

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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:
In re : **Chapter 11**
:
RESIDENTIAL CAPITAL, LLC, et al.,¹ : **Case No. 12-12020 (MG)**
:
:
:
:
Debtors. : **(Jointly Administered)**
:
-----X

AFFIDAVIT OF SERVICE

I, Sydney Reitzel, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors.

A. On October 5, 2018, at my direction and under my supervision, employees of KCC caused the following document to be served via Electronic Mail upon the parties attached hereto as **Exhibit B**; and via First Class Mail upon the parties attached hereto as **Exhibit C**:

- **Notice of Motion of the Rescap Liquidating Trust's Third Omnibus Motion to Enforce Injunctive Provisions of Plan and Confirmation Order** [Docket No. 10574]

B. Furthermore, on October 5, 2018, at my direction and under my supervision, employees of KCC caused the following document to be served via First Class Mail upon the parties attached hereto as **Exhibit D**:

(Continued on Next Page)

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Residential Capital, LLC (0738); ditech, LLC (7228); DOA Holding Properties, LLC (4257); DOA Properties IX (Lots-Other), LLC (3274); EPRE LLC (7974); Equity Investment I, LLC (2797); ETS of Virginia, Inc. (1445); ETS of Washington, Inc. (0665); Executive Trustee Services, LLC (8943); GMAC Model Home Finance I, LLC (8469); GMAC Mortgage USA Corporation (6930); GMAC Mortgage, LLC (4840); GMAC Residential Holding Company, LLC (2190); GMAC RH Settlement Services, LLC (6156); GMACM Borrower LLC (4887); GMACM REO LLC (2043); GMACR Mortgage Products, LLC (6369); GMAC-RFC Holding Company, LLC (3763); HFN REO Sub II, LLC (N/A); Home Connects Lending Services, LLC (9412); Homecomings Financial Real Estate Holdings, LLC (6869); Homecomings Financial, LLC (9458); Ladue Associates, Inc. (3048); Passive Asset Transactions, LLC (4130); PATI A, LLC (2729); PATI B, LLC (2937); PATI Real Estate Holdings, LLC (5201); RAHI A, LLC (3321); RAHI B, LLC (3553); RAHI Real Estate Holdings, LLC (5287); RCSFJV204, LLC (2722); Residential Accredited Loans, Inc. (8240); Residential Asset Mortgage Products, Inc. (5181); Residential Asset Securities Corporation (2653); Residential Consumer Services of Alabama, LLC (5449); Residential Consumer Services of Ohio, LLC (4796); Residential Consumer Services of Texas, LLC (0515); Residential Consumer Services, LLC (2167); Residential Funding Company, LLC (1336); Residential Funding Mortgage Exchange, LLC (4247); Residential Funding Mortgage Securities I, Inc. (6294); Residential Funding Mortgage Securities II, Inc. (8858); Residential Funding Real Estate Holdings, LLC (6505); Residential Mortgage Real Estate Holdings, LLC (7180); RFC Asset Holdings II, LLC (4034); RFC Asset Management, LLC (4678); RFC Borrower LLC (5558); RFC Constructing Funding, LLC (5730); RFC REO LLC (2407); RFC SFJV-2002, LLC (4670); RFC-GSAP Servicer Advance, LLC (0289)



- **A Notice Regarding Litigation Against GMAC Mortgage, LLC** [*Sample Customized Notice Attached as Exhibit A*]

Dated: October 15, 2018


Sydney Reitzel

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

State of California
County of Los Angeles

Subscribed and sworn to (or affirmed) before me on this 15th of October, 2018, by Sydney Reitzel, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Signature: 

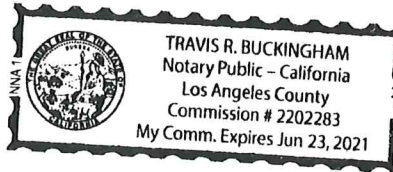


EXHIBIT A

**THIS IS A NOTICE REGARDING YOUR LITIGATION AGAINST GMAC
MORTGAGE, LLC . YOU MUST READ IT AND TAKE ACTION IF YOU
DISAGREE WITH THE MOTION.**

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)
) Case No. 12-12020 (MG)
)
RESIDENTIAL CAPITAL, LLC, et al.,) Chapter 11
)
Debtors.) Jointly Administered
)

**NOTICE OF HEARING ON THE RESCAP
LIQUIDATING TRUST'S THIRD OMNIBUS MOTION TO ENFORCE
INJUNCTIVE PROVISIONS OF PLAN AND CONFIRMATION ORDER**

[Creditor Name]

Proposed Action to be Enjoined				
Enjoined Party	Enjoined Party Counsel (if any)	Debtor(s) party to Litigation	Litigation	Date on which Letter Request Sent
<i>[Creditor Name]</i>	<i>[Creditor Contact Information]</i>	GMAC Mortgage, LLC	<i>[Creditor Litigation Information]</i>	August 3, 2017 February 2, 2018

PLEASE TAKE NOTICE that, on October 5, 2018, the ResCap Liquidating Trust (the “**Trust**”), as successor in interest to the Debtors¹ in the above-captioned Chapter 11 cases, filed its *Third Omnibus Motion to Enforce Injunctive Provisions of Plan and Confirmation Order* (the “**Motion**”) with the United States Bankruptcy Court for the Southern District of New York (the “**Bankruptcy Court**”).

The Motion requests that the Bankruptcy Court enter an order (i) enforcing the injunctive provisions of the *Second Amended Joint Chapter 11 Plan Proposed by Residential Capital, LLC et al. and the Official Committee of Unsecured Creditors* [Docket No. 6065-1] (the “**Plan**”), which was confirmed by the order of the Bankruptcy Court entered December 11, 2013 [Docket No. 6065] (the “**Confirmation Order**”), and (ii) prohibiting you from continuing

¹ A list of the debtors in these Chapter 11 cases (the “**Debtors**”), along with the last four digits of each Debtor’s federal tax identification number, is available on the Debtors’ website at <http://www.kccllc.net/rescap>.

prosecution of the monetary claims asserted against the Debtors in the PROPOSED ACTION TO BE ENJOINED listed above.

Previously, on August 3, 2017, the Liquidating Trust sent you a letter informing you of the injunctive provisions of the Plan and the Confirmation Order, and requesting that you dismiss your monetary claims against the Debtors within 30 days of the date of the letter (the “**Letter Request**”). As you have not complied with the Letter Request, the Liquidating Trust sent you a second letter on February 2, 2018, informing you that if you failed to voluntarily dismiss your monetary claims against the Debtors by March 4, 2018, the Liquidating Trust would seek the relief against you as described more fully in the Motion.

If you oppose the relief sought in the Motion, then you MUST file with the Bankruptcy Court and serve on the parties listed below a written response to the Motion that is received on or before 4:00 p.m. prevailing Eastern Time on October 26, 2018 (the “Objection Deadline”).

Your response, if any, must contain at a minimum the following: (i) a caption setting forth the name of the Bankruptcy Court, the names of the Debtors, the case number and the title of the Motion to which the response is directed; (ii) the name of the plaintiff in the action and description of the basis for the action; (iii) a concise statement setting forth the reasons why the action should not be enjoined, for the reasons set forth in the Motion, including, but not limited to, the specific factual and legal bases upon which you rely in opposing the Motion; (iv) all documentation or other evidence upon which you will rely in opposing the Motion; (v) the address(es) to which the Trust must return any reply to your objection; and (vi) the name, address, and telephone number of the person (which may be you or your legal representative) possessing ultimate authority to reconcile, settle, or otherwise resolve the objection on your behalf.

The Bankruptcy Court will consider an objection only if the objection is timely filed, served, and received. An objection will be deemed timely filed, served, and received only if the original objection is actually received on or before the Objection Deadline by (a) the chambers of the Honorable Martin Glenn, United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Custom House, One Bowling Green, New York, New York 10004-1408; (b) co-counsel to the ResCap Liquidating Trust, Morrison & Foerster LLP, 250 West 55th Street, New York, NY 10019 (Attention: Gary S. Lee and Norman S. Rosenbaum); (c) co-counsel to the ResCap Liquidating Trust, Kramer Levin Naftalis & Frankel, LLP, 1177 Avenue of the Americas, New York, NY 10036 (Attention: Kenneth H. Eckstein, Douglas H. Mannal, and Joseph A. Shifer); (d) the Office of the United States Trustee for the Southern District of New York, U.S. Federal Office Building, 201 Varick Street, Suite 1006, New York, NY 10014 (Attention: Linda A. Riffkin); and (e) The ResCap Liquidating Trust, 8400 Normandale Lake Blvd. Suite 175, Minneapolis, MN 55437 (Attention: Lauren Graham Delehey).

