

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA

Case No. 501971DR004137XXDIFD
Division: FAMILY

WILLIAM A. CABANA,
Petitioner,

and

SHARON ANN MAYO f/k/a
SHARON ANN CABANA,
Respondent.

FAMILY LAW FINANCIAL AFFIDAVIT (SHORT FORM)
(Under \$50,000 Individual Gross Annual Income)

I, WILLIAM A. CABANA, being sworn, certify that the following information is true:

My Occupation: Retired

Pay rate: \$ N/A () every week () every other week () twice a month () monthly () other:

Check here if unemployed and explain on a separate sheet your efforts to find employment.

SECTION I. PRESENT MONTHLY GROSS INCOME:

All amounts must be MONTHLY. See the instructions with this form to figure out money amounts for anything that is NOT paid monthly. Attach more paper, if needed. Items included under "other" should be listed separately with separate dollar amounts.

- | | | |
|---|---------------|------------------|
| 1. Monthly gross salary or wages | 1. \$ | _____ |
| 2. Monthly bonuses, commissions, allowances, overtime, tips, and similar payments | 2. | _____ |
| 3. Monthly business income from sources such as self-employment, partnerships, close corporations, and/or independent contracts (gross receipts minus ordinary and necessary expenses required to produce income) (X) Attach sheet itemizing such income and expenses.) | 3. | <u>27</u> _____ |
| 4. Monthly disability benefits/SSI | 4. | _____ |
| 5. Monthly Workers' Compensation | 5. | _____ |
| 6. Monthly Unemployment Compensation | 6. | _____ |
| 7. Monthly pension, retirement, or annuity payments | 7. | _____ |
| 8. Monthly Social Security benefits | 8. | <u>766</u> _____ |
| 9. Monthly alimony actually received | | |
| 9a. From this case: \$ _____ | | |
| 9b. From other case(s): _____ | Add 9a and 9b | 9. _____ |
| 10. Monthly interest and dividends | 10. | _____ |
| 11. Monthly rental income (gross receipts minus ordinary and necessary expenses required to produce income) (<input type="checkbox"/> Attach sheet itemizing such income and expense items.) | 11. | _____ |
| 12. Monthly income from royalties, trusts, or estates | 12. | _____ |
| 13. Monthly reimbursed expenses and in-kind payments to the extent that they reduce personal living expenses | 13. | _____ |
| 14. Monthly gains derived from dealing in property (not including nonrecurring gains) | 14. | _____ |
| 15. Any other income of a recurring nature (list source) _____ | 15. | _____ |
| 16. _____ | 16. | _____ |

17. PRESENT MONTHLY GROSS INCOME (Add lines 1-16) TOTAL: 17. \$793
PRESENT MONTHLY DEDUCTIONS:

SUMMARY

29. TOTAL PRESENT MONTHLY NET INCOME

(from line 27 of SECTION I. INCOME)

29. \$ 538

30. TOTAL MONTHLY EXPENSES (from line 28 above)

30. \$ 1,426

31. SURPLUS (If line 29 is more than line 30, subtract line 30 from line 29.

This is the amount of your surplus. Enter that amount here.)

31. \$ _____

32. (DEFICIT) (If line 30 is more than line 29, subtract line 29 from line 30.

This is the amount of your deficit. Enter that amount here.)

32. (\$ 888)

SECTION III. ASSETS AND LIABILITIES

Use the nonmarital column only if this is a petition for dissolution of marriage and you believe an item is "nonmarital," meaning it belongs to only one of you and should not be divided. You should indicate to whom you believe the item(s) or debt belongs. (Typically, you will only use this column if property/debt was owned/owed by one spouse before the marriage. See the "General Information for Self-Represented Litigants" found at the beginning of these forms and section 61.075(1), Florida Statutes, for definitions of "marital" and "nonmarital" assets and liabilities.)

