



January 13, 2012

[REDACTED]  
[REDACTED]  
[REDACTED]  
SAN DIEGO, CA 92111-4106

Re: Loan No.: [REDACTED]  
Property Address: [REDACTED]  
SAN DIEGO, CA 92122

Dear Mortgagor(s),

CitiMortgage, Inc. has agreed to accept a short payoff on the above captioned loan between [REDACTED] and [REDACTED] with the following conditions:

The closing must take place on or before February 16, 2012. You must obtain approval from CitiMortgage for any extension beyond **February 16, 2012**. Per diem interest must be absorbed by parties other than CitiMortgage, Inc.

CitiMortgage and Client acknowledge that Client is a Service member with rights and protections under the Service members Civil Relief Act of 2003 (50 USC App. Sec. 501-596) (SCRA), as amended.

1. The sales price will be **\$225,000.00**. CitiMortgage will receive sale proceeds, after expenses associated with the sale (including, but not limited to, real estate brokerage commission, the cost of title policy, etc.), equal to, or exceeding **\$202,765.92**. The proceeds must either be sent via wire or overnight mail service to the address indicated at the end of this letter. CitiMortgage must receive any additional proceeds that exceed the above mentioned amount.

2. The closing costs paid by the Sellers may not exceed \$22,285.55.

Breakdown of these approved closing costs are as follows:

A.	Realtors Commission not to exceed	\$13,500.00
B.	Local & State transfer stamps	\$247.50
C.	Lien discharge PNC	\$3,000.00
D.	Title Charges	\$2,232.00
E.	Additional Charges	\$3,306.05

No additional items and/or charges have been or will be approved, and could result in the short sale being denied and funds not accepted

3. CitiMortgage will not allow any additional fees to be reduced from the net proceeds, including but not limited to the following: home warranty, reconveyance fees, demand statement fees, buyer's closing assistance/costs or junior lien holders.

4. The borrower contribution amount is \$0.
5. Sellers agree to waive their rights to any impound balance or refunds resulting from expenses pre-paid by CitiMortgage.
6. An Affidavit of Arm's Length Transaction must be executed before or at the time of closing of the short sale by all Seller(s), Buyer(s), real estate brokers representing any of the parties, the escrow/closing agent performing the closing of the sale, and the transaction facilitator facilitating the sale (if any) certifying under penalty of perjury that the short sale transaction is between parties who are independent of one another, and unrelated and unaffiliated by family, marriage or commercial enterprise, other than the purchase and sale of the Mortgaged Premises that is the specific subject of the short sale.
7. Report that no transfers of the property can occur within the first 30 days of closing.
8. Sell the property in "AS IS" condition
9. The closing of this transaction may not be held until CitiMortgage is in receipt of the following:
  - A.. A draft of the final closing statement (HUD-1) must be received and approved by Citimortgage no later than 48 hours prior to closing
  - B. An original certified final closing statement (HUD-1) signed by all parties must accompany the proceeds check/wire and be received in our office within 24 hours after the close of escrow.
  - C. A ratified sales contract signed by all parties, including all addenda, at least 72 hours prior to closing.
  - D. A certified Power of Attorney, if any other party is authorized to sign on the seller's or the buyer's behalf.
  - E. Provide the name, address and phone number of the escrow company/closing attorney handling transaction within seven days of the date of this letter or within 72 hours of the scheduled closing date, whichever date is earlier.
  - F. Certified true escrow instructions 48 hours prior to closing.
  - G. A signed and notarized Affidavit of Arms Length Transaction by all required parties listed above
10. This transaction does not include a **Promissory Note**.
11. If principal forgiveness is equal to or greater than \$600.00 as a result of this settlement, CitiMortgage, Inc. is required to report the amount of the debt forgiven to the Internal Revenue Service on a 1099C form, a copy of which will be mailed to you.

CitiMortgage will report this loan as paid off for less than the amount owed to credit repositories. CitiMortgage makes no representation or warranty as to the accuracy of the credit agency reporting. Successful short sales do not alter previously reported payment history nor impact any negative consequences thereof.

If the above mentioned conditions are not satisfied, this offer will be considered null and void, and

nothing herein or in previous or subsequent discussions or communications between the mortgagor(s), the mortgagor's counsel, or CitiMortgage shall be deemed to be a waiver, estoppel, or forbearance by CitiMortgage of its rights under the Loan Documents or applicable law unless agreed upon in writing by both parties.

\*\*\*ANY CHANGES TO THE ABOVE STATED TERMS MUST BE APPROVED BY CitiMortgage, Inc.\*\*\*

On the day of closing, a copy of the check or wire confirmation and a **HUD-1 Settlement Statement** with both **buyer side and seller side** must be sent to (866)381-5095 or [megan.l.strum@citi.com](mailto:megan.l.strum@citi.com)

**Funds will be returned if the HUD-1 is not received by the Negotiator on day of closing.**

If the above mentioned conditions are not satisfied, this offer will be considered null and void, and nothing herein or in previous or subsequent discussions or communications between the mortgagor(s), the mortgagor's counsel, or CitiMortgage shall be deemed to be a waiver, estoppel, or forbearance by CitiMortgage of its rights under the Loan Documents or applicable law unless agreed upon in writing by both parties.

Funds may be wired to Citi per the following instructions:

Citibank North America  
[REDACTED]

Attn: Short Sales Booking Unit

Ref: [REDACTED]

The NET PROCEEDS CHECK and the FINAL HUD-1 SETTLEMENT STATEMENT can also be forwarded via overnight mail to:

CitiMortgage, Inc.  
1000 Technology Drive  
O'Fallon, MO. 63368-2240

Attention: [REDACTED]

Short Sale - [REDACTED]

If you have any questions, please feel free to contact me at 1 (888) 269-3952, Ext [REDACTED]

Sincerely,

[REDACTED]  
Homeowner Support 1(888)269-3952  
CitiMortgage, Inc.

Disclaimer - Call Monitored