

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

GMAC Mortgage LLC,
U.S. Bank National Association, a national banking
association as successor trustee to Bank of America, N.A.,
as Trustee for Morgan Stanley Loan Trust 2006-16AX,
Plaintiff/Counter-Defendant,

Case No. 07 CH 29738

v.
Richard Daniggelis,
Defendant/Counter-claimant and cross-claimant,

Judge Michael F. Otto

Joseph Younes, Mortgage Electronic Registration
Systems, Inc., as nominee for HLB Mortgage,
Paul Shelton, Erika Rhone and Stewart Title of Illinois and
Unknown Owners,
Defendants/Cross-Defendants.

Cal. 61

1720 North Sedgwick Ave.,
Chicago, Illinois

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ORDER

This cause coming on to be heard upon Plaintiff U.S. Bank National Association's Motion for Partial Motion for Summary Judgment on Count I of its Third Amended Complaint, Plaintiff's Motion for Partial Summary Judgment on Counts II and III of its Third Amended Complaint and Summary Judgment on Counts I, II, III, V of Defendant Richard Daniggelis' Third Amended Counterclaim.

Defendant Richard Daniggelis' Motion for Summary Judgment against Plaintiff on Counts I, II and III of the Third Amended Complaint, Defendant Joseph Younes' Motion for Summary Judgment against Defendant Richard Daniggelis and Plaintiff's Motion for Default as to Defendant HLB Mortgage. Defendant Richard Daniggelis' motions to strike the affidavits of Rashad Blanchard in support of Plaintiff's Motion for Summary Judgment on Counts II and III of the Third Amended Complaint, and Motions to Strike the 109 Certification of Howard Handville on each motion for partial summary judgment. This Honorable Court being advised in the premises:

The Court did not consider John Knopke's affidavit in support of Plaintiff's motion on Count I.
IT IS HEREBY ORDERED:
1. Plaintiff's motion for partial summary judgment on foreclosure, Count I of its Third Amended Complaint is granted. Plaintiff is granted leave to file a judgment of foreclosure and sale letter circulating to the parties on February 20, 2013.
2. Plaintiff's motion for default of Mers as nominee for HLB mortgage, unknown Owners and Non-Record Claimants is granted and judgment is entered as to each.
3. Defendant Richard Daniggelis' motion for summary judgment vs Plaintiff is denied.
4. Plaintiff's motion for summary judgment is entered as to Defendants ~~Richard Daniggelis~~ and Joseph Younes based upon the record and in open court.
5. Plaintiff's motion for partial summary judgment on Counts II+III of its complaint and Counts I, II+III of Richard Daniggelis' Third Amended Counterclaim is taken under advisement.
6. Richard Daniggelis' motions to strike Howard Handvilles and Rashad Blanchard's affidavits 109 are not granted.

Handwritten notes, possibly bleed-through from the reverse side of the page. The text is extremely faint and difficult to decipher, but appears to contain several lines of text, possibly including the words "Handwritten notes" and "Page 12".

5 1975 12/15

I have been thinking about you a lot lately
 and wondering how you are getting on.
 I hope you are well and happy.
 I have been busy with work lately
 but I will try to get some time
 to write to you soon.
 I love you and miss you very much.
 Give my love to your family.
 I will be in touch again soon.
 Love,
 [Name]