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# Fidelity Attorney Roundtable

## EXECUTIVE SUMMARY

The Fidelity Attorney Roundtable held a face-to-face meeting during the Attorney Summit in Minnesota on Thursday, June 14, 2007 at 4:00 PM CT. The attorney members of the Roundtable include the following firms:

**Barrett Burke Wilson Castle Daffin & Frappier [TX]**  
**Bierman, Geesing & Ward [DC,MD,VA] – AFN**  
**Castle Meinhold & Stawiarski [CO] - USFN**  
**Fein Such Law Group [NJ]**  
**Hughes Watters & Askanase [TX]**  
**McCabe Weisberg & Conway [NY,NJ,PA]**  
**McCarthy & Holthus [CA]**  
**Shapiro & Sutherland [OR]**

**The next meeting will be held via teleconference on Monday, July 16, 2007 at 1:00 pm ET.** If you have any comments or items of concern you would like added to the agenda for discussion, please contact any member of the Attorney Roundtable who you are comfortable reaching out to, or contact FNFS Attorney Relations at [AttyFeedback@FNFS.net](mailto:AttyFeedback@FNFS.net).



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**Attorney Roundtable Meeting**  
**Thursday, June 14, 2007**  
**4:00 PM CT – 5:00 PM CT**

### **TOPICS OF DISCUSSION**

#### **NEW ROUNDTABLE MEMBER SELECTIONS - Term Serving June 2007- 2008**

- ✓ Selena Edwards welcomed the new members and thanked the expiring firms for their contributions and commitment.
- ✓ The new firms joining the roundtable are: Barrett, Burke, Wilson, Castle, Daffin & Frappier (TX), Castle Meinhold & Stawiarski (CO) - USFN Designated, Shapiro & Sutherland (OR,WA) and McCarthy & Holthus (CA).
- ✓ Certificates of participation were distributed to those firms who are leaving the roundtable effective June 2007.

#### **AACER**

- ✓ AACER business resources Mike Bickford and Mike Matthews joined the meeting to explain the Automated Access to Court Records (AACER) product.
- ✓ This is a third party repository with access to bankruptcy court information.
- ✓ The system monitors specific intervals of bankruptcy information.
- ✓ Mike Matthews explained that they could build business rules around state specifics and requirements. They can also set the system to deliver a specific document when it is updated by the court.
- ✓ If you have any questions and/or concerns related to AACER please forward your inquiry to [AACERAccess@fnfs.net](mailto:AACERAccess@fnfs.net).

#### **Areas of Opportunity within FNFS**

- ✓ Scott Barnes solicited the roundtable members for feedback on their top 10 areas of improvement opportunities within FNFS. For example, in our Missing Documents area. What can be done to improve this department with the rollout of the new processes?
- ✓ Jeremy Lipford, Shapiro & Kirsch, inquired why the "Motion filed to Hearing date" is being measured. He expressed his concern that we are grading the courts, not the firms and the stage should be eliminated. Many of the firms stated that there is a vast difference between states in that some states can set their court dates while others can not.
- ✓ Tom Tutten, Sirote & Permutt, expressed his concern that there are 30-90 day delays that cause the firm to never be in the green because of one particular judge in their county. Scott Barnes stated that if there is a specific rule, we would consider a hold, but need to review those examples. Also, the APR top/bottom 5% normalization rule would omit the "under consideration" types of exception files.
- ✓ Selena Edwards instructed all the firms to forward their top 10 list to her attention.
- ✓ Scott Barnes has agreed that once we receive the lists we will review and discuss and publish the Top 10 on the website.



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### FNMA Stage Changes

- ✓ Lynn McNamee explained that Attorney Management reviewed the stage timeframes for each state and, based on results of the review, have adjusted the float days.
- ✓ Based on historical data, it was determined that in a few states the allowable stage timeframe needed to be adjusted. This is primarily for the Judicial states.
- ✓ The adjustments should cut down on the excessive number of hold being requested by the firms and the timeframes will be more in line with the FNMA expectation.

### Loss Mitigation Processes

- ✓ Fidelity would like to seek the legal advice of the roundtable firms on their Loss Mitigation processes and borrower notifications.
- ✓ Scott Barnes agreed to forward a draft of the loss mitigation program that has been discussed internally with a few of our clients.
- ✓ Scott Barnes confirmed that the fee matrix will vary by client.
- ✓ Kevin McCarthy, McCarthy & Holthus, requested that the firms be given lead time to follow such a process as they would have to set up an internal process and need time to do so.
- ✓ Selena Edwards will forward the draft to all the roundtable members for their review.

### Attorney User Group

- ✓ Selena Edwards distributed a list of the 2007 Attorney User Group members and explained the purpose and objective of the group.
- ✓ The Attorney User Group meets on a quarterly basis to discuss the development, new enhancements and features of the Process Management application.
- ✓ Selena Edwards requested that the roundtable members partner with the Attorney User Group members when they receive inquiries from other firms related to any Process Management enhancements and/or suggestions.

## STATUS UPDATES

### BK APR – Chapter 7 versus Chapter 13

- ✓ FNFS is creating a prototype of this measurement.
- ✓ John Cody has obtained a set of data from a 90-day window in which a MFR was referred to any attorney through the APR Program. There were eight (8) states that they need to perform further analysis on in terms of distribution of Chapter 7 versus Chapter 13 bankruptcies. The firms want to know if there is a big discrepancy between one firm and another.

### Upstate/Downstate Zip Codes - NY Office

- ✓ This project is on target to be completed by the end of 2<sup>nd</sup> quarter.



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**APR Project List – Top 5 Priority**

- ✓ Below is a list of the Top 5 prioritized items that our reporting team is working on:

Priority Items	Description	Projected ETA *
BK APR – MFR Recd To Results	Need to change stage to end date for: relief granted, relief denied/agreed order entered into. Additional logic changes were made.	End of 2Q
Upstate/Downstate New York	Separate Upstate and Downstate counties in NY for APR purposes	End of 2Q
Deed Recorded and 3 <sup>rd</sup> Party Sales stages	Add weighting for Deed Recorded and 3 <sup>rd</sup> Party Sale stages.	End of 3Q
Historical Section / 13-month trend called “Color Code Trend”	Add color code trend to historical section of the APR report	End of 3Q
Inherited Files Stage Update	Stage completions and activities in the APR when the activity of both the starting/ending events of the stage occurs after the date of transfer.	End of 3Q

\*The projected ETA is subject to be changed at anytime.

**OPEN DISCUSSION**

- ✓ Several firms agreed that the MFR Hearing Date measurement is beyond their control.  
✓ It was recommended that we add the active number of Stop/Hold requests to the Process Management home page as, this is a large portion of the firms work.

**DELIVERABLES**

- ✓ Selena will forward a draft of the loss mitigation plan discussed internally with our clients.  
✓ Roundtable firm committee members will submit to Selena Edwards their top 10 list of opportunities for improvement.  
✓ The Roundtable firms will send feedback to Selena Edwards on Loss Mitigation processing.