# CAPTION: Armstrong v. U.S. Bank National Association, as Trustee for the Structured Asset Securities Corporation Mortgage Loan Trust 2006-BC1

**04-12-23**

APPEAL NO.: C‑220384

TRIAL NO.: A-1904882

KEY WORDS: Civ.R. 60(B)(4) and (5) – Fraud Upon The Court – Civ.R. 52

SUMMARY:

The trial court did not err in denying defendant’s motion to set aside a default judgment where defendant failed to establish entitlement to relief under Civ.R. 60(B)(4) or (5) because there was no change in conditions that would make the judgment no longer equitable, and defendant did not show fraud upon the court by clear and convincing evidence.

The trial court did not err by adopting plaintiff’s proposed findings of fact and conclusions of law where there were no errors prejudicial to the defendant.

JUDGMENT: Affirmed

JUDGES: Opinion by Crouse, P.J.; Bergeron and BOCK, JJ., concur.