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| <p>DISTRICT COURT, COUNTY OF MORGAN, COLORADO</p> <p>Court Address: 400 Warner Street Fort Morgan, CO 80701</p> | <p style="text-align: center;">▲ COURT USE ONLY ▲</p> |
| <p>Applicant: NewRez LLC, F/K/A New Penn Financial, LLC, D/B/A Shellpoint Mortgage Servicing</p> <p>vs.</p> <p>Respondent(s): Rosa Belia Nava</p> | |
| <p>Attorneys for Applicant: Holly Shilliday Attorney Reg No. 24423 Ilene Dell'Acqua Attorney Reg No. 31755 McCarthy & Holthus, LLP 7700 E. Arapahoe Road, Suite 230 Centennial, CO 80112 Telephone: 877-369-6122 Facsimile: 866-894-7369</p> | <p>Case Number: <i>2021CV30057</i></p> <p>Div.: <i>E</i></p> |
| <p style="text-align: center;">NOTICE OF RULE 120 MOTION FOR ORDER AUTHORIZING SALE RESPONSE DEADLINE – NOVEMBER 18, 2021</p> | |

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 NewRez LLC, F/K/A New Penn Financial, LLC, D/B/A Shellpoint Mortgage Servicing, has filed a Motion with this Court, claiming to be the holder of a Promissory Note the original amount of \$116,200.00, dated 11/23/2012 (the "Note"), and a Deed of Trust securing said Note to the Public Trustee of the County of Morgan, Colorado, dated 11/23/2012, executed by Rosa Belia Nava and recorded 11/30/2012, at reception number 879188 of the records of the Clerk and Recorder of the County of Morgan, 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 Morgan County, Colorado

LAND SITUATED IN THE COUNTY OF MORGAN IN THE STATE OF CO
LOT 6, BLOCK 1, OF THE AMENDED REPLAT OF MURCHY'S THIRD
ADDITION TO THE CITY OF FORT MORGAN, COLORADO, ACCORDING
TO THE RECORDED PLAT THEREOF, MORGAN COUNTY, COLORADO.

also known by street and number as 124 Dahlia St, Fort Morgan, CO 80701.

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 the facts upon which you rely. You may attach copies of documents which support your position. Any interested party may file and serve a response with the Clerk of this Court, at the Office of the Clerk of the Morgan County District Court, 400 Warner Street, Fort Morgan, CO, 80701, not later than **NOVEMBER 18, 2021** 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.

If a response is timely filed, the Court will review the response at which time the motion will be granted, denied or set for a hearing. IF NO RESPONSE IS FILED BY **NOVEMBER 18, 2021** 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 OR A SUBSTANTIAL PART OF YOUR PROPERTY IS LOCATED, YOU HAVE THE RIGHT TO ASK THE COURT TO MOVE THE CASE TO THAT COUNTY. IF YOU FILE A RESPONSE AND THE COURT SETS A HEARING DATE, YOUR REQUEST TO MOVE THE CASE MUST BE FILED WITH THE COURT AT LEAST SEVEN DAYS BEFORE THE DATE OF THE HEARING UNLESS THE REQUEST WAS INCLUDED IN YOUR RESPONSE.

IF YOU BELIEVE THAT THE LENDER OR SERVICER OF THIS MORTGAGE HAS VIOLATED THE REQUIREMENTS FOR A SINGLE POINT OF CONTACT IN