UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:	CHAPTER 11
TAYLOR, BEAN & WHITAKER MORTGAGE CORP.,	CASE NO. 3:09-bk-07047-JAF
	RE: DE 1363
Debtor	
_____/	

BANK OF AMERICA'S RESPONSE TO FREDDIE MAC'S MOTION FOR CONTINUANCE OF HEARINGS SCHEDULED FOR MAY 7, 2010

Bank of America, National Association, successor in interest by merger to LaSalle Bank, National Association and LaSalle Global Trust Services, in its capacity as Collateral Agent, Indenture Trustee, and Custodian ("Bank of America"), by and through its undersigned counsel, hereby responds to Freddie Mac's Motion for Continuance of Hearings Scheduled for May 7, 2010 ("Motion," DE 1363) and says:

1. In the Motion, the Federal Home Loan Mortgage Corporation ("Freddie Mac") seeks a 30-day continuance of the hearings scheduled for May 7, 2010 based on the purported need for "additional time for the Conservator to study these matters and consider what impact these proceedings may have upon the conservatorship." The Motion therefore seeks to cause further delay to Bank of America in its efforts to obtain Rule 2004 discovery from Freddie Mac.

2. The debtor served its motion for 2004 examination on Freddie Mac on February 18, 2010. The motion set forth with specificity the documents and the witnesses to be produced by Freddie Mac. Neither Bank of America, the Creditors Committee nor any other joining party has sought to change the scope of the information requested from Freddie Mac. Freddie Mac has therefore been fully aware of the scope of the 2004 examination for more than 2 and ½ months.

3. To date, not a single document or witness has been produced by Freddie Mac. The Motion appears to be an unjustified attempt to further delay the production of documents and witnesses.

4. The Motion suggests that there is an ulterior purpose for seeking Rule 2004 discovery from Freddie Mac. In light of the extensive and prolonged business relationship between the debtor and Freddie Mac, there can be no doubt that Freddie Mac possesses a substantial amount of documents and information that is directly relevant to the assets, liabilities and financial affairs of the Debtor. The desire of Bank of America to obtain such information to assist in maximizing the estate for the benefit of creditors is an entirely proper purpose for the Rule 2004 discovery.

WHEREFORE, Bank of America respectfully requests this Court enter an order denying this motion.

DATED: May 3, 2010.

Respectfully Submitted,

TESSITORE LAW FIRM

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy hereof has been served either electronically or by United States Mail on the 3rd day of May 2010 to the following:

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