SHORT FORM ORDER

INDEX NO.47831-2009

SUPREME COURT - STATE OF NEW YORK
I.A.S. PART XIII SUFFOLK COUNTY

PRESENT:
HON. MELVYN TANENBAUM
Justice

MOTION #002 **Mot Adj.**
R/D:_____
S/D:_____

DEUTSCHE BANK NATIONAL TRUST CO.,

Plaintiff,

-against-

ELIZABETH ANN SCOTT ET AL.,

Defendants.

PLTF'S/PET'S ATTY:
FEIN SUCH & CRANE, LLP
747 Chestnut Ridge Road, Suite 200
Chestnut Ridge, NY 10977

DEFT'S/RESP'S ATTY:
STIENE & ASSOC., P.C.
187 East Main Street
Huntington, NY 11743

Upon the following papers numbered 1 to ___read on this motion for an order pursuant to RPAPL Sec.1321 ___Notice of Motion/Order to Show Cause and supporting papers____; Notice of Cross Motion and supporting papers _____Answering Affidavits and supporting papers _____Replying Affidavits and supporting papers _____ Other _____; ~~(and after hearing counsel in support and opposed to the motion)~~ it is,

ORDERED that plaintiff's application for an Order of Reference is adjourned until February 16, 2011. On or before this date plaintiff's counsel is directed to submit: 1) an affirmation in compliance with the Order of the Chief Judge dated October 10, 2010; 2) an affidavit or affirmation from plaintiff "DEUTSCHE BANK's" counsel certifying that all prior submissions were accurate and correct in the underlying mortgage foreclosure action; 3) an affidavit or affirmation from plaintiff's attorneys of record, Fein, Such & Crane, certifying that the proposed order of reference submitted by counsel conforms to the Court's requirements; and 4) a proposed order of reference in proper form, and it is further

ORDERED that upon failure of counsel to comply with this Order this action shall be marked off the active calendar by the Clerk of the Court.

Dated: November 19, 2010

MELVYN TANENBAUM

J.S.C.