A. ASSETS:

DESCRIPTION OF ITEM(S). List a description of each separate item owned by you (and/or your spouse, if this is a petition for dissolution of marriage). DO NOT LIST ACCOUNT NUMBERS. ✓ the box next to any asset(s) which you are	Current Fair Market Value	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/> Cash (on hand)	\$ 23		
<input type="checkbox"/> Cash in Colonial bank (includes reserve for req'd bank min. \$300 bal.)	\$ 393		
<input type="checkbox"/> Stocks, Bonds, Notes	None		
<input type="checkbox"/> Real estate: (Home)	None		
<input type="checkbox"/> (Other)	None		
<input type="checkbox"/> Automobiles	None		
<input type="checkbox"/> Other personal property (household furnishings)	\$ 500 est.		
<input type="checkbox"/> Retirement plans (Profit Sharing, Pension, IRA, 401(k)s, etc.)	None		
<input type="checkbox"/> Other			
<input type="checkbox"/> Paypal - receives payments from websales which are then sent to US Bank	\$(156)		
<input type="checkbox"/> US Bank – used for debit card charges and payments for goods sold on web.	\$30		
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> ✓ here if additional pages are attached. Bank and Paypal Statements			
Total Assets (add column B)	\$ 790		

B. LIABILITIES: NONE

DESCRIPTION OF ITEM(S). List a description of each separate debt owed by you (and/or your spouse, if this is a petition for dissolution of marriage). DO NOT LIST ACCOUNT NUMBERS. ✓ the box next to any debt(s) for which you	Current Amount Owed	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/> Mortgages on real estate: First mortgage on home	\$		
<input type="checkbox"/> Second mortgage on home			
<input type="checkbox"/> Other mortgages			
<input type="checkbox"/>			
<input type="checkbox"/> Auto loans			
<input type="checkbox"/>			
<input type="checkbox"/> Charge/credit card accounts			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Other: Loans from Mother:	\$ 33,715		
<input type="checkbox"/> Unpaid invoices from Mr. Lindsey for Mother's car delivery. from WPB to Venice and for personal pick up from jail and transportation to Venice.	\$ 958		
<input type="checkbox"/> Foreclosure judgment w/int. accum. @12% from date of order 9Feb94	\$ 66,061		
<input type="checkbox"/> Alimony arrearage judgment order 6Jan06 w/int. accum. @9%	\$ 87,661		
<input checked="" type="checkbox"/> ✓ here if additional pages are attached: 2 judgments indicated above			
Total Debts (add column B)	\$ 188,400		

C. CONTINGENT ASSETS AND LIABILITIES: NONE

INSTRUCTIONS: If you have any POSSIBLE assets (income potential, accrued vacation or sick leave, bonus, inheritance, etc.) or POSSIBLE liabilities (possible lawsuits, future unpaid taxes, contingent tax liabilities, debts assumed by another), you must list them here.

Contingent Assets ✓ the box next to any contingent asset(s) which you are requesting the judge award to you.	Possible Value	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/>	\$		
<input type="checkbox"/>			
Total Contingent Assets	\$ 0		

Contingent Liabilities ✓ the box next to any contingent debt(s) for which you believe you should be responsible.	Possible Amount Owed	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/>	\$		
<input type="checkbox"/>			
Total Contingent Liabilities	\$ 0		

SECTION IV. CHILD SUPPORT GUIDELINES WORKSHEET

(Florida Family Law Rules of Procedure Form 12.902(e), Child Support Guidelines Worksheet, MUST be filed with the court at or prior to a hearing to establish or modify child support. This requirement cannot be waived by the parties.)

A Child Support Guidelines Worksheet IS or WILL BE filed in this case. This case involves the establishment or modification of child support.
 X A Child Support Guidelines Worksheet IS NOT being filed in this case. The establishment or modification of child support is not an issue in this case.

I certify that a copy of this document was (X) mailed () faxed and mailed () hand delivered to the person(s) listed below on August 2, 2006 _____.

Other party or his/her attorney:
Cathy L. Kamber, Esq.
Attorney For Sharon Ann Mayo
1675 Palm Beach Lakes Boulevard
The Forum, Tower A, Suite 700
West Palm Beach, FL 33401

