

# AURORA LOAN SERVICES

10350 PARK MEADOWS DRIVE • LITTLETON, CO 80124 • PHONE 800-550-0508 • FAX 308-635-1145

VIA FACSIMILE: 866-698-9830

July 15, 2009

[REDACTED]

CHRISTINE/SINA  
BATTIATA REAL ESTATE GROUP  
2121 PALOMAR AIRPORT RD, SUITE 100  
CARLSBAD, CA 92011

RE: Short Payoff Approval: Demand Statement  
Aurora Loan Services Loan Number: [REDACTED]  
Borrower(s): [REDACTED]  
Property Address: [REDACTED]

Aurora Loan Services has approved the sale of the above-referenced property that will result in a short payoff of the mortgage. Our approval is based on the contract of sale between:

[REDACTED]  
dated 4/8/2009 for the purchase price of \$ 376,100.00. This letter constitutes Aurora Loan Services' instructions to the Settlement Agent. As such, this approval is conditioned on a short payoff that meets the following criteria:

1. The required minimum payoff amount is \$ 340,243.48. Settlement costs have been allocated as follows:
  - \* SELLER TO NET \$0.00 FROM SHORT SALE TRANSACTION
  - \* ALL OVERAGES ARE PAYABLE TO AURORA LOAN SERVICES
  - \* SELLER PAID CLOSING COSTS NOT TO EXCEED \$12,051.52. ANY REDUCTION IN THE APPROVED CLOSING COSTS MUST BE ADDED TO THE NET PROCEEDS.
  - \* BUYER PAYS ANY AND ALL ADDITIONAL CLOSING COSTS
  - \* COMMISSIONS NOT TO EXCEED \$18,805.00
  - \* 2ND LIEN HOLDER WILSHIRE TO RECEIVE NO MORE THAN \$7,000 (SEE NEXT LINE
  - \* (\$5,000 FROM ALS, \$1,000 FROM BUYER, & \$1,000 FROM RE AGENTS)
  - \* DOC COMPLIANCE FEE MAY NOT BE PD BY ALS/SELLER
  - \* HOME WARRANTY MAY NOT BE PD BY ALS/SELLER
2. The closing must be completed on or before close of business on 08/15/2009.
  - \* Written approval must be obtained from Aurora Loan Services Short Sale Department if unable to complete the transaction by the specified settlement date.
  - \* Aurora Loan Services reserves the right to assess a per diem after the original settlement date.
3. If settlement is changed, delayed or the transaction is cancelled, immediately notify the Loan Resolution Department in writing at kpappala@alservices.com no less than one week before the closing date noted above with the required documentation.
4. Neither the borrower nor any other party may receive any sale proceeds or any other funds as a result of this transaction, except noted in this letter.
  - \* If the combined amount of the sale proceeds and the contribution total more than the amount due to the mortgage, then contact the Aurora Loan Services Short Sale Department.
  - \* The borrower must assign to Aurora Loan Services rights to



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Loan No. : [REDACTED]

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- escrowed funds insurance proceeds or refund from pre-paid expenses.
5. THE FINAL HUD-1 SETTLEMENT STATEMENT, SIGNED BY THE BUYER AND SELLER OR CERIFIED BY THE ESCROW OFFICER, MUST BE FAXED THE SAME DAY OF THE CLOSING TO THE ATTENTION OF AT FAX NUMBER 866-624-8905.

If the short payoff amount is remitted to us, Aurora Loan Services will:

- \* File a 1099-C Form with the IRS and send you a copy. You should consult with the IRS or a tax professional concerning any tax impact this may have to you, if any.
- \* Release your mortgage on the public records.
- \* Report the transaction to the credit bureaus as "PAID INFULL FOR LESS THAN THE FULL BALANCE." This may be considered a derogatory remark by future potential or actual creditors. Credit is not a subject for negotiation. Aurora Loan Services will not report the loan as "PAID IN FULL" unless we receive a payoff of the full amount due under the loan. We will continue, without change, our reporting activity to the credit reporting agencies with respect to your loan, until completion of the short payoff transaction and we have received and posted good funds representing the agreed upon short payoff amount.

Wiring Instructions: US BANK  
ABA NUMBER: 102-000021  
CREDIT: AURORA LOAN SERVICES  
ACCOUNT NUMBER: 1036-9018-0650  
REFERENCE: LOAN NUMBER AND SELLER'S LAST NAME  
\*DIRECT WIRE TO:

Overnight mail instructions:

Funds sent to Aurora Loan Services should be sent to the following address. Please remember to reference the loan number and the seller's last name.

AURORA LOAN SERVICES  
ATTENTION:  
10350 PARK MEADOWS DRIVE, 4TH FLOOR  
LITTLETON, CO 80124

\*\*\*\*THIS TRANSACTION IS NOT CONSIDERED COMPLETED UNTIL ALL CONTINGENCIES OF APPROVAL HAVE BEEN MET\*\*\*\*

If you have any questions, please contact one of our Loan Counselors at the address above or by calling 866-521-3828.

Sincerely,

Aurora Loan Services

Aurora Loan Services is a debt collector. Aurora Loan Services is attempting to collect a debt and any information obtained will be used for that purpose. However, if you are in bankruptcy or received a bankruptcy discharge of this debt, this communication is not an attempt to collect the debt against you personally, but is notice of a possible enforcement of the lien against the collateral property.



AURORA LOAN SERVICES LLC