A hearing will be held on November 5, 2018 to consider the Motion. The hearing will be held at **10:00 a.m.** prevailing Eastern Time in the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004, Courtroom 523. If you file a written response to the Motion, you should plan to participate in the

hearing. The Trust, however, reserves the right to continue the hearing on the Motion with respect to your action. If the Trust does continue the hearing with respect to your action, then the hearing will be held at a later date. If the Trust does not continue the hearing with respect to your action, then a hearing on the Motion will be conducted on the above date.

You may participate in a hearing telephonically provided that you comply with the Bankruptcy Court's instructions, which can be found on the Bankruptcy Court's website at www.nysb.uscourts.gov.

If you wish to view the complete Motion, you can do so on the Bankruptcy Court's electronic docket for the Debtors' chapter 11 cases, which is posted on the internet at www.nysb.uscourts.gov (a PACER login and password are required and can be obtained through the PACER Service Center at www.pacer.psc.uscourts.gov), or for free at <http://www.kccllc.net/rescap>. If you have any questions about this notice or the Motion, or if you would like to request a complete copy of the Motion at the Trust's expense, please contact the Debtors' approved claims agent Kurtzman Carson Consultants, LLC at (888) 926-3479.

If you would like to discuss this matter or consensually resolve the Motion as to your action, please contact counsel to the Trust, Joseph A. Shifer, at 212-715-9100 or via email at jshifer@kramerlevin.com.

PARTIES SHOULD NOT CONTACT THE CLERK OF THE BANKRUPTCY COURT TO DISCUSS THE MOTION.

DATED: October 5, 2018
New York, New York

**KRAMER LEVIN NAFTALIS &
FRANKEL LLP**

Kenneth H. Eckstein
Douglas H. Mannal
Joseph A. Shifer
1177 Avenue of the Americas
New York, New York 10036
Telephone: (212) 715-9100
Facsimile: (212) 715-8000

Counsel for the ResCap Liquidating Trust

EXHIBIT B

Exhibit B
 Special and General Notice List
 Served via Electronic Mail

DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to EverBank	Akerman Senterfitt LLP	Andrea S Hartley	andrea.hartley@akerman.com
Counsel to EverBank	Akerman Senterfitt LLP	Susan F Balaschak & Hadi Khatib	susan.balaschak@akerman.com
Special Counsel to UMB Bank, N.A., as successor indenture trustee under that certain Indenture, dated as of June 6, 2008	Akin Gump Strauss Hauer & Feld LLP	Daniel H. Golden & David M. Zensky & Abid Qureshi & Philip C Dublin & Rachel Ehrlich Albanese	dgolden@akingump.com; dzensky@akingump.com; aqureshi@akingump.com; pdublin@akingump.com; ralbanese@akingump.com; rajohanson@akingump.com; ccarty@akingump.com; djenewman@akingump.com
Counsel to Aurelius Capital Management LP	Akin Gump Strauss Hauer & Feld LLP	Fred S Hodara & Robert A Johnson & Christopher W Carty	ccarty@akingump.com; djenewman@akingump.com
Attorneys for the Aldine Independent School District	Aldine Independent School District	Courtney F Harris, Pamela H Walters	bnkatty@aldine.k12.tx.us
PennyMac Loan Services, LLC	Aldridge Connors LLP	Bankruptcy Department	ecfmail@aclawlp.com
Counsel to Wilmington Trust, National Association, not in its individual capacity, but solely as trustee for MFRA Trust 2014-2; Nationstar Mortgage LLC d/b/a Mr. Cooper	ALDRIDGE PITE, LLP	Jenelle C. Arnold	jarnold@aldridgepite.com
Counsel to HSBC Bank USA, NA as Trustee of Certain Mortgage Backed Securities	Allen & Overy LLP	Ken Coleman & John Kibler	ken.coleman@allenover.com; john.kibler@allenover.com
Secured Lender under the Secured Revolver and Line of Credit	Ally Financial Inc	Jeffrey Brown Corporate Treasurer	jeff.brown@gmacfs.com; william.b.solomon@ally.com
Counsel to Wells Fargo Bank, N.A. in its capacity as trustee, indenture trustee or master servicer of certain RMBS trusts	Alston & Bird LLP	John C Weitnauer Esq	kit.weitnauer@alston.com
Counsel to Wells Fargo Bank, N.A. in its capacity as trustee, indenture trustee or master servicer of certain RMBS trusts	Alston & Bird LLP	Martin G Bunin Esq & William Hao Esq	marty.bunin@alston.com; william.hao@alston.com
Counsel to Wells Fargo Bank, N.A. in its capacity as trustee, indenture trustee or master servicer of certain RMBS trusts	Alston & Bird LLP	William B Macurda	bill.macurda@alston.com
Creditor	Alvin Labostrie & Sandra Labostrie		piccb_investigations@yahoo.com
Counsel to the Texas Comptroller of Public Accounts	Assistant Attorney General	John Mark Stern bankruptcy & Collections Division	john.stern@texasattorneygeneral.gov
Counsel to CitiMortgage Inc	Ballard Spahr LLP	Andrew J. Petrie & Sarah B. Wallace	petriea@ballardspahr.com; wallaces@ballardspahr.com
Counsel to PNC Bank NA; ISGN Solutions, Inc.	Ballard Spahr LLP	Sarah Schindler-Williams & Vincent J Marriott III	Schindlerwilliams@ballardspahr.com; marriott@ballardspahr.com
Securitization/HELOC Trustee	Bank of New York Mellon	Sarah Stout & Jennifer J Provenzano	Sarah.Stout@BNYMellon.com; Jennifer.Provenzano@BNYMellon.com; Mageshwaran.Ramasamy@BNYMellon.com
Barclays Bank PLC, as administrative agent under the Pre-Petition GSAP Facility	Barclays Bank PLC	Joe Tricamo & May Wong	xrausloanops5@barclays.com
Counsel to USAA Federal Savings Bank	Barnes & Thornburg LLP	David M Powlen	david.powlen@btlaw.com
Creditor	Barry B Eskanos JD MPA & Ami B Eskanos		bbeskanos@aol.com
Counsel to Cambridge Place Investments Management Inc.	Bernstein Litowitz Berger & Grossmann LLP	David R Stickney & Jonathan D Uslaner	davids@blbglaw.com; jonathanu@blbglaw.com
Counsel to Cambridge Place Investments Management Inc.	Bernstein Litowitz Berger & Grossmann LLP	Jai K Chandrasekhar	jai@blbglaw.com
Counsel to PNC Mortgage a Division of PNC Bank NA	Blank Rome LLP	Michael B Schaedle	schaedle@blankrome.com
Counsel to PNC Mortgage a Division of PNC Bank NA	Blank Rome LLP	Stanley B Tarr & Alan M Root	tarr@blankrome.com; root@blankrome.com
Buyer under the Pre-Petition Ally Repo Facility	BMMZ Holding LLC	c/o Ally Financial Inc, Attn Courtney Lowman	courtney.lowman@ally.com
Counsel to Lender Processing Services Inc	BRACEWELL & GIULIANI LLP	Ryan M. Philp	ryan.philp@bgllp.com
Counsel to Lender Processing Services Inc	BRACEWELL & GIULIANI LLP	Stan Chelney	stan.chelney@bgllp.com
Top 50 Creditors	Brian Kessler, et al	c/o Walters Bender Strohbehn & Vaughan, P.C.	jhaake@wbsvlaw.com
Counsel to Paulson & Co. Inc.	Brown Rudnick LLP	Sigmund S Wissner Gross	swissnergross@brownrudnick.com
Counsel to Creditor Conrad P Burnett Jr	Bustos & Associates	Pablo Bustos	pbustos@bustosassociates.com
Counsel to Jason and Jennifer Schermerhorn	Butler Fitzgerald Fiveson & McCarthy	David K Fiveson & Jennifer M Hall	dffiveson@bffmlaw.com; jmhall@bffmlaw.com
Counsel to MBIA Insurance Corporation	Cadwalader Wickersham & Taft LLP	Gregory M Petrick & Ingrid Bagby	gregory.petrick@cwt.com; ingrid.bagby@cwt.com
Counsel to MBIA Insurance Corporation	Cadwalader Wickersham & Taft LLP	Mark C Ellenberg Esq	mark.ellenberg@cwt.com
Counsel to Caley Dekhoda & Qadri	Caley Dehkoda & Quadri dba Wong Fleming	Dianna J Caley	dcaley@wongfleming.com
Counsel to an Ad Hoc Consortium of RMBS holders	Carter Ledyard & Milburn LLP	Aaron R Cahn & Leonardo Trivigno	bankruptcy@clm.com
Secured lender under the Mortgage Servicing Rights Facility	Citibank NA	Attn Bobbie Theivakumaran	bobbie.theivakumaran@citi.com
Special Counsel to Wilmington Trust National Association as Indenture Trustee for Various Series of Unsecured Notes	Cleary Gottlieb Steen & Hamilton LLP	Sean A O Neal and Thomas J Moloney	maofiling@cgsh.com; tmoloney@cgsh.com; soneal@cgsh.com
Counsel to Ocwen Loan Servicing LLC	Clifford Chance US LLP	Jennifer C DeMarco & Adam Lesman	jennifer.demarco@cliffordchance.com; adam.lesman@cliffordchance.com