I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

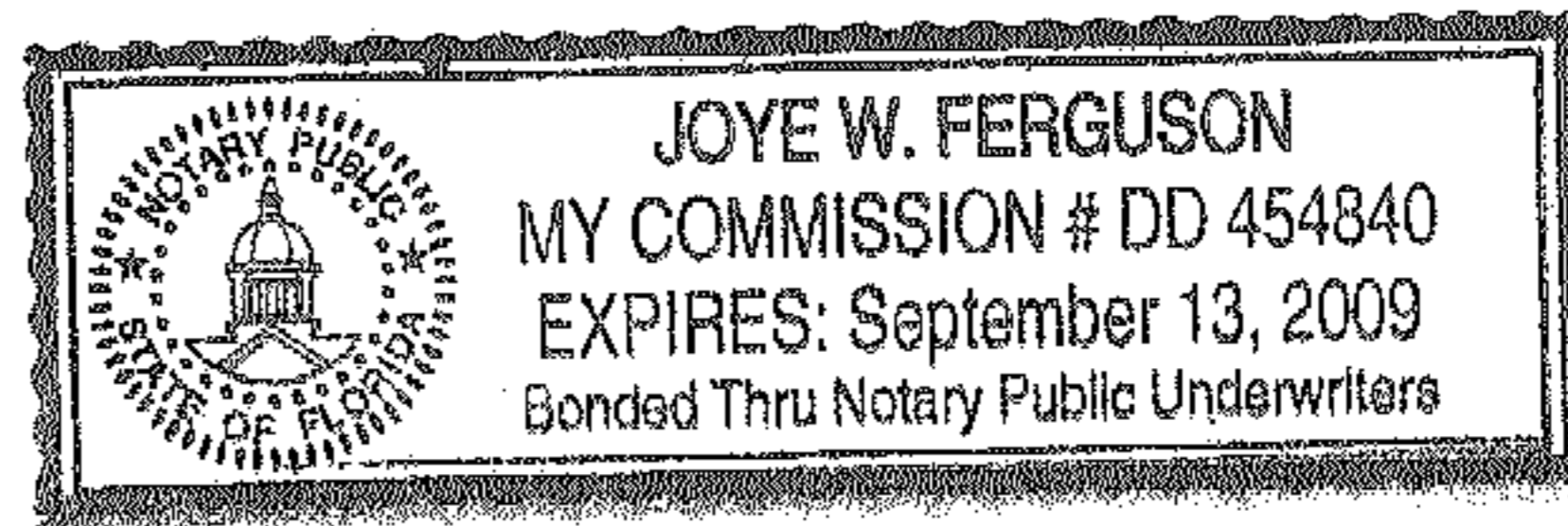
Dated: July 31, 2006

William A. Cabana
Signature of Party
Printed Name: William A. Cabana, pro se
Address: 1050 Capri Isles Blvd., Apt. F-105
City, State, Zip: Venice, FL 34292
Phone Number: 941-480-1395

STATE OF FLORIDA
COUNTY OF SARASOTA

Sworn to or affirmed and signed before me on July 31, 2006
by William A. Cabana

Joye W. Ferguson
NOTARY PUBLIC or DEPUTY CLERK



 ✓ Personally known
 Produced identification
 Type of identification produced _____

[Print, type, or stamp commissioned name of notary or deputy clerk.]

Internet Sales – Jan 2 thru July 31, 2006

	PP	AA	AS		
Total	1209.62	489.94	195.72		
Cost of Sales	-687.27	-225.00	-437.40		
Website hosting	-119.88	-119.88	-119.88		
Profit	402.47	145.06	-361.56		
2006 Mo. Avg.	57.50	20.72	-51.65	Total	\$26.57

Legend: PP = Prudent Peddler; AA = Abolish Alimony; AS = Sport Pilot Airsports



July 31, 2006

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Colonial Online Banking

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Welcome William Cabana

Account Details for CHECKING
account # **0131254501**

Available Balance is
\$393.27

Date	Type	Check #	Descriptions	Debit	Credit
7/26/2006	Check	1090	CHECK	\$40.00	
7/11/2006	Directdebit		ALLSTATE INS CO INS PREM	\$144.43	
7/6/2006	Directdebit		MYFLORIDACOUNTY CHILD SUPP	\$255.00	
7/6/2006	Check	1089	CHECK	\$187.00	
7/3/2006	Directdep		US TREASURY 303 SOC SEC		\$766.00
7/3/2006	Directdebit		COMCAST OF W FLO CABLE PYMT	\$51.54	
7/3/2006	Directdebit		S COUNTY YMCA MBR/PRGRMS	\$18.00	
7/3/2006	Directdebit		VERIZON PaymentREC	\$13.98	

An image is a copy of an original document or substitute check but may not accurately reflect its current status.

Filter Transactions

Use the options below to filter the transactions being displayed.

