ of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, at Civic Center, Brooklyn, New York, on the \_\_\_\_\_ day of \_\_\_\_\_, 2010

PRESENT: HON. \_\_\_\_\_,  
Justice

-----X

\_\_\_\_\_, Plaintiff(s)

**DISTRIBUTION OF  
SURPLUS MONIES  
ORDER**

- against -

Index Number:

Foreclosure of:  
(Property address)  
(Block & Lot)

\_\_\_\_\_, Defendant(s)

-----X

UPON (recite the papers and exhibits in support of the motion), it is

ORDERED, that the report of the said Referee, \_\_\_\_\_,  
dated \_\_\_\_\_, be and the same hereby is ratified and confirmed in all respects;  
and it is further

ORDERED, that upon being served with a certified copy of this order with Notice of Entry, the Clerk of Kings County, the Commissioner of Finance of the City of New York, or any other persons or agencies having possession of the subject surplus funds, after first deducting their fees and commissions allowed by law, shall pay out and distribute the said monies deposited by the Referee herein to the credit of this action as follows:

(1) To the Referee, \_\_\_\_\_, whose address is \_\_\_\_\_, the sum of \$ \_\_\_\_\_ as and for his fees for services rendered as said Referee.

(2) To the Claimant, \_\_\_\_\_, c/o his/her counsel, remaining balance of said surplus monies and any accrued interest thereon, up to the amount due and owing to said claimant; and it is further

ORDERED, that a copy of this Order with Notice of Entry shall be served within thirty (30) days of upon all claimants, all appearing parties, the Corporation Counsel of the City of New York, the New York State Attorney General, and the United States Attorney for the Eastern District of New York, and any other appropriate district and any other person who has a lien on the surplus monies; and it is further

ORDERED, that the Referee appointed herein is subject to the requirements of Rule 36.2(c) of the Chief Judge and if the Referee is disqualified from receiving an appointment pursuant to the provisions of that rule, the Referee shall notify the appointing judge forthwith.

Enter:

\_\_\_\_\_  
J.S.C.