Exhibit B
 Special and General Notice List
 Served via Electronic Mail

DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to Lead Plaintiff	Cohen Milstein Sellers & Toll PLLC	Joel P Laitman, Christopher Lometti, Michael B Eisenkraft, Daniel B Rehns & Kenneth M Rehns	jlaitman@cohenmilstein.com; clometti@cohenmilstein.com; meisenkraft@cohenmilstein.com; drehs@cohenmilstein.com; krehs@cohenmilstein.com
Counsel to Farmington Woods	Cohn Birnbaum & Shea PC	Scott D Rosen	srosen@cbshealaw.com
Counsel to HP Enterprise Services LLC	Cole Schotz Meisel Forman & Leonard PA	Michael D Warner & Emily S Chou	mwarn@coleschotz.com
Commonwealth of Pennsylvania, Department of Labor and Industry, Office of Unemployment Compensation Tax Services (UCTS)	Commonwealth of Pennsylvania, Department of Labor and Industry	Joseph Kots	ra-li-ucts-bankrupt@state.pa.us
Co-Counsel to Inner E. Campos Carranza	CONSUMER LITIGATION ASSOCIATES, P.C.	Susan M. Rotkis	lenbennett@clalegal.com; srotkis@c1alegal.com
Counsel to MidFirst Bank	Crowe & Dunlevy PC	William H. Hoch	will.hoch@crowedunlevy.com
Conflicts Counsel to the Debtors	Curtis Mallet-Prevost Colt & Mosle LLP	Maryann Gallagher Esq	mgallagher@curtis.com
Conflicts Counsel to the Debtors	Curtis Mallet-Prevost Colt & Mosle LLP	Michael A Cohen Esq	macohen@curtis.com
Conflicts Counsel to the Debtors	Curtis Mallet-Prevost Colt & Mosle LLP	Steven J Reisman Esq	sreisman@curtis.com
Co-Counsel to Inner E. Campos Carranza	Dahiya Law Offices LLC	Karamvir Dahiya	karam@legalpundit.com
Counsel to Connecticut Housing Finance Authority	Day Pitney LLP	Herbert K Ryder	hryder@daypitney.com
Counsel to Connecticut Housing Finance Authority	Day Pitney LLP	James J Tancredi	jjtancredi@daypitney.com
Counsel to Connecticut Housing Finance Authority	Day Pitney LLP	Joshua W. Cohen	jwcohen@daypitney.com
Counsel to Bank of New York Mellon Trust Company NA Securitization Trustee	Dechert LLP	Glenn E Siegel, Hector Gonzalez, Brian E Greer & Mauricio A Espana	glenn.siegel@dechert.com; hector.gonzalez@dechert.com; brian.greer@dechert.com; mauricio.espana@dechert.com; craig.druehl@dechert.com
Member of Official Committee of Unsecured Creditors Interested Party, Diem T Nguyen	Deutsche Bank	Rosa Mendez	rosa.mendez@db.com
Counsel for HSBC Bank USA, National Association as Trustee for the Deutsche Alt-A Securities Mortgage Loan Trust, Series 2007-OA5 and Ocwen Loan Servicing LLC	Deutsche Bank Trust Company Americas	Attn Brendan Meyer	Brendan.meyer@db.com
Interested Party	Diem T Nguyen		diem.home@gmail.com
Counsel to Bank of America NA, Aurora Loan Services & Residential Capital LLC, Residential Capital LLC	DUANE MORRIS LLP	Brett L. Messinger	blmessinger@duanemorris.com
Counsel to GMAC Mortgage LLC; Counsel to GMAC Mortgage LLC; Counsel to Rushmore Loan Management Services, as servicer for Wells Fargo Bank, NA, Not in Its Individual Capacity but Solely as Trustee for the RMAC Trust, Series 2011-1T	Duncan K. Robertson		uncadunc1@aol.com
Counsel to California Housing Finance Agency	Fein Such & Crane LLP	Mark K Broyles Esq	broylesmk@rgcattys.com
Counsel to the FDIC	Fein Such & Crane LLP	Tammy L Terrell Benoza	terrell@feinsuch.com
Counsel to City of Laredo Tax Department	Felderstein Fitzgerald Willoughby & Pascuzzi LLP	Paul J Pascuzzi	ppascuzzi@ffwplaw.com
Counsel to TCF National Bank	FIDC	Dennis J Early	dearly@fdic.gov
Counsel to Freddie Mac	Flores & Saucedo PLLC	Christina Flores	floressaucedopllc@gmail.com
Counsel to Mercer (US) Inc.	Foley & Mansfield PLLP	Thomas J Lallier	tlallier@foleymansfield.com
Counsel to Mercer (US) Inc.	Freddie Mac	Kenton W Hambrick Associate General Counsel	kenton_hambrick@freddiemac.com
Counsel for Deutsche Bank National Trust Company, as Trustee, in Trust for the Registered Holders of Morgan Stanley ABS Capital I, Inc. Trust 2006-HE7 Mortgage Pass-Through Certificates, Series 2006 HE7	Freeborn & Peters LLP	Devon J Eggert Esq	deggert@freebornpeters.com
Counsel to the RALI Certificate Underwriters	Freeborn & Peters LLP	Thomas R Fawkes Esq	tfawkes@freebornpeters.com
Counsel to Wells Fargo Bank, NA	Frenkel Lamber Weiss Weisman & Gordon LLP	Karen Sheehan	ksheehan@flwlaw.com
Counsel to Ad Hoc RMBS Holder Group	Fried Frank Harris Shriver & Jacobson	William G McGuinness & Gary L Kaplan	gary.kaplan@friedfrank.com
Counsel to the Institutional Investors	Gibbons PC	Attn Karen A Giannelli Esq	kgiannelli@gibbonslaw.com
Counsel to Amherst Advisory & Management	Gibbs & Bruns LLP	Kathy D Patrick Esq & Scott A Humphries Esq	kpatrick@gibbsbruns.com; shumphries@gibbsbruns.com
GSE - Ginnie Mae	Gibbs & Bruns, L.L.P.	Kathy D. Patrick	kpatrick@gibbsbruns.com
Counsel to ResCap Liquidating Trust	Gibson Dunn Crutcher	David M Feldman & Joshua Weisser	DFeldman@gibsondunn.com; JWeisser@gibsondunn.com
Counsel to Stichting Pensioenfonds ABP, huntington Bancshares Inc, John Hancock Life Insurance Company (U.S.A.), John Hancock Life Insurance Company (U.S.A.) Separate Account 6A & John Hancock Life Insurance Company (U.S.A.) Separate Account 131	Ginnie Mae	Ted Tozer	theodore.w.tozer@hud.gov
Counsel to the Township of Saddle Brook	Godfrey & Kahn SC	Katherine Stadler	kstadler@gklaw.com
Counsel to Gray & Associates, Duncan C Delhey, Jay Pitner, Michael Riley, and William Foshag Adv Case 13-01208	Grant & Eisenhofer PA	Geoffrey C Jarvis Matthew P Morris & Deborah A Elman	gjarvis@gelaw.com; mpmorris@gelaw.com; delman@gelaw.com
Counsel to Gray & Associates, LLP, Duncan C. Delhey, Jay J. Pitner, Michael M. Riley, and William N. Foshag	Guttlieman Muhlstock Chewcaskie	Brian Chewcaskie	brian@gmcnjlaw.com
	Hinshaw & Culbertson	Ali Ryan Amin & Benjamin Noren	bnoren@hinshawlaw.com
	HINSHAW & CULBERTSON LLP	Schuyler B. Kraus	skraus@hinshawlaw.com

Exhibit B
 Pg 10 of 20
 Special and General Service List
 Served via Electronic Mail

DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Adv. Case No. 13-01208 Counsel to Defendants, Gray & Associates, LLP, Duncan C. Delhey, Jay J. Pitner, Michael M. Riley, and William N. Foshag	HINSHAW & CULBERTSON, LLP	Benjamin Noren	bnoren@hinshawlaw.com
Counsel to HP Enterprise Services LLC	HP Enterprise Services LLC	Ayala Hassell Esq	ayala.hassell@hp.com
Counsel to Newport Management Corporation	Hunton & Williams LLP	Richard P Norton & Robert A Rich	rmorton@hunton.com; rrich2@hunton.com
County of Imperial California	Imperial County Tax Collector		floraoropeza@co.imperial.ca.us
Counsel to Iron Mountain Information Management Inc	Iron Mountain Information Management Inc	Joseph Corrigan	bankruptcy2@ironmountain.com
Counsel to Attorney of Nassau County	John Ciampoli County Attorney of Nassau County	Patrick R Gallagher	pgallagher@nassaucountyny.gov
Counsel to Financial Guaranty Insurance Company	Jones Day	Carl E Black	ceblack@jonesday.com cball@jonesday.com; rlwynne@jonesday.com; lemiller@jonesday.com; ceblack@jonesday.com
Counsel to Financial Guaranty Insurance Company	Jones Day	Corinne Ball, Richard L Wynne & Lance E Miller	eriksen1@gmail.com
Creditor Julie Eriksen	Julie Eriksen		aglenn@kasowitz.com; mstein@kasowitz.com; dfliaman@kasowitz.com; namamoo@kasowitz.com
Counsel to the Federal Housing Finance Agency as Conservator of the Federal National Mortgage Association ("Fannie Mae") and the Federal Home Loan Mortgage Corporation	Kasowitz, Benson, Torres LLP	Andrew K Glenn, Matthew B Stein, Daniel A Fliman & Nii Amar Amamoo	namamoo@kasowitz.com
Counsel to Lorraine McNeal	KATHLEEN G CULLY PLLC	Kathleen G Cully	kgcully@kgcully.com
Counsel to UMB Bank N.A. as Successor Indenture Trustee to the Debtors' Prepetition Junior Secured Notes	Kelley Drye & Warren LLP	James S Carr & Eric R Wilson	kdwbankruptcydepartment@kelleydrye.com
Counsel to Plaintiffs and the Putative Class	Kessler Topaz Meltzer & Check LLP	Edward W. Ciolko Donna Siegel Moffa	eciolko@ktmc.com; dmoffa@ktmc.com
Counsel to Oakland County Treasurer; Counsel to Wayne County Treasurer	Kilpatrick & Associates PC	Richardo I Kilpatrick	ecf@kaalaw.com
Counsel to Lone Star U.S. Acquisitions, LLC	King & Spalding LLP	W. Austin Jowers & Paul K. Ferdinands & Thaddeus D. Wilson	thadwilson@kslaw.com; ajowers@kslaw.com; pferdinands@kslaw.com
Counsel to Landon Rothstein, Jennifer Davidson, Robert Davidson, and Ihor Kobryn, Individually and on Behalf of All Others Similarly Situated	KIRBY McINERNEY LLP	Mark A Strauss & J Brandon Walker	mstrauss@kmlp.com; bwalker@kmlp.com
Counsel to Ally Financial re Adv. Case No.12-01934	Kirkland & Ellis	Judson Brown	judson.brown@kirkland.com
Counsel to the Equity Security Holders (Ally Financial and Ally Bank)	Kirkland & Ellis	Richard M Cieri	richard.cieri@kirkland.com
Counsel to the Ally Financial Inc. & Ally Bank	Kirkland & Ellis LLP	Justin Bernbrock	justin.bernbrock@kirkland.com
Counsel to the Ally Financial Inc. & Ally Bank	Kirkland & Ellis LLP	Stephen E Hessler	ray.schrock@weil.com; richard.cieri@kirkland.com; stephen.hessler@kirkland.com; projectrodeo@kirkland.com; William.b.Solomon@ally.com; Timothy.Devine@ally.com
Counsel to Tracy L Klestadt, in his Capacity as Chapter 7 Trustee of Alliance Mortgage Investments, Inc. and Alliance Bancorp	Klestadt & Winters LLP	Attn Tracy L Klestadt & Joseph C Corneau	tklestadt@klestadt.com; jcorneau@klestadt.com
Counsel to Secured Creditor Select Portfolio Servicing Inc. as Servicers for Wells Fargo Bank NA as Trustee in Trust for SASCO 2007-MLN1 Trust Fund; Select Portfolio Servicing Inc as Servicers for US Bank NA as Trustee on behalf of the holders of the Home Equity Asset Trust 2006-6 Home Equity Pass Through Certificates, Series 2006-6; Select Portfolio Servicing Inc as Servicers for US Bank NA as Trustee on behalf of the First Franklin Mortgage Loan Trust Mortgage Pass Through Certificates, Series 2005-FF9; Counsel to Secured Creditor Caliber Home Loans Inc as Servicing Agent for U.S. Bank Trust, N.A., as Trustee for LSF8 Master Participation Trust; Counsel to Secured Creditor Caliber Home Loans Inc as Servicing Agent for U.S. Bank Trust, N.A., as Trustee for LSF8 Master Participation Trust	Kozeny, McCubbin & Katz, LLP	Jordan S Katz	sdny@kmk-law.net keckstein@kramerlevin.com; tmayer@kramerlevin.com; dmannal@kramerlevin.com; jtrachtman@kramerlevin.com; dmannal@kramerlevin.com; szide@kramerlevin.com
Counsel to the Official Committee of Unsecured Creditors	Kramer Levin Naftallis & Frankel LLP	Kenneth H Eckstein, Thomas Moers Mayer & Douglas H Mannal & Jeffrey Trachtman	jleibowitz@kandflp.com
Counsel to Wachovia Bank NA as Trustee for the Security National Mortgage Loan Trust 2004-2	Kriss & Feuerstein LLP	Jason S Leibowitz	rescapinfo@kccllc.com
Claims and Noticing Agent	Kurtzman Carson Consultants	P Joe Morrow	lairdheal@lh-law-office.com
Counsel to Rhonda Gosselin	Laird J. Heal, Esq	Laird J. Heal	
Counsel to Normandale Holdings LLC	Lapp Libra Thomson Stoebner & Pusch	David A Libra Esq	dlibra@lapplibra.com
Law Debenture Trust Company of New York	Law Debenture Trust Company of New York	James D Heaney Managing Director	james.heaney@lawdeb.com

