

STATE OF MICHIGAN
COURT OF CLAIMS

QUICKEN LOANS, INC,

Plaintiff,

No. 18-000094-MT

v

Hon.

MICHIGAN DEPARTMENT OF TREASURY,

Defendant.

TROTT LAW, P.C.
By: Julie A. Krohta (P39367)
Attorneys for Plaintiff
31440 Northwestern Hwy. Ste. 145
Farmington Hills, MI 48334-5422
(248) 723-6009

SUANN D. COCHRAN (P35956)
Assistant Attorney General
Attorney for Defendant Michigan
Department of Treasury
SCFRA & Collections Division
3030 W Grand Blvd, Ste 10-200
Detroit, MI 48202
(313) 456-0140

**STIPULATION AND ORDER
SETTING PRIORITIES & INTERESTS BETWEEN PLAINTIFF
AND THE MICHIGAN DEPARTMENT OF TREASURY
AND
DISMISSING CASE AGAINST MICHIGAN DEPARTMENT OF TREASURY**

STIPULATION

Plaintiff, Quicken Loans, Inc., through its attorneys, Trott Law, P.C., by Julie Krohta, and Defendant, Michigan Department of Treasury, through its attorneys, BILL SCHUETTE, Michigan Attorney General, and Suann D. Cochran, Assistant Attorney General, stipulate as follows:

1. Quicken Loans, Inc., named the Michigan Department of Treasury this action because Treasury claims an interest in the property that is subject of this action as the result of State Tax Lien No. 1952602 recorded with the Oakland County Register of Deeds. Plaintiff has no monetary claims against Treasury but is simply seeking to subject Treasury's interest in the property described below to any sale that may take place pursuant to an order that may be issued by the Court in this action.

2. Plaintiff holds a mortgage that was originally recorded on 05/09/13, with the Oakland County Register of Deeds against the real property interest of Marcus Davis, which is the subject of this lawsuit and that is more particularly described as:

Lot 41, Pilgrim Hills Subdivision, according to the Plat thereof recorded in Liber 203 of Plats, Page(s) 10, Oakland County Records.

Tax Parcel ID: 18-05-228-009

More commonly known as: 5979 James Head Ct.

3. On 11/05/17, Defendant Treasury recorded Tax Lien # 1952602 with the Oakland County Register of Deeds against the real property interests of Marcus Davis.

4. Treasury recognizes and affirms that the interest claimed by the Plaintiff in the property, which is the subject of this cause, is senior, superior and prior in all respects to the interest claimed by Treasury. Further, that Treasury's interests in the property described above shall be subjected to and extinguished by

any foreclosure sale that takes place pursuant to an Order of the Oakland County Circuit Court, Docket No. 2018-165287-CH, unless the property is redeemed from said sale as provided for by statute. Further, Treasury's lien shall transfer to any excess proceeds derived from the sale, over and above the amount necessary to satisfy Plaintiff's claim.

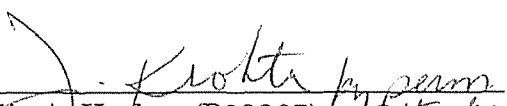
5. If the Oakland County Circuit Court Case No. 2018-165287-CH results in a sale of the subject property, pursuant to the enforcement of Plaintiff's rights, that any excess proceeds derived from said sale, over and above the amount necessary to satisfy Plaintiff, be promptly paid into the Court subject to further order of the Court as to priorities, with Treasury being entitled to apply for payment of such surplus proceeds. Plaintiff's counsel shall give written notice of any surplus to undersigned counsel for the Treasury within 10 days after receipt of sale proceeds.

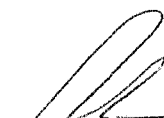
6. Treasury reserves the right to present all evidence necessary to substantiate the existence of its lien, the amount of its lien, and the respective priority of its lien with respect to any lien holders other than the Plaintiff to protect its right to any surplus proceeds from any judicial foreclosure action.

7. Plaintiff will send Treasury a True Copy of any report of sale or final judgment of this lawsuit.

8. This case is to be dismissed without prejudice and without costs to either party.

9. This Stipulation and Order does not affect Plaintiff's Complaint against the remaining Defendants in the Oakland County Circuit Court Case No. 2018-165287-CH.


Julie A. Krohta (P39367) *detached 6/25/18*
Attorney for Plaintiff,
Quicken Loans, Inc.,
Date: 6/25/18


Suann D. Cochran (P35956)
Attorney for Defendant, State of
Michigan Department of Treasury
Date: 6/25/18

**ORDER BASED ON STIPULATION SETTING PRIORITIES & INTERESTS
BETWEEN PLAINTIFF AND THE MICHIGAN DEPARTMENT OF
TREASURY
AND
DISMISSING CASE**

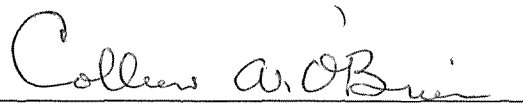
At a session of said Court,
held in the State of Michigan,
on July 16, 2018.

PRESENT:
HON: Colleen A. O'Brien
Court of Claims Judge

As Stipulated above between Plaintiff, Quicken Loans, Inc., and Defendant,
State of Michigan Department of Treasury,

IT IS SO ORDERED.

**This is a Final Order and Resolves the last Pending Claim in this
case.**


COURT OF CLAIMS JUDGE