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Helping Homeowners Find Financial Relief

Mortgage Litigation Services

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The Issue

The bottom line is that in most cases there simply is no other way. Banks have lied, forged documents, discarded documents, lost paperwork, robo-signed, illegally foreclosed, taken Billions in TARP but not modified as they were instructed, in turn committing fraud against borrowers through "trial period" modifications that did not turn permanent.

Then there's MERS (Mortgage Electronic Registration System), something made up 15 years ago by the banks to help them foreclose. However, MERS, which never lent any money and does not have a central database for the mortgage notes (potentially \$2 million unenforceable Notes), still forecloses on homeowners. The courts are starting to take a close look and are not buying it.

What Are We Suing For?

The goal and hope of the Joinder lawsuit is to get every plaintiff lump sum cash awards, complete stripping of the note, or complete restructuring of the loan to present values and rates.

The banks are going to take some very hard hits in the very near future. People are going to get compensated. The country is not going to allow the banks to get out eventually laws will get passed to protect them. They will get a special "get out of jail free card" but before that, people will probably get compensated. You've got to get your seat at the table.

How it Works

First things first, we offer a free consultation to see if this is in fact the proper strategy for you to reach your goals and determine if there are any other possibilities.

Next we complete and execute a retainer between you and the firm and gather a few of the basic documents.

Finally, you will receive a QC call from customer service to go over contact information, get you acquainted with customer service, contact information and the process.

Below is specifically what is being demanded in the lawsuit:

That the mortgage loan be converted into fixed 40 year mortgage at an interest rate lower than previously paid.

That the Client's monthly payment be reduced in half from the current amount and/or accordingly to the adjusted principle and interest rate in number 1 and 2 hereinabove.

If applicable, that all delinquent payments, penalties and interest charges, assessed Client's account are waived and his account fully reinstated.

If applicable, update any derogatory reports with all 3 major credit reporting agencies to reflect that the Client has satisfied any and all delinquencies assessed to the loan.

Q. How do I know if mortgage litigation is right for my situation?

A. As always, you can give us a call at 888-922-5873 and one of our knowledgeable and friendly representatives will answer any questions you may have on if you are the right client to join these cases. The following criteria are general guidelines for a client inclusion in the mass Joinder case:

- Any loan transaction handled by MERS
- Clients who are current
- Clients whose loans are serviced by a specific group of lenders
- Loans that were securitized
- Avoid private party, credit union, or other non-traditional financing

Q. What if I've already lost my home to foreclosure? Can you still help me?

A. YES! Although we cannot guarantee the return of the property to the homeowner we will seek damages.

Q. Does a client stop paying their mortgage when involved in the litigation process?

A. NO! Clients should use best efforts to continue making their mortgage payments unless instructed specifically by counsel.

Q. What are the case merits that pushed these cases forward?

A. The following criteria are indicated claims within the most recent amendments in the Ronald et al v. Bank of America suit, Claims include:

- Malfeasance
- Statutory Violations
- 3rd Party Beneficiary Claims
- Phantom Investors and Beneficiaries
- Unfair Business Practices

The following are added foundational elements for the additional suits pending

- MERS (Beneficiary processes, rights to foreclose, robo-signing of documents)
- Proof of Note (security instrument)
- Proof of Funds (Patriot Act Violations)

Q. What were the reasons behind choosing the specific banks?

A. The specific lenders were identified by counsel as having utilized MERS within the course of their loan transactions.

Q. What are the potential outcomes of a case like this?

A. There are 3 potential outcomes of a case like this:

*Pre-trial settlement: As each client joins the mass Joinder action the lender will receive a pre-trial settlement offer per the following terms. (Note: we are not negotiating with your lender or servicer; we are using legal document demands on a Form 998).

Principal loan balance reduced to 80% of current market value.

Interest rate reduced to 2% fixed for life of loan.

*Amnesty Program: Counsel will be working with legislation to create a potential amnesty program. The results will likely be a universal modification approach. If successful, this process will indemnify the lending institutions from multi trillion-dollar litigation while providing homeowners universal term reductions. Counsel anticipates our clients "having a seat at the table" will be offered increased settlement options.

*Full Lien Strip: This is the intentional outcome of each of the 6 suits. Counsel has stated they are seeking a complete dismissal of the lien.

Q. What is the time frame for a case like this?

A. While it is understood most homeowners would seek a quick resolution it is often in the homeowners' best interest to extend the time frame allowing the larger aggregation of plaintiffs. I addition these cases will likely be placed in the Superior Court of California Los Angeles County Complex. This court deals with litigation of "complex" nature. The actual time frame for the new suits is undetermined at this time. There are many compensating factors that could expedite or extend the litigation process.