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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to Bank of America NA; Deutsche Bank National Trust Company, as Trustee for Saxon Asset Securities Trust 2007-2 Mortgage Loan Asset Backed Certificates, Series 2007-2; and Deutsche Bank National Trust Company, as Trustee for Morgan Stanley ABS Capital I Inc. Trust 2007-HE3 Mortgage Pass through Certificates, Series 2007-H3; Deutsche Bank National Trust Company, as Trustee under Pooling and Servicing Agreement Dated 1/2006 Morgan Stanley ABS Capital I Inc. Trust 2006-NC1; U.S. Bank NA as Trustee under Pooling and Service Agreement dated 3/1/2007, GSAMP Trust 2007-HE2, Mortgage Pass-Through Certificates, Series 2007-HE2; Ocwen Loan Servicing, LLC; and Deutsche Bank Trust Company Americas as Indenture Trustee; Securitized Asset Backed Receivables LLC Trust 2005-FR2 Mortgage Pass-Through Certificates, Series 2005-FR2; Ocwen Loan Servicing, LLC, as servicer for HSBC Bank USA, N.A., as Trustee for the registered holders of ACE Securities Corp. Home Equity Loan Trust, Series 2004-HE4, Asset Backed Pass-Through Certificates	Leopold & Associates PLLC	Saul Leopold & Phillip Mahony & Michael Rozea	mrozea@leopoldassociates.com; pmahony@leopoldassociates.com
Counsel to City of McAllen, South Texas ISD, South Texas College & Cameron County	Linebarger Goggan Blair & Sampson LLP	Diana W Sanders	austin.bankruptcy@publicans.com
Counsel to Dallas County	Linebarger Goggan Blair & Sampson LLP	Elizabeth Weller	dallas.bankruptcy@publicans.com
Counsel to Texas Taxing Authorities - Katy ISD, Matagorda County, Cypress-Fairbanks ISD, Tyler County, Cleveland ISD, Fort Bend County, Montgomery County, Harris County, Galveston County, Orange County; Counsel to Taxing Authorities Interested Party	Linebarger Goggan Blair & Sampson LLP Locke Lord LLP	John P Dillman Esq Casey B Howard	houston_bankruptcy@lgbs.com choward@lockelord.com
Counsel to Wilmington Trust NA, as Indenture Trustee	Loeb & Loeb LLP	Walter H Curchack, Vadim J Rubinstein & Debra W Minoff	wurchack@loeb.com; vrubinstein@loeb.com
Counsel to The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company ; and Cambridge Place Investments Management Inc.	Lowenstein Sandler PC	Andrew Behlmann	abehlmann@lowenstein.com
Counsel to The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company ; and Cambridge Place Investments Management Inc.	Lowenstein Sandler PC	Andrew Behlmann	abehlmann@lowenstein.com
Counsel to Lead Plaintiff; o The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company ; and Cambridge Place Investments Management Inc. o Counsel to Plaintiffs and the Putative Class	Lowenstein Sandler PC	Michael S Etkin & Ira M Levee	metkin@lowenstein.com; ilevee@lowenstein.com
Counsel to Lead Plaintiff; o The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company ; and Cambridge Place Investments Management Inc. o Counsel to Plaintiffs and the Putative Class	Lowenstein Sandler PC	Michael S Etkin & Ira M Levee	metkin@lowenstein.com; ilevee@lowenstein.com
Counsel to Oracle America Inc	Magnozzi & Kye LLP	Amish R Doshi Esq	adoshi@magnozzikye.com
Counsel to Morgan Stanley & Co. Incorporated, n/k/a Morgan Stanley & Co. LLC	Marino Tortorella & Boyle PC	Kevin H Marino & John A Boyle	kmarino@khmarino.com; jboyle@khmarino.com
Counsel to Ocwen Loan Servicing LLC - Case No. 12-12063 Counsel to Specialized Loan Servicing LLC, as servicer for the Bank of New York Mellon Trust Company, National Association fka The Bank of New York Trust Company, NA as successor to JPMorgan Chase Bank, as Trustee for Residential Asset Mortgage Products Inc, Mortgage Asset-Backed Pass Through Certificates, Series 2003-RS4	McCabe Weisberg & Conway	James J Rufo & Irene Costello	jrufo@mw-law.com; icostello@mw-law.com
Counsel to Texas Ad Valorem Taxing Jurisdictions	MCCREARY, VESELKA, BRAGG & ALLEN, P.C.	Lee Gordon	lgordon@mvbalaw.com
Counsel to GSE - Freddie Mac	McKool Smith	Attn: Paul D. Moak	pmoak@McKoolSmith.com
Counsel to Freddie Mac	McKool Smith PC	Michael R Carney	mcarney@mckoolsmith.com
Counsel to Freddie Mac	McKool Smith PC	Paul D Moak	pmoak@McKoolSmith.com
Counsel to Bass & Moglowsky SC, Arthur M. Moglowsky, David M. Potteiger, & Penny G Gentges	Menter Rudin & Trivelpiece PC	Kevin M Newman	knewman@menterlaw.com
Counsel to Missouri Department of Revenue	Missouri Department of Revenue	Attn Steven A Ginther Esq	sdnyecf@dor.mo.gov
Counsel to Deutsche Bank Trust Company Americas and Deutsche Bank National Trust Company, as trustees of certain mortgage backed securities trust	Morgan Lewis & Bockius LLP	James L Garrity Jr	lgarrity@morganlewis.com
Counsel to Deutsche Bank Trust Company Americas and Deutsche Bank National Trust Company, as trustees of certain mortgage backed securities trust	Morgan Lewis & Bockius LLP	Michael S Kraut	mkraut@morganlewis.com
Counsel to Deutsche Bank Trust Company Americas and Deutsche Bank National Trust Company, as trustees of certain mortgage backed securities trust	Morgan Lewis & Bockius LLP	Patrick D Fleming	pfleming@morganlewis.com

Exhibit B
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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to Bank of America, National Association; Banc of America Funding Corporation; Merrill Lynch, Pierce, Fenner & Smith Incorporated; Merrill Lynch Mortgage Lending, Inc.; and Merrill Lynch Mortgage Investors Inc.	Morgan, Lewis & Bockius LLP	Susan F. DiCicco	susan.dicicco@morganlewis.com
Counsel to Mary Critchley	Morganroth & Morganroth PLLC	Mayer Morganroth & Jeffrey B Morganroth	mmorganroth@morganrothlaw.com; jmorganroth@morganrothlaw.com
Counsel to Cal-Western Reconveyance Corporation	Moritt Hock & Hamroff LLP	Leslie Ann Berkoff	lberkoff@moritthock.com
Counsel to the Debtors	Morrison & Foerster LLP	Larren M Nashelsky, Gary S Lee & Lorenzo Marinuzzi & Kayvan B Sadeghi	lnashelsky@mofo.com; glee@mofo.com; lmarinuzzi@mofo.com; ksadeghi@mofo.com jmoldovan@morrisoncohen.com; bankruptcy@morrisoncohen.com; rdakis@morrisoncohen.com
Counsel to the Independent Directors of the Residential Capital, LLC	Morrison Cohen LLP	Joseph T Moldovan Esq	jmoldovan@morrisoncohen.com; bankruptcy@morrisoncohen.com; rdakis@morrisoncohen.com
Counsel to Berkshire Hathaway Inc	Munger Tolles & Olson LLP	Seth Goldman	seth.goldman@mt.com
Counsel to Berkshire Hathaway Inc	Munger Tolles & Olson LLP	Thomas B Walper	thomas.walper@mt.com
Counsel to Obermayer Rebmman Maxwell & Hippel LLP	OBERMAYER REBMANN MAXWELL & HIPPEL LLP	Angela L. Baglanzis & Edmond M. George	angela.baglanzis@obermayer.com
Counsel to Commonwealth of Pennsylvania, Department of Revenue, Bureau of Compliance	Office of Attorney General	Carol E. Momjian	cmomjian@attorneygeneral.gov
County of San Joaquin	Office of Shabbir A Khan	Phonxay Keokham	almeyers@sjgov.org
Office of the New York Attorney General	Office of the NY State Attorney General	Nancy Lord & Enid M Stuart	enid.stuart@OAG.State.NY.US
Office of the United States Attorney for the Southern District of New York	Office of the US Attorney for the Southern District of NY	United States Attorney Preet Bharara	joseph.cordaro@usdoj.gov; cristine.phillips@usdoj.gov dwdykhous@pbwt.com; bguiney@pbwt.com; mcohen@pbwt.com
Counsel to Ambac Assurance Corporation; Counsel to MBIA Insurance Company	Patterson Belknap Webb & Tyler LLP	David W Dykhous & Brian P Guiney & Michelle W. Cohen	mcohen@pbwt.com
Counsel to Paul N Papas II	Paul N Papas II	Mylegalhelpusa.com	Paul_Papas@mylegalhelpusa.com
Counsel to Johnson County et al, Richardson ISD	Perdue Brandon Fielder Collins & Mott LLP	c/o Elizabeth Banda Calvo	ebcalvo@pbfc.com
Counsel to Bank of America, N.A., ("Bank of America"), successor by merger to BAC Home Loans Servicing, LP	Peter T. Roach and Associates, P.C.	Michael C Manniello	michael.manniello@roachfirm.com; kimberly.mcgrail@roachlawfirm.com
Counsel to 2255 Partners LP	Pillsbury Winthrop Shaw Pittman LLP	Brandon Johnson	brandon.johnson@pillsbury.com
Placer County Tax Collector	Placer County Office of the Treasurer-Tax Collector	Jenny McMurtry Deputy Tax Collector	jmcmurtr@placer.ca.gov
Counsel to Peter S. Kravitz in his capacity as Trustee of the ResCap Borrower Trust	POLSINELLI PC	Daniel J. Flanigan	dflanigan@polsinelli.com
Counsel to Representative Plaintiffs and the Putative Class and Borrower Claims Trust	Polsinelli Shughart PC	Daniel J Flanigan & Jason A Nagi	dflanigan@polsinelli.com; jnagi@polsinelli.com
Counsel to Assured Guaranty Municipal Corp	Proskauer Rose LLP	Irena M Goldstein	igoldstein@proskauer.com
Counsel to Dallas CPT Fee Owner LP	Proskauer Rose LLP	Scott K Rutsky & Jared D Zajac	srutsky@proskauer.com; jzajac@proskauer.com
Counsel to OneWest Bank and Deutsche Bank National Trust Company, as Trustee of the IndyMac INDX Mortgage Loan Trust 2005-AR23, Mortgage Pass-Through Certificates Series 2005-AR23 under the Pooling and Servicing Agreement dated Sept 1, 2005 ("OneWest"), the holder of Claim No. 4872	QUARLES & BRADY LLP	John Maston O'Neal & Lori L. Winkelman & Walter J. Ashbrook	john.oneal@quarles.com; lori.winkelman@quarles.com; walter.ashbrook@quarles.com
Counsel to The Prudential Insurance Company of America, The Gibraltar Life Insurance Company, Ltd., Park Place Commerce Investments, LLC, Prudential Retirement Insurance and Annuity Company, Prudential Annuities Life Insurance Corporation, Pruco Life Insurance Company of New Jersey, Commerce Street Investments, LLC, Institutional Core Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Institutional Core Plus Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Pru Alpha Fixed Income Opportunity Master Fund I, L.P., Pruco Life Insurance Company, Prudential Annuities Life Assurance Corporation, Prudential Investment Portfolios 2, Prudential Core Short-Term Bond Fund, Prudential Total Return Bond Fund, Inc., Prudential Trust Company, as Trustee for Prudential Merged Retirement Plan, The Prudential Investment Portfolios, Inc., Asset Allocation Fund, The Prudential Life Insurance Company, Ltd., and The Prudential Series Fund, Diversified Bond Portfolio	Quinn Emanuel Urquhart & Sullivan LLP	Daniel L Brockett & David D Burnett	danbrockett@quinnemanuel.com; daveburnett@quinnemanuel.com; jeremyandersen@quinnemanuel.com

