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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF CLACKAMAS**

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE
FOR THE CERTIFICATEHOLDERS OF
THE CWMBS, INC., CHL MORTGAGE
PASS THROUGH CERTIFICATES, SERIES
2007-HY6,

Plaintiff,

vs.

SURESH DOSS, an individual; ASSET
RECOVERY GROUP, an Oregon corporation;
DISCOVER BANK, a Delaware corporation;
and all other persons or parties unknown
claiming any legal or equitable right, title,
estate, lien, or interest in the real property
described in the complaint herein, adverse to
Plaintiffs title, or any cloud on Plaintiff's title
to the Property, collectively designated as
DOES 1 through 50, inclusive,

Defendants.

CASE NO.: CV13020039

WRIT OF EXECUTION

TO THE SHERIFF OF CLACKAMAS COUNTY OREGON:

WHEREAS, on January 4, 2016, by consideration of the Clackamas County Circuit Court,
there was entered a General Judgment of Foreclosure. Said General Judgment of Foreclosure was
duly enrolled and docketed in the Court Administrator's Office in said County on January 4, 2016,
a true copy of the General Judgment of Foreclosure is attached hereto and made a part hereof.

1 Judgment Creditor THE BANK OF NEW YORK MELLON FKA THE
2 BANK OF NEW YORK, AS TRUSTEE FOR THE
3 CERTIFICATEHOLDERS OF THE CWBMS, INC., CHL
4 MORTGAGE PASS THROUGH CERTIFICATES,
5 SERIES 2007-HY6
6 Judgment Creditor Address: c/o ZBS LAW, LLP
7 5 Centerpoint Dr. Suite 400
8 Lake Oswego, OR 97035

9 NOW THEREFORE IN THE NAME OF THE STATE OF OREGON, you are
10 commanded to sell the real property as by said General Judgment of Foreclosure according to law
11 (subject to redemption) all of the interest that the borrower Suresh Doss had on the 9th day of
12 April, 2007, the date of the Mortgage, and also all of the interest that borrower had thereafter, in
13 the real property described in the Judgment as:

14 LOT 18, GOLDEN EAGLE, IN THE CITY OF HAPPY VALLEY, CLACKAMAS
15 COUNTY, OREGON. The street address of the real property to be levied upon is 12446 SE Eagle
16 Glen Drive, Happy Valley, OR 97086.

17 THE TOTAL AMOUNT OF EXECUTION REQUESTED HEREON, STATED AS OF
18 THE DATE OF SUBMISSION (August 11, 2022) IS AS FOLLOWS:

19 Base Judgment and Interest:	\$616,700.15
20 Attorney Fees and Costs:	\$12,551.14
21 Pre-Judgment Interest from	
22 04/05/15 – 01/04/16 at 3.375%	
23 (\$49.17 per diem)	\$13,472.58
24 Post-Judgment Interest from	
25 01/05/2016 – 08/11/2022 at 9.0%	
26 (\$154.48 per diem)	\$372,451.28

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Total due as of August 11, 2022: \$1,015,175.155, with interest to continue to accrue at 9.0% (\$154.48 per diem) until the date of sale.

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

Dated: August 18, 2022.

By: *W. Watson*



Submitted by:

Amber L. Labrecque
Amber L. Labrecque, OSB No. 094593

COURT CLERK HAS NOT VERIFIED FIGURES IN THIS WRIT. IF YOU HAVE ANY QUESTIONS REGARDING THIS WRIT, PLEASE CONTACT YOUR LEGAL COUNSEL, THE ISSUING ATTORNEY OR THE ISSUING COMPANY. DEBTOR MAY CONTEST THIS WRIT BY FILING A CLAIM OF EXEMPTION.

Court Administrator relies on the information provided by the person seeking issuance of this writ of execution and is not liable for any errors or omissions in the information

Verified Correct Copy of Original 1/6/2016.

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STATE OF OREGON
CLACKAMAS COUNTY COURTS
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By: KLC

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF CLACKAMAS

THE BANK OF NEW YORK MELLON
FKA THE BANK OF NEW YORK, AS
TRUSTEE FOR THE
CERTIFICATEHOLDERS OF THE
CWMBS, INC., CHL MORTGAGE PASS
THROUGH CERTIFICATES, SERIES 2007-
HY6,

Plaintiff,

vs.

SURESH DOSS, an individual; ASSET
RECOVERY GROUP, an Oregon
corporation; DISCOVER BANK, a Delaware
corporation; and all other persons or parties
unknown claiming any legal or equitable
right, title, estate, lien, or interest in the real
property described in the complaint herein,
adverse to Plaintiff's title, or any cloud on
Plaintiff's title to the Property, collectively
designated as DOES 1 through 50, inclusive.

Defendants.

CASE NUMBER: CV13020039

~~AMENDED~~ GENERAL JUDGMENT OF
FORECLOSURE AGAINST:

- (1) SURESH DOSS;
- (2) ASSET RECOVERY GROUP; AND
- (3) DISCOVER BANK

1.

