

**DRAFT
MINUTES
Subcommittee Re Federal Loss Mitigation Program Affidavit
August 30, 2011 at 10:00 AM**

Attendees: Adam Bendett, Chair, Jeff Gentes, Richard Leibert, Dan Horwitch and Roberta Palmer, Denis Caron and Peggy George
Absent: Robert Frankel and Jessica Braus

10:00 AM – Meeting opened.

Attorney Bendett and Jeff Gentes each prepared a revised draft with suggested revisions for the Affidavit (JD-CL-114) and provided the subcommittee members with a copy of each. The members compared and discussed the various changes in the form.

As they discussed the various sections, the following revisions were suggested:

- After docket number, add “if assigned”
- After Return Date, add “if assigned”
- For signature at end, add box to fill in address where signed
- For signature at end, remove “Clerk, Deputy Clerk, Commissioner of Superior Court.”
- Opening statement for #5, have check boxes for “is” and “is not” because the affiant does not cross out the word(s) when completing the form
- Remove address box for the affiant at the top of the first page.

After discussion of the various changes and requirements it was suggested that the committee go back to the first revision of the form as it was more specific and set out the options. The check boxes on the form are better. It was suggested that this form be used and that the boxes be aligned, as appropriate.

A motion was made to approve the first revision of the form of 7/11/11 with the minor changes as mentioned during this meeting. The motion was seconded. In favor: Jeff Gentes, Richard Leibert, Dan Horwitch and Robert Palmer; Opposed: Adam Bendett.

The members agreed that Dan Horwitch would re-draft the form and circulate the form with the proposed revisions to the other members. Adam Bendett will report to the Bench-Bar Foreclosure Committee at its next meeting.

11:00 AM - Meeting adjourned.