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 Special and General Service List
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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to The Prudential Insurance Company of America, The Gibraltar Life Insurance Company, Ltd., Park Place Commerce Investments, LLC, Prudential Retirement Insurance and Annuity Company, Prudential Annuities Life Insurance Corporation, Pruco Life Insurance Company of New Jersey, Commerce Street Investments, LLC, Institutional Core Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Institutional Core Plus Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Pru Alpha Fixed Income Opportunity Master Fund I, L.P., Pruco Life Insurance Company, Prudential Annuities Life Assurance Corporation, Prudential Investment Portfolios 2, Prudential Core Short-Term Bond Fund, Prudential Total Return Bond Fund, Inc., Prudential Trust Company, as Trustee for Prudential Merged Retirement Plan, The Prudential Investment Portfolios, Inc., Asset Allocation Fund, The Prudential Life Insurance Company, Ltd., and The Prudential Series Fund, Diversified Bond Portfolio	Quinn Emanuel Urquhart & Sullivan LLP	Eric D Winston & Jeremy D Anderson	jeremyandersen@quinnemanuel.com; ericwinston@quinnemanuel.com
Counsel to The Prudential Insurance Company of America, The Gibraltar Life Insurance Company, Ltd., Park Place Commerce Investments, LLC, Prudential Retirement Insurance and Annuity Company, Prudential Annuities Life Insurance Corporation, Pruco Life Insurance Company of New Jersey, Commerce Street Investments, LLC, Institutional Core Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Institutional Core Plus Bond Fund of the Prudential Trust Company Master Commingled Investment Fund for Tax Exempt Trusts, Pru Alpha Fixed Income Opportunity Master Fund I, L.P., Pruco Life Insurance Company, Prudential Annuities Life Assurance Corporation, Prudential Investment Portfolios 2, Prudential Core Short-Term Bond Fund, Prudential Total Return Bond Fund, Inc., Prudential Trust Company, as Trustee for Prudential Merged Retirement Plan, The Prudential Investment Portfolios, Inc., Asset Allocation Fund, The Prudential Life Insurance Company, Ltd., and The Prudential Series Fund, Diversified Bond Portfolio	Quinn Emanuel Urquhart & Sullivan LLP	Susheel Kirpalani & Scott C Shelley	susheelkirpalani@quinnemanuel.com; scottshelley@quinnemanuel.com
Counsel to Nationstar Mortgage LLC	RAS BORISKIN, LLC	Daniel Sullivan	dsullivan@rasboriskin.com
Counsel to Lehman Brothers Holdings Inc	Reilly Pozner LLP	Michael A Rollin	mrollin@rplaw.com
Residential Capital LLC	ResCap Liquidating Trust	Attn Tammy Hamzehpour	tammy.hamzehpour@rescapestate.com; Jill.horner@rescapestate.com; Colette.wahl@rescapestate.com; Deanna.horst@rescapestate.com; William.thompson@rescapestate.com; William.tyson@rescapestate.com; Eileen.oles@rescapestate.com; Lauren.delehey@rescapestate.com; Julie.busch@rescapestate.com; kathy.priore@rescapestate.com; patty.zellmann@rescapestate.com; John.Ruckdaschel@rescapestate.com; dfanigan@polsinelli.com
Counsel to The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company	Robbins Gellar Rudman & Dowd LLP	Christopher M Wood	cwood@rgrdlaw.com
Counsel to The Union Central Life Insurance Company, Ameritas Life Insurance Corp. and Acacia Life Insurance Company	Robbins Gellar Rudman & Dowd LLP	Steven W Pepich	stevep@rgrdlaw.com
Counsel to Certain Homeowners Claimants	Robert E Brown PC		rbrown@robertbrownlaw.com
COUNSEL TO DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR AMERIQUEST MORTGAGE SECURITIES INC., ASSET-BACKED PASS-THROUGH CERTIFICATES, SERIES 2004-R3 and The Bank of New York Mellon F/K/A The Bank of New York, as Trustee for TBW Mortgage-Backed Trust 2007-1, Mortgage-Backed Pass-Through Certificates, Series 2007-1	ROBERTSON, ANSCHUTZ & SCHNEID, P.L.	BANKRUPTCY DEPARTMENT Elizabeth L. Doyaga	erubino@rasflaw.com
Counsel to Secured Creditor County of San Bernardino, California, a California Taxing Authority	Romero Law Firm	Martha E Romero	romero@mromerolawfirm.com
Creditor Ron Eriksen	Ron Eriksen		eriksen1@gmail.com
Counsel to Ad Hoc RMBS Holder Group	Ropes & Gray LLP	D Ross Martin Esq & Keith H Wofford Esq	Ross.martin@ropesgray.com; keith.wofford@ropesgray.com
Counsel to the Institutional Investors	Ropes & Gray LLP	D. Ross Martin	Ross.martin@ropesgray.com
Counsel to Martha S. Panaszewicz	ROSALES DEL ROSARIO, P.C.	John B. Rosario	johnrosario@delroslaw.com
Counsel to Bayview Loan Servicing LLC; Deutsche Bank National Trust Company, as Trustee, in Trust for the Registered Holders of Morgan Stanley ABS Capital I, Inc. Trust 2006-HE7 Mortgage Pass-Through Certificates, Series 2006 HE7	Rosicki Rosicki & Associates PC	Andrew Goldberg	ECFNotice@rosicki.com
Counsel to Canon USA Inc	Rubin LLC	Paul A Rubin	prubin@rubinlawllc.com
Counsel to Samuel I White PC	Samuel I White PC	D Carol Sasser Esq	dsasser@siwpc.com
Counsel to Samuel I White PC	Samuel I White PC	Donna J Hall Esq	dhall@siwpc.com
Counsel to Defendant Jeffrey Stephan (Adv. Case No. 13-01208)	SAUL EWING	Adam H Isenberg & Gregory G Schwab & Andrea P Brockway	aisenberg@saul.com; gschwab@saul.com; abrockway@saul.com
Counsel to the City of Union City, New Jersey; and Counsel to Township of Wall	Scarinci & Hollenbeck LLC	Joel R Glucksman Esq	jglucksman@scarincihollenbeck.com
Counsel to Certain Homeowners Claimants	Schlam Stone & Dolan LLP	Bennette D. Kramer	bdk@schlamstone.com
Counsel to Liberty Property Limited Partnership	Schnader Harrison Segal & Lewis LLP	Barry Bressler & Richard A Barkasy	bbressler@schnader.com; rbarkasy@schnader.com
Counsel to Liberty Property Limited Partnership	Schnader Harrison Segal & Lewis LLP	Eric A Boden	eboden@schnader.com
Counsel to The Board of Managers of Plymouth Village Condominium	SCHNEIDER MITOLA LLP	Dan Blumenthal	DBlumenthal@SchneiderMitola.com
Counsel to Cerberus Capital Management LP	Schulte Roth & Zabel LLP	Adam C Harris	adam.harris@srz.com
Counsel to Cerberus Capital Management LP	Schulte Roth & Zabel LLP	Howard O Godnick	howard.godnick@srz.com

