

Supplemental Directive 10-11

September 21, 2010

Making Home Affordable Program – Dodd-Frank Certification Requirement

In February 2009, the Obama Administration introduced the Making Home Affordable (MHA) program, a plan to stabilize the housing market and help struggling homeowners get relief and avoid foreclosure. This Supplemental Directive provides guidance to servicers participating in MHA with respect to mortgage loans that are not owned or guaranteed by Fannie Mae or Freddie Mac on compliance with Section 1481(d) of the Dodd-Frank Wall Street Reform and Consumer Protection Act (Pub. L. 111-203) (the “Dodd-Frank Certification”).

The Dodd-Frank Certification requirement provides that no person is eligible to begin receiving assistance under the MHA program if such person, in connection with a mortgage or real estate transaction, has been convicted within the last 10 years of any of the following:

- felony larceny, theft, fraud, or forgery;
- money laundering; or
- tax evasion.

The Dodd-Frank Certification requirement becomes effective today, September 21, 2010. Accordingly, subject to the note below, a servicer must obtain a completed Dodd-Frank Certification from each borrower in accordance with the guidance set forth in Exhibit A. The Interim Period described in Exhibit A is the period from September 22, 2010 through December 31, 2010. The Final Period described in Exhibit A is the period beginning January 1, 2011.

Note: All HAMP and 2MP trial period plans, permanent HAMP, 2MP, Treasury FHA-HAMP and RD-HAMP modifications, offers relating to such trial period plans and permanent modifications, and HAFA short sale and deed in lieu of foreclosure (DIL) offers outstanding as of the date of this Supplemental Directive are not impacted by the Dodd-Frank Certification requirement.

A form of the Dodd-Frank Certification is attached to this Supplemental Directive as Exhibit B and is available on www.HMPadmin.com. Further guidance on servicer obligations related to the Dodd-Frank Certification will be issued in a subsequent Supplemental Directive.

EXHIBIT A
REQUIREMENTS FOR OBTAINING
DODD-FRANK CERTIFICATION

Program	Interim Period Requirement	Final Period Requirement
HAMP	Obtain completed Dodd-Frank Certification prior to permanent HAMP modification	Obtain completed Dodd-Frank Certification as part of Initial Package prior to offering HAMP trial period plan to borrower For bankrupt borrowers where trial period is waived, obtain completed Dodd-Frank Certification prior to permanent HAMP modification
2MP	If not obtained in connection with related HAMP evaluation, obtain completed Dodd-Frank Certification prior to permanent 2MP modification or extinguishment	If not obtained in connection with related HAMP evaluation, obtain completed Dodd-Frank Certification prior to offering 2MP trial period plan or prior to permanent 2MP modification or extinguishment, as applicable
Hafa	If not obtained in connection with related HAMP evaluation, obtain completed Dodd-Frank Certification prior to closing Hafa short sale or DIL	If not obtained in connection with related HAMP evaluation, obtain completed Dodd-Frank Certification prior to closing Hafa short sale or DIL
Treasury FHA-HAMP	Obtain completed Dodd-Frank Certification prior to reporting Treasury FHA-HAMP modification to Program Administrator	Obtain completed Dodd-Frank Certification prior to reporting Treasury FHA-HAMP modification to Program Administrator
RD-HAMP	Obtain completed Dodd-Frank Certification prior to reporting RD-HAMP modification to Program Administrator	Obtain completed Dodd-Frank Certification prior to reporting RD-HAMP modification to Program Administrator
FHA2LP	See applicable requirements published by FHA	See applicable requirements published by FHA

EXHIBIT B
FORM OF DODD-FRANK CERTIFICATION

HELP FOR AMERICA'S HOMEOWNERS.



Dodd-Frank Certification

The following information is requested by the federal government in accordance with the Dodd-Frank Wall Street Reform and Consumer Protection Act (Pub. L. 111-203). **You are required to furnish this information.** The law provides that no person shall be eligible to receive assistance from the Making Home Affordable Program, authorized under the Emergency Economic Stabilization Act of 2008 (12 U.S.C. 5201 *et seq.*), or any other mortgage assistance program authorized or funded by that Act, if such person, in connection with a mortgage or real estate transaction, has been convicted, within the last 10 years, of any one of the following: (A) felony larceny, theft, fraud or forgery, (B) money laundering or (C) tax evasion.

Borrower	Co-Borrower
<input type="checkbox"/> I have not been convicted within the last 10 years of any one of the following in connection with a mortgage or real estate transaction: (a) felony larceny, theft, fraud or forgery, (b) money laundering or (c) tax evasion	<input type="checkbox"/> I have not been convicted within the last 10 years of any one of the following in connection with a mortgage or real estate transaction: (a) felony larceny, theft, fraud or forgery, (b) money laundering or (c) tax evasion

In making this certification, I/we certify under penalty of perjury that all of the information in this document is truthful and that I/we understand that the Servicer, the U.S. Department of the Treasury, or their agents may investigate the accuracy of my statements by performing routine background checks, including automated searches of federal, state and county databases, to confirm that I/we have not been convicted of such crimes. I/we also understand that knowingly submitting false information may violate Federal law.

Borrower Signature

Date

Co-Borrower Signature

Date

