

Loan # .....

## HOME AFFORDABLE MODIFICATION TRIAL PERIOD PLAN (Step One of Two-Step Documentation Process)

Trial Period Plan Effective Date: October 1, 2009

Borrower ("I")<sup>1</sup>: .....

Servicer ("Servicer"): BAC Home Loans Servicing, LP

Date of first lien Security Instrument ("Mortgage") and Note ("Note"): April 7, 2005

Loan Number: .....

Property Address ("Property"): .....

If I am in compliance with this Trial Period Plan (the "Plan") and my representations in Section 1 continue to be true in all material respects, then the Servicer will provide me with a Home Affordable Modification Agreement ("Modification Agreement"), as set forth in Section 3, that would amend and supplement (1) the Mortgage on the Property, and (2) the Note secured by the Mortgage. The Mortgage and Note together, as they may previously have been amended, are referred to as the "Loan Documents." Capitalized terms used in this Plan and not defined have the meaning given to them in the Loan Documents.

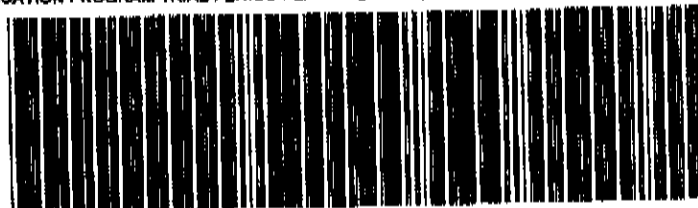
If I have not already done so, I am providing confirmation of the reasons I cannot afford my mortgage payment and documents to permit verification of all of my income (except that I understand that I am not required to disclose any child support or alimony unless I wish to have such income considered) to determine whether I qualify for the offer described in this Plan (the "Offer"). I understand that after I sign and return two copies of this Plan to the Servicer, the Servicer will send me a signed copy of this Plan if I qualify for the Offer or will send me written notice that I do not qualify for the Offer. This Plan will not take effect unless and until both I and the Servicer sign it and Servicer provides me with a copy of this Plan with the Servicer's signature.

**1. My Representations.** I certify, represent to Servicer and agree:

- A I am unable to afford my mortgage payments for the reasons indicated in my Hardship Affidavit and as a result, (i) I am either in default or believe I will be in default under the Loan Documents in the near future, and (ii) I do not have sufficient income or access to sufficient liquid assets to make the monthly mortgage payments now or in the near future;
- B I live in the Property as my principal residence, and the Property has not been condemned;
- C There has been no change in the ownership of the Property since I signed the Loan Documents;
- D I am providing or already have provided documentation for all income that I receive (and I understand that I am not required to disclose any child support or alimony that I receive, unless I wish to have such income considered to qualify for the Offer);
- E Under penalty of perjury, all documents and information I have provided to Servicer pursuant to this Plan, including the documents and information regarding my eligibility for the program, are true and correct; and
- F If Servicer requires me to obtain credit counseling, I will do so.

<sup>1</sup> If there is more than one Borrower or Mortgagor executing this document, each is referred to as "I". For purposes of this document words signifying the singular (such as "I") shall include the plural (such as "we") and vice versa where appropriate.

BAC Home Loans Servicing, LP is a subsidiary of Bank of America, N.A.  
HOME AFFORDABLE MODIFICATION PROGRAM TRIAL PERIOD PLAN—Single Family—Fannie Mae/Freddie Mac UNIFORM INSTRUMENT Form 2156 3/09





**MAKING HOME AFFORDABLE**



**NOTICE TO BORROWERS**

Be advised that you are signing the following documents under penalty of perjury. Any misstatement of material fact made in the completion of these documents including but not limited to misstatement regarding your occupancy in your home, hardship circumstances, and/or income will subject you to potential criminal investigation and prosecution for the following crimes: perjury, false statements, mail fraud, and wire fraud. The information contained in these documents is subject to examination and verification. Any potential misrepresentation will be referred to the appropriate law enforcement authority for investigation and prosecution.

By signing the enclosed documents you certify, represent and agree that:

"Under penalty of perjury, all documents and information I have provided to Lender in connection with this Agreement, including the documents and information regarding my eligibility for the program, are true and correct."