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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to Cerberus Capital Management LP	Schulte Roth & Zabel LLP	Marguerite Gardiner	marguerite.gardiner@srz.com
Counsel to Cerberus Capital Management LP	Schulte Roth & Zabel LLP	Michael G Cutini	michael.cutini@srz.com
Securities and Exchange Commission - Headquarters	Securities & Exchange Commission	Secretary of the Treasury	secbankruptcy@sec.gov;
Securities and Exchange Commission - New York Regional Office	Securities & Exchange Commission NY Regional Office	George S Canellos Regional Director	secbankruptcy@sec.gov; bankruptcynoticeshr@sec.gov; NYROBankruptcy@SEC.GOV
Wells Fargo Bank, N.A., as collateral agent for the Prepetition Junior Secured Notes, as collateral agent for the Prepetition Ally Revolver, and as collateral control agent under the Intercreditor Agreement, dated as June 6, 2008; Counsel to Law Debenture Trust Company of New York as Separate Trustee	Seward & Kissell LLP	Greg S Bateman & Dale C Christensen Jr & Sagar Patel & Thomas Ross Hopper	bateman@sewkis.com; christensen@sewkis.com; patel@sewkis.com; hooper@sewkis.com; josselson@sewkis.com
Counsel to US Bank National Association as Securitization Trustee; Counsel to US Bank as Master Servicer; & Counsel to US Bank NA as Trustee of Certain Mortgage Backed Securities Trusts	Seward & Kissell LLP	Ronald L Cohen Kalyan Das Mark D Kotwick Arlene R Alves & Laurie R Binder	cohen@sewkis.com; das@sewkis.com; binder@sewkis.com; kotwick@sewkis.com; alves@sewkis.com
Counsel to Petra Finance LLC	Shapiro Blasi Wasserman & Gora PA	Thomas A Conrad Esq	taconrad@sbwlawfirm.com
Counsel to Citibank NA	Shearman & Sterling LLP	Fredric Sosnick & Susan A Fennessey	fsosnick@shearman.com;
Counsel to TransUnion	Sherman Silverstein Kohl Rose & Podolsky PA	Bruce S Luckman	bluckman@shermansilverstein.com
Counsel to Stewart Title Guaranty Company	Stahl Cowen Crowley Addis LLC	Patrick M. Jones	pjones@stahlcowen.com
Counsel to OneWest Bank FSB; US Bank NA as Trustee for Credit Suisse First Boston Mortgage Acceptance Corp. Mortgage Pass-Through Certificates, Series 2006-1; Sun Trust Mortgage, Inc.	Stein Wiener & Roth LLP	Attn Pranali Datta	pdatta@hhstein.com
Counsel to Bank of the West	Stinson Morrison Hecker LLP	Andrew W. Muller	amuller@stinson.com
Counsel to Mortgage Electronic Registration Systems Inc and MERSCOPR Inc ("MERS")	Sullivan Hazeltine Allinson LLC	William A Hazeltine Esq	whazeltine@sha-llc.com
Counsel to Patricia McNerney and Claimant for Claim Nos. 4757, 4758, 4762, and 4764	Susan M. Gray	Ohio Savings Bank Building, Suite 210	smgray@smgraylaw.com
Counsel to CitiMortgage Inc	Sweeney Gallo Reich & Bolz	Melanie A Sweeney	msweeney@msgrb.com
Counsel to Institutional Investors & an Ad Hoc Consortium of RMBS holders	Talcott Franklin P.C.	Attn: Talcott J. Franklin	tal@talcottfranklin.com
Counsel to TCF National Bank	TCF National Bank	Janella J Miller Senior Vice President & Senior Counsel	jmillier@tcfbank.com
Counsel to JPMorgan Chase Bank, NA	Teitelbaum & Baskin LLP	Jay Teitelbaum Esq	jteitelbaum@tblawlp.com
Tennessee Attorney Generals Office	Tennessee Department of Revenue	c o TN Attorney Generals Office	AGBankNewYork@ag.tn.gov
Member of Official Committee of Unsecured Creditors	The Bank of New York Mellon	Attn Robert H Major Vice President	robert.major@bnymellon.com
Securitization Trustee	The Canada Trust Company	Susan Khokher	Adam.Parkin@tdsecurities.com; Christopher.stevens@tdsecurities.com
Counsel to Jacqueline A Warner	The Law Office of Rachel Blumenfeld		rbimnf@aol.com
Counsel to CQS ABS Master Fund Ltd and CQS ABS Alpha Master Fund Ltd	The Law Office of Thomas M Mullaney	Attn Thomas M Mullaney	tmm@mullaw.org
Counsel to Creditor David Vasquez	The Meyers Law Firm	Glenn R Meyers	themeyerslawfirm@gmail.com
Counsel to Caren Wilson	Thomas J. Sinnickson		TJSinnickson@aol.com
Appellant for USDC SDNY Case No. 13-03817	Tom Franklin		frenklinart@aol.com
Counsel to Tina Morton Travis County Tax Assessor Collector	Travis County Attorney	Kay D Brock Assistant Travis County Atty	kay.brock@co.travis.tx.us
Member of Official Committee of Unsecured Creditors	U.S. Bank National Association	Attn: Mamta K Scott & David A Jason	mamta.scott@usbank.com;
Securitization/HELOC Trustee	U.S. Bank National Association	Michelle Moeller	michelle.moeller@usbank.com
Securitization/HELOC Trustee	U.S. Bank National Association	Tanver Ashraf, Corporate Trust Services	tanveer.ashraf@usbank.com
Office of the United States Attorney General	U.S. Department of Justice	US Attorney General, Loretta Lynch	AskDOJ@usdoj.gov
Successor Indenture Trustee to the Debtors' Prepetition Junior Secured Notes	UMB Bank NA	Mark B Flannagan	Mark.Flannagan@umb.com
Counsel to the United State of America	United States Attorney's Office for the Southern District of New York civil Division	Attn Joseph Cordaro & Cristine Irvin Phillips	joseph.cordaro@usdoj.gov; cristine.phillips@usdoj.gov
US Bank as Trustee for Certain Mortgage-Backed Securities Trusts	US Bank Global Corporate Trust Services	James H Byrnes	james.byrnes@usbank.com
US Bank as Trustee for Certain Mortgage-Backed Securities Trusts	US Bank NA Corporate Trust Services Division	Laura L Moran	laura.moran@usbank.com
Office of the United States Trustee for the Southern District of New York	US Trustee for the Southern District of NY	Tracy Hope Davis, Linda A. Riffkin and Brian S. Masumoto	Tracy.Davis2@usdoj.gov; Linda.Riffkin@usdoj.gov; Brian.Masumoto@usdoj.gov
Counsel to Walter Investments	Walter Investment Management Corp	Stuart Boyd	SBOYD@walterinvestment.com
Counsel to Representative Plaintiffs and the Putative Class and Borrower Claims Trust	Walters Bender Stohbehn & Vaughan PC	J Michael Vaughan & David M Skeens	mvaughan@wbsvlaw.com; dskeens@wbsvlaw.com

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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	EMAIL
Counsel to the Ally Financial Inc. & Ally Bank	WEIL, GOTSHAL & MANGES LLP	RAY SCHROCK	ray.schrock@weil.com
Securitization/HELOC Trustee	Wells Fargo Bank, N.A.	Kelly Rentz	kelly.j.rentz@wellsfargo.com; Sharon.Squillario@wellsfargo.com; mary.l.sohlberg@wellsfargo.com
Counsel to Wells Fargo Bank, NA	Wells Fargo Law Department	Kristi Garcia Esq Senior Counsel	kristi.garcia@wellsfargo.com
Claimant, Counsel to Prospective Claimant Ray Elliott & Claimant Paul Papas	Wendy Alison Nora		accesslegalservices@gmail.com
Co-counsel with Attorney Heather McKeever on Behalf of Shane M Haffrey; Counsel to Paul N Papas II; Counsel to Caren Wilson Claim No. 4754; Counsel to Michael Harkey, Suzanne & Melvin Simonovich, and Claimant holding Claim No 16	Wendy Alison Nora		accesslegalservices@gmail.com
Counsel to Wells Fargo as collateral agent for the Prepetition Junior Secured Notes; Co-Counsel to the Ad Hoc Group of Junior Secured Noteholders	White & Case LLP	J Christopher Shore & Ian J Silverbrand	cshore@whitecase.com; isilverbrand@whitecase.com; hdenman@whitecase.com
Counsel to Decision One Mortgage Company, LLC	Williams & Connolly LLP	David Blatt, R. Hackney Wiegmann, Matthew V. Johnson & N. Mahmood Ahmad	DBlatt@wc.com; HWiegmann@wc.com; MJohnson@wc.com; MAhmad@wc.com
Counsel to Monarch Alternative Capital LP	Willkie Farr & Gallagher LLP	Marc Abrams & Richard Choi & Jennifer J Hardy	mabrams@willkie.com; rchoi1@willkie.com; jhardy2@willkie.com
Securitization Trustee	Wilmington Trust	Roseline Maney	rmaney@wilmingtontrust.com
Counsel to the County of Putnam, Department of Finance	Wilson Elser Moskowitz Edelman & Dicker LLP	Attn David L Tillem	david.tillem@wilsonelser.com
Counsel to GSE - Fannie Mae	Winston & Strawn LLP	Attn: David Neier	dneier@winston.com
Counsel to Federal National Mortgage Association	Winston & Strawn LLP	David Neier & Carey D Schreiber	dneier@winston.com; cschreiber@winston.com
Counsel to The Western and Southern Life Insurance Company et al	Wollmuth Maher & Deutsch LLP	Attn James N Lawlor	jlawlor@wmd-law.com
Counsel to The Western and Southern Life Insurance Company et al	Wollmuth Maher & Deutsch LLP	Attn Paul R DeFilippo & Steven S Fitzgerald	pdefilippo@wmd-law.com; sfitzgerald@wmd-law.com
Counsel for Ditech Financial LLC	Woods Oviatt Gilman LLP	Aleksandra K. Fugate	afugate@woodsoviatt.com
Counsel to National Credit Union Administration Board, as Liquidating Agent of U.S. Central Federal Credit Union, Western Corporate Federal Credit Union, Members United Corporate Federal Credit Union, Southwest Corporate Federal Credit Union and Constitution Corporate Federal Credit Union	Zuckerman Spaeder LLP	Graeme W. Bush & Nelson C. Cohen & Laura E. Neish	gbush@zuckerman.com; ncohen@zuckerman.com; lneish@zuckerman.com
Counsel to National Credit Union Administration Board, as Liquidating Agent of U.S. Central Federal Credit Union, Western Corporate Federal Credit Union, Members United Corporate Federal Credit Union, Southwest Corporate Federal Credit Union and Constitution Corporate Federal Credit Union	Zuckerman Spaeder LLP	Graeme W. Bush & Nelson C. Cohen & Laura E. Neish	gbush@zuckerman.com; ncohen@zuckerman.com; lneish@zuckerman.com

