

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR ESCAMBIA COUNTY, FLORIDA

Wells Fargo Bank, N.A.,

GENERAL JURISDICTION DIVISION

Plaintiff,

Case No. 2016 CA 000611

vs.

Elrico B. Fernandez a/k/a Elrico Fernandez; Cherry D.
Fernandez; USAA Federal Savings Bank,

Defendants.

PAM CHILDERS
CLERK OF CIRCUIT COURT
ESCAMBIA COUNTY, FL

2017 JUL -3 P 2:15

CIRCUIT CIVIL DIVISION
FILED & RECORDED

AMENDED FINAL JUDGMENT

THIS ACTION was heard before the Court on Plaintiff's Motion for Summary Judgment on April 26, 2017. On the evidence presented

☐ the undersigned Circuit Judge and on the evidence presented and the Court being otherwise fully advised in the premises, it is thereupon,

☒ the General Magistrate. The Final Judgment of Foreclosure to which no timely exception was filed has been reviewed by the Court and it is hereby ratified, approved, and incorporated herein, it is thereupon,

IT IS ADJUDGED that:

1. Plaintiff, Wells Fargo Bank, N.A., 3476 Stateview Blvd, Fort Mill, South Carolina 29715, is due:

Principal	\$ 65,336.47
Interest to date of this judgment – April 26, 2017	\$ 5,625.74
Pre-acceleration Late Charges	\$ 36.87
Taxes	\$ 742.39
Credits to Borrower	\$ (20.34)
<u>Attorneys' fees</u>	
Flat Fee	\$ 2,520.00
Attorneys' fees total	\$ 2,520.00
Complaint filing fee	\$ 944.00
Service of Process	\$ 1,450.00
Title Charges	\$ 375.00
Publication	\$ 203.50
Skip Trace	\$ 193.50
Title Gap	\$ 75.00
Affidavit Review	\$ 10.00

2016 CA 000611

PAM CHILDERS
CLERK OF CIRCUIT COURT
ESCAMBIA COUNTY, FL
2017 JUL -7 P 2:21
CIRCUIT CIVIL DIVISION
FILED & RECORDED
File # 16-F03254

Guardian Ad Litem

\$ 479.48

TOTAL**\$ 77,971.61**

that shall bear interest at the rate of 5.05 % a year.

2. Plaintiff holds a lien for the total sum superior to all claims or estates of defendants, on the following described property in Escambia County, Florida:

LOT 50, BLOCK N, NORTHPOINTE SUBDIVISION UNIT NO. 10, A SUBDIVISION OF A PORTION OF SECTION 8, TOWNSHIP 1 SOUTH, RANGE 29 WEST, ACCORDING TO THE PLAT THEREOF IN PLAT BOOK 13, PAGE 41, OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA.

3. If the total sum with interest at the rate described in paragraph 1 and all costs accrued subsequent to this judgment are not paid, the clerk of this court shall sell the property at public sale on August 15, 2017 to the highest bidder for cash, except as prescribed in paragraph 5, at the courthouse located at 190 Governmental Center in Escambia County in Pensacola, Florida, in accordance with section 45.031, Florida Statutes, using the following method (CHECK ONE):

☐ At _____, beginning at _____ on the prescribed date.

☒ By electronic sale beginning at 11:00 AM on the prescribed date at www.escambia.realforeclose.com.

4. If the Plaintiff is the purchaser at the sale, the Plaintiff's bid is hereby assigned to the Secretary of Veterans Affairs, an officer of the United States of America, and his successors in office, as such, and his or their assigns, and the Clerk of the Court is hereby directed to issue a Certificate of Title to the assignee named therein, which is exempt from documentary stamps.

5. Plaintiff shall advance all subsequent costs of this action and shall be reimbursed for them by the clerk if plaintiff is not the purchaser of the property for sale, provided, however, that the purchaser of the property for sale shall be responsible for the documentary stamps payable on the certificate of title. If plaintiff is the purchaser, the clerk shall credit plaintiff's bid with the total sum with interest and costs accruing subsequent to this judgment, or such part of it, as is necessary to pay the bid in full.

6. On filing the certificate of title the clerk shall distribute the proceeds of the sale, so far as they are sufficient, by paying: first, all of plaintiff's costs; second, documentary stamps affixed to the certificate; third, plaintiff's attorneys' fees; fourth, the total sum due to plaintiff, less the items paid, plus interest at the rate prescribed in paragraph 1 from this date to the date of the sale; and by retaining any remaining amount pending the further order of this court.

7. On filing the certificate of sale, defendants and all persons claiming under or against defendants since the filing of the notice of lis pendens shall be foreclosed of all estate or claim in the property, except as to claims or rights under chapter 718 or chapter 720, Florida Statutes, if any. Upon the filing of the certificate of title, the person named on the certificate of title shall be let into possession of the property.

8. Jurisdiction of this action is retained to enter further orders that are necessary or are proper including, but not limited to re-foreclosure against any subordinate interest omitted from these proceedings, determining the amounts owed to any condominium or homeowners association, issuance of a writ of possession and the entry of a deficiency judgment, when and if such deficiency is sought if the parties liable under the note have not been discharged in bankruptcy (however no deficiency may be sought if the parties liable under the note were subject to an order allowing Plaintiff or its predecessors-in-interest only in rem relief from the bankruptcy automatic stay).

IF THIS PROPERTY IS SOLD AT PUBLIC AUCTION, THERE MAY BE ADDITIONAL MONEY FROM THE SALE AFTER PAYMENT OF PERSONS WHO ARE ENTITLED TO BE PAID FROM THE SALE PROCEEDS PURSUANT TO THE FINAL JUDGMENT.

IF YOU ARE A SUBORDINATE LIENHOLDER CLAIMING A RIGHT TO FUNDS REMAINING AFTER THE SALE, YOU MUST FILE A CLAIM WITH THE CLERK NO LATER THAN 60 DAYS AFTER THE SALE. IF YOU FAIL TO FILE A CLAIM, YOU WILL NOT BE ENTITLED TO ANY REMAINING FUNDS.

ORDERED at Pensacola, Florida, on June 29, 2017.



Circuit Court Judge

Copies furnished: Attached Service List

SERVICE LIST

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mailed copies to all
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