

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA - JACKSONVILLE DIVISION

IN RE:

CASE NO.: 09-07047-JAF
CHAPTER 11

TAYLOR, BEAN & WHITAKER
MORTGAGE CORP. ,

Debtor(s).

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AFFIDAVIT IN SUPPORT OF MOTION
FOR RELIEF FROM STAY

STATE OF Florida

COUNTY OF Duval

BEFORE ME, the undersigned authority, on this day personally appeared Demetrius Foster on behalf of AMERICAN HOME MORTGAGE SERVICING, INC., as servicer for THE BANK OF NEW YORK MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1, who is over the age of eighteen years, is fully qualified and authorized to give this Affidavit and has personal knowledge of the matters addressed herein.

After being by me duly sworn on her/his oath deposed and states:

1. I, Demetrius Foster, am the Assistant Secretary for AMERICAN HOME MORTGAGE SERVICING, INC., as servicer for THE BANK OF NEW YORK MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1, with regards to this loan with the Sucro Duric and Rajica Duric. We have knowledge and/or access to business records and I have become familiar with the manner and method in which AMERICAN HOME MORTGAGE SERVICING, INC., AS SERVICER FOR THE BANK OF NEW YORK

MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1, maintains its books and records in its regular course of business. Those books and records are managed by employees and agents whose duty is to keep the books and records accurately and completely and to record each event or item at or near the time of the event or item so noted.

2. AMERICAN HOME MORTGAGE SERVICING, INC., as servicer for THE BANK OF NEW YORK MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1 had to retain Counsel to represent it before this Court and is incurring legal expenses and attorneys' fees of at least \$700.00 for handling the Motion for Relief from Stay for which it is entitled to reimbursement under the terms of the Note and Mortgage.

3. As of March 21, 2011, Sucro duric and Rajica Duric were in default on 19 monthly assessment payment(s) as follows: 8/01/2009 (1) one payment @ \$1,164.88 and 9/01/2009 to 3/01/2011 (18) eighteen payments @ \$1,195.85.

4. As of the date of the execution of this Affidavit, the approximate payoff amount owed by Sucra Duric and Rajica Duric to AMERICAN HOME MORTGAGE SERVICING, INC., as servicer for THE BANK OF NEW YORK MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1 was \$176,750.00. This sum includes the principal balance only.

5. I have reviewed the books and records which reveal that Sucra Duric and Rajica Duric are the owners and holders of a real estate located at **4634 W Fremont Road, Phoenix, AZ 85041.**

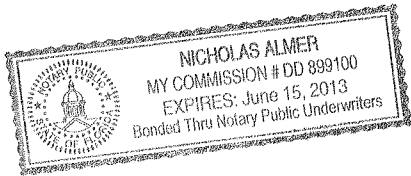
6. I understand that certain documents must be attached to the Motion for Relief from Automatic Stay, including but not limited to the loan document to AMERICAN HOME MORTGAGE SERVICING, INC., as servicer for THE BANK OF NEW YORK MELLON CORPORATION, AS TRUSTEE FOR TBW MORTGAGE-BACKED TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1, if necessary, any supporting documentation establishing proof of standing. The aforementioned documents are exhibits to this Motion for Relief from Automatic Stay and are true and correct copies of the original documents.

7. The foregoing facts are of my own personal knowledge and belief, and if called upon to appear as a witness, I could, and would testify completely thereto. I declare under penalty of perjury that to the best of my knowledge, the foregoing facts are true and correct.

Date: 5-16-2011 Signature: Demetrius Foster

STATE OF FLORIDA
COUNTY OF DUVAL

SWORN TO AND SUBSCRIBED before me this 16th day of May, 2011 by Demetrius Foster, who is personally known to me and who did take an oath.



Nicholas Almer
NOTARY PUBLIC
Nicholas Almer

Print Name

My Commission Expires: 6-15-13