

**DENIED: Certification does not set forth exceptional circumstances. Certification requires specificity as to action taken on the matter.**

**ASC-6931**  
**PHELAN HALLINAN & DIAMOND, PC**  
Attorneys for Plaintiffs  
By: Vladimir Palma, Esq.  
400 Fellowship Road, Suite 100  
Mt. Laurel, NJ 08054  
856-813-5500

BANK OF AMERICA, NATIONAL  
ASSOCIATION  
PLAINTIFF

VS.

DORIS ODOEMENE, ET AL.  
DEFENDANT (S)

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION  
ESSEX COUNTY

DOCKET NO: F-25743-08

CIVIL ACTION

**ATTORNEY CERTIFICATION IN  
OPPOSITION TO THE COURT'S  
MOTION TO DISMISS FOR LACK OF  
PROSECUTION UNDER R. 4:64-8**

I, Vladimir Palma, Esq., do hereby certify:

1. I am an attorney at law in the State of New Jersey and am associated with the Law Firm of Phelan Hallinan & Diamond, PC, attorneys for Plaintiff in the above captioned matter.

2. Plaintiff initiated foreclosure proceedings in the Superior Court of New Jersey, Chancery Division, ESSEX County, on July 7, 2008.

3. On May 29, 2012, an Order to Show Cause was filed and entered, under docket number F-009564-12, in order to cure the deficiency in Notices of Intention to Foreclose (NOI), in accordance with the New Jersey Supreme Court's Order dated April 4, 2012, which included the NOI sent to the defendant(s) in the within foreclosure action.

4. On December 19, 2012, the Court entered a final order in the above referenced Order to Show Cause allowing Plaintiff to send new NOIs, confirming that new NOIs sent by plaintiff were compliant with the New Jersey Fair Foreclosure Act, allowing Plaintiff to resume foreclosures where defendants did not cure the arrears, and authorizing the Office of

Foreclosure to process motions for entry of Final Judgment on all cases that were included in the Order to Show Cause. A copy of the final order is attached as Plaintiff's Exhibit A.

5. Because the within action was included in the above referenced Order to Show Cause, dismissal is inappropriate as Plaintiff has diligently acted in order to move the action forward using the Order to Show Cause process set forth by the Court.

6. On October 30, 2012, the within foreclosure action was placed on hold because of a FEMA / Disaster moratorium issued. Said moratorium was lifted as of March 11, 2013, and Plaintiff is now proceeding with the prosecution of the within action.

7. Plaintiff mailed Request and Certification of Default and Order for Entry of Default to Defendants on August 29, 2013.

8. Furthermore, Plaintiff filed the Certificate of Diligent Inquiry on August 16, 2013, and the formal Notice under Section 6 of the Fair Foreclosure Act was sent to the Defendants on August 29, 2013.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Phelan Hallinan & Diamond, PC

By: /s/ Vladimir Palma  
Vladimir Palma, Esq.  
Attorney for Plaintiff

Dated: September 18, 2013