Account:

Amount:

All for the last: days

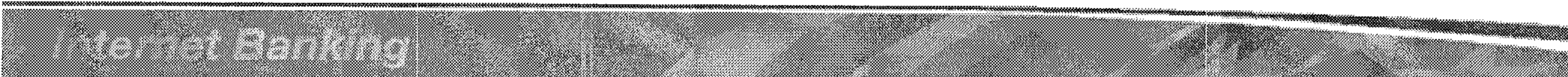
From this date:

To this date:

Show me: Transactions Per Page

Check#:

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★ Personal

William A Cabana

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Monday, July 31, 2006

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Checking

Account ending in 2357

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ACCOUNT BALANCE AVAILABLE BALANCE

\$102.29 \$30.10

CHECK CARD AUTHORIZATIONS [\\$72.19](#)

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Recent Transactions

Click on column headings to re-sort.

Next

DATE	CHECK #	DESCRIPTION	DEPOSIT	WITHDRAWAL	BALANCE ?
07/28/06		· Visa Purchase (non-pin) Sarasota Herald 941-361-4500fl		\$6.65	\$102.29
07/28/06		· Web Authorized Pmt Walmart Cc		\$73.14	\$108.94
07/20/06		· Electronic Deposit Paypal	\$50.00		\$182.08
07/19/06		· Visa Purchase (non-pin) Usps 1189290348 Venice Fl		\$9.54	\$132.08
07/17/06		· Visa Purchase (non-pin) Emetrix Online S888-447-1175ut		\$35.49	\$141.62
07/17/06		· Visa (non-pin) Return 1 And 1 Internet877-4612631 Pa	\$20.00		\$177.11
07/14/06		· Electronic Deposit Paypal	\$50.00		\$157.11
07/13/06		· Visa Purchase (non-pin) Usps 1189290357 Venice Fl		\$3.42	\$107.11
07/12/06		· Visa (non-pin) Return Jwh Distributingsanta Rosa Ca	\$5.40		\$110.53
07/06/06		· Interest Paid This Period	\$0.02		\$105.13
07/03/06		· Visa Purchase (non-pin) Rad Electronics Wautoma Wi		\$266.95	\$105.11
07/03/06		· Overdraft Charge		\$31.00	\$372.06
07/03/06		· Electronic Deposit Paypal	\$250.00		\$403.06
06/30/06		· Visa Purchase (non-pin) Jwh Distributingsanta Rosa Ca		\$31.78	\$153.06
06/28/06		· Visa Purchase (non-pin) Wal-mart #0769 Venice Fl		\$18.85	\$184.84
06/28/06		· Web Authorized Pmt Walmart Cc		\$209.07	\$203.69
06/27/06		· Electronic Deposit Paypal	\$175.00		\$412.76
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$3.50	\$237.76
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$3.50	\$241.26
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$3.50	\$244.76
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$3.51	\$248.26
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$3.89	\$251.77
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$4.49	\$255.66
06/22/06		· Visa Purchase (non-pin) Amz*amazon Paymeamzn.com/bilwa		\$5.99	\$260.15



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Month Day Year

All Activity - Advanced View from Jul. 1, 2006 to Jul. 31, 2006

Date	Type	To/From	Name/Email/Phone	Status	Details	Action	Gross	Fee	Net Amount	Balance
Jul. 25, 2006	Payment	From	Robert Kavanaugh	Completed	Details	<input type="button" value="Ship"/>	\$34.95 USD	-\$1.31 USD	\$33.64 USD	-\$155.91 USD
Jul. 25, 2006	Temporary Hold	For	Buyer Dispute	Placed	Details		-\$259.95 USD	\$7.84 USD	-\$252.11 USD	-\$189.55 USD
Jul. 22, 2006	Payment	From	Theresa Fortner Ward	Completed	Details	<input type="button" value="Ship"/>	\$51.95 USD	-\$1.81 USD	\$50.14 USD	\$62.56 USD
Jul. 18, 2006	Transfer	To	Bank Account	Completed	Details		-\$50.00 USD	\$0.00 USD	-\$50.00 USD	\$12.42 USD
Jul. 17, 2006	Payment	From	Nancy Naylor-Schilpp	Completed	Details	<input type="button" value="Ship"/>	\$34.95 USD	-\$1.31 USD	\$33.64 USD	\$62.42 USD
Jul. 11, 2006	Transfer	To	Bank Account	Completed	Details		-\$50.00 USD	\$0.00 USD	-\$50.00 USD	\$28.78 USD
Jul. 1, 2006	Dividend	From	PayPal - Money Market	Completed	Details		\$1.01 USD	\$0.00 USD	\$1.01 USD	\$78.78 USD

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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA

IN RE: THE MARRIAGE OF

CASE NO: 501971DR004137XXDIFD

WILLIAM A. CABANA,
Petitioner/Former Husband,

FAMILY DIVISION

and

SHARON ANN MAYO f/k/a
SHARON ANN CABANA
Respondent/Former Wife.

