

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

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

ASSIGNMENT OF MORTGAGE

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 Recorded: 04/01/2008 at 11:22:39 AM
 Fee Amt: \$32.00 Page 1 of 2
 Lorain County, Ohio
 Auditor: M 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 Resourcer 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 LOHAIN, AND STATE OF OHIO

AND KNOWN AS BEING PART OF SUBLOTS NOS. 34 AND 35 IN SUMNER S. AND LEE S. DAY'S SUBDIVISION OF PART OF ORIGINAL ELYRIA TOWNSHIP LOTS NO. 69, 70, 71 AND 78, EAST OF BLACK RIVER, AS SHOWN BY THE RECORDED PLAT IN VOLUME 5 OF MAPS, PAGE 12 OF LOHAIN COUNTY RECORDS, BEGINNING FORMING A PARCEL OF LAND BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EASTERN LINE OF SUMNER STREET, DISTANCE 90 FEET TO SOUTHERLY FROM ITS INTERSECTION WITH THE SOUTHERLY LINE OF CLARK STREET; THENCE EASTERLY ON A LINE OF CLARK STREET ABOUT 107 FEET TO THE EASTERLY LINE OF SAID SUBLOT NO. 34; THENCE SOUTHERLY ALONG SAID STREET; THENCE EASTERLY ON A LINE OF CLARK STREET ALONG SAID EASTERLY LINE OF 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 298, OF LOHAIN 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 EASTERLY LINE OF SUMNER STREET; THENCE NORTHERLY ALONG SAID EASTERLY LINE OF SUMNER STREET 33 FEET TO THE PLACE OF BEGINNING, BE THE SAME MORE OR LESS, BUT SUBJECT TO ALL LOCAL HIGHWAYS.

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

PROPERTY ADDRESS:
 225 SUMNER STREET
 ELYRIA, OH 44035

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

Cincinnati, OH 45201-5480
P.O. Box 5480

A Legal Professional Association
LEARNER, SAMPSON & ROTHFUSS

This instrument was prepared by:



PAMELA K. TROXELL
Notary Public, State of Ohio
My Commission Expires
June 4, 2013

Notary Public
My Commission Expires:

WITNESS my hand and official seal.

Notary Public, State of Ohio, personally appeared
Shelie Hill, Assistant Secretary and Vice President, personally
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.

PAMELA K. TROXELL

MAR 23 2009

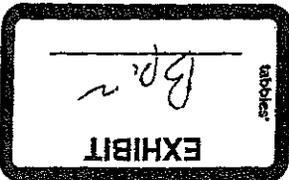
COUNTY OF HAMILTON

STATE OF OHIO

SS.

<p>Mortgage Electronic Registration Systems, Inc., its successors and assigns</p> <p>By: </p> <p>Shelie Hill, Assistant Secretary and Vice President</p>	
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IN WITNESS WHEREOF, Mortgage Electronic Registration Systems,
Inc., its successors and assigns has set its hand this
day of March, 2009.



200910417 (rkp)

COURT OF COMMON PLEAS
LORAIN COUNTY, OHIO

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

Judge James M. Burge
Plaintiff,

AFIDAVIT AS TO REAL PARTY IN
INTEREST

-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 Plaintiff herein. BAC 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."

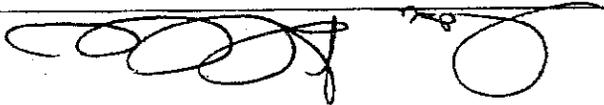
8. Affiant further states that any assignment executed after the acquisition date is merely an administrative function to update the public records, as all legal and equitable interest in the loan & mortgage was passed to the original plaintiff herein, Countrywide Home Loans Servicing, L.P., on the acquisition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

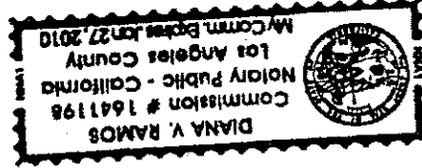


LISA ALLINSON - VICE PRESIDENT
day of _____ 2009.

PLEASE SEE ATTACHMENT

Notary Public

- 1. You cannot assign a note for starters. You assign a mortgage. As a result, the MERS assignment of the note to CMLH 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 CMLH?
- 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



Signature *[Handwritten Signature]*

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

State of California
County of Ventura

Jurat