THIS MATTER, coming on regularly before the Court, and it appearing from the record herein that Plaintiff, THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK, AS TRUSTEE (CWMBS 2007-HY6) ("Plaintiff"), filed its Complaint for Foreclosure of Deed of Trust and Defendants SURESH DOSS, ASSET RECOVERY GROUP, DISCOVER BANK (collectively referred to as "Defendants") were duly served with the Summons and Complaint as required by law. Defendants ASSET RECOVERY GROUP and DISCOVER BANK failed to appear

1 and the ORDER FOR ENTRY OF DEFAULT AGAINST DEFENDANT ASSET DISCOVERY
2 GROUP and the ORDER FOR ENTRY OF DEFAULT AGAINST DEFENDANT DISCOVER
3 have been entered against them on Plaintiff's Complaint. Defendant SURESH DOSS filed an
4 "Answer and Affirmative Defenses and Counterclaim" on or about May 2, 2013. Plaintiff's Motion
5 for Summary Judgment was filed on August 11, 2015 and was granted in its entirety on October 29,
6 2015. A true and correct copy of the Order Granting Plaintiff's Motion for Summary Judgment is
7 attached hereto as Exhibit "1." Plaintiff is now entitled to entry of a General Judgment foreclosing
8 Plaintiff's deed of trust against the property commonly known as 12446 SE EAGLE GLEN DRIVE,
9 HAPPY VALLEY, OR 97086 ("Property") and extinguishing any and all interest of the Defendants
10 in the Property.

11 2.

12 The Court being fully advised; it is hereby
13 ORDERED AND ADJUDGED that:

14 3.

15 Plaintiff is the holder of that certain promissory note ("Note"), dated April 9, 2007, in the
16 amount of \$540,000.00, and executed by SURESH DOSS.

17 4.

18 The Note is secured by that certain deed of trust ("Deed of Trust") executed on or about
19 April 10, 2007, by SURESH DOSS. The Deed of Trust was recorded on April 18, 2007 under the
20 recording number 2007-033361 of the Official Records of Clackamas County, Oregon, against the
21 Property, which is legally described as:

22 **LOT 18, GOLDEN EAGLE, IN THE CITY OF HAPPY VALLEY,**
23 **CLACKAMAS COUNTY, OREGON.**

24 ("Property") and constitutes a valid lien against the Property.

25 5.

26 Defendant SURESH DOSS failed to comply with the terms of the Note and Deed of Trust by
27 failing to make the payments required by the terms of the Note and Deed of Trust. Pursuant to the
28 terms of the Note and Deed of Trust, Plaintiff declared all sums due and owing under the Note and

1 Deed of Trust immediately due and payable.

2 6.

3 The Deed of Trust is a valid first priority lien encumbering the Property, is superior to any
4 interest, lien, or claim of the Defendants and any other party in the Property, which are hereby
5 foreclosed and terminated, excepting only any statutory right of redemption to which the Defendants
6 may be entitled under Oregon law.

7 7.

8 A judgment of foreclosure in the amount of \$629,251.29 shall be granted in favor of Plaintiff,
9 and its successors and/or assigns, as further described below (“Declaration of Amounts Owed”).

10 8.

11 The Property is hereby ordered to be sold by law and the proceeds of sale applied toward the
12 satisfaction of Plaintiff's Judgment herein; and the surplus, if any to the Clerk of the Court to be
13 disbursed to such party or parties as may establish their right thereto.

14 9.

15 Plaintiff is entitled to recover its reasonable attorney's fees and all reasonable and necessary
16 costs and expenses incurred to enforcing the Note and Deed of Trust.

17 10.

18 Defendants, and all parties claiming through or under as purchasers, encumbrancers, or
19 otherwise, are forever barred and foreclosed of all interests, liens, or claims in the Property and
20 every portion thereof, excepting only any statutory right of redemption provided by the laws of the
21 State of Oregon.

22 11.

23 Defendant SURESH DOSS is not entitled to a homestead exemption on account of his
24 interest in the Property.

25 12.

26 Plaintiff may become purchaser at the Sheriff's Sale of the Property and may bid up to the
27 aggregate amount of its Judgment, plus interest from the date of this Judgment until sale, without
28 advancing any cash except money required for the Sheriff's Sale.

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13.

The purchaser of the Property at the Sheriff's Sale is entitled to exclusive and immediate possession of the Property from and after the date of the sale, and is entitled to such remedies as are available at law to secure possession of the Property, and may apply to the Clerk of the Court for a writ of assistance, if Defendants, any of them, or any other party or person shall refuse to surrender possession of the Property to the purchaser immediately on the purchaser's demand for possession.

14.

This Court shall retain jurisdiction to enforce all provisions of the Judgment and to enter such additional order, judgment, or decree necessary for the purchaser at the foreclosure sale to obtain possession of the Property.

15.

Under the Note, there is now due and owing to Plaintiff, the following amounts, to be hereinafter described as the Judgment.

16.

This suit does not constitute an attempt to collect the debt against Defendants SURESH DOSS, ASSET RECOVERY GROUP, and DISCOVER BANK. Rather, it is a suit to execute upon the Property as security for the Judgment. Therefore, no deficiency will be sought against Defendants SURESH DOSS, ASSET RECOVERY GROUP, and DISCOVER BANK.

