

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

FEDERAL HOME LOAN
MORTGAGE CORPORATION,

Plaintiff,

v.

THEODORE PIHAKIS and
CATHY PIHAKIS,

Defendants.

v.

FEDERAL HOME LOAN
MORTGAGE CORPORATION,
and WELLS FARGO BANK, NA,

Counter-Defendants.

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ORDER 1/2

Case No.: CV 13-MHH-1094-S

ORDER

The parties in this action, plaintiff Federal Home Loan Mortgage Corporation ("Freddie Mac"), defendants Theodore and Cathy Pihakis, and counter-defendant Wells Fargo Bank, N.A., have informed the Court that they have agreed that the foreclosure sale of the property known as 2032 Wilmington Place, Birmingham, Alabama 35242, and described as "Lot 10, according to the Amended Map of Wilmington Place, as recorded in Map Book 30, Page 23, in the Probate Office of Shelby County, Alabama" ("the Property") and the related


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Foreclosure Deed should be voided. (Doc. 24, Doc. 24-1, p. 3).

Accordingly, the Court **ORDERS** the November 27, 2012 foreclosure sale of the Property is null and void and has no force or effect. Furthermore, the January 10, 2013 Foreclosure Deed for the Property, recorded in the Shelby County Probate Office on February 18, 2013 as instrument number 20130218000068200, is null and void and has no force or effect. The mortgage executed on May 18, 2011 and recorded in the Shelby County Probate Office as instrument number 20110609000169670 is revived by this Order and returns to its respective priority as of the date prior to the November 27, 2012 foreclosure sale.

This Consent Order shall be recorded in the Probate Records of Shelby County, Alabama to document the Court's declaration regarding the Mortgage, Foreclosure Deed, and the real property at issue.

DONE and **ORDERED** this March 16, 2015.



MADELINE HUGHES HAIKALA
UNITED STATES DISTRICT JUDGE



Filed and Recorded
Official Public Records
Judge James W. Fuhrmeister, Probate Judge,
County Clerk
Shelby County, AL
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A TRUE COPY
SHARON N. HARRIS, CLERK
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA

BY: 
DEPUTY CLERK