

Let the records show that in the case of Joseph F. Mullen and Kathleen Mullen, his wife, vs. Birch Insurance Agency, Inc., et al, No. 29,851 Equity in the Circuit Court for Frederick County, Maryland, that C. Clifton Virts, Court Examiner, made inquiry as to the posture of the case and found that it was to be taken pro confesso by Order of the Circuit Court for Frederick County, Maryland, passed on the 31st day of March , 1980, prior to the time the witnesses were sworn.

JOSEPH F. MULLEN, COMPLAINANT, produced on his own behalf, after being duly sworn deposes and says:

Questions by Mr. Virts:

Q. Would you state your name, age and residence?

A. Joseph Francis Mullen, 33, 704 Robinwood Drive, Mount Airy, Maryland 21754.

Questions by Mr. Gastley:

Q. Mr. Mullen we have here a foreclosure for equity of redemption of certain properties which you purchased at tax sale, being situate in Eaglehead District, being Lot 29, Block E, Section 2, Rockridge Road, Pinehurst, is that correct?

A. Yes.

Q. I show you a copy of Exhibit A, being the Certificate of Sale # 787, which was given to you on November 13, 1978, the date of sale, is this correct?

A. Yes.

Q. On the reverse side of said certificate, is that your signature where you assigned it to you and your wife?

A. Yes.

Q. At the time of the sale by the treasurer, you did pay her some money on this property?

A. Yes.

Q. Do you remember the amount you paid?

A. Yes, \$68.46.

Q. Referring to the property in question, did you authorize me to check the title to the property to find out who actually owned it?

A. Yes.

Statement by Mr. Gastley: I filed an affidavit stating that Birch Insurance Agency, Inc. was the actual owner of the property.