

At a Special Term of the Supreme Court,  
held in and for the County of Genesee, State  
of New York, on the 2<sup>nd</sup> day of June,  
2022.

PRESIDING: HON. DIANE Y. DEVLIN, J.S.C.

STATE OF NEW YORK  
SUPREME COURT : COUNTY OF GENESEE

NORTHWEST BANK f/k/a NORTHWEST  
SAVINGS BANK,

Plaintiff,

Index No. E67596

v.

MICHAEL S. TOMASZEWSKI,  
VALERIE A. TOMASZEWSKI,  
ACME HOLDINGS OF N.Y., INC.,  
MICHAEL S. TOMASZEWSKI FUNERAL AND  
CREMATION CHAPEL, LLC,  
ATLANTIC CREDIT FINANCE, INC.  
A/P/O CAPITAL ONE,  
TARGET NATIONAL BANK,  
JOHN BRYMER,  
MAURA C. NEWSTEAD DIBBLE,  
UNITED STATES OF AMERICA/DEPARTMENT OF  
THE TREASURY/INTERNAL REVENUE SERVICE,  
NORTHWEST BANK f/k/a NORTHWEST SAVINGS BANK,  
NEW YORK STATE DEPARTMENT OF TAXATION  
AND FINANCE,  
PATRICIA TOMASZEWSKI,  
CARL TOMASZEWSKI,

Mortgaged Premises:  
43 Edgewood Drive  
Batavia, New York 14020

SBL: 12.05-1-7

Defendants.

**ORDER AND JUDGMENT OF DEFICIENCY**

A motion having been duly made at a Special Term of this Court, held on the  
2<sup>nd</sup> day of June, 2022, for an order confirming the referee's report of sale herein, and

making absolute and binding forever the sale therein mentioned, and for an order granting and directing the Clerk of this Court to enter a deficiency judgment herein in favor of plaintiff Northwest Bank formerly known as Northwest Savings Bank, and against defendant Valerie A. Tomaszewski, the plaintiff having submitted a notice of motion, dated April 22, 2022, the affirmation of Daniel E. Sarzynski, Esq., dated April 22, 2022, with attached exhibits, and the affidavit of Timothy Green, sworn to April 22, 2022, with attached exhibit, and there being no papers submitted in opposition thereto, and there having been due deliberation thereon, it is hereby

ORDERED, ADJUDGED, and DECREED that plaintiff Northwest Bank formerly known as Northwest Savings Bank, with an address of 100 Liberty Street, Warren, Pennsylvania 16365, does recover of defendant Valeria A. Tomaszewski, with an address of 66 Clearfield Drive, East Amherst, New York 14221, in the sum of two hundred twenty-three thousand six hundred eighty-two and 16/100 (\$223,682.16) Dollars, with interest thereon from March 11, 2022, and that plaintiff has execution therefor; and it is further

ORDERED, ADJUDGED, and DECREED that the report of sale of the referee Susan P. Reinecke, Esq., dated March 11, 2022, and filed on March 22, 2022, be and the same hereby is ratified, confirmed, and made absolute and binding forever, and it is further

ORDERED, ADJUDGED, and DECREED that the Clerk of this Court enter and docket this judgment in favor of plaintiff Northwest Bank formerly known as Northwest Savings Bank and against defendant Valerie A. Tomaszewski, as hereinbefore stated.

Dated: Batavia, New York

June 2<sup>nd</sup>, 2022



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Hon. Diane Y. Devlin, J.S.C.

ENTER: