2943805

2006-020083 Klamath County, Oregon



10/05/2006 11:47:18 AM

Fee: \$101.00

RECORDING COVER SHEET FOR NOTICE OF SALE PROOF OF COMPLIANCE, PER ORS 205.234

THIS COVER SHEET HAS BEEN PREPARED BY THE PERSON PRESENTING THE ATTACHED INSTRUMENT FOR RECORDING. ANY ERRORS IN THIS COVER SHEET DO NOT AFFECT THE TRANSACTION(S) CONTAINED IN THE INSTRUMENT ITSELF.

15+-840865

AFTER RECORDING RETURN TO:

Quality Loan Service Corp. 319 Elm Street, 2nd Floor San Diego, CA 92101

AFFIDAVIT OF MAILING NOTICE OF SALE

AFFIDAVIT OF PUBLICATION

PROOF OF SERVICE

ORIGINAL GRANTOR:

TONY KLOBUCAR, CHRISTINE KLOBUCAR

BENEFICIARY:

CITIFINANCIAL, INC., BY CITIFINANCIAL MORTGAGE

COMPANY, INC.

T.S. #:

OR-06-59982-NF

Loan #:

20-0051-0247200

101-F

WHEN RECORDED MAIL TO: Quality Loan Service Corp. 319 Elm Street, 2nd Floor San Diego, CA 92101

T.S. NO.: LOAN NO .:

OR-06-59982-NF 20-0051-0247200

(Above Space is for Recorder's Use)

My Comm. Expires Jun 1, 2008

AFFIDAVIT OF MAILING NOTICE OF SALE

STATE OF California COUNTY OF San Diego } I, Mike Trujillo, being first duly sworn, depose, say and certify that: At all times hereinafter mentioned I was and now am a resident of the State of California, a competent person over the age of eighteen years and not the beneficiary or his successor in interest named in the attached original or copy of notice of sale given under the terms of that certain trust deed described in said notice. I gave notice of sale of the real property described in the attached notice of sale by mailing a copy thereof by registered or certified mail and regular mail to each of the following named person's at their last known address, towit: **NAME & ADDRESS CERTIFIED NO.** SEE ATTACHED Said person(s) include the grantor in the trust deed, any successor in interest to the grantor whose interest appears of record or of whose interest the trustee or the beneficiary has actual notice, and any persons requesting notice as provided in ORS 86.785, and all junior lien holders as provided in ORS 86.740. Each of the notices so mailed was certified to be a true copy of the original notice of sale by Nicole Fuentes, for FIRST AMERICAN TITLE INSURANCE COMPANY, the trustee named in said notice; each such copy was contained in a sealed envelope, with postage thereon fully prepaid, and was deposited by me in the United States mail, San Diego, California, on 6/21/2006. Each of said notices was mailed after the notice of default and election to sell described in said Notice of Sale was recorded and at least 120 days before the day fixed in said notice by the trustee for the trustee's sale. As used herein, the singular includes the plural, trustee includes successor trustee, and person includes corporation and any other legal or commercial entity. STATE OF California SS COUNTY OF San Diego} On 06/21/2006 before me N. Fuentes , the undersigned, A Notary Public in and for said State, personally appeared Mike Trujillo (notary seal) personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his./her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my (hand and official) seal N. FUENTES Commission # 1493402 Notary Public - California San Diego County Signature

AFFIDAVIT OF MAILING

Date:

6/21/2006

T.S. No.:

OR-06-59982-NF

Loan No.:

20-0051-0247200

Mailing:

Notice of Sale

STATE OF California }
COUNTY OF San Diego }

The declarant, whose signature appears below, states that (s)he is over the age of eighteen (18) years; is employed in San Diego County at Quality Loan Service Corp., and is not a party to the within action and that on 6/21/2006, (s)he personally served the Notice of Sale, of which the annexed is a true copy, by depositing in the United States Mail a copy of such Notice of Sale in a sealed envelope, certified or registered mail and first class, with postage prepaid, such envelope being addressed to the person(s) named at the addresses below.

declare under penalty of perjury that the foregoing is true and correct.

Affiant Mike Trujillo

CITIFINANCIAL, INC
PO BOX 17170
BALTIMORE, MD 21203
First Class and Cert. No. 71808583322003441269

DEBRA ROSE DOUGAN PO BOX 253 BEATTY, OR 97621 First Class and Cert. No. 71808583322003441276

TONY KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441283

CHRISTINE KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441290

CHRISTINE KLOBUCAR
PO BOX 335
BEATTY, OR 97621
First Class and Cert. No. 71808583322003441306

TONY KLOBUCAR PO BOX 335 BEATTY, OR 97621 First Class and Cert. No. 71808583322003441313

CHRISTINE F KLOBUCAR
PO BOX 335
BEATTY, OR 97621
First Class and Cert. No. 71808583322003441320

