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MEMORANDUM
SUPREME COURT, COUNTY OF NASSAU, IAS PART 7

BY: HON. BRUCE D. ALPERT

WELLS FARGO HOME MORTGAGE, INC.
successor by merger to NORWEST
MORTGAGE, INC.,

Plaintiff,

Index No. 4279/03

- against -

Motion Sequence No. 1

Motion Date: August 11, 2003

CHRISTOPHER DAVY, PAULA DUCKER
n/k/a PAULA DAVY, CHAMPION MORTGAGE,
A Division of KEY BANK, USA, National Association,
"JOHN DOE", "RICHARD ROE", "JANE DOE",
"CORA COE", "DICK ROE", and "RUBY POE",
the six defendants last named in quotation marks
being intended to designate tenants or occupants
in possession of the herein described premises or
portions thereof, if any there be, said names being
fictitious, their true name being unknown to plaintiff,

Defendants.

DATED: October 14, 2003

Stein and Sheidlower, LLP
Attorneys for Plaintiff
One Old Country Road, Suite 113
Carle Place, New York 11514

Alan H. Weinreb, Esq.
Attorney for Champion Mortgage
475 Sunrise Highway
West Babylon, New York 11704

Paula Ducker n/k/a Paula Davy,
Defendant
604 Woodland Drive South
South Hempstead, New York 11550

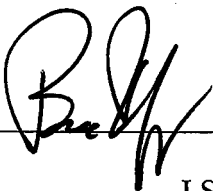
Christopher Davy,
Defendant
604 Woodland Drive South
South Hempstead, New York 11550

In this application the plaintiff moves for relief under CPLR 3215 and RPAPL §1321

upon the failure of the defendants to interpose an answer to the plaintiff's complaint within the time limit set forth within CPLR 320 (a), for the appointment of a referee to compute the sums due and owing to the plaintiff and to examine and report whether the mortgaged premises may be sold in parcels and for the issuance of an order amending the action's caption so as to delete any reference therein to defendants "John Doe", "Richard Roe", "Jane Doe", "Cora Coe", "Dick Moe" and "Ruby Poe".

There being no opposition thereto and plaintiff having demonstrated prima facie entitlement to the relief herein sought, the instant application is granted.

Settle Order on Notice.



J.S.C.

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