

COURT OF COMMON PLEAS
LORAIN COUNTY, OHIO

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

Judge James M. Burge

AFFIDAVIT AS TO REAL PARTY IN
INTEREST

Plaintiff,

-vs-

Roger L. Fuller, et al.

Defendants.

STATE OF _____
)
SS: _____
)
COUNTY OF _____

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."

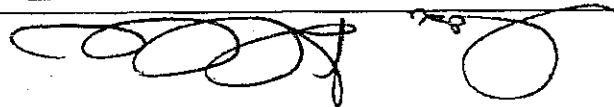
8. Affiant further states that any assignment executed after the acquisition date is merely an administrative function to update the public records, as all legal and equitable interest in the loan & mortgage was passed to the original plaintiff herein, Countrywide Home Loans Servicing, L.P. on the acquisition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

Subscribed and sworn to before me, a Notary Public, this _____ day of _____, 2009.

PLEASE SEE ATTACHMENT

Notary Public

CERTIFICATE OF SERVICE

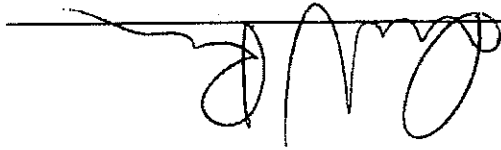
This is to certify that a true and exact copy of the foregoing Motion has been duly served upon the following by ordinary U.S. mail, postage prepaid, this _____ day of _____, 2009:

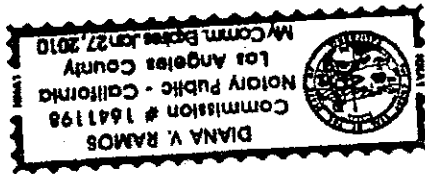
ATTORNEY

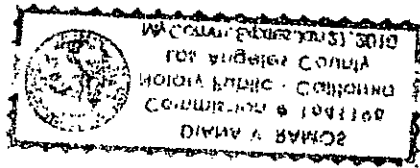
Jurat

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 





CERTIFICATE OF ASSISTANT SECRETARY

OF
COUNTRYWIDE HOME LOANS, INC.

a New York corporation

April 6, 2009

The undersigned, a duly qualified and acting Assistant Secretary of Countrywide Home Loans, Inc. (the "Company"), does hereby certify as follows:

1. That Countrywide Home Loans Servicing LP, a Texas limited partnership ("Servicing LP"), is an affiliate of the Company; and

2. That effective November 7, 2008, the Company transferred the servicing of certain of its mortgage loans to Servicing LP pursuant to that certain Asset Purchase Agreement by and between Bank of America Corporation and the Company.

IN WITNESS WHEREOF, the undersigned has signed this Certificate of Assistant Secretary on behalf of the Company as of the date first written above.

By: Devra Lindgren
Assistant Secretary



certificat of
Filing
Attached as
Ex D to
Affidavit as to
RP1

BX 15
 of 41 pages
 as to p. 1

Process Loans, Not Paperwork™
www.merstonline.org

1000157

MIN SUMMARY

Summary 1000144-0000857977-7 225 SUMNER STREET ELVIRA, OH 44035 Reg Date 12/07/2006 County Lorain Primary Borrower FULLER, ROGER Pool Number N/A Note Amount \$80,000.00 Note Date 03/12/1998 Servicer 1003477 - Natixis Real Estate Capital, Inc. Custodian N/A Investor 1003477 - Natixis Real Estate Capital, Inc. Subservicer 1000157 - BAC Home Loans Servicing, LP Interim Funder N/A Originating Organization N/A Property Preservation Co. N/A									
Pending Batches Batch Number Transfer Type Status Transfer Date Sale Date									
No Pending Batches!									

