

FEB-8 2012
department of real estate


# BEFORE THE DEPARTMENT OF REAL ESTATE 

STATE OF CALIFORNIA

In the Matter of the Accusation of
EZ LAND FUNDING, INC., A Corporation, and LARRY HO,

DRE NO. H-11114 SF

Respondents.)

## DECISION

This Decision is being issued in accordance with the provisions of Section 11520 of the Government Code, on evidence of compliance with Section 11505 of the Government Code and pursuant to the Order of Default filed on November 4, 2011, and the findings of fact set forth herein, which are based on one or more of the following: (1) Respondents' express admissions; (2) affidavits; and (3) other evidence.

## FINDINGS OF FACT

1
On April 11,2011 , LUKE MARTIN made the Accusation in his official capacity as a Deputy Real Estate Commissioner of the State of California. The Accusation, Statement to Respondent, and Notice of Defense were mailed, by regular and certified mail, to Respondents at their last known mailing addresses on file with the Department on April 19, 2011.

On October 19, 2011, no Notice of Defense having been filed within the time prescribed by Section 11506 of the Government Code, Respondents' defaults were entered herein.

Respondent EZ LAND FUNDING, INC. (hereinafter "EZ"), is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) (hereinafter "Code") as a NBA corporate real estate broker.

Respondent LARRY HO (hereinafter "HO") is presently licensed and/or has license rights under the Code as a real estate broker, but is no longer the designated officer/broker of Respondent EZ.

4
Respondents accepted or received funds in trust (hereinafter "trust funds") from or on behalf of lenders, investors, borrowers and others in connection with the mortgage loan brokerage activities, loan servicing, in-house escrow services and resale activities described in Paragraph 5, below, and thereafter from time to time made disbursements of the trust funds.

The aforementioned trust funds accepted or received by Respondents were deposited or caused to be deposited by Respondents into one or more bank accounts (hereinafter "trust fund accounts") maintained by Respondents for the handling of trust funds, including, but not necessarily limited to, the following account maintained by Respondents at the Union Bank of California, 11 South Milpitas Avenue, Milpitas, California 95035:
(a) EZ Land Funding Inc. DBA Realty World Real Estate \&Finance; Realty World Utopia; Account, account number XXXXXX0837 ("Bank Account \#1").

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In the course of the activities described in Paragraph 5, above, for the audit period, EZ:
(a) Failed to designate Bank Account \#1 as trust account under the name of the Designated Officer/Broker HO as trustee in violation of Section 10145 and 10146 of the Code and Section 2832, Chapter 6, Title 10, California Code of Regulations (hereinafter "Regulations);
(b) Failed to deposit advance fees received from the clients within three (3) days of receipt including those clients listed below in violation of Section 10234 of the Code:

| Client | Amount <br> Received | Deposit <br> Received | Deposit <br> Deposited |
| :--- | :---: | :---: | :---: |
| Claudia Silva \& Juan Jara | $\$ 500.00$ | $02 / 03 / 2009$ | $02 / 10 / 2009$ |
| Stephanie Cruz | $\$ 800.00$ | $07 / 22 / 2009$ | $07 / 28 / 2009$ |

(c) For Bank Account \#1, EZ failed to reconcile the balance of each separate beneficiary records with the record of all trust funds received and disbursed in violation of Section 2831.2 of the Regulations;
(d) Real estate salesperson Kim Chi Trieu, as of the Audit Period, was a signatory on Bank Account \#1 when Kim Chi Trieu was not licensed to EZ in violation Section 2834 of the Regulations;
(e) Failed to submit to the Department for review and the issuance of a No Objection Letter in advance of EZ's use of its "Professional Fee Agreement" to contract with EZ's loan modification clients in violation of Section 10085 of the Code and Section 2970 of the Regulations;
(f) Represented clients to modify the client's mortgage loan obligations and/or provide mortgage loan forbearance services, including, but not limited to, those clients listed in Exhibit "A" to the Accusation which is incorporated herein by reference. Wherein the clients agreed to pay EZ and did pay EZ an advanced fee for services to be rendered both the names of the clients and the amounts paid in advance to EZ are listed in Exhibit "A", each in violation of Sections 10085.5, 10130 and 10139 of the Code.
(g) Failed to have in its possession at its main office the original real estate salesperson licenses for the employees listed below in violation of Section 10160 of the Code and Section 2753 of the Regulations:

| Name of RES |
| :--- |
| Trieu, Myha Angelina |
| Phan, Mary |
| Chau, Serra |

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The acts and/or omissions of EZ, as alleged, above violated Sections 10130, 10139, 10085, 10185.5, 10145, 10146, 10160 and 10234 of the Code; and Sections 2753, 2831.2, 2832, 2834; and 2970 of the Regulations, each of which jointly and severally constitutes grounds for discipline under Sections 10177(d) and 10177(g) of the Code.

Respondent HO, as the Designated Officer/Broker of EZ, was required to exercise reasonable supervision and control over the activities of EZ's officers, agents, real estate licensees and employees. HO failed to exercise reasonable supervision in such a manner as to allow the acts and omissions as described above to occur; all in violation of Section 10159.2 of the Code and which constitutes cause for suspension or revocation of all licenses and license rights of Respondent HO under Section 10177(d), 10177(g) and 10177(h) of the Code.

The acts and omissions of Respondents EZ and HO described above, jointly and severally, constitute negligence or incompetence in performing acts requiring a real estate license, and are cause for suspension or revocation of all licenses and license rights of Respondents EZ and HO .

## DETERMINATION OF ISSUES

## 1

The findings above constitute cause for the suspension or revocation of the licenses and license rights of Respondent EZ LAND FUNDING, INC., under Sections 10130, 10139, 10085. $10185.5,10145,10146,10160$ and 10234 of the Code; and Sections 2753; 2831.2; 2832; 2834; and 2970 of the Commissioner's Regulations, each of which jointly and severally constitutes grounds for discipline under Sections 10177(d) and 10177(g) of the Code.

2
The findings above constitute cause for the suspension or revocation of the individual and corporate officer/director brokers licenses and license rights of Respondent LARRY HO under Section 10159.2 of the Code and which constitutes cause for suspension or revocation of all licenses and license rights of Respondent under Section 10177(d), 10177(g) and 10177(h) of the Code.

The standard of proof applied was clear and convincing proof to a reasonable certainty proof to a reasonable certainty.

## ORDER

All licenses and licensing rights of Respondent EZ LAND FUNDING, INC under the provisions of Part 1 of Division 4 of the Business and Professions Code are hereby revoked.

All licenses and licensing rights of Respondent LARRY HO under the provisions of Part 1 of Division 4 of the Business and Professions Code are hereby revoked.

This Decision shall become effective at 12 o' clock noon on FEB 282012

DATED:


BARBARA J. BIGBY
Acting Real Estate Commissioner


KENNETH C. ESPELL, (SBN 178757)
Real Estate Counsel II
Department of Real Estate
P. O. Box 187007

Sacramento, CA 95818-7007

Telephone: (916) 227-0789
-or- (916) 227-0868 (Direct)


BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of

EZ LAND FUNDING, INC.,
A Corporation, and, LARRY HO,

ACCUSATION
Respondents.

The Complainant, E. J. HABERER II, in his official capacity as Deputy Real Estate Commissioner of the State of California, for cause of Accusation against EZ LAND FUNDING, INC., a corporation (herein after "EZ") and LARRY HO (herein after "HO"), (collectively "Respondents") is informed and alleges as follows:

## THE RESPONDENTS

1

At all times relevant herein, Respondents EZ and HO were and now are licensed and/or have license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) (herein "the Code").

## 2

At all times herein mentioned herein EZ was and now is licensed by the Department of Real Estate of the State of California (herein "the Department") as a corporate real
estate broker and doing business under the fictitious business names: Absolute Capital and Real Estate, EZ Happy Realty, EZ Land Funding and Realty World Utopia and formerly under the fictitious business names: Realty World Real Estate \& Finance and VU Realty and Finance. At all times prior to August 30, 2010, HO was the Officer/Broker of EZ. On August 30, 2010, HO, resigned as the Designated Officer/Broker of EZ. Since August 30, 2010, EZ has been classified by the Department as "NBA" (No Broker Affiliation).

At all times herein mentioned, HO was and now is licensed by the Department as a real estate broker and holds NMLS endorsement number 339994. Until August 30, 2010. HO was the Designated Officer/Broker of EZ. Additionally HO as the sole shareholder of EZ is the alter ego of EZ. As the designated officer/broker of EZ, HO was at all times herein mentioned and pursuant to Section 10159.2 of the Code, responsible for the supervision of the activities of the officers, agents, real estate licensees and employees of EZ. Further, HO formerly conducted business under the fictitious business names: 123 Loan, Excel Financial Services and EZ Realty. Currently HO is the Designated Officer/Broker of Real Save Funding, Inc., and Treewood Estate, Inc., and formerly was the Designated Officer/Broker of Eagle Land Estate, Inc., and American Loan Company, Inc.

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Whenever reference is made in an allegation in this Accusation to an act or omission of EZ, such allegation shall be deemed to mean that HO , the officers, directors, employees, agents and/or real estate licensees employed by or associated with EZ while acting within the course and scope of their authority and employment with EZ committed such act or omission in the furtherance of the business or operations of EZ.

5
At all times herein mentioned, Respondents engaged in the business of, acted in the capacity of, advertised, or assumed to act as a real estate broker within the State of California within the meaning of Section 10131(d) of the Code, including the operation and conduct of a
mortgage loan brokerage with the public wherein, on behalf of others, for compensation or in expectation of compensation, EZ solicited borrowers or lenders for or negotiated loans, loan modifications or collected payments or performed services for borrowers or lenders or noteowners in connection with loans secured directly or collaterally by liens on real property or on a business opportunity and for residential property resale.

Intermittently between October 20, 2009 and November 9, 2009, the field work for an audit was conducted at-EZ's main office located at 1313 Milpitas Blvd., Suite 130, Milpitas California and at the Oakland District Office of the Department of Real Estate, 1515 Clay Street, Suite 702, Oakland, California wherein the Department's auditor examined EZ's records for the period September 1, 2008 to August 31, 2009 (the audit period).

## FIRST CAUSE OF ACTION

## Audit Violations

7
Each and every allegation in Paragraphs 1 through 6 above, is incorporated by this reference as if fully set forth herein.

## 8.

In so acting as real estate brokers, Respondents accepted or received funds in trust (herein "trust funds") from or on behalf of lenders, investors, borrowers and others in connection with the mortgage loan brokerage activities, loan servicing, in-house escrow. services and resale activities described in Paragraph 5, above, and thereafter from time to time made disbursements of the trust funds.

## 9

The aforementioned trust funds accepted or received by Respondents were deposited or caused to be deposited by Respondents into one or more bank accounts (herein "trust fund accounts") maintained by Respondents for the handling of trust funds, including, but /1/
not necessarily limited to, the following account maintained by Respondents at the Union Bank of California, 11 South Milpitas Avenue, Milpitas, California 95035:
(a) EZ Land Funding Inc. DBA Realty World Real Estate \&Finance; Realty World Utopia; Account, account number XXXXXX0837 ("Bank Account \#1");

In the course of the activities described in Paragraph 5, above, for the audit period EZ:
(a) Failed to designate Bank Account \#1 as a trust account under the name of the Designated Officer/Broker HO as trustee in violation of Section 10145 and 10146 of the Code and Section 2832, Chapter 6, Title 10, California Code of Regulations (hereinafter "the Commissioner's Regulations);
(b) Failed to deposit advance fees received from the clients within three (3) days of receipt including those clients listed below in violation of Section 10234 of the Code:

| Client | mount Received | $\frac{\text { Date Deposit }}{\text { Received }}$ | $\frac{\text { Date Deposit }}{\frac{\text { Deposited }}{}}$ |
| :--- | :--- | :--- | :---: |
| Claudia Silva \& Juan Jara | $\$ 500.00$ | $02 / 03 / 2009$ | $02 / 10 / 2009$ |
| Stephanie Cruz | $\$ 800.00$ | $07 / 22 / 2009$ | $07 / 28 / 2009$ |

(c) For Bank Account \#1, failed to reconcile the balance of each separate beneficiary record with the record of all trust funds received and disbursed in violation of Section 2831.2 of the Commissioner's Regulations;
(d) Real estate salesperson Kim Chi Trieu, as of the audit period, was a signatory on Bank Account \#1, when Kim Chi Trieu was not licensed to EZ, in violation of Section 2834 of the Commissioner's Regulations;
(e) Failed to submit to the Department for review and the issuance of a No Objection Letter in advance of EZ's use of its "Professional Fee Agreement" to contract with EZ's loan modification clients in violation of Section 10085 of the Code and Section 2970 of the Commissioners Regulations;
(f) Represented clients to modify the client's mortgage loan obligations and/or provide mortgage loan forbearance services, including, but not limited to, those clients listed in Exhibit "A", which is attached hereto and incorporated herein by reference. Wherein the clients agreed to pay EZ and did pay EZ an advanced fee for services to be rendered both the names of the clients and the amounts paid in advance to EZ are listed in Exhibit "A", cach in violation of Sections $10085.5,10130$ and 10139 of the Code.
(g) Failed to have in its possession at its main office the original real estate salesperson licenses for the employees listed below in violation of Section 10160 of the Code and Section 2753 of the Commissioner's Regulations:

| Name of RES |
| :--- |
| Trieu, Myha Angelina |
| Phan, Mary |
| Chau, Serra |

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The acts and/or omissions of EZ as alleged above violated Sections 10130; 10139; $10085 ; 10085.5 ; 10145 ; 10146$; and 10160 of the Code, and Sections 2753; 2831.2; 2832; 2834; and 2970 of the Commissioner's Regulations, each of which jointly and severally constitutes grounds for discipline under Section 10177(d) of the Code.

## SECOND CAUSE OF ACTION

Failure to Supervise
12
Each and every allegation in Paragraphs 1 through 11, inclusive, above, is incorporated by this reference as if fully set forth herein.

13

Respondent HO, as the Designated Officer/Broker of EZ was required to exercise reasonable supervision and control over the activities of EZ's officers, agents, real estate . licensees and employees. HO failed to exercise reasonable supervision in such a manner as to
allow the acts and omissions as described above to occur; all in violation of Section 10159.2 of the Code and which constitutes cause for suspension or revocation of all licenses and license rights of Respondent HO under Section 10177(d) and 10177(h) of the Code.

THIRD CAUSE OF ACTION
Negligence and/or Incompetence

Each and every allegation in Paragraphs 1 through 13, inclusive, above are incorporated by this reference as if fully set forth herein.

## 15

The acts and omissions of Respondents EZ and/or HO, and each of them, described in paragraphs 1 through 13, above, jointly and severally constitutes negligence or incompetence in performing acts requiring a real estate license, and therefore are cause under Section $10177(\mathrm{~g})$ of the Code for suspension or revocation of all licenses and license rights of Respondents EZ and HO.

WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof a decision be rendered imposing disciplinary action against all licenses and license rights of Respondents under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) and for such other and further relief as may be proper under other applicable provisions $\rho$ flaw.
E. J. HABERER II,

Deputy Real Estate Commissioner
Dated at Oakland, California
this $1 / \nmid$ day of $\qquad$ , 2011.

## DISCOVERY DEMAND:

Pursuant to Sections 11507.6, et seq. of the Administrative Procedures Act, the Department of Real Estate hereby makes demand for discovery pursuant to the guidelines set forth in the Administrative Procedures Act. Failure to provide Discovery to the Department of Real

Estate may result in the exclusion of witnesses and documents at the hearing or other sanctions that the Office of Administrative Hearings deems appropriate.

## Loan Modification for the month of January 09

| Date | Name |  | Amount | Address | Withdrawn | Balance |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1/1/09 | Balance | \$ | 2,230.33 |  |  |  |  |
| 1/5/09 | Transfer to general Acc. | \$ | 2,200.00 |  |  | \$ | 30.33 |
|  | Loan Modification |  |  |  |  |  |  |
| 1/10/09 | Myrna Cudal | \$ | 500.00 | 501Marla Dr. American Canyon |  | \$ | 530.33 |
| 1/10/09 | Myrna Cudal | \$ | 500.00 | 76 White Oak Dr. American Cay. |  | \$ | 1,030.33 |
| 1/10/09 | Myrna Cudal | \$ | 500.00 | 614 Kilpatrick St. American Cayn. |  | \$ | 1,530.33 |
| 1/10/09 | Myrna Cudal | \$ | 500.00 | 600 Kilpatrick St. American Cayn. |  | \$ | 2,030.33 |
| 1/10/09 | Diana Jean Manuel | \$ | 500.00 | 9020 Tee Box Ct. Patterson |  | \$ | 2,530.33 |
| 1/10/09 | Diana Jean Manuel | \$ | 525.00 | 140 Southport Ct. Vallejo, CA |  | \$ | 3,055.33 |
| 1/10/09 | Irene Ruguian | \$ | 525.00 | 3032 Mary Helen Ln. San Jose |  | \$ | 3,580.33 |
| 1/10/09 | Edgard Mandarang | \$ | 525.00 | 9195 Fairway Ct. Patterson, CA |  | \$ | 4,105.33 |
| 1/10/09 | Edgard Mandarang | \$ | 500.00 | 2831 Pendleton Dr. San Jose, CA |  | \$ | 4,605.33 |
| 1/10/09 | Alvin Apuan | \$ | 525.00 | 5608 Distant Drum St. N. Las Veg |  | \$ | 5,130.33 |
| 1/10/09 | Noel Santiago | \$ | 500.00 | 2946 Stanhope Dr. San Jose, Ca |  | \$ | 5,630.33 |
| 1/10/09 | Antonio Teodoro | \$ | 525.00 | 2860 Aborn Rd. San Jose, Ca |  | \$ | 6,155.33 |
| 1/10/09 | Antonio Teodoro | \$ | 500.00 | 1842 Shady Grove PI. San Jose |  | \$ | 6,655.33 |
| 1/10/09 | Antonio Teodoro | \$ | 500.00 | 6400 Woodbridge Rd. Acampo |  | \$ | 7,155.33 |
| 1/10/09 | Gualberto Corales | \$ | 1,025.00 | 1694 San Tomas Aquino Rd. S. J |  | \$ | 8,180.33 |
| 1/12/09 | Carazon Chai | \$ | 525.00 | 651 N. Helm St. Clovis, CA |  | \$ | 8,705.33 |
| 1/13/09 | Maria Lucia Oliveria | \$ | 525.00 | 2306 Eilers Ln Lodi, CA |  | \$ | 9,230.33 |
| 1/20/09 | Elaine L. Vieira | \$ | 525.00 | 3188 Durant Av. San Jose |  | \$ | 9,755.33 |
| 1/21/09 | Rodolfo Bebing | \$ | 525.00 | 82 Lyell St. San Francisco |  | \$ | 10,280.33 |
| 1/13/09 | Jorge Villasenor | \$ | 500.00 | 1485 Bal Harbor Wy. San Jose |  | \$ | 10,780.33 |
| 1/24/09 | Rodolfo Bebing | \$ | 525.00 | 343 Palomar Dr. Daly city |  | \$ | 11,305.33 |
| 1/20/09 | David \& hanh Nguyen | \$ | 500.00 | 1207 Becket Dr. San Jose |  | \$ | 11,805.33 |
| 1/20/09 | Ignacio \& Maria Amon | \$ | 500.00 | 3305 Foxtail Terr. Fremont |  | \$ | 12,305.33 |
| 1/20/09 | Ignacio \& Maria Amon | \$ | 525.00 | 33873 Sylvester Dr. Fremont |  | \$ | 12,830.33 |
| 1/30/09 | Transfer to general Acc. |  |  | for Processing Fee Check \# 1685 | \$ 9,200.00 | \$ | 3,630.33 |