**ORDER ADJUDICATING FORMER HUSBAND IN CONTEMPT AND
CONTAINING JUDGMENT**

THIS CAUSE was presented before the Court upon the Former Wife's Amended Motion For Contempt on January 5, 2006 and January 6, 2006. The Former Wife, Sharon Mayo was present and testified, and was represented by Cathy L. Kamber, Esq., who also testified. The Former Husband, William A. Cabana, was present without counsel, and testified.

The Court finds as follows:

1. The Former Husband is in arrears in the payment of child support and alimony in the amount of Eighty Seven Thousand Six Hundred Sixty and 92/100 (\$87,660.92), including interest, through March 31, 2004, which sum shall bear interest at the statutory rate.
2. The Former Husband has the ability to comply with the previous judgments and orders of this Court and has wilfully refused and failed to do so and has failed to present a valid cause for the delinquency; thus, through the Former Husband's own fault and neglect,

had frustrated the purpose and intent of the Court Orders. Garó v. Garó, 347 So.2d 418 (Fla. 1977); Faircloth v. Faircloth, 339 So.2d 650 (Fla. 1976).

3. Notwithstanding the Former Husband's egregious misrepresentations as to his lack of income and assets, the Court finds that Former Husband has had income and the ability to remit the Court ordered payments.

4. The Court further finds that the Former Husband has the present financial ability to make the purge payments required in the decretal portion of this Order. Bowen v. Bowen, 471 So.2d 1274 (Fla. 1985). The Court finds that Former Husband has, at a minimum, the present ability to pay \$7,500.00; indeed, it appears that he may have a much greater ability. The Former Husband has accounts with funds in his name, or transferred to the names of his relatives, at SouthTrust Securities, U. S. Bank, PayPal, Colonial Bank, and SouthTrust Bank. The Former Husband has been deceitful in his disclosure of assets and income.

It is thereupon ORDERED that:

1. The Former Husband is in contempt for failure to pay in compliance with the Court's orders and shall be taken into custody and confined in the Palm Beach County Jail until he purges himself of the contempt; provided, however, the Former Husband may purge the contempt by making the following payments:

(A) Paying the sum of Seven Thousand (\$7,500) Dollars instanter. A separate

Order of Commitment shall be entered contemporaneously herewith.

(B) The sum of Two Hundred Fifty (\$250.00) Dollars per month as a periodic contempt purge payment to satisfy the balance. The first payment shall commence on February 1, 2006, and continue on the first (1st) day of each and every month thereafter until the full amount has been satisfied, together with accumulated interest

2. If the Former Husband failed to pay the above monies, the Former Wife, shall file a Motion for Commitment and the matter will be set for commitment hearing with notice to the Former Husband by regular U.S. Mail.

3. The initial purge payment of \$7,500.00 shall be paid directly to the Former Wife, Sharon Mayo, in accordance with the Order of Commitment entered contemporaneously herewith. All subsequent monthly payments shall be made in the following manner:

a. The payments shall be paid to the State of Florida Disbursement Unit, P.O. Box 8500, Tallahassee, Florida 32314-8500 together with any applicable service charge, which is currently 4% per payment with a minimum of \$1.25 to a maximum of \$5.25 per payment. The service charge may change from time to time as determined by the Clerk of the Circuit Court.

