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SUPERIOR COURT OF NEW JERSEY CHANCERY DIVISION – GENERAL EQUITY

Secretary of Housing and Urban Development, Represented by KML Law Group) SUPERIOR COURT OF NEW JERSEY
	) LAW DIVISION:
	) SPECIAL CIVIL PART
Plaintiff in error ,	) MONMOUTH COUNTY
	) DOCKET NO.: DC-11334-25
vs.	) CIVIL ACTION
)
Maxine Murray,	) ORDER TO SHOW CAUSE (OSC)
	) EMERGENCY ORDER SETTING ASIDE
	) FINAL JUDGMENT,
	) ENJOINING EVICTION,
	) AND STAYING ENFORCEMENT
Defendant in error	) FOR LAWFUL CAUSE, LACK OF STANDING
Counter Claimant	) AND LACK OF SUBJECT MATTER
	) JURISDICTION SUPPORTED BY
	) AFFIDAVIT BY: Maxine Murray
)

EMERGENCY ORDER SETTING ASIDE FINAL JUDGMENT,

ENJOINING EVICTION,
AND STAYING ENFORCEMENT**

THIS MATTER having been opened to the Court upon the application of Defendant(s), by way of Motion/Order to Show Cause pursuant to **R. 4:50-1(d), (c) and (f)**, seeking to vacate the Final Judgment of Foreclosure entered on Oct. 31, 2025 and

THE COURT having considered the moving papers, certifications, exhibits, and arguments of the parties; and

THE COURT having found that:

1. Plaintiff was required to possess lawful standing with evidence in the court record **at the time the foreclosure complaint was filed**; and

2. Discovery and documentary evidence demonstrate that Plaintiff **did not possess the mortgage note, nor hold a valid assignment of fiduciary capacity for the mortgage and note and servicing agreement at the inception of this action**; the failure of the plaintiff to make these disclosures upon demand of debt validation shows proof they did not have authority. Plaintiff failed to state a claim upon which relief can be granted, therefore, no valid certification exists, no valid accounting exists, Therefore, it is referred to the IRS for forensic analysis and certified accounting, as required to make your judicial decision.
3. Any assignment or claimed transfer relied upon by Plaintiff was executed **after the filing of the Complaint**, and ,therefore, **could not confer standing retroactively**; and
4. Plaintiff and/or its counsel represented to this Court, expressed or by implied standing without evidence in the court record , that Plaintiff possessed standing at the inception of this action, upon which this Court relied in entering a Final Judgment; and
5. Such representations were **materially inaccurate, and misleading**, and constitute **fraud, misrepresentation, and misconduct** within the meaning of **R. 4:50-1(c)**; and
6. A foreclosure judgment entered in the absence of standing is **void by operation of law**, pursuant to **R. 4:50-1(d)**; and
7. The integrity of the judicial process requires that judgments obtained without standing, certification of full accounting as required and through misrepresentation **must be vacated**; and
8. Defendant(s) have demonstrated a **meritorious defense**, namely that Plaintiff lacked standing and subject matter jurisdiction for and on the record to institute and maintain this foreclosure action; and
9. Absent immediate injunctive relief, Defendant will suffer **irreparable harm**, including loss of possession of her home, and be made homeless at 83 without the ability to financially maintain living , for which there is no adequate remedy at law.

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IT IS on this 29th day of January, 2026, ORDERED that:

1. **The Final Judgment of Foreclosure entered on Oct. 31, 2025 is hereby VACATED and SET ASIDE for lawful cause in its entirety, R. 4:50-1(d), and the 5th amendment of the US Constitution;**
2. **All enforcement of the vacated judgment is hereby STAYED**, including but not limited to issuance or execution of a Writ of Possession;
3. Plaintiff, its agents, servants, attorneys, successors, assigns, and any Sheriff or constable acting on Plaintiff's behalf are hereby **ENJOINED from proceeding with eviction, removal, or dispossession of Defendant(s)** pending further Order of the Court;
4. Any scheduled or pending **Sheriff's Sale or eviction is hereby CANCELED and STAYED;**

5. Plaintiff shall not transfer, assign, or encumber the subject mortgage or property during the pendency of this matter without leave of Court;
6. This matter is hereby **restored to the active docket**;
7. Plaintiff shall, within 21 days, produce in discovery:
 - Proof of possession of the original mortgage note for inspection front and back **as of the filing date of the Complaint**;
 - All assignments, endorsements, and allonges relied upon to establish standing;
 - Any servicing or custodial records and certified error free accounting evidencing possession or transfer of the note prior to filing complaint;
 - Any servicing agreements between KML Law Group and the HUD evidencing LPOA to act on behalf of HUD;
 - Any IRS compliant Form 56 fiduciary appointment to act as fiduciary regarding this property matter;
 - Any IRS compliant Form 1099 OID to show source of funds, 1099 A, 1099 C Form, date stamped received by the IRS;
 - All IRS and CPA Tax filings regarding KML Law Group assignments, transfers, servicing agreements, and transactions reported regarding this tax matter to the IRS containing date stamps of when these transactions were reported to the IRS, so an IRS forensic audit and certified accounting of KML law group handling of this foreclosure matter can be inspected by IRS auditors for lawful compliance;
8. This Court **retains jurisdiction** to enforce and modify this Order; and
9. Such other and further relief as the Court deems just and equitable is hereby GRANTED.

Respectfully Submitted by;

judge

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Ref: Judicial Accountability Public Safety Act , Define terms such as “judicial officer,” “intentional disregard for public safety, includes punitive damages if a judge’s conduct was particularly egregious, which including putting Maxine Murray out in the snow without remedy is particularly egregious; and see 12 (b) 6.