

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOSEPH A. FIORILLO, et. al.

Plaintiffs,

v.

NO. 05-cv-467

NEW DAY FINANCIAL, LLC
and
FIRST GUARANTY MORTGAGE CORPORATION

Defendants.

NOTICE OF ACCEPTANCE OF OFFER OF JUDGMENT

Plaintiffs Joseph A. Fiorillo, Eric Gesner, Michael Gorman, Tia L. Holloway, James Lindsay, Anthony Marchei, Daniel Moore, Mike Mullarkey, Jamal Pitts, Vincent J. Santroni, Jr., Herbie Smith, Lindsey Tripician, Shawn Walker, Rob Brogan, Joshua Piersol, Brad Hermansen, Raymond J. Sullivan, Jeffrey Andrews, Chris King, Ralph R. Moore, James Ryan, Brian Gilberg and Anthony Faso accept Defendants New Day Financial, LLC, and First Guaranty Mortgage Corporation's Offer of Judgment served on October 4, 2006 upon the terms stated therein (*See* Exhibit "A").

Pursuant to Fed. R. Civ. P. 68 the Clerk of the Court is requested to enter judgment in favor of Plaintiffs against Defendants in the Amount of \$300,000.00.

/S/ aa913

Andrew S. Abramson
Law Offices of Andrew S. Abramson
The Pavilion
261 Old York Road
Suite 509
P. O. Box 724
Jenkintown, PA 19046
215-517-6651

attorney for Plaintiffs

Dated: October 9, 2006

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of October 2006, a true and correct copy of the foregoing was served upon the below listed counsel via the ECF filing system.

Howard B. Hoffman, Esq.
2273 Research Boulevard
Suite 200
Rockville, MD 20850

Daniel S. Bernheim, III, Esq.
Silverman, Bernheim & Vogel
Two Penn Center
Suite 910
Philadelphia, PA 19102

/S/ aa913

Andrew S. Abramson

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of May 2006, a true and correct copy of the foregoing was served upon the below listed counsel via telecopy.

Howard B. Hoffman, Esq.
2273 Research Boulevard
Suite 200
Rockville, MD 20850

Daniel S. Bernheim, III, Esq.
Silverman, Bernheim & Vogel
Two Penn Center
Suite 910
Philadelphia, PA 19102

/S/ aa913

Andrew S. Abramson