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UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

CASE NO 3 09-bk-07047-JAF

In re
Taylor, Bean & Whitaker Mortgage Corp ,

Debtor /

AFFIDAVIT IN SUPPORT OF
THE MOTION TO MODIFY AUTOMATIC STAY

BEFORE ME, this day personally appeared Carter Nicholas, (Affiant)

who upon oath, deposes on personal knowledge and says

1 This Affidavit is submitted in support of the Motion for Relief From Stay filed in this action by Movant, Selene Finance LP, as servicer for Taylor, Bean & Whitaker Mortgage Corp , its Successors and/or Assigns

2 My name is Carter Nicholas and I am a Vice President for the Movant In that capacity, I am familiar with the books and accounts of the Movant and have examined all books, records, and documents kept by the Movant concerning the transaction alleged in the Motion All of these books, records and documents are kept by the Movant in the regular course of its business and are made at or near the time of transaction using information transmitted by persons with personal knowledge of the facts It is the regular practice of the Movant to make and keep these books, records and documents The books, records, and documents, which the Affiant has examined are in the custody, and under the supervision and control of the Affiant, and are complete, accurate and correct Furthermore, Affiant has personal knowledge of the matters contained in the books, records and documents

3 My responsibilities include, but are not limited to, handling delinquent bankruptcy

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accounts, ascertaining amounts due and payable, and otherwise handling collections

4 I have personal knowledge of the facts contained in this Affidavit Specifically, I have personal knowledge of the facts regarding the sums of money which are due and owing pursuant to the Note and Mortgage, executed by borrower, Coda Roberson, III, which are the subject matter of this action

5 Said Note and Mortgage in favor of Taylor, Bean & Whitaker Mortgage Corp , has an outstanding balance of \$840,419 63

6 Coda Roberson, III, has defaulted under the Note and Mortgage by failing to pay the payment due in October 2006 and all subsequent payments

7 The arrearages are \$235,494 00, breakdown as follows.

\$235,494 00 \$4,205 25 x 56 (October 15, 2006 to May 15, 2011)

\$235,494 00 TOTAL

8 The sum set forth in Paragraph 5 above remains due and owing and unpaid This account does not include the attorneys' fees incurred by Butler and Hosch, P A in this action

9. The Mortgage Note and Mortgage, and Supplemental Riders, Amendments, and Modifications, if any, attached to the Motion are genuine, authentic and true copies of the originals

10 The Movant employed the services of the law firm of Butler & Hosch, P A in this action against the borrower, Coda Roberson, III, and is obligated to pay Butler & Hosch, P A reasonable attorney's fees for its services, along with all costs and expenses in this action

11 I have read the Motion and know from my own personal knowledge that the allegations and facts contained therein are true, accurate and correct

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FURTHER AFFIANT SAYETH NOT.

[Signature]
Affiant

Caran Nicholas
Print or Type Name

JURAT

State of Texas

County of Harris

Subscribed and sworn to (or affirmed) before me on
this 19th day of May, 2011,
by Caran Nicholas
provided to me the basis of satisfactory
evidence to be the person(s) who appeared before me

Signature [Signature]

Notary Public
My Commission Expires 6-6-13