- b. All payments shall include the obligors's social security number, name, current address and case number.
 - c. The Former Husband is ordered to immediately advise the Clerk of the Circuit Court of any changes in his Financial Affidavit which have heretofore been filed with the Court.
4. The Court shall enter a separate order on Former Wife's request for attorneys fees and costs.
5. The Former Wife, Sharon Mayo, is awarded a judgment and recovers from Former Husband, WILLIAM A. CABANA, Social Security Number 261-54-4143, the sum of Eighty Seven Thousand Six Hundred Sixty and 92/100 (\$87,660.92), including interest, through March 31, 2004, which sum shall bear interest from April 1, 2004 at the statutory rate (2004 and 2005 at 7%, 2006 at 9%), for which let execution issue.
6. Jurisdiction of this cause and of the parties is hereby retained for the purpose to entering such further orders as to this Court may deem necessary.

DONE AND ORDERED at West Palm Beach, Palm Beach County, Florida, this _____ day of January, 2006.

SIGNED & DELIVERED
JAN 06 2006
CATHY L. KAMBER
CIRCUIT COURT JUDGE

Cathy L. Kamber, Esq., 1675 Palm Beach Lakes Blvd., Suite 700, West Palm Beach, FL 33401
William A. Cabana, 1050 Capri Isles Blvd., #F105, Venice, FL 34292

IN THE CIRCUIT COURT OF THE 12TH JUDICIAL CIRCUIT
OF FLORIDA, IN AND FOR SARASOTA COUNTY

CASE NO. 93-4171 CA01

GENERAL JURISDICTION DIVISION

AMERICAN HOME FUNDING, INC.
PLAINTIFF,

-VS-

WILLIAM A. CABANA; FLORENCE
CABANA; SHARON ANN MAYO F/K/A
SHARON ANN CABANA; STATE OF
FLORIDA, DEPARTMENT OF HEALTH
AND REHABILITATIVE SERVICES ON
BEHALF OF SHARON ANN CABANA AND
LOUELLA SMITH; MANASOTA CARPET,
INC.; BENARCO CONSTRUCTION,
INC., DISSOLVED; SARASOTA COUNTY;
PUBLIC HOSPITAL BOARD; BRUCE N.
BALK; LOUELLA SMITH;
DEFENDANT(S).

SUMMARY JUDGMENT
OF FORECLOSURE

THIS CAUSE having come on for Summary Judgment this day on the Motion for Summary Judgment of Foreclosure of Plaintiff, upon Plaintiff's Complaint to Foreclose Mortgage and the documents offered in support thereof and the Court being fully advised in the premises, it is thereupon consideration,

ORDERED, ADJUDGED AND DECREED:

1. That due and legal service of process has been made upon all of the defendant(s). Defaults have been entered against all defendants who have not timely answered the Plaintiff's complaint. This Court has jurisdiction of the parties in this cause and the subject matter hereof; further, that the allegations contained herein have been proved by competent evidence and that the equities in this cause are with the Plaintiff.
2. That the Mortgage sued upon by the Plaintiff in this cause constitutes a valid lien upon the property hereinafter

described and said Mortgage is in default as alleged in the Complaint.

3. That this court finds 8.7 hours were expended in the prosecution of this case and a reasonable hourly rate is \$150.00. That \$ 1305 is hereby awarded to SHAPIRO & FISHMAN as a reasonable attorney's fee for services rendered herein.

4. That there is due to the said Plaintiff on the Mortgage and Note sued upon, including foreclosure fees and costs, the following sums:

Principal Due on Note and Mortgage	\$55,133.53
Late Charges	\$ 303.04
Interest due from JANUARY 1, 1993 through JANUARY 24, 1994 at 10.5%	\$ 6,110.65

ADVANCES BY PLAINTIFF;

Taxes:	\$925.79
Hazard Insurance:	\$831.00
Inspections	\$ 82.50
Maintenance	\$190.50

TOTAL ADVANCES: \$ 2,029.79

SUBTOTAL: \$63,577.01

FORECLOSURE COSTS;

Filing Fee	\$ 92.00
Title Search	\$325.00
Publication for Service	\$387.00
Private Process Server	\$360.00
Vital Statistics	\$ 15.00

TOTAL FORECLOSURE COSTS: \$ 1,179.00

JUDGMENT SUBTOTAL \$64,756.01

GUARDIAN AD LITEM FEE \$ -

ATTORNEY'S FEE \$ 1305.00 *DD*

TOTAL \$ 66,061.01 *DD*

plus interest at the rate of 12% per annum or the note rate, whichever is less, from the date of this Judgment until paid, and any further sums in connection herewith.