Details Transfer Modification for the month of January 2009

| Date | Name | Check \# | Address | Withdrawn | Balance |  |
| :---: | :--- | :---: | :--- | :--- | :--- | :--- |
| $1 / 30 / 2009$ | Myrna Cudal | 1685 | 501 Marla Dr. American Canyon | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Myrna Cudal | 1685 | 76 White Oak Dr. American Cay. | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Myrna Cudal | 1685 | 614 Kilpatrick St. American Cayn. | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Myrna Cudal | 1685 | 600 Kilpatrick St. American Cayn. | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Diana Jean Manuel | 1685 | 9020 Tee Box Ct. Patterson | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Diana Jean Manuel | 1685 | 140 Southport Ct. Vallejo, CA | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Irene Ruguian | 1685 | 3032 Mary Helen Ln. San Jose | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Edgard Mandarang | 1685 | 9195 Fairway Ct. Patterson, CA | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Edgard Mandarang | 1685 | 2831 Pendleton Dr. San Jose, CA | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Alvin Apuan | 1685 | 5608 Distant Drum St. N. Las Veg | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Noel Santiago | 1685 | 2946 Stanhope Dr. San Jose, Ca | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Antonio Teodoro | 1685 | 2860 Aborn Rd. San Jose, Ca | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Antonio Teodoro | 1685 | 1842 Shady Grove PI. San Jose | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Antonio Teodoro | 1685 | 6400 Woodbridge Rd. Acampo | $\$$ | 500.00 |  |
| $1 / 30 / 2009$ | Gualberto Corales | 1685 | 1694 San Tomas Aquino Rd. S. J | $\$$ | $1,025.00$ |  |
| $1 / 30 / 2009$ | Carazon Chai | 1685 | 651 N. Helm St. Clovis, CA | $\$$ | 525.00 |  |
| $1 / 30 / 2009$ | Maria Lucia Oliveria | 1685 | 2306 Eilers Ln Lodi, CA | $\$$ | 525.00 |  |
|  | Total |  |  | $\$$ | $9,200.00$ |  |
|  |  |  |  |  |  |  |

Loan Modification for the month of February 09

| Date | Name | Amount | Address | Withdrawn | Balance |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 1/31/09 | Carry over |  |  |  | \$ 3,630.33 |
| 2/4/09 | Prescila \& Al Radoc | \$ 375.00 | 2106 Hikido Dr. San Jose, Ca |  | \$ 4,005.33 |
| 2/4/09 | Renato\& Terisita Baluyot | \$ 1,525.00 | 2232 Pettigrew Dr. San Jose |  | \$ 5,530.33 |
| 2/4/09 | Renato\& Terisita Baluyot |  | 9425 Silver Bridle Wy Elkgrove |  | \$ 5,530.33 |
| 2/4/09 | Renato\& Terisita Baluyot |  | 1499 Farringdon Dr. San Jos̈e |  | \$ 5,530.33 |
| 2/10/09 | Claudia Silva \& Juan Jara | \$ 500.00 | 2236 Delvin Way S. San Francisc |  | \$ 6,030.33 |
| 2/10/09 | Prescila \& Al Radoc | \$ 125.00 | 2106 Hikido Dr. San Jose, Ca |  | \$ 6,155.33 |
| 2/10/02 | Transfer Loan Mod |  |  | \$ 3,600.00 | \$ 2,555.33 |
| 2/13/09 | Rodolfo \& Maria Friera | \$ 525.00 | 63 Monterey Dr. Daly City |  | \$ 3,080.33 |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  | Detail Withdrawn |  |  |  |  |
| 2/10/09 | Ignacio \& Maria Amon |  | 3305 Foxtail Terr. Fremont | \$ 500.00 |  |
| 2/10/2009 | Ignacio \& Maria Amon |  | 33873 Sylvester Dr. Fremont | 525.00 |  |
| 2/10/2009 | Elaine Vieira |  | 3188 Durant Av. San Jose | 525.00 |  |
| 2/10/2009 | Rodolfo Bebing |  | 82 Lyell St. San Francisco | 525.00 |  |
| 2/10/2009 | Jorge Villasenor |  | 1485 Bal Harbor Way San Jose | 500.00 |  |
| 2/10/2009 | Rodolfo Bebing |  | 343 Palomar Dr. Daly City | 525.00 |  |
| 2/10/2009 | David \& Hanh Nguyen |  | 1207 Becket Dr. San Jose | 500.00 |  |
|  |  |  |  | \$ 3,600.00 |  |
|  |  |  |  |  |  |

Loan Modification for the month of March 09

| Date | Name | Amount |  | Address | Withdrawn | Balance |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 2/28/09 | Carry Over | \$ | 3,080:33 |  |  | \$ | 3,080.33 |
| 3/13/09 | Roger \& Cezille Raquedan | \$ | 525.00 | 856 Pheland Ct. Milpitas, CA |  | \$ | 3,605.33 |
| 3/13/09 | Maria Lourdes De Guzman | \$ | 525.00 | 29176 Marshbrook Dr. Hayward |  | \$ | 4,130.33 |
| 3/13/09 | Janet Pardo | \$ | 525.00 | 880 Del Avion Lane San Jose |  | \$ | 4,655.33 |
| 3/25/09 | Ernest \& Melida Alnas | \$ | 500.00 | 8380 Elmaltador Dr. Gilroy |  | \$ | 5,155.33 |
|  | Balance as of 3/31/09 |  |  |  |  | \$ | 5,155.33 |
|  |  |  |  |  |  |  |  |

Loan Modification for the month of April 09

| Date | Name | Amount | Address | Withdrawn | Balance |
| :---: | :--- | :--- | :--- | :--- | :--- |
| $4 / 1 / \mathbf{2 0 0 9}$ | Carry over |  |  |  | $\$, 155.33$ |
| $4 / 30 / 2009$ | Balance |  |  |  | $\$$. |
|  | No Activity for this month |  |  |  | $5,155.33$ |

Loan Modification for the month of May 09

| Date | Name |  | Amount | Address | Withdrawn | Balance |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 4/30/09 | Carry over |  |  |  |  | \$ | 5,155.33 |
| 5/13/09 | Pedro Diaz | \$ | 500.00 | 8190 Springdale Ct. Gilroy |  | \$ | 5,655.33 |
| 5/13/09 | Maribel \& Eduardo Capili | \$ | 800.00 | 13 Seabreeze Ct. Pacifica |  | \$ | 6,455.33 |
| 5/13/09 | Laurena Hicks | \$ | 800.00 | 27486 Lemon Tree Ct. Hayward |  | \$ | 7,255.33 |
| 5/13/09 | Luis Villarreal | \$ | 500.00 | 550 Taff Ct. Gilroy, Ca |  | \$ | 7,755.33 |
|  |  |  |  |  |  |  |  |
| 5/13/09 | Alberto Andrade | \$ | 400.00 | 304 Tradewinds Dr. Apt \#6 San Jose |  | \$ | 8,155.33 |
| 5/13/09 | Jesus Franco | \$ | 500.00 | 9055 Spencer Ct. Gilroy |  | \$ | 8,655.33 |
| 5/14/09 | Transfer to General Account |  |  |  | \$ 3,600.00 | \$ | 5,055.33 |
| 5/15/09 | Ruperto \& Heminigilda Chua | \$ | 400.00 | 2605 Wipplewood Ct Atwater |  | \$ | 5,455.33 |
| 5/26/09 | Jessica \& Sonny Ibay | \$ | 800.00 | 44824 Lotus Ln. Lancaster, CA |  | \$ | 6,255.33 |
| 5/26/09 | Jessica \& Sonny lbay | \$ | 800.00 | 32902 Lake Huron St. Fremont |  | \$ | 7,055.33 |
| 5/26/09 | Marbito \& Myrna Marde | \$ | 800.00 | 3574 San Vincent Av. Merced |  | \$ | 7,855.33 |
| 5/26/09 | Julie Mar \& George Basa | \$ | 800.00 | 215 Tiny St. Milpitas, CA |  | \$ | 8,655.33 |
| 5/26/09 | John\& Normita Lacap | \$ | 800.00 | 424 Shirley Av. Hayward |  | \$ | 9,455.33 |
| 5/26/09 | Ruperto \& Heminigilda Chua | " |  | 4635 Beckman Wy Merced |  | \$ | 9,455.33 |
| 5/29/09 | Bermando \& Cecilia Baluyot | \$ | 800.00 | 43 Murfield Ct, San Jose |  | \$ | 10,255.33 |
|  | Bank Charge |  |  |  | 4.50 | \$ | 10,250.83 |
|  |  |  |  |  |  |  |  |
|  | Balance as of 5/29/09 |  |  |  |  | \$ | 10,250.83 |
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Transfer Modification fund information for the month of May 09

| Date | Name | Amount | Address | Withdrawn |  | Balance |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 5/14/09 | Renato Bayluyot |  | 2232 Pettigrew Dr. San Jose | \$ | 525.00 |  |
| 5/14/09 | Renato Bayluyot |  | 9425 Silver Bridle Wy Elk Grove | \$ | 500.00 |  |
| 5/14/09 | Renato Bayluyot |  | 1499 Farringdon Dr. San Jose | \$ | 500.00 |  |
| 5/14/09 | Prescila \& AI Radoc |  | 2106 Hikido Dr. San Jose | \$ | 500.00 |  |
| 5/14/09 | Rodolfo \& Maria Friera |  | 63 Monterey Dr. Daly City | \$ | 525.00 |  |
| 5/14/09 | Roger \& Cezille Raquedan |  | 856 Pheland Ct. Milpitas, Ca | \$ | 525.00 |  |
| 5/14/09 | Maria Lourdes De Guzman |  | 29176 Marshbrook Dr. Hayward | \$ | 525.00 |  |
|  |  |  |  |  |  |  |
|  |  |  |  | \$ | 3,600.00 |  |
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Loan Modification for the month of June 2009

| Date | Name |  | Amount | Address | Withdrawn | Balance |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 6/1/01 | Balance Carry Over |  |  |  |  | \$ | 10,250.83 |
| 6/1/09 | Renato Marlyn Barros | \$ | 800.00 | 525 S. 22nd St. San Jose |  | \$ | 11,050.83 |
| 6/1/09 | Emmanuel \& Mariam Abellera | \$ | 800.00 | 15857 Via Alamitos San Lorenzo |  | \$ | 11,850.83 |
| 6/1/09 | Gloria \& Bernardo Rasago | \$ | 800.00 | 232 W. Camarada Av. Mt House |  | \$ | 12,650.83 |
| 6/3/09 | Gloria \& Bernardo Rasago | \$ | 800.00 | 24646 Yew Ct. Hayward |  | \$ | 13,450.83 |
| 6/3/09 | Bernardo \& Lucila Llona | \$ | 800.00 | 1354 Southgate Av. Daly City |  | \$ | 14,250.83 |
| 6/3/09 | Bernardo \& Lucila Llona | \$ | 800.00 | 28 Foxglove Ct. Pittsburg Ca |  | \$ | 15,050.83 |
| 6/3/09 | Christina Lee | \$ | 800.00 | 365 Urbano Dr. San Francisco |  | \$ | 15,850.83 |
| 6/8/09 | Ernie \& Imelda Velasquez | \$ | 800.00 | 1963 Everwood Ct San Jose |  | \$ | 16,650.83 |
| 6/8/09 | Edgardo Vergara | \$ | 1,600.00 | 12166 Metric \#160\&256, Austin |  | \$ | 18,250.83 |
| 6/8/09 | Jose Aguilar | \$ | 800.00 | 8790 Garbini St. Gilroy |  | \$ | 19,050.83 |
| 6/8/09 | Ernest \& Melida Alnas | \$ | 500.00 | 1024 Walnutwood Ct Los Banos |  | \$ | 19,550.83 |
| 6/8/09 | John \& Normita Lacap | \$ | 800.00 | 2820 Essie Way Modesto, CA |  | \$ | 20,350.83 |
| 6/8/09 | Kennedy \& Noma Belardo | \$ | 800.00 | 4412 Black Walnut Ct. Concord |  | \$ | 21,150.83 |
| 6/9/09 | Transfer To General Account |  |  |  | \$ 10,300.00 | \$ | 10,850.83 |
| 6/11/09 | Benjamin Guinto | \$ | 800.00 | 1658 AshburryLn Hayward |  | \$ | 11,650.83 |
| 6/11/09 | Russell Hippen | \$ | 800.00 | 6807 Chestnut Ln. Winton |  | \$ | 12,450.83 |
| 6/11/09 | Francisco Herminia Carreon | \$ | 800.00 | 147 Morton Dr. Daly City |  | \$ | 13,250.83 |
| 6/15/09 | Carmelita Lorenzo | \$ | 800.00 | 135 Fieldstone Wy Vallejo. |  | \$ | 14,050.83 |
| 6/15/09 | Herminia Carreon | \$ | 800.00 | 3901 Lickmill Blv. \#334 Santa Cl. |  | \$ | 14,850.83 |
| 6/18/09 | Eligio Calso \& Juanita Reyses | \$ | 800.00 | 3157 Yamika Circle, San Jose |  | \$ | 15,650.83 |
| 6/18/09 | Wudru B. Angeles | \$ | 500.00 | 277 Merlot Ln. Oakley, CA 94561 |  | \$ | 16,150.83 |
| 6/18/09 | Edgardo \& Marilyn David | \$ | 800.00 | 3821 Cosmic PI. Fremont |  | \$ | 16,950.83 |
| 6/18/09 | Juanito \& Alissell Barruzo | \$ | 800.00 | 249 East Pacific Av. Fairfield |  | \$ | 17,750.83 |
| 6/18/09 | Paul Soriano | \$ | 800.00 | 1614 Parkview Green Cir. SanJose |  | \$ | 18,550.83 |
| 6/19/09 | Transfer To General Account |  |  |  | \$ 11,700.00 | \$ | 6,850.83 |
| 6/23/09 | Bernadette Canonigo | \$ | 800.00 | 2749 Naples St. Hayward |  | \$ | 7,650.83 |
|  | Carry Over |  |  |  |  | \$ | 7,650.83 |


| Transfer Modification For The Month of June 09 |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Date | Name | Amount | Address | Withdrawn | Balance |
| 6/9/09 | Janet Pardo |  | 880 Del Avion Lane San Jose | \$ 525.00 |  |
| 6/9/09 | Ernest \& Melida Alnas |  | 8380 Elmaltador Dr. Gilroy | \$ 500.00 |  |
| 6/9/09 | Pedro Diaz |  | 8190 Springdale Ct. Gilroy | \$ 500.00 |  |
| 6/9/09 | Maribel \& Eduardo Capili |  | 13 Seabreeze Ct. Pacifica | \$ 800.00 |  |
| 6/9/09 | Laurena Hicks |  | 27486 Lemon Tree Ct. Hayward | \$ 800.00 |  |
| 6/9/09 | Luis Villareal |  | 550 Taff Ct. Gilroy, Ca | \$ 500.00 |  |
| 6/9/09 | Alberto Andrade |  | 304 Tradewinds Dr. Apt \#6 San Jose | \$ 400.00 |  |
| 6/9/09 | Jesus Franco |  | 9055 Spencer Ct. Gilroy | \$ 500.00 |  |
| 6/9/09 | Ruperto\& Heminigilda Chua |  | 2605 Wipplewood Ct Atwater | \$ 400.00 |  |
| 6/9/09 | Jessica \& Sonny Ibay |  | 44824 Lotus Ln. Lancaster, CA | \$ 800.00 |  |
| 6/9/09 | Jessica \& Sonny Ibay |  | 32902 Lake Huron St. Fremont | \$ 800.00 |  |
| 6/9/09 | Marbito \& Myrna Mare |  | 3574 San Vincent Av. Merced | \$ 800.00 |  |
| 6/9/09 | Julie Mar \& George Basa |  | 215 Tiny St. Milpitas, CA | \$ 800.00 |  |
| 6/9/09 | John \& Normita Lacap |  | 424 Shirley Av. Hayward | \$ 400.00 |  |
| 6/9/09 | Ruperto\& Heminigilda Chua |  | 4635 Beckman Wy Merced | \$ 400.00 |  |
| 6/9/09 | Bermando \& Cecilia Baluyot |  | 43 Murfield Ct, San Jose | \$. 800.00 |  |
| 6/9/09 | Renato Marlyn Barros |  | 525 S. 22nd St. San Jose | \$ $\quad 575.00$ |  |
|  |  |  |  | \$ 10,300.00 |  |
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Transfer Modification For The Month of June 09

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| 6/19/09 | Emmanuel \& Mariam Abellera |  | 15857 Via Alamitos San Lorenzo | \$ 800.00 |  |
| 6/19/09 | Gloria \& Bernardo Rasago |  | 232 W. Camarada Av. Mt House | \$ 800.00 |  |
| 6/19/09 | Gloria \& Bernardo Rasago |  | 24646 Yew Ct. Hayward | \$ 800.00 |  |
| 6/19/09 | Bernardo \& Lucila Liona |  | 1354 Southgate Av. Daly City | \$ 800.00 |  |
| 6/19/09 | Bernardo \& Lucila Llona |  | 28 Foxglove Ct. Pittsburg Ca | \$ 800.00 |  |
| 6/19/09 | Christina Lee |  | 365 Urbano Dr. San Francisco | \$ 800.00 |  |
| 6/19/09 | Ernie \& Imelda Velasquez |  | 1963 Everwood Ct San Jose | \$ 800.00 |  |
| 6/19/09 | Edgardo Vergara |  | 12166 Metric \#160\&256, Austin | \$ 1,600.00 |  |
| 6/19/09 | Jose Aguilar |  | 8790 Garbini St. Gilroy | \$ 800.00 |  |
| 6/19/09 | Ernest \& Melida Alnas |  | 1024 Walnutwood Ct Los Banos | \$ 500.00 |  |
| 6/19/09 | John \& Normita Lacap |  | 2820 Essie Way Modesto, CA | \$ 800.00 |  |
| 6/19/09 | Kennedy \& Noma Belardo |  | 4412 Black Walnut Ct. Concord | \$ 800.00 |  |
| 6/19/09 | Benjamin Guinto |  | 1658 AshburryLn Hayward | \$ 8 |  |
| 6/19/09 | Russell Hippen |  | 6807 Chestnut Ln. Winton | \$ 800.00 |  |
|  |  | - |  | \$ 11,700.00 |  |
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Transfer Modification For The Month of July 09

| Date | Name | Amount | Address | Withdrawn | Balance |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 7/20/09 | Francisco Herminia Carreon |  | 147 Morton Dr. Daly City | \$ 800.00 |  |
| 7/20/09 | Carmelita Lorenzo |  | 135 Fieldstone Wy Vallejo. | \$ 800.00 |  |
| 7/20/09 | Herminia Carreon |  | 3901 Lickmill Blv. \#334 Santa Cl. | \$ 800.00 |  |
| 7/20/09 | Eligio Calso \& Juanita Reyses |  | 3157 Yamika Circle, San Jose | \$ 8 |  |
| 7/20/09 | Edgardo \& Marilyn David |  | 3821 Cosmic Pl. Fremont | \$ 800.00 |  |
| 7/20/09 | Juanito \& Alissell Barruzo |  | 249 East Pacific Av. Fairfield | \$ 800.00 |  |
| 7/20/09 | Paul Soriano |  | 1614 Parkview Green Cir. SanJose | \$ 800.00 |  |
| 7/20/09 | Bernadette Canonigo |  | 2749 Naples St. Hayward | \$ 800.00 |  |
| 7/20/09 | Susan Pingue |  | 2126 Calle Mesa Alta Milpitas | \$ 800.00 |  |
| 7/20/09 | Francisco Carreon |  | 147 Morton Dr. Daly City | \$ 800.00 |  |
| 7/20/09 | Antonia Casuga |  | 556 Granite Sorings Wy American | \$ 1,600.00 |  |
| 7/20/09 | Virginia Arabe Lucas |  | 117 Brophy St. American Canyon |  |  |
| .7/20/09 | Robert De Pante |  | 34220 Myrth Av. Union City | \$ 800.00 |  |
| 7/20/09 | Keith Amelia Kono |  | 5505 Halison St. Torrance | \$ 800.00 |  |
|  |  |  |  | \$ 11,200.00 |  |
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Loan Modification for the month of August 2009

| Date | Name | Amount | Address | Withdrawn | Balance |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | Carry Over |  |  |  | \$ | 7,850.83 |
| 8/4/09 | John \& Menchie Manmano | \$ 800.00 | 1856 Camacho Way San Jose |  | \$ | 8,650.83 |
| 8/4/09 | Josephine Arabe | \$ 800.00 | 920 Sorock Av. Torrance, CA |  | \$ | 9,450.83 |
| 8/13/09 | Terry \& Deolita Love | \$ 800.00 | 418 Starlite Ct. Milpitas, CA |  | \$ | 10,250.83 |
|  | Carry Over |  |  |  | \$ | 10,250.83 |
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