

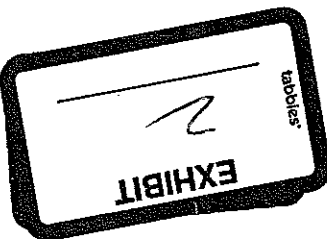
See notes at the end of the Lisa Allinson Affidavit which follows. Compare the Pamela Troxell signature with her signatures on the previous pages.

(Page 1 of 2)

LS&R No.: 200910417  
Pldn: 06-25-070-103-009  
CHL

#### ASSIGNMENT OF MORTGAGE

Doc ID: 015215620002 Type: OFF  
Recorded: 04/01/2008 at 11:22:39 AM  
Fee Amt: \$32.00 Page 1 of 2  
Lorain County, Ohio  
Judith H. Nedwlok County Recorder  
File # 2009-0289813



KNOW ALL MEN BY THESE PRESENTS, that the undersigned, Mortgage Electronic Registration Systems, Inc., its successors and assigns, whose address is PO Box 7814, Ocala, FL 34478, does hereby sell, assign, transfer and set over unto Countywide Home Loans Servicing, L.P., whose address is 7105 Corporate Drive, Mail Stop P1X-C-35, Plano, TX 75024, a certain mortgage from Roger L. Fuller, a married man, His wife Barbara A. Fuller, to Resource Bancshares Mortgage Group, Inc., dated March 12, 1998, recorded March 23, 1998, in Instrument No. 19980524665, in the office of the Lorain County Recorder, together with the promissory Note secured thereby and referred to therein; and all sums of money due and to become due thereon, and secured by the following real estate:

#### LEGAL DESCRIPTION.

SITUATED IN THE CITY OF ELYRIA, COUNTY OF LORAIN, AND STATE OF OHIO:

AND KNOWN AS BEING PART OF SUBLOTS NOS. 34 AND 35 IN SUMNER T. AND LEE S. DAY'S SUBDIVISION OF PART OF ORIGINAL ELYRIA TOWNSHIP LOTS NO. 69, VOLUME 5 OF MAPS, PAGE 12 OF LORAIN COUNTY RECORDS, AND TOGETHER FORMING A PARCEL OF LAND BOUNDED AND DESCRIBED AS FOLLOWS, BEGINNING AT A POINT ON THE EASTERN LINE OF SUMNER STREET, DISTANCE 90 FEET SOUTHERLY FROM ITS INTERSECTION WITH THE SOUTHERLY LINE OF CLARK STREET, THENCE EASTERLY ON A LINE OF CLARK STREET ABOUT 107 FEET TO THE EASTERN LINE OF SAID SUBLOT NO. 34, 33 FEET TO THE NORTHERLY LINE OF SAID SUBLOT NO. 34, 33 FEET TO THE NORTHERLY LINE OF LAND CONVEYED TO ALFRED P. J. O'DONNELL BY DEED DATED OCTOBER 18, 1917, AND RECORDED IN VOLUME 144, PAGE 398, OF LORAIN COUNTY DEED RECORDS; THENCE WESTERLY ALONG THE NORTHERLY LINE OF LAND SO CONVEYED TO ALFRED P. J. O'DONNELL ABOUT 106.1 FEET TO THE EASTERN LINE OF SUMNER STREET; THENCE NORTHERLY ALONG SAID EASTERN LINE OF SUMNER STREET TO THE PLACE OF BEGINNING, BE THE SAME MORE OR LESS, BUT SUBJECT TO ALL LEGAL HIGHWAYS.

PERMANENT PARCEL NO. 06-25-070-103-009

PROPERTY ADDRESS:  
225 SUMNER STREET  
ELYRIA, OH 44035

IN WITNESS WHEREOF, Mortgage Electronic Registration Systems, Inc., its successors, and assigns has set its hand this 20th day of March, 2009.

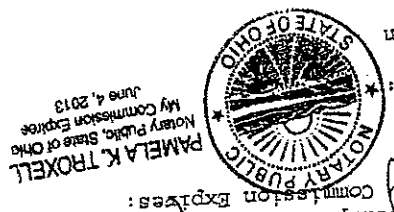
Mortgage Electronic Registration Systems, Inc., its successors and assigns By: <u>Shelley Hill</u> Assistant Secretary and Vice President	
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STATE OF OHIO  
COUNTY OF HAMILTON

On MAR 23 2009 before me, PAMELA K. TROXELL, Notary Public, State of Ohio, Assistant Secretary and Vice President, personally appeared Shelley Hill, known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

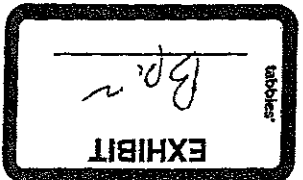
WITNESS my hand and official seal.

[Signature]  
Notary Public  
My Commission Expires: \_\_\_\_\_



This instrument was prepared by:  
LERNER, SAMPSON & ROTHFUSS  
A Legal Professional Association  
P.O. Box 5480  
Cincinnati, OH 45201-5480

LERNER SAMPSON & ROTHFUSS  
120 E 4TH ST 8TH FLOOR  
P O BOX 5480  
CINCINNATI, OH 45273-8236



COURT OF COMMON PLEAS  
LORAIN COUNTY, OHIO

Countrywide Home Loans Servicing, L.P.  
Case No. 09CV161000

Judge James M. Burge  
Plaintiff,

AFFIDAVIT AS TO REAL PARTY IN  
INTEREST

-vs-  
Roger L. Fuller, et al.