EXHIBIT C

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Special Service List
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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	ADDRESS1	CITY	STATE	ZIP
Secured lender under the Mortgage Servicing Rights	Citibank NA	Attn Bobbie Theivakumaran	390 Greenwich St 6th Fl	New York	NY	10013
Special Counsel to Wilmington Trust National Association as Indenture Trustee for Various Series of	Cleary Gottlieb Steen & Hamilton LLP	Sean A O Neal and Thomas J Moloney	One Liberty Plaza	New York	NY	10006
Counsel to Ocwen Loan Servicing LLC	Clifford Chance US LLP	Jennifer C DeMarco & Adam Lesman	31 West 52nd St	New York	NY	10019
Internal Revenue Service	Internal Revenue Service	Centralized Insolvency Operation	PO Box 7346	Philadelphia	PA	19101-7346
Internal Revenue Service	Internal Revenue Service	Centralized Insolvency Operation	2970 Market St	Philadelphia	PA	19104
Internal Revenue Service	Internal Revenue Service	Insolvency Section	31 Hopkins Plz Rm 1150	Baltimore	MD	21201
Counsel to UMB Bank N.A. as Successor Indenture Trustee to the Debtors' Prepetition Junior Secured Notes	Kelley Drye & Warren LLP	James S Carr & Eric R Wilson	101 Park Ave	New York	NY	10178
Counsel to the Equity Security Holders (Ally Financial and	Kirkland & Ellis	Richard M Cieri	601 Lexington Ave	New York	NY	10022
Counsel to the Ally Financial Inc. & Ally Bank	Kirkland & Ellis LLP	Attn Stephen E Hessler	601 Lexington Ave	New York	NY	10022-4611
Counsel to the Ally Financial Inc. & Ally Bank	Kirkland & Ellis LLP	Justin Bernbrock	300 N LaSalle	Chicago	IL	60654
Counsel to the Official Committee of Unsecured Creditors	Kramer Levin Naftallis & Frankel LLP	Kenneth H Eckstein, Thomas Moers Mayer & Douglas H Mannal & Jeffrey Trachtman	1177 Avenue of the Americas	New York	NY	10036
Counsel to Wilmington Trust NA, as Indenture Trustee	Loeb & Loeb LLP	Walter H Curchack, Vadim J Rubinstein & Debra W Minoff	345 Park Ave	New York	NY	10154
Office of the New York Attorney General	Office of the NY State Attorney General	Nancy Lord & Enid M Stuart	The Capitol	Albany	NY	12224-0341
Office of the United States Attorney for the Southern	Office of the US Attorney for the Southern District of NY	United States Attorney Preet Bharara	One St Andrews Plaza	New York	NY	10007
Securities and Exchange Commission - Headquarters	Securities & Exchange Commission	Secretary of the Treasury	100 F St NE	Washington	DC	20549

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DESCRIPTION	CREDITORNAME	CREDITORNOTICENAME	ADDRESS1	CITY	STATE	ZIP
Securities and Exchange Commission - New York Regional Office	Securities & Exchange Commission NY Regional Office	George S Canellos Regional Director	3 World Financial Center Ste 400	New York	NY	10281-1022
Indenture Trustee under the Pre-Petition GSAP Facility	The Bank of New York Mellon	Asset-Backed Securities Group	101 Barclay St 4W	New York	NY	10286
Office of the United States Attorney General	U.S. Department of Justice	US Attorney General, Loretta Lynch	950 Pennsylvania Ave NW	Washington	DC	20530-0001
Counsel to the United State of America	United States Attorney's Office for the Southern District of New York civil Division	Attn Joseph Cordaro	86 Chambers St 3rd Fl	New York	NY	10007
Office of the United States Trustee for the Southern	US Trustee for the Southern District of NY	Tracy Hope Davis, Linda A. Riffkin and Brian S. Masumoto	201 Varick St Ste 1006	New York	NY	10014
Counsel to the Ally Financial Inc. & Ally Bank	WEIL, GOTSHAL & MANGES LLP	RAY SCHROCK	767 Fifth Ave	New York	NY	10153
GMEN Indenture Trustee at Corporate Trust Office	Wells Fargo Bank NA	Attn Corporate Trust Services - GMACM Home Equity Notes 2004 Variable Funding Trust	PO Box 98	Columbia	MD	21046

EXHIBIT D

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Affected Parties Service List
Served via First Class Mail

CREDITORNAME	CREDITORNOTICENAME	ADDRESS1	ADDRESS2	CITY	STATE	ZIP
Alan B. and Marsha R. Redmond	Moore, Taylor, & Thomas, P.A.	William Fortino	PO Box 5709	West Columbia	SC	29171
Alan B. Redmond & Marsha R. Redmond	William B. Fortino, Esq. Moore, Taylor & Thomas, P.A.	1700 Sunset Boulevard		West Columbia	SC	29171
Booner and Shelli Beck		324 Charon Point		Spring Branch	TX	78707
Booner and Shelli Beck		17520 Ranch Road 12		Wimberly	TX	78676-6260
James Bailey	Joshua A. Bleil, Attorney at Law, P.A.	5855 La Gorce Circle		Lake Worth	FL	33463
James Bailey	Joshua Bleil, Esq.	The Ticktin Law Group, P.A.	600 West Hillsboro Blvd.	Deerfield Beach	FL	33441-1610
Janice Ann Ganoe		12783 Lost Creek Court		Manassas	VA	20112-3455
Josef Arnon	Young Deloach, PLLC	Earnest Deloach, Esq.	1115 East Livingston Street	Orlando	FL	32803
Joseph and Kathy Mills	The Lane Law Firm	Robert C. "Chip" Lane	6200 Savoy, Suite 1150	Houston	TX	77036-3300
Joseph Fabian & David Murray	Mark Brunty, Esq.	5001 N. Kings Highway, Suite 205		Myrtle Beach	SC	29572
Joseph Fabian & David Murray	Parsons, Ouverson, Stark & Guest, PA	Martin L. Stark, Esq.	P.O. Box 2850	Murrells Inlet	SC	29576
Patricia Herman, Esq.	Law Offices of Patricia K. Herman, P.A.	1631 Rock Spring Road, Suite 305		Apopka	FL	32712-2229
Saddy Bulla & Rosalina Bulla	Janet Spence, Esq.	J.E. Spence P.A.	1900 N. University Drive, Suite 203	Pembroke Pines	FL	33024
Sing Min Lee		11701 Caplinger Road		Silver Spring	MD	20904
William Vest and Teresa Vest	Joshua A. Bleil, Attorney at Law, P.A.	5855 La Gorce Circle		Lake Worth	FL	33463
William Vest and Teresa Vest	Joshua Bleil, Esq.	The Ticktin Law Group, P.A.	600 West Hillsboro Blvd.	Deerfield Beach	FL	33441-1610