**SIGTARP Hotline**

If you are aware of fraud, waste, abuse, mismanagement or misrepresentations affiliated with the Troubled Asset Relief Program, please contact the SIGTARP Hotline by:

Online Form: [www.SIGTARP.gov](http://www.SIGTARP.gov)

Phone: 877-SIG-2009 (toll-free)

Fax: 202-622-4559

Mail to: Hotline

Office of the Special Inspector General  
For The Troubled Asset Relief Program  
1500 Pennsylvania Ave., NW, Suite 1064  
Washington, D.C. 20220

For all other inquiries related to your mortgage, please contact your Lender.

September 2, 2009

You may be eligible for a new affordable mortgage payment. Complete the enclosed documents by October 1, 2009 to get started.

Reference #:

Dear \_\_\_\_\_

Everyone goes through difficult times. That's when you need someone on your side the most. BAC Home Loans Servicing, LP (the subsidiary of Bank of America that services your mortgage) wants to help homeowners have affordable mortgage payments and stay in their homes by taking advantage of a new government program.

Based on an initial review of your current financial situation, you may be eligible for a loan modification as part of the Administration's Home Affordable Modification program to help homeowners. Under this program, we will determine your current financial situation to confirm whether we can help you by modifying your mortgage to give you a new affordable mortgage payment – now and into the future.

Here's how the program works:

- You provide us with information to confirm your financial situation.
- We will review the information you provide and determine if you are eligible for the Home Affordable Modification program.
- If the eligibility requirements are met, you will be offered a new affordable mortgage payment for a 3 month trial period.
- After the trial period is successfully completed, a new loan modification agreement will be sent to you.

There are no fees associated with this program.

We have enclosed the documents you need to complete and return by October 1, 2009 to start the trial period.

## **STEP 1** PROVIDE THE INFORMATION WE NEED TO HELP YOU

In order to take advantage of this program, please provide the requested information and complete the enclosed documents. We have included a checklist of all the required information you will need to provide:

- Two copies of the enclosed Trial Period Plan signed by each borrower. The Trial Period Plan details the terms, conditions and monthly payment that you are agreeing to during the 3-month trial period. The Trial Period Plan will not be final until the information you provide has been verified and accepted and the Trial Period Plan has been signed by or on behalf of the Servicer.
- The enclosed Hardship Affidavit completed and signed by each borrower. The Hardship Affidavit states the reason that you are unable to make your current monthly mortgage payment.
- A signed and dated copy of the IRS Form 4506-T for each borrower. Signing this document will allow us to obtain a copy of your most recent tax return.
- Documentation to verify all of the income of each borrower. The enclosed checklist indicates the specific documentation that we need to verify your income.

In order to facilitate the processing of your request, please provide all of the information at the same time using the enclosed envelope. The deadline for providing the above information is October 1, 2009.

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The monthly trial period payments are based on the income information that you previously provided to us. Based on that information, we determined the estimate of what your new mortgage payment will be if we are able to modify your loan under the terms of the program. If your income documentation does not support the income amount that you previously provided in our discussions, two scenarios can occur:

- 1) Your monthly payment under the Trial Period Plan may change
- 2) You may not qualify for this loan modification program

If you do not qualify for a loan modification, we will work with you to explore other options available to try to help you keep your home.

**STEP 2**

**MAIL IN YOUR NEW AFFORDABLE PAYMENT**

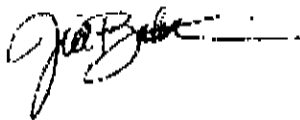
Your new monthly trial period payment can be found on your Trial Period Plan. Please pay using your regular payment method. If you send your payment by mail, it must be mailed separately from the other documents to the following address:

BAC Home Loans Servicing, LP  
Payment Processing  
P.O. Box 10219  
Van Nuys, CA 91410

We want to help you by modifying your mortgage payment; however, you must take the first step by completing the enclosed documents and returning them by October 1, 2009. Please call 1.877.221.0825 if you have any questions about the program. Remember, there are no fees for this program.

You may receive a phone call from one of our representatives to discuss this offer and answer your questions. However, there is no need to wait for our call. Please call us now or send back the completed documents.

Sincerely,



Jill Balentine  
Senior Vice President  
Home Retention Division  
BAC Home Loans Servicing, LP

*Attachments: Important Notice, Complete Your Checklist, Important Program Info, Frequently Asked Questions, Two copies of the Trial Period Plan, Hardship Affidavit, IRS Form 4506-T*

## IMPORTANT NOTICE

We want to help you avoid foreclosure scams

### Beware of Foreclosure Rescue Scams. Help is free!

This program is only available to you through our mortgage servicer.

