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Shelby Cnty Judge of Probate, AL
04/12/2013 10:53:22 AM FILED/CERT

NOTICE OF LIS PENDENS

NOTICE is hereby given that the Defendants JEFFREY A. BURBACK AND COLLEEN L. BURBACK in the action known as **The Bank of New York Mellon f/k/a The Bank of New York as Trustee For The Certificate-Holders of CWABS, Inc., Asset-Backed Certificates, Series 2006-8 v. Jeffrey A. Burback and Colleen L. Burback**, CV-2013-900003 filed on January 2, 2013 in the Circuit Court of Shelby County, Alabama, claim a right, title, interest or claim in and to the following described property situated in Shelby County, Alabama, and described as follows:

Situated in Birmingham, Shelby County, State of Alabama and being described as follows: Lot 10, according to the survey of Aaronvale Subdivision, Phase I, as recorded in Map Book 23, Page 78, in the Probate Office of Shelby County, Alabama.

Defendants allege, among other things, that the October 16, 2012 non-judicial foreclosure sale by Plaintiff THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS TRUSTEE FOR THE CERTIFICATE-HOLDERS OF CWABS, INC., ASSET-BACKED CERTIFICATES, SERIES 2006-8 was wrongful and is due to be rescinded or otherwise set aside.

Respectfully Submitted,

Erin L. Kline
Counsel for Defendant

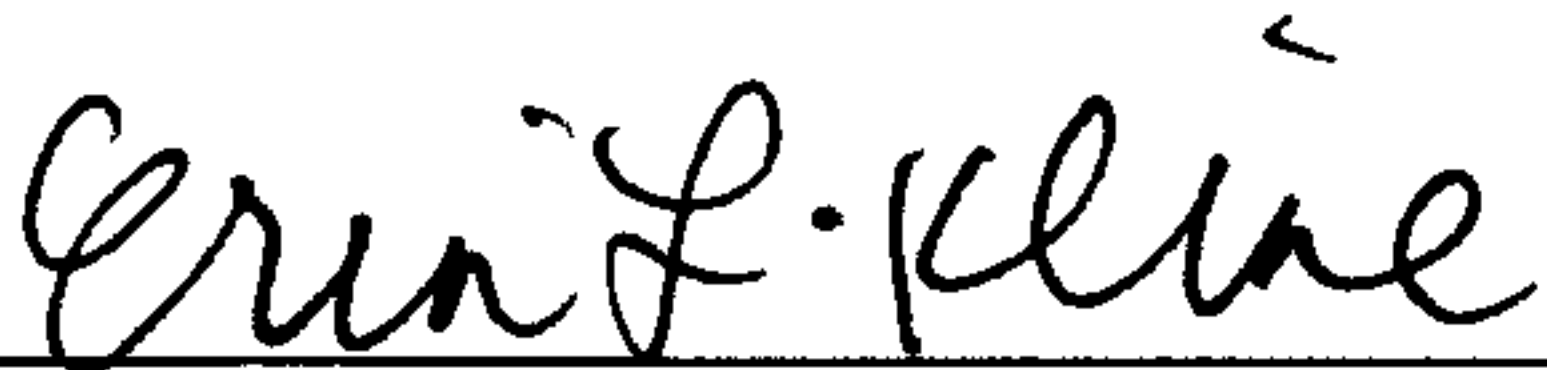
Of Counsel:

THE KIRBY LAW FIRM
615 1st Street North
Alabaster, Alabama 35007
(205) 386-2005
(205) 358-3550 – Fax
bkirby@bkirbylaw.com


CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing notice on all counsel of record by placing a copy of the same in the U.S. Mail, first class postage prepaid, on April __, 2013, addressed to the following:

Greggory M. Deitsch, Esq.
Sirote & Permutt, PC
P.O. Box 55727
Birmingham, AL 35255



Of Counsel


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