5. The Plaintiff has a lien to secure the payment of the aforesaid sums against the following described property in SARASOTA County, Florida, to-wit:

THE SOUTH HALF OF LOTS 23 AND 24, BLOCK 212, EDGEWOOD SECTION OF VENICE, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 166, OF THE PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA.

The aforesaid lien of the Plaintiff is prior, paramount and superior to all rights, claim, liens, interest, encumbrances and equities of the Defendants and all persons, firms or corporation claiming by, through or under said Defendants or any of them and that said property will be sold free and clear of all claims of said Defendants.

6. If the total sum with interest at the rate prescribed by law and all costs of this action accruing subsequent to this action are not forthwith paid, the clerk of the Court shall sell the Property at public sale, at 11:00 o'clock AM on March 7, 1944,¹² (a day not less than 20 days after the date of this Judgment), to the highest bidder for cash, except as set forth hereinafter, AT THE SOUTHEAST DOOR OF THE EAST WING OF THE SARASOTA COUNTY COURTHOUSE, SARASOTA, FLORIDA after having first given notice as required by section 45.031, Florida Statutes.

7. Plaintiff shall be reimbursed by the Clerk for all costs advanced by Plaintiff should a party other than Plaintiff be the purchaser at the sale. Any purchaser other than Plaintiff shall pay all service charges assessed by the Clerk of the Circuit Court

pursuant to Florida Statute 28.24 together with proper documentary stamps to be affixed to the Certificate of Title. If Plaintiff is the purchaser, the Clerk shall credit Plaintiff's bid with the total sum with interest and cost accruing subsequent to this Judgment, or such part of it, as necessary to pay the bid in full.

8. Any sums expended by Plaintiff for Ad Valorem Taxes, Hazard Insurance or property preservation shall be credited to Plaintiff's bid. If Plaintiff is to include such sums in its bid, Plaintiff shall file an affidavit setting forth such expenditures.

9. On filing the Certificate of Title, the Clerk shall distribute the proceeds of the sale and other monies collected by the Clerk in connection with the sale, so far as they are sufficient, by paying: first, all of Plaintiff's costs; second, documentary stamps affixed to the Certificate; third, Plaintiff's attorney's fees; fourth, the total sum due to Plaintiff less the items paid plus interest at the rate prescribed by law from Final Judgment Hearing date to the date of the expiration of the redemption period; and by retaining any amount remaining pending the further order of this Court.

10. The sale shall be held in accordance with Section 45.031 of the Florida Statutes, and upon the Clerk filing the Certificate of Sale, all persons shall forever be barred and foreclosed of any and all equity or right of redemption in and to the above described property, and subsequently, upon the Clerk filing the Certificate of Title as provided by Section 45.031 of the Florida Statutes, the sale shall stand confirmed, and the purchaser at said sale or the purchasers, their heirs, representatives, successors or assigns,

shall without delay be let into possession of the said premises as conveyed and the Clerk of the Court is hereby specifically authorized to issue a Writ of Possession for the premises located at 616 LIVE OAK STREET, VENICE, FLORIDA 34292 and the Sheriff is hereby authorized to serve the Writ of Possession forthwith after issuance of Certificate of Title.

11. That this Court retains jurisdiction of this cause for the purpose of making any and all further orders as may be necessary and proper including, without limitation, writs of possession and deficiency judgment.

DONE AND ORDERED in Chambers at SARASOTA, SARASOTA County, Florida, this 9 day of ~~February~~, 19 94.

[Handwritten signature]
~~_____~~
CIRCUIT JUDGE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Summary Judgment of Foreclosure has been furnished to:

SHAPIRO & FISHMAN

WILLIAM A. CABANA - 962 JOLANDA CIRCLE, VENICE, FL 34292

FLORENCE CABANA - 962 JOLANDA CIRCLE, VENICE, FL 34292

SHARON ANN MAYO F/K/A SHARON ANN CABANA - 220 ALMERIN ROAD, WEST PALM BEACH, FL 33405

STATE OF FLORIDA, DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES ON BEHALF OF SHARON ANN CABANA AND LOUELLA SMITH - C/O JIM K. BOLES, ESQUIRE, 4000 W. DR. M.L. KING, JR. BLVD., TAMPA, FL 33634

MANASOTA CARPET, INC. - C/O STEPHEN H. KURVIN, R.A., 7 S. LIME AVENUE, SARASOTA, FL 34237