DISTRICT COURT, COUNTY OF BOULDER, COLORADO Court Address: 1777 Sixth St Boulder, CO 80302	
Applicant: U.S. Bank National Association vs. Respondent(s): Pablo A Mendez	**▲ COURT USE ONLY ▲**
Attorneys for Applicant: Holly Shilliday, Attorney Reg. No. 24423 Joan Olson, Attorney Reg. No. 28078 Jennifer Rogers, Attorney Reg. No. 34682 Eve Grina, Attorney Reg. No. 43658 Jennifer Cruseturner, Attorney Reg. No. 44452 Courtney Wright, Attorney Reg. No. 45482 Erin Robson, Attorney Reg. No. 46557 McCarthy & Holthus, LLP 7700 E. Arapahoe Road, Suite 230 Centennial, CO 80112 Telephone: 877-369-6122 Facsimile: 866-894-7369	Case Number: 16CV30808 Div.: 2
NOTICE OF RULE 120 HEARING – August 10, 2016 8:30 AM	

THE PEOPLE OF THE STATE OF COLORADO, TO THE GRANTOR(S) IN THE DEED OF TRUST DESCRIBED HEREIN, AND TO THOSE PERSONS WHO APPEAR TO HAVE ACQUIRED A RECORD INTEREST IN THE REAL ESTATE THEREIN DESCRIBED, SUBSEQUENT TO THE RECORDING OF SUCH DEED OF TRUST, GREETINGS:

Notice is hereby given that U.S. Bank National Association, has filed a Motion with this Court, claiming to be the holder of a Promissory Note the original amount of $175,000.00, dated 1/29/2008 (the "Note"), and a Deed of Trust securing said Note to the Public Trustee of the County of Boulder, Colorado, dated 1/29/2008, executed by Pablo A Mendez and recorded 2/5/2008, at reception number 2908350 of the records of the Clerk and Recorder of the County of Boulder, Colorado (the "Deed of Trust").

The Motion claims that Applicant is entitled to foreclose the lien of the Deed of Trust because the covenants of said Deed of Trust have been violated as follows: Defaults have been made under said Deed of Trust which include, but are not limited to, the failure to timely make payments required under said

Deed of Trust and the Note secured thereby, and, therefore, Applicant has elected to accelerate the entire indebtedness.

The Motion requests a Court Order authorizing the Public Trustee to sell the following real property in Boulder County, Colorado

> LOT 21, BLOCK 1, MEADOWLARK FILING NO. 1, CITY OF LONGMONT, COUNTY OF BOULDER, STATE OF COLORADO.;

also known by street and number as 2412 Sunset Drive, Longmont, CO 80501.

If you dispute the default or other facts claimed by Applicant to justify this foreclosure, or if you are entitled to protection against this foreclosure under the Soldiers' and Sailors' Civil Relief Act of 1940, as amended and renamed the Servicemembers Civil Relief Act (U.S.C. §501, et. seq.), you must make a written response to the Motion, stating under oath the facts upon which you rely and attaching copies of all documents which support your position. This response must be filed with the Clerk of this Court, at the Office of the Clerk of the Boulder County District Court, 1777 Sixth St. Boulder, CO 80302, not later than August 3, 2016 and shall be served upon Applicant by the same date pursuant to Rule 5(b) of the Colorado Rules of Civil Procedure at the office of McCarthy & Holthus, LLP, 7700 E. Arapahoe Road, Suite 230, Centennial, CO 80112. Any person who files a response may be required to pay a docket fee of $158.00 at the time of the filing.

A hearing on the Motion is scheduled for August 10, 2016 8:30 AM in Boulder County District Court, 1777 Sixth St. Boulder, CO 80302. You may attend this hearing with or without an attorney. IF NO RESPONSE IS FILED BY AUGUST 3, 2016 THE COURT MAY, WITHOUT A HEARING AND WITHOUT FURTHER NOTICE, AUTHORIZE THE FORECLOSURE AND A PUBLIC TRUSTEE'S SALE.

NOTE: IF THIS CASE IS NOT FILED IN THE COUNTY WHERE YOUR PROPERTY IS LOCATED, YOU HAVE THE RIGHT TO ASK THE COURT TO MOVE THE CASE TO THAT COUNTY. YOUR REQUEST MAY BE MADE AS A PART OF YOUR RESPONSE OR ANY PAPER YOU FILE WITH THE COURT AT LEAST SEVEN DAYS BEFORE THE HEARING.

IF YOU BELIEVE THAT THE LENDER OR SERVICER OF THIS MORTGAGE HAS VIOLATED THE REQUIREMENTS FOR A SINGLE POINT OF CONTACT IN SECTION 38-38-103.1, COLORADO REVISED STATUTES, OR THE PROHIBITION ON DUAL TRACKING IN SECTION 38-38-103.2, COLORADO REVISED STATUTES, YOU MAY FILE A COMPLAINT WITH THE COLORADO ATTORNEY GENERAL, THE FEDERAL CONSUMER FINANCIAL PROTECTION BUREAU, OR BOTH AT:

COLORADO ATTORNEY GENERAL:
Office of the Attorney General
Ralph L. Carr Colorado Judicial Center
1300 Broadway, 10th Floor
Denver, CO 80203
800-222-4444 (if outside of Denver but in Colorado); or
720-508-6006 (in Denver and out of state)
attorney.general@state.co.us

CONSUMER FINANCIAL PROTECTION BUREAU:
Consumer Financial Protection Bureau
P.O. Box 4503
Iowa City, Iowa 52244
(855) 411-2372; 8 a.m. – 8 p.m. Eastern, Monday–Friday
info@consumerfinance.gov

THE FILING OF A COMPLAINT WILL NOT STOP THE FORECLOSURE PROCESS.

Dated at Centennial, Colorado, 7/18/2016

McCarthy & Holthus, LLP

By: /s/Courtney Wright

☐ Holly Shilliday, Attorney Reg. No. 24423
☐ Joan Olson, Attorney Reg. No. 28078
☐ Jennifer Rogers, Attorney Reg. No. 34682
☐ Eve Grina, Attorney Reg. No. 43658
☐ Jennifer Cruseturner, Attorney Reg. No. 44452
☒ Courtney Wright, Attorney Reg. No. 45482
☐ Erin Robson, Attorney Reg. No. 46557
7700 E. Arapahoe Road, Suite 230
Centennial, CO 80112
Telephone: (877) 369-6122
Attorney for Applicant

NOTE: MCCARTHY & HOLTHUS, LLP MAY BE CONSIDERED A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

IMPORTANT NOTICE: THE NOTICE AND MOTION IN THIS MATTER ARE BEING FILED SIMULTANEOUSLY WITH THE MAILING OF THIS NOTICE. YOU MAY OBTAIN THE COURT'S CASE/CIVIL ACTION NUMBER BY CONTACTING THE COURT OR OUR OFFICE.

TO THE EXTENT YOUR OBLIGATION HAS BEEN DISCHARGED OR IS SUBJECT TO THE AUTOMATIC STAY IN A BANKRUPTCY PROCEEDING, THIS NOTICE IS FOR INFORMATIONAL PURPOSES ONLY AND DOES NOT CONSTITUTE A DEMAND FOR PAYMENT OR AN ATTEMPT TO COLLECT INDEBTEDNESS AS YOUR PERSONAL OBLIGATION. IF YOU ARE REPRESENTED BY AN ATTORNEY, PLEASE PROVIDE US WITH THE ATTORNEY'S NAME, ADDRESS AND TELEPHONE NUMBER.
Address of Applicant
US Bank Home Mortgage
4801 Frederica Street
Owensboro, KY 42301