DECLARATION OF AMOUNTS OWED

1. Judgment Creditor:	THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK, AS TRUSTEE (CWMBS 2007-HY6) c/o MALCOLM ♦ CISNEROS, A Law Corporation Address: 2112 Business Center Drive, 2 nd Floor Irvine, California 92612
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6. Post-Judgment Interest:

Simple interest to accrue on \$629,251.29 plus Pre-Judgment Interest from the day after the Judgment is entered to the date upon which the Writ of Execution in Foreclosure is levied at the legal rate of interest or 9% per annum, whichever is greater.

7. Periodic accrual:

N/A

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8. Attorney's Fees and Costs:

An award of \$12,551.14 in attorney's fees and costs is made for Judgment of Foreclosure

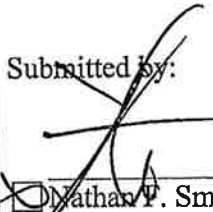
Attorney's Fees:	\$9,875.00
Litigation Guarantee:	\$1,490.00
Filing Cost:	\$505.00
Filing Cost – Motion:	\$40.00
Recording Cost – Lis Pendens:	\$53.00
Process Service Cost:	\$467.00
UPS Cost:	\$31.14
Contested Cost:	\$50.00
Motion to Continue Cost:	\$40.00

DATED this: 28 day of Dec, 2015



 CIRCUIT COURT JUDGE

Submitted by:



Dated: 12/9/15

- Nathan P. Smith, OSB #120112
 - Richard J. Bayless, OSB #101826
- Attorneys for Plaintiff
 MALCOLM ♦ CISNEROS, ALC
 2112 Business Center Drive
 Irvine, California 92612
 Phone: (949) 252-9400
 Fax: (949) 252-1032
 Email: nathan@mclaw.org
Rbayless@mclaw.org

EXHIBIT 1

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STATE OF OREGON
CLACKAMAS COUNTY COURTS
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By: KLC

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF CLACKAMAS**

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE
FOR THE CERTIFICATEHOLDERS OF
THE CWMBS, INC., CHL MORTGAGE
PASS THROUGH CERTIFICATES, SERIES
2007-HY6,

CASE NUMBER: CV13020039

**ORDER GRANTING PLAINTIFF'S
MOTION FOR SUMMARY JUDGMENT**

Plaintiff,

vs.

SURESH DOSS, an individual; ASSET
RECOVERY GROUP, an Oregon corporation;
DISCOVER BANK, a Delaware corporation;
and all other persons or parties unknown
claiming any legal or equitable right, title,
estate, lien, or interest in the real property
described in the complaint herein, adverse to
Plaintiff's title, or any cloud on Plaintiff's title
to the Property, collectively designated as
DOES 1 through 50, inclusive.

Defendants.

Based upon the examination and consideration of Plaintiff's Motion for Summary Judgment
pursuant to ORCP 47, Plaintiff's Request for Judicial Notice, the Declarations of Dara Foye and

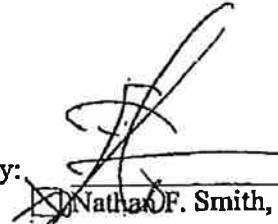
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Nathan F. Smith, and all papers, records and files in the above-entitled and numbered case, and finding that the Motion for Summary Judgment was duly and properly served;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff's Motion for Summary Judgment is granted. Plaintiff shall file a proposed General Judgment of Foreclosure.

DATED: 10/29/15


CIRCUIT COURT JUDGE

Presented by: 
 Nathan F. Smith, OSB #120112
 Richard J. Bayless, OSB #101826
Attorneys for Plaintiff
MALCOLM ♦ CISNEROS, A Law Corporation
2112 Business Center Drive, Second Floor
Irvine, California 92612
(949) 252-9400 (TELEPHONE)
(949) 252-1032 (FAX)

_ Verified Correct Copy of Original 1/6/2016. _

CERTIFICATE OF SERVICE

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I hereby certify that I have served a true copy of the foregoing
1 AMENDED GENERAL JUDGMENT OF FORECLOSURE AGAINST: (1) SURESH DOSS; (2)
ASSET RECOVERY GROUP; AND (3) DISCOVER BANK

on the below named individual(s) by mailing a copy in a sealed postage paid envelope addressed as
set forth below and deposited in the U.S. Mail at Irvine, California:

Frederic Cann
Cann Lawyers
111 S.W. Columbia Street Suite 650
Portland, OR 97201

Discover Bank
100 West Market
Greenwood, DE 19950

Courtney A. Cross
Davenport & Hasson, LLP
12707 NE Halsey Street
Portland, OR 97230

DATED: 12/10/15

MALCOLM ♦ CISNEROS, A Law Corporation



Karina Patel
MALCOLM ♦ CISNEROS, A Law Corporation
2112 Business Center Drive, Second Floor
Irvine, California 92612
Phone: (949) 252-9400
Fax: (949) 252-1032
Email: KPatel@mclaw.org