There is never a fee to get assistance from the Bank of America Making Home Affordable program from your mortgage servicer or a HUD-approved housing counselor.

For a HUD-approved counselor, visit <http://www.hud.gov/office/assistance>.

Avoid any person or group that asks you to pay a fee in exchange for housing counseling or the enrollment of a mortgage loan.

Beware of anyone who asks the servicer to transfer your signed mortgage over the phone to your house. Do not give over the deed to your property to any representative of any individual if you are not directly affiliated with a mortgage servicer or a HUD-approved lender.

Never make your mortgage payments to anyone other than your mortgage servicer without their approval.

## COMPLETE YOUR CHECKLIST

This is the information we need to help you modify your mortgage payments.

To accept this offer, and determine if you qualify for a Home Affordable Modification, you must send the five (5) items listed below to BAC Home Loans Servicing, LP, no later than October 1, 2009. Items 1-4 need to be returned in the envelope provided for your convenience. Item 5, your first trial modification payment, must be sent to BAC Home Loans Servicing, LP in a separate envelope to the address on your statement or loan coupon.

- ❶ Two copies of the enclosed Trial Period Plan signed by all borrowers.
- ❷ The enclosed Hardship Affidavit completed and signed by all borrowers (no notary required).
- ❸ A signed and dated copy of the IRS Form 4506-T (Request for Transcript of Tax Return) for each borrower (borrowers who filed their tax returns jointly may send in one IRS Form 4506-T signed and dated by both of the joint filers).
- ❹ Documentation to verify all of the income of each borrower (including any alimony or child support that you choose to rely upon to qualify). This documentation should include:

**For each borrower who is a paid (salaried or hourly) employee:**

Copy of the most recent filed federal tax return with all schedules; and  
Copy of the two most recent pay stubs.

**For each borrower who is self-employed:**

Copy of the most recent filed federal tax return with all schedules, and  
Copy of the most recent quarterly or year-to-date profit/loss statement.

**For each borrower who has income such as social security, disability or death benefits, pension, public assistance, or unemployment:**

Copy of most recent federal tax return with all schedules and W-2 or copies of two most recent bank statements.

Copy of benefits statement or letter from the provider that states the amount, frequency and duration of the benefit. Such benefit must continue for at least 3 years to be considered qualifying income under this program.

**For each borrower who is relying on alimony or child support as qualifying income:**

Copy of divorce decree, separation agreement or other written agreement or decree that states the amount of the alimony or child support and period of time over which it will be received. Payments must continue for at least 3 years to be considered qualifying income under this program.

Proof of full, regular and timely payments; for example deposit slips, bank statements, court verification or filed federal tax return with all schedules.

**For each borrower who has rental income:**

Copies of most recent two years filed federal tax returns with all schedules, including Schedule E - Supplemental Income and Loss. Rental income for qualifying purposes will be 75% of the gross rent.

- ❺ Your first month's trial period payment in the amount of \$3,595.38.\*\*

**IMPORTANT STEP: Your first month's trial period payment in the amount of \$3,595.38 should be paid to BAC Home Loans Servicing, LP. Please use your loan coupon or mortgage statement information to ensure your payment is mailed or routed to BAC Home Loans Servicing, LP.**

\*\* Please note: your first payment should not be sent in the enclosed envelope. The address on the envelope is for processing your Trial Period Plan and related financial documentation. Your payment will not be processed if it is mailed in this envelope. If you are mailing your payment to BAC Home Loans Servicing, LP, it must be mailed in a separate envelope to the address reflected on your loan coupon or mortgage statement to ensure timely and proper processing.

If you have other types of income or have questions about the documentation required, please contact us at 1.877.221.0825.

**You must send in both signed copies of the Trial Period Plan, all required income documentation, and your first trial period payment by October 1, 2009. Please make and keep a copy of all documents for your records. Do not send original income documentation as copies are acceptable.**

**Your remaining trial period payments in the amount of \$3,595.38 will be due on or before November 1, 2009 & December 1, 2009. These payments should be sent instead of, not in addition to, your normal monthly mortgage payment. If the trial period payments are made in amounts different from the amount stated your loan may not be modified.**

If your situation has changed since you provided your financial information to us verbally, please call us at 1.800.669.6650 to be re-evaluated. Please note that all financial information is subject to verification.