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4 **IN THE CIRCUIT COURT OF THE STATE OF OREGON**  
5 **FOR THE COUNTY OF DOUGLAS**  
6

7 MTGLQ INVESTORS, L.P.,

**CASE NO.: 15CV32040**

8 Plaintiff,

**WRIT OF EXECUTION**

9 vs.

10  
11 FRANK O. BERG JR. AKA FRANKLIN  
12 OLAF BERG JR., an individual; CAROL M.  
13 BERG AKA CAROL MARIE BERG AKA  
14 CAROL MARIE SMALLEY, an individual;  
15 VALLEY CREDIT SERVICE INC., a  
16 corporation; and all other persons, parties, or  
17 occupants unknown claiming any legal or  
18 equitable right, title, estate, lien, or interest in  
19 the real property described in the complaint  
20 herein, adverse to Plaintiff's title, or any cloud  
21 on Plaintiff's title to the Property.

22 Defendants.

23 STATE OF OREGON )  
24 ) ss.  
25 County of Douglas )

26 TO THE SHERIFF OF DOUGLAS COUNTY OREGON:

27 WHEREAS, on April 4, 2017 by consideration of the Douglas County Circuit Court,  
28 there was entered a General Judgment of Foreclosure as to Defendants. Said General Judgment  
of Foreclosure was duly enrolled and docketed in the Trial Court Administrator's Office in said

WRIT OF EXECUTION -1-

**ZIEVE, BRODNAX & STEELE, LLP**  
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1 County on April 4, 2017; a true copy of the General Judgment of Foreclosure is attached hereto  
2 and made a part hereof.

3 Judgment Creditor: MTGLQ INVESTORS, L.P.,  
4 Judgment Creditor Address: 55 Beattie Place, Suite 100  
5 Greenville, SC 29601-2743

6 NOW THEREFORE IN THE NAME OF THE STATE OF OREGON, you are  
7 commanded to sell the real property as by said General Judgment of Foreclosure according to  
8 law (subject to redemption) all of the interest that the Defendant Frank O Berg Jr and Carol M  
9 had on the 26<sup>th</sup> day of June 2008, the date of the Mortgage, and also all of the interest that  
10 Defendants had thereafter, in the real property described in the Judgment as:

11 LOT (5), WESTLAKE ESTATES, DOUGLAS COUNTY, OREGON.

12 WITH THE APPURTENANCES THERETO.

13 Tax Parcel Number: R61287

14 The street address of the real property to be levied upon is 101 Frontier Ct, Sutherlin, OR  
15 97479-9079.

16 The above referenced property shall be sold to satisfy the following sums: The base  
17 judgment amount of \$233,865.66; plus prejudgment interest in the amount of \$90,651.26; plus  
18 additional prejudgment interest in the amount of \$622.23; plus attorneys' fees and costs in the  
19 amount of \$5,494.00; plus post-judgment interest accruing from April 4, 2017 to August 4, 2017  
20 at the rate of 9.0% per annum (\$81.52 per diem) of \$9,864.64; for a total of \$340,497.79, with  
21 interest to continue to accrue at 9.00% (\$81.52 per diem) until the date of sale; Thus,

22 THE TOTAL AMOUNT OF EXECUTION REQUESTED HEREON, STATED AS OF  
23 THE DATE OF SUBMISSION (August 4, 2017) IS AS FOLLOWS:

24 Base Judgment	\$233,865.66
25 Pre-judgment Interest	\$90,651.26

26 WRIT OF EXECUTION -2-

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1 Additional pre-judgment interest from

2 3/14/17 - 4/4/17 at 4.625%

3 (\$29.63 per diem) \$622.23

4 Attorneys' Costs and Fees \$5,494.00

5 Post-judgment Interest 4/5/17 -

6 8/4/17 at 9.00 % (\$81.52 per diem) \$9,864.64

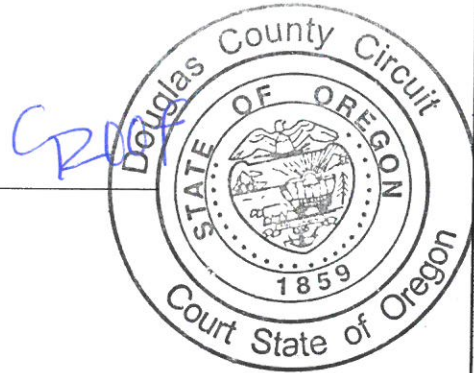
7 Total due as of August 4, 2017 \$340,497.79 plus \$81.52 per diem thereafter until

8 the date of sale.

9 The proceeds of sale shall be applied, delivered, and distributed according to ORS  
10 18.950.

11 The Sheriff is hereby authorized to continue execution under the writ and delay making a  
12 return on the writ to a date not later than 150 days after the sheriff receives the writ as long as the  
13 execution sale occurs no later than 150 days after the sheriff receives the writ pursuant to ORS  
14 18.872.

15  
16  
17  
18 August 8, 2017



23 Submitted by:

24

25 Amy F. Harrington, OSB No. 123363

26 WRIT OF EXECUTION -3-

27 **ZIEVE, BRODNAX & STEELE, LLP**  
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