

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA  
CIVIL ACTION

INDYMAC FEDERAL BANK FSB,  
Plaintiff,

CASE NO.: 50-2009-CA-010620  
DIVISION: AW

vs.

MAURICE H. STEWART, et al,  
Defendant(s).

AFFIDAVIT AS TO AMOUNTS DUE AND OWING

STATE OF Texas

COUNTY OF Williamson

BEFORE ME this day personally appeared Roger Stotts,

(Affiant) who upon oath, deposes on personal knowledge and says:

1. This Affidavit is submitted in support of Plaintiff's Motion for Final Judgment for the purpose of showing: that there is no genuine issue as to any material fact, that Plaintiff is entitled to enforce the Note and Mortgage and Plaintiff is entitled to a judgment as a matter of law.

2. I am Vice President (title), of INDYMAC BANK, FSB. INDYMAC BANK, FSB is the servicer of the loan. INDYMAC BANK, FSB is responsible for the collection of this loan transaction and pursuit of any delinquency in payments. I am familiar with the books of account and have examined all books, records, and documents kept by INDYMAC BANK, FSB concerning the transactions alleged in the Complaint. All of these books, records and documents are kept by INDYMAC BANK, FSB in the regular course of its business as servicer of the loan transaction and are made at or near the time by, and from information transmitted by, persons with personal knowledge of the facts such as your Affiant. It is the regular practice of INDYMAC BANK, FSB to make and keep these books, records, and documents. The books, records, and documents which Affiant has examined are managed by employees or agents whose duty it is to keep the books accurately and completely.

FILE\_NUMBER: F09030047

DOC\_ID: M001900

**\*F09030047\***

**\*M001900\***

Furthermore, Affiant has personal knowledge of the facts contained in this affidavit. Specifically, I have personal knowledge of the facts regarding the sums of money which are due and owing to INDYMAC FEDERAL BANK FSB pursuant to the Note and Mortgage which is the subject matter of the lawsuit.

INDYMAC BANK, FSB.

3. I have personal knowledge of the facts contained in this affidavit. Specifically, I have personal knowledge of the facts regarding the sums of money which are due and owing to INDYMAC FEDERAL BANK FSB pursuant to the Note and Mortgage which is the subject matter of the lawsuit.

4. Plaintiff, INDYMAC FEDERAL BANK FSB, is owed the following sums of money as of 05/27/09:

PRINCIPAL	\$439,452.56
INTEREST PER DIEM OF \$48.16 (4% interest rate)	12,447.26
PRE-ACCELERATION LATE CHARGES THROUGH March 11, 2009	269.56
PROPERTY INSPECTIONS	46.00
BANKRUPTCY FEES & COSTS	
TAXES	
INSURANCE	2,048.99
TOTAL	\$ 454,264.37

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Group, P.L. in this action against the Defendant(s), and is obligated to pay Florida Default Law Group, P.L. attorney's fee for its services, along with all costs and expenses of this action. In the event the matter have agreed to pay the law firm of Florida Default Law Group, P.L. a flat fee of \$1,200.00. In the event the matter becomes contested, we have agreed to pay an hourly fee up to \$175.00 per hour.

FURTHER AFFIANT SAYETH NOT.

Type Name Here: Roger Stotts Vice President

The foregoing instrument was sworn to and subscribed before me this 31 day of March 2009, by Roger Stotts who is personally known to me.

Type Name Here: \_\_\_\_\_  
NOTARY PUBLIC, State of STATE OF Texas  
My commission expires: \_\_\_\_\_

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