

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re:

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP., REO SPECIALISTS,
LLC, and HOME AMERICA MORTGAGE,
INC.,

Debtors.

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP.,

Objector,

v.

THE FEDERAL HOME LOAN MORTGAGE
CORPORATION,

Claimant.

Chapter 11

Case No. 3:09-bk-07047-JAF
Case No. 3:09-bk-10022-JAF
Case No. 3:09-bk-10023-JAF

Jointly Administered Under
Case No. 3:09-bk-07047-JAF

CONTESTED MATTER

**DEBTOR TAYLOR, BEAN & WHITAKER MORTGAGE CORP.'S FIRST AMENDED
NOTICE OF DEPOSITION OF FEDERAL HOME FINANCE AGENCY
PURSUANT TO FED. R. BANKR. P. 7030**

PLEASE TAKE NOTICE that, pursuant to Fed. R. Bankr. P. 7030 and Fed. R. Bankr. P. 9014(c), Debtor Taylor, Bean & Whitaker Mortgage Corp. (“**TBW**” or “**Debtor**”), by and through its undersigned counsel, will take the deposition upon oral examination of a designated representative or representatives of the Federal Home Finance Agency (“**FHFA**”) on January 14, 2011. This deposition was originally scheduled for January 11, 2011. The deposition will be at Freddie Mac’s offices in McLean, Virginia, beginning at 2:00 p.m. and continuing from day-to-day until completed.

The deposition will be recorded by stenographic means before a notary public or other officer duly authorized to administer oaths.

FHFA shall designate the representative(s) most knowledgeable and competent to testify concerning the topics listed on Exhibit "A" attached hereto and incorporated herein by reference. The deposition will be taken for the purposes of discovery and for all other purposes permitted by the Federal Rules of Bankruptcy Procedure.

Dated: January 9, 2011

/s/ J. David Dantzler, Jr.
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DEBTOR IN POSSESSION**

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ATTORNEYS FOR DEBTOR

EXHIBIT A

DEFINITIONS

1. “FHFA” shall mean the Federal Home Finance Agency, along with its directors, officers, employees, representatives, advisors, agents, attorneys, consultants, associates, members, or any other person acting on its behalf.

2. “Freddie Mac” shall mean The Federal Home Loan Mortgage Corporation, as well as FHFA in its capacity as conservator for Freddie Mac, along with their respective directors, officers, employees, representatives, advisors, agents, attorneys, consultants, associates, members, or any other person acting on their behalf.

3. “You” or “your” shall refer to Freddie Mac, as defined above.

4. “TBW” shall mean Taylor, Bean & Whitaker Mortgage Corporation.

TOPICS

Designated persons shall be prepared to testify about the following matters:

1. Any and all facts that relate to the claim filed by Freddie Mac in TBW’s above-styled bankruptcy case and, in particular, Freddie Mac’s assertion that its claim is entitled to priority pursuant to 12 U.S.C. § 4617(b)(15).

2. Whether and/or how 12 U.S.C. § 4617(b)(15) applies (or does not apply) to the facts and circumstances relevant to Freddie Mac’s Claim.

3. FHFA’s custom, practice and/or policy as conservator of Freddie Mac or as conservator of the Federal National Mortgage Association (“**Fannie Mae**”), whether formal or informal, in filing claims in bankruptcy cases asserting priority pursuant to 12 U.S.C. § 4617(b)(15).

4. FHFA’s custom, practice and/or policy as conservator of Freddie Mac or as conservator of Fannie Mae, whether formal or informal, in making demands, asserting claims and/or filing causes of action to effect recoveries of alleged fraudulent transfers pursuant to 12 U.S.C. § 4617(b)(15).