Q. What is a Mass Joinder case and how does this differ from a class action or individual lawsuit?

A. In a class action suit plaintiffs are not identified as individual clients. They are one collective group. Additionally their individual causes of action are not identified therefore they must accept the same uniform class action settlement. The vast majority of class action settlements result in attorneys collecting the award in attorneys' fees.

In an individual lawsuit the client bears the burden of the entire litigation expense.

Mass Joinder allows individual plaintiffs to aggregate together to share the cost of litigation. In addition each client maintains the autonomy to accept or reject pre-trial settlement terms as well as their respective case results according to their individual award/damages.

Q. What will Mortgage Relief Center do to help homeowners avoid foreclosure during what may be a lengthy timeframe?

A. Counsel will seek injunctive relief in Bank of America to bar lender's from proceeding with foreclosure action. In the Ronald et al v. Bank of America, we have seen the rescission of multiple Notices of Defaults (NOD) that have not been previously seen in California court proceedings. Banks may also voluntarily halt any foreclosure processes for plaintiffs.

Q. How does this differ from some of the battles we have faced with the "Loss Mitigation" process?

A. Here are some of the major differences separating a litigation approach versus the traditional loss mitigation process:

- Mortgage Relief Center is not submitting documentation with the hopes the lender acts in good faith; The Law firms are issuing pre-trial demand settlements at terms that tremendously benefit the homeowner.
- Attorneys directly overseeing case management with attorney updates provided directly from counsel to plaintiffs.
- Potential award of property FREE AND CLEAR.
- No longer subject to lender choice guidelines. Litigation sites case criteria with lenders in potential violation of lending laws.

Q. Can clients still get in on the Ronald et al v. Bank of America case?

A. YES!! We are still in the pre-trial motions of this case. However there is no guarantee of the window of opportunity for clients with B of A loans to be added as plaintiffs. Counsel has indicated a need for potential plaintiffs to be quickly added as Counsel for defendant may offer pre-trial settlement terms any time. Counsel has indicated they will not accept defendant settlement terms until appropriate number of plaintiffs exist.

Q. If a client is already in the Loss Mitigation process or has already been offered a modification are they still eligible for the litigation process?

A. YES!! If there is specific language within the documentation counsel may review on an individual basis.

Q. What documentation is needed to sign a client up for the Litigation?

A. You would need to have the following information:

- Executed Litigation retainer agreement
- Copy of the Trust Deed
- Copy of the Mortgage Note
- Completed and Signed Client & Property Worksheet

Q. What is the process once clients sign up for the Mass Joinder Litigation?

A. Litigation of this size is a complex time consuming process. The following is a VERY brief outline of the litigation process:

- Attorney Retainer Agreement Executed
- Copy of the Deed of Trust and Copy of Note submitted with file
- 998 Offer and Compromise (30 day wait)
- Seek foreclosure injunction / moratorium
- Plaintiff update from counsel every 30 days
- Settlement Offer
- Case Resolution

Q. I know hiring an attorney for a case like this could cost me tens of thousands of dollars up front. How can I afford an attorney for a drawn out lawsuit like this?

A. This is the benefit of the Mass Joinder suit. Normally attorneys in a case like this would charge tens of thousands of dollars as a retainer. In a Mass Joinder case Plaintiffs join together to help share the costs of a case like this. Instead of paying high legal costs individually all plaintiffs share a significantly reduce price while benefiting from "strength in numbers".

If you have any additional questions please contact your Mortgage Relief Center ambassador immediately. There is no definitive timetable regarding your opportunity to join thousands of other American homeowners taking action against your lender, so it is critical you receive the information needed to move forward.



Our Financial Counselors are standing by to speak with you.

CALL (800) 918-2563 - OPEN 24x7

Request A Consultation

Fill out the form below to have one of our financial relief experts contact you about your options.

First Name*

Last Name*

Phone*

Email:

State:

Services: LOAN MODIFICATION
 FORECLOSURE DEFENSE
 DEBT RELIEF SERVICES
 SHORT SELLING PROPERTY
 MORTGAGE LITIGATION
 MORTGAGE REFINANCE
 OTHER

Please Call Me

*Indicates required field

WHAT OUR CLIENTS ARE SAYING

I am very satisfied with the outcome from Mortgage Relief Center, people are very polite and understanding and very helpful. I would recommend them to anyone. -Gordon A.

[+ View More Testimonials](#)