

FOR FORECLOSURE CASES

FILED ON OR AFTER

SEPTEMBER 15, 2009 :

THE FORM ENTITLED “**FORECLOSURE CASES (HOMESTEAD PROPERTY) PLAINTIFF/LENDER REQUIRED INFORMATION SHEET**” MUST BE COMPLETED AND FILED WITH THE CLERK OF THE COURT AT THE TIME OF FILING THE INITIAL COMPLAINT AND MUST BE SERVED UPON THE DEFENDANT/PROPERTY OWNER

PLEASE NOTE THAT MOTIONS FOR FINAL HEARING, SUMMARY JUDGMENT OR FINAL JUDGMENT WILL NOT BE SET IF THE PLAINTIFF HAS NOT COMPLIED WITH THIS REQUIREMENT.

*This form is available on our website at www.marioncountyclerk.org.

FORECLOSURE CASES (HOMESTEAD PROPERTY)
PLAINTIFF/LENDER REQUIRED

INFORMATION SHEET

(Must be completed and filed with Clerk of Court at time of filing initial Complaint and served upon Defendant/Property Owner)

1) Is the Property in this foreclosure case homestead property?

Yes _____ No _____

(If your answer to question 1 is no, do not answer the remaining questions. Simply sign and date this document as attorney for plaintiff or plaintiff and file with Complaint. If your answer is yes, answer the remaining questions, then sign, date and file this completed document with your Complaint.)

2) Plaintiff/Lender has contacted the Defendant(s)/Borrower prior to filing this Complaint regarding all options including but not limited to loan reinstatement, repayment plan, loan modification, short sale, Deed in-lieu of Foreclosure, which could be available to Defendant/Borrower.

3) If Plaintiff/Lender has not contacted the Defendant(s)/Borrower regarding options in lieu of foreclosure, the name, address and telephone number of Plaintiff's/Lender's representative who Defendant/Borrower can consult with regarding options available in lieu of foreclosure is:

Lender Representative's Name/Title: _____

Address: _____

Telephone Number: _____

4) Or as an alternative, Plaintiff/Lender has mediated this matter unsuccessfully with Defendant(s)/Borrower prior to filing suit.

Yes _____ No _____

5) Plaintiff/Lender certifies by signing this Information Sheet that the above information is accurate and Plaintiff/Lender is providing a copy of this completed form to the Process Server to be served along with the Summons and Complaint.

Attorney for Plaintiff/Plaintiff

Date: _____

Lender Representative's Signature and Title

Date: _____

[Note: Motions for Final Hearing Summary Judgment, or Final Judgment will not be set until Plaintiff has complied with this required information sheet by completing, signing and serving this form upon Defendant(s)/Borrower(s).]