Defendants.

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_  
( )  
SS: ( )

Now comes Lisa Allison, affiant herein, after being duly  
cautioned and sworn, and states as follows:

1. I make this affidavit based upon personal knowledge of the averments made  
herein.

2. I am an/a Vice President of BAC Home  
Loans Servicing LP fka Countrywide Home Loans Servicing LP substitute  
Plaintiff herein. BAC Home Loans Servicing LP fka Countrywide Home Loans  
Servicing LP is responsible for collecting, monitoring and reporting loan  
payments, remitting payments, and foreclosing default loans.

3. BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP  
creates and maintains books and records of the mortgage loan accounts. BAC  
Home Loans Servicing LP fka Countrywide Home Loans Servicing LP services  
accounts, including the mortgage loan account of Defendant, Roger L. Fuller, as

part of BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP's regular business practices. Said records are made contemporaneously with the events reflected by the records, including receipt and application of mortgage loan payments, delinquent or missed mortgage loan payments.

4. I have reviewed the mortgage loan account records of Defendant Roger L. Fuller, as described in the preceding paragraphs, and I am personally familiar with them.

5. The mortgage loan account records of BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP indicate that BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP purchased and took possession of the promissory note, and mortgage securing that promissory note, that are the subject of this lawsuit and thereby became the holder of same on 07/19/2007. On this day, BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP acquired all the rights to the note and mortgage.

6. True and accurate copies of the Note and Mortgage are attached hereto as Exhibits "A" and "B" respectively.

7. An Assignment of Mortgage from Mortgage Electronic Registration Systems, Inc., its successors and assigns to the original Plaintiff, Countrywide Home Loans Servicing, L.P., which was executed March 23, 2009 and which recorded on April 1, 2009 as AFN #2009-0289813 is attached hereto as Exhibit "C."

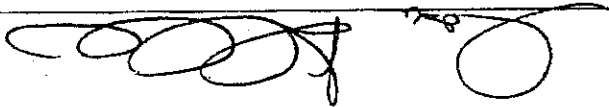
8. Affiant further states that any assignment executed after the acquisition date is merely an administrative function to update the public records, as all legal and equitable interest in the loan & mortgage was passed to the original plaintiff herein, Countrywide Home Loans Servicing, L.P., on the acquisition date.

9. Affiant further states that Countrywide Home Loans Servicing LP changed its name to BAC Home Loans Servicing LP on April 27, 2009 as evidenced by the Certificate of Filing attached hereto as Exhibit "D."

10. Plaintiff attaches the MERS Milestone Report as Exhibit "E" which evidences the transfer of the loan to Plaintiff on 8/10/07.

11. Affiant states that BAC Home Loans Servicing LP fka Countrywide Home Loans Servicing LP become the holder of the note and mortgage on 07/19/2007 and is the current holder of the Note and mortgage and retains physical possession and custody of the Note and mortgage.

FURTHER AFFIANT SAYETH NAUGHT.



LISA ALLINSON - VICE PRESIDENT  
day of \_\_\_\_\_, 2009.

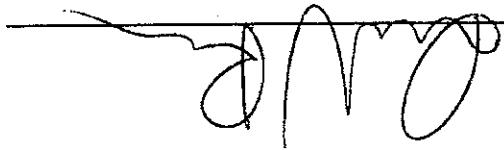
PLEASE SEE ATTACHMENT

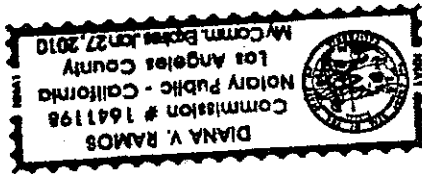
Notary Public

Jurat

State of California  
County of Ventura

Subscribed and sworn to (or affirmed) before me on this 15 of  
September, 2009, by Lisa Allinson, provided to me the basis of  
satisfactory evidence to be the person who appeared before me.

Signature 



1. You cannot assign a note for starters. You assign a mortgage. As a result, the MERS assignment of the note to CWLH is invalid.
2. I have never seen a note negotiated to a servicer. Servicers do not buy notes. Countrywide Home Loan Servicing LP never purchase notes. They service loans for the alleged holders and owners of the notes, trusts and portfolio holders.
3. Lisa Allison is most likely not a VP of BAC Home Loans Servicing LP. She probably works for one of the outsource providers.
4. Where is the "proof" that Countrywide "became the holder of the note" on July 19, 2007?

5. What is the purpose of an "administrative function" ?

6. When did MERS negotiate the note to CWHL?

7. Where is the proof of the delivery and transfer receipts for the note; the asset purchase and sales agreement for the note; the canceled check or wire transfer for the note;

8. How can Allison authenticate business records of MERS (Milestone Report) Since the MERS Milestone is alleged to include all of the exact transfer

information on a note or mortgage, why are the dates different in the Milestone