

**Intercom Message**

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Borrower Information:

LOPEZ

613 GAZETTA WAY WEST PALM BEACH, Florida 33413

Intercom Message :: Client Ref # 74198144 :: Vendor Ref #**From:** Leonhard, Nicholas**To:** Affidavits, BAC;**CC:****Date:** 8/17/2011 7:30:00 AM**Subject:** Re: Re: Re: Re: FITNO Issue**Type:** General Update**Message:**

We approve your recommendation to do a QCD. Thanks for your help.

Sincerely,

Nicholas S. Leonhard

From: BAC Affidavits

Subject: Re: Re: Re: FITNO Issue

Good afternoon Nicholas,

This should be corrected by quit claim deed after the sale takes place. Changing the plaintiff at the time of sale may result in a significant increase in fees due to the condominium or homeowner association involved in this case. Correcting post sale may result in documentary stamp taxes being incurred, but the taxes should be less than the association dues unless the loan is very large. Please note your system and advise us to make this correction when you advise of your bidding instructions

From: Nicholas Leonhard

Subject: Re: Re: FITNO Issue

we did an internal review and see that the investor has requested that we FC in our name, given the point in the FC we are in. Is this possible? Please provide us with a reliable path to proceed.

From: BAC Affidavits

Subject: Re: FITNO Issue

After reviewing the documents uploaded to LPS, the plaintiff on the complaint and the AOI match the information given to us. Please let me know if I can further assist you.

Have a great day.

From: Nicholas Leonhard

Subject: FITNO Issue

The Plaintiff on the Complaint/AOI and our system of record do not match. Please advise us regarding a reliable procedure whereby the appropriate foreclosing party can be situated in the matter such that we can proceed to judgment of sale. Thank you very much.

Sincerely,

Nicholas S. Leonhard

Investor#: 7008811

Plaintiff: Foreclosure In Name Of : BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO BAC HOME LOANS SERVICING, LP
FKA COUNTRYWIDE HOME LOANS SERVICING, LP

Please Respond within 72 Hours

IN THE CIRCUIT COURT FOR PALM BEACH
COUNTY, FLORIDA. CIVIL DIVISION

CASE NO. 502009CA030403XXMBAW

HSBC BANK USA, NATIONAL ASSOCIATION, AS
TRUSTEE FOR THE HOLDERS OF DEUTSCHE
ALT-A SECURITIES MORTGAGE LOAN TRUST,
SERIES 2007-BARI MORTGAGE PASS-THROUGH
CERTIFICATES,

Plaintiff,

vs.

ABBY G. LOPEZ; TERRACINA HOMEOWNERS'
ASSOCIATION, INC.; UNKNOWN TENANT NO. 1;
UNKNOWN TENANT NO. 2; and ALL UNKNOWN
PARTIES CLAIMING INTERESTS BY, THROUGH,
UNDER OR AGAINST A NAMED DEFENDANT TO
THIS ACTION, OR HAVING OR CLAIMING TO
HAVE ANY RIGHT, TITLE OR INTEREST IN THE
PROPERTY HEREIN DESCRIBED,

Defendants.

**AFFIDAVIT SUPPORTING PLAINTIFF'S MOTION
FOR SUMMARY FINAL JUDGMENT**

STATE OF Pennsylvania)
COUNTY OF Allegheny) SS.

BEFORE ME an officer authorized to take oaths this day personally appeared

Kimberly Sue Daley of Bank of America, N.A., who being first duly sworn, deposes and says:

1. I am authorized to sign this affidavit on behalf of the plaintiff, as an officer of Bank of America, N.A., which is plaintiff's servicing agent for the subject loan ("the Loan").
2. Bank of America, N.A. maintains records for the loan in its capacity as plaintiff's servicer. As part of my job responsibilities for Bank of America, N.A., I am familiar with the type of records maintained by Bank of America, N.A. in connection with the Loan.
3. The information in this affidavit is taken from Bank of America, N.A.'s business records. I have personal knowledge of Bank of America, N.A.'s procedures for creating these records. They are: (a)