

# Declaration of Mortgage Servicer Pursuant to Civil Code § 2923.5(b)

Borrower(s):  
Mortgage Servicer:  
Property Address:

T.S. No.:

The undersigned, as an authorized agent or employee of the mortgage servicer named below, declares that:

1.  The mortgage servicer has contacted the borrower pursuant to California Civil Code § 2923.5(a)(2) "to assess the borrower's financial situation and explore options for the borrower to avoid foreclosure". Thirty (30) days, or more, have passed since the initial contact was made.
2.  The mortgage servicer has exercised due diligence to contact the borrower pursuant to California Civil Code § 2923.5(e) or 2923.55(f) to "assess the borrower's financial situation and explore options for the borrower to avoid foreclosure". Thirty (30) days, or more, have passed since these due diligence efforts were satisfied.
3.  No contact was required by the mortgage servicer because the individual(s) did not meet the definition of "borrower" pursuant to subdivision (c) of Section 2920.5.
4.  The requirements of California Civil Code § 2923.5 do not apply because the borrower, mortgage/deed or real property does not meet the criteria described in California Civil Code § 2924.15(a).
5.  The requirements of California Civil Code § 2923.5 do not apply because the loan is not occupied by a tenant that meets the conditions described in California Civil Code § 2924.15 et seq.
6. With respect to California Civil Code §3273.10:  
 The mortgage servicer received a request for a forbearance in connection with COVID-19 from the borrower, and such request was denied. A copy of the written notice is attached; AND forbearance  was or  was not subsequently provided.

I certify that this declaration is accurate, complete and supported by competent and reliable evidence which the mortgage servicer has reviewed to substantiate the borrower's default and the right to foreclose, including the borrower's loan status and loan information.

Dated: \_\_\_\_\_

By: \_\_\_\_\_