

**IN THE CIRCUIT COURT OF THE 99TH JUDICIAL CIRCUIT,  
IN AND FOR LEON COUNTY, FLORIDA**

PRETENDER BANK, N.A., AS TRUSTEE  
FOR STPFT 2005-XX,

Plaintiff,

vs.

CASE NO: 12345

JOHN DOE, ET AL,

Defendant.

\_\_\_\_\_ /

**DEFENDANT JOHN DOE FIRST REQUEST FOR ANSWERS TO  
INTERROGATORIES TO PLAINTIFF PRETENDER BANK N.A**

Defendant JOHN DOE requests, pursuant to Florida Rule of Civil Procedure 1.340, with delivery to the Defendant's address, that the Plaintiff responds under oath within 30 days of service to the following interrogatories.

For purpose of responding to these requests, the term "identify" shall mean providing the full name, aliases, title, work address, and work telephone numbers, work email address of the person or entity. "Plaintiff" means employee, agents, attorneys, investigators, etc. of Plaintiff(s) in this action.

For purposes of responding to these requests, the term "document" shall mean all written or printed matter of any kind, including originals, and all non-identical copies, whether different from the originals by reason of any notation made on such copies or otherwise, including, without limitation, correspondence, e-mail, memoranda, notes, diaries, statistics, letters, telegraphs, minutes, addenda, expense accounts, contracts, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, inter-office and intra-office communications, notations of any sort of any conversations, including telephone conversations or meetings, bulletins, computer print-outs, teletypes, telefaxes, invoices, worksheets, any drafts, alterations, modifications, changes, and amendments of any of the foregoing.

For purposes of responding to these requests, the term "document" also includes, but is not limited to, all graphic or manual records, or representations of any kind (including, but not limited to, photographs, charts, graphs, microfilms, microfiche, videotapes, records, and motion pictures), and all electronic, mechanical, or electric records or representation of any kind including, but not limited to audio tapes, cassettes, discs, and recordings.

For purposes of responding to these requests, the term "Mortgage" is the document attached to the complaint and titled "Mortgage" or "Deed of Trust." The term "Note" is the document attached to the complaint and titled "Fixed/Adjustable Rate Note".

Each of these requests is addressed to the personal and continuing knowledge of plaintiff and plaintiff's counsel. If plaintiff cannot respond to any request due to lack of

information available to it, defendant request the plaintiff respond to those portions of the request it is able to answer and specifically state that portion of the request it cannot answer due to lack of information, and provide a reason why it believes it lacks sufficient information to respond. If any of these requests cannot now be answered because of lack of information or documentation and such information or documentation subsequently comes to the knowledge of Plaintiff or Plaintiff's counsel, Defendant request Plaintiff to serve supplemental documentation on Defendants within a reasonable time after such information or documentation is acquired.

1. Identify the person(s) who have answered these interrogatories.

ANSWER

2. Identify each and every person Plaintiff may call as a witness in this case.

ANSWER

3. Identify each and every document Plaintiff may introduce into evidence in this case.

ANSWER

4. State the complete payment history of this account from the date of closing to the present, including dates of payments received and the amount received.

ANSWER

5. Identify fully who the "Lender" is, as described in the Mortgage. If more than one exists, state each.

ANSWER

6. Identify fully who the "Loan Servicer" of the Mortgage is. If more than one exists, state each.

ANSWER

7. Identify fully who the “Note Purchaser” of the mortgage is. If there are more than one or multiple parties have held this distinction, state each.

ANSWER

8. What document(s) does the Plaintiff rely upon which confer powers to the loan servicer to provide notice of acceleration to the defendant in the event of default?

ANSWER

9. State where in the Mortgage that the “Lender” will change when the Note or Mortgage is sold.

ANSWER

10. State the total dollar amount paid, and the entity it was paid to, when the Plaintiff gained control over the Mortgage and/or Note.

ANSWER

11. State the date on which these payments were made and state the principle balance of the mortgage loan at that time.

ANSWER

12. Identify fully the individual who took the original mortgage application.

ANSWER

13. State whether the Plaintiff maintained any affiliated businesses that provided services to the Defendant prior to or at closing.

ANSWER

14. Identify fully the owner of the Mortgage.

ANSWER

15. Identify fully the owner of the Note.

ANSWER

16. Identify fully the person(s) who have answered these questions.

ANSWER

17. Identify fully each and every witness that you intend to call at the trial, or other disposition of this matter, and provide a brief description of what you anticipate that witness's testimony to be.

ANSWER

18. State which entity (corporation, company, person, etc.) was the beneficiary of each payment the defendant made on the Mortgage and Note.

ANSWER

19. State the date that PRETENDER BANK NA became the holder (owner) of the Mortgage and Note.

ANSWER

20. State the party from whom PRETENDER BANK NA directly obtained the Mortgage and Note from (i.e., the party that conveyed/assigned the Mortgage to the Plaintiff).

ANSWER

21. State the consideration Plaintiff paid to the party identified in the immediately preceding interrogatory for said assignment/conveyance.

ANSWER

22. State the number of allonges referencing this Note that Plaintiff has reason to know is in existence.

ANSWER

23. State the number of assignment of mortgage that Plaintiff has reason to know is in existence.

ANSWER

24. State the type of business organization USBANK N.A. is and name every State of the union in which it is chartered or registered.

ANSWER

25. Identify fully the person(s) who have authorized this foreclosure action.

ANSWER

Executed on this \_\_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Name and title of authorized officer or agent  
PRETENDER BANK NA

SWORN TO AND SUBSCRIBED, before me the undersigned authority, this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by \_\_\_\_\_, whom I identified by means of \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires:

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing was sent on July \_\_\_\_\_, 2009 via

U.S. Mail to:

JONE BRAINLESS  
Florida Dumb Law Group, P.L.  
P.O. Box 12334  
Anytown, FL 31222  
(555) 456-1234

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