

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT  
IN AND FOR CITRUS COUNTY, FLORIDA**

**BAC HOME LOANS SERVICING, LP  
F/K/A COUNTRYWIDE HOME LOANS  
SERVICING, LP,**

**Plaintiff,**

**vs.**

**CASE NO.: 2010-CA-4323**

**ASTOR EVERETT HOSANG, ET. AL.,**

**Defendants.**

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**ORDER STRIKING DEFENDANT'S NOTICE OF REMOVAL**

**THIS CAUSE** having come before the Court upon defendant, Astor Hosang's Notice of Removal, and the Court having reviewed the record of this case and all pertinent documents, and being otherwise fully advised in the premises finds as follows:


1. This case was initiated upon the plaintiff's Verified Complaint to Foreclose Mortgage.
2. A Final Judgment of Foreclosure was entered on April 23, 2014 and a foreclosure sale is scheduled for November 6, 2014.
3. On October 22, 2014, Defendant filed a Notice of Removal: Civil Rights Case. Defendant purports to seek removal of the case to the federal court claiming the case raises civil rights issues. Defendant's notice is untimely and is legally insufficient. See Assiff v. Carnival, 930 So. 2d 776 (Fla. 3d DCA 2006) (finding that 28 U.S.C.A. § 1441 allows removal from state to federal court under specific circumstances). Based upon the foregoing, it is thereupon:

2010-CA-4323

**ORDERED AND ADJUDGED:**

1. That the defendant, Astor Hosang's Notice of Removal is **STRICKEN** as a **NULLITY**.
2. The foreclosure sale noticed for November 6, 2014 shall proceed as scheduled.

**DONE AND ORDERED** in Chambers, at Inverness, Citrus County, Florida, this 5<sup>th</sup> day of NOV, 2014.

  
CAROL A. FALVEY  
CIRCUIT JUDGE

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been delivered by United States Mail, first class postage pre-paid, in hand delivery, electronic mail or by courthouse mailbox to the following individuals this 7 day of NOV, 2014.

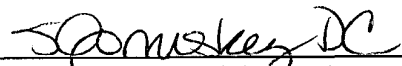
Albertelli Law, via e-mail: [servealaw@albertellilaw.com](mailto:servealaw@albertellilaw.com)

Astor Hosang, 58 Churchill Avenue, Trenton, New Jersey 08610

Brentwood Villas Property Owners Association, Inc., 2476 N. Essex Avenue, Hernando, Florida 34461

Brentwood Farms Property Owners Association, Inc., 2476 N. Essex Avenue, Hernando, Florida 34461

Mortgage Electronic Registration Systems, Inc., as Nominee for Assured Lending Corporation, 1200 South Pine Island Road, Plantation, Florida 33324

  
~~Mori Campea, Judicial Assistant~~