

NOTICE OF LEVY AND SALE OF REAL ESTATE

Connecticut General Statutes § 12-155, et seq.

The tax collector of the following municipality has levied upon the real estate identified below and slated it for public auction to satisfy delinquent taxes and/or other charges owed by its record owner(s) for this and/or other property. If you received this notice by mail, it is because you are listed in the land records as being or representing an owner, lienholder, or other encumbrancer of the property to be auctioned, or may claim to be, or are a member of the public who requested it.

LEVYING MUNICIPALITY: Town of Bozrah

DELINQUENT TAXPAYER: Lucia Dell’Ernia and Luigina M. Michalski,
an incapable person, or her Estate

ADDRESS OF REAL ESTATE: 349 Salem Turnpike, Bozrah CT

PROPERTY BOUNDARIES: See Volume 34 Page 920 of the Bozrah land records

This is a citation to a publicly-available document identifying the boundaries of the property to be auctioned. The Levying Municipality does not guarantee its accuracy. In the event of a discrepancy between the boundaries identified in the cited document and the property actually owned by the Delinquent Taxpayer at the time of the original assessment, the latter will control for the purposes of this notice.

TIME AND PLACE OF SALE: 10:00 a.m. on October 24, 2023
Bozrah Town Hall, 1 River Road, Bozrah CT 06334

TOTAL AMOUNT DUE: \$3,965.59 through July 31, 2023

This is not a “payoff” figure, and paying this amount will not stop the sale. As required by law, this figure includes only interest and charges through the end of last month. Additional taxes, interest, fees, and other charges authorized by law accruing after the last day of the month immediately preceding this notice are owed in addition to the amount indicated as due and owing in this notice, and a jeopardy acceleration of actual or estimated subsequent installments of the current and/or next grand list year may also have occurred. All of these amounts must be paid to satisfy the delinquency and stop the auction process. Owners and lienholders may call 203-330-2230 or e-mail ajc@pullcom.com to request current payoff information to stop the sale. Payoff statements are not available or appropriate for interested bidders.

SURVIVING ENCUMBRANCES: This property will be sold “free and clear” to the winning bidder subject only to: (1) taxes and water/sewer charges laid by the levying municipality which were not yet due and payable at the time of the levy, which is the date accompanying the signature on the first notice of this sale filed in the land records, except as are recovered from the sale; (2) the accrued taxes and water/sewer charges of any other governmental authority against this property; (3) any federal lien recorded until 30 days before the date which is six months after the auction date, except as extinguished pursuant to federal law; (4) easements, covenants and restrictions in favor of other parcels of land predating the time of the levy; (5) solely to the extent any of the delinquencies identified above was assessed on property other than the property to be sold, all encumbrances perfected before this notice was recorded; (6) interests exempt from levy and sale under the Constitution and laws of the United States; (7) the interest of any person or such person’s predecessors in title for whom notice of the sale was not sent as required by law, and who had a right to such notice, and who did not in fact know of it within six months thereafter, until expiration of the limitation deadline in C.G.S. § 12-159b; (8) any monetary encumbrance recorded between July 26, 2023 and the date the first notice of this sale was filed in the land records, unless its holder is notified of the tax sale as required by law or in fact knew of it within six months thereafter; (9) any other interest not foreclosed by this tax sale procedure under state law; and (10) the effect of any federal, state, or local law and the restrictions and conditions in the tax sale notices and announced at the auction.

PERSONS TO WHOM THIS NOTICE IS SENT: The following persons are, or may claim to be, or may represent, the known holders of choate interests which will be affected by the sale. Absent payment in full before the auction or valid redemption within six months thereafter, the respective titles, mortgages, liens, restraints on alienation, and other encumbrances in this property in favor of all persons with actual or constructive notice thereof shall be extinguished.

Lucia Dell’Ernia and Luigina M. Michalski, an incapable person, or her Estate, and James F. Michalski, Jr., Cons. & Indiv. 20 Ridge Drive Uncasville, CT 06382	Lucia Dell’Ernia and Luigina M. Michalski, an incapable person, or her Estate, or Occupant 349 Salem Turnpike Bozrah, CT 06334 Attn: Fiduciary	Lucia Dell’Ernia and Luigina M. Michalski, an incapable person, or her Estate 44 Pine Street Norwich, CT 06360 Attn: Fiduciary
Luigina M. Michalski, an incapable person, or her Estate Bayview Health Care Center 301 Rope Ferry Road Waterford, CT 06385	Rural Development Agency 451 West Street, Suite 2 Amherst, MA 01002 <i>successor to Farmers Home Administration</i>	Rural Development Agency 1400 Independence Avenue, S.W. Room 5014-S -- STOP 0701 Washington, DC 20250 <i>successor to Farmers Home Administration</i>
Frank Michalski 22 Cahoon Street Norwich, CT 06360	Daniel Michalski 5760 Elder Drive West Palm Beach, FL 33415	Maria Capalbo 241 High Street, Apt. 3 Baltic, CT 06330
Richard Rogers and Patricia Rogers 30 Bayberry Lane Lisbon, CT 06351	Connecticut Attorney General 165 Capitol Avenue Hartford, CT 06106	Halloran & Sage, LLP 225 Asylum Street Hartford, CT 06103
Great Atlantic & Pacific Tea Co., Inc. c/o Registered Agent Solutions, Inc. 8007 Bailey’s Lane Pasadena, MD 21122	Norwich Diagnostic Imaging Associates, PC c/o Phillip Kohanski, Reg. Agent 326 Washington Street Norwich, CT 06360	
Connecticut Energy Conservation Loan Program c/o CHIF 121 Tremont Street Hartford, CT 06105	Connecticut Dept. of Social Services 55 Farmington Avenue Hartford, CT 06105 <i>itself and as successor to Dept. of Income Maintenance</i>	
Internal Revenue Service Advisory Consolidated Receipts 7940 Kentucky Dr., Stop 2850F Florence, KY 41042 <i>(solely for any inchoate estate taxes)</i>	State of Connecticut Dept. of Revenue Services 450 Columbus Blvd, Suite 1 Hartford, CT 06103 <i>(solely for any inchoate estate taxes)</i>	

AUCTION NOTICES

The auction will proceed as stated unless the total delinquency (including all principal, interest, charges, fees, expenses, and jeopardy acceleration) is paid in full by a record owner or encumbrancer, except as otherwise ordered by a court. **Postponements will NOT occur because an owner or encumbrancer requests it, makes a partial payment, or arranges a private sale of the property.** The auction will be open to the public, and anyone other than a record owner or encumbrancer may submit a bid in accordance with the rules stated herein and at the auction.

The property will be sold “as is” in all respects. It is now and will remain subject to all applicable laws, ordinances, rules, and regulations including but not limited to those related to planning, zoning, wetlands, health, building, safety, and the environment. Absolutely no guarantees are made as to the degree to which the property is or is not buildable, habitable, landlocked, contaminated, worth the purchase price, or suitable for any purpose, or as to the accuracy of any description, characterization, acreage, ownership, encumbrances, or addresses provided, or that the property or its title are marketable or insurable before or after the sale.

Interested bidders must attend the sale in person or by representative, bring government-issued identification, tender a deposit of \$5,000.00 in certified funds payable to “Pullman & Comley, Trustee” (NO CASH), and complete the provided registration form. No owner, nonmunicipal lienholder, or encumbrancer of this property may bid on it. The successful bidder must pay the balance of the sale price within five (5) calendar days thereafter or forfeit the deposit; after such a renege in the tax collector’s discretion, the second-highest bid and then other junior bids might then be accepted. The municipality retains the right to rescind the auction as it deems necessary. Otherwise, title will pass to the purchaser six months after the auction except as otherwise provided by bankruptcy or other federal or state law, unless a record owner or encumbrancer validly redeems by paying the delinquency in full as increased pursuant to law. If there has been no bidder, or the bidder defaults, or the amount bid is insufficient to pay the amount due, the collector may accept a lower bid or sell the property to the municipality in exchange for its debt in lieu of a deposit and bid.

If redemption does not take place by the date six months after the auction and in the manner provided by law, the delinquent owners and all mortgagees, lienholders and other record encumbrancers who have received actual or constructive notice of the sale as provided by law, as well as all persons claiming interests which either are inchoate or postdate the recording of notice of the sale in the land records, are hereby notified that their respective titles, mortgages, liens, restraints on alienation, and other encumbrances in the property shall be extinguished. This means you could permanently lose your rights in the property unless the debt is paid in full no later than six months after the auction. You are advised to consult an attorney to determine your rights and obligations. **Procedural and payoff inquiries should be directed to Adam J. Cohen, Esq. at Pullman & Comley, LLC, 850 Main Street in Bridgeport, CT 06604, (203) 330-2230 or ajc@pullcom.com.**

By: _____
Adam J. Cohen, Esq., Municipal Counsel date

THIS COMMUNICATION IS FROM A DEBT COLLECTOR. THIS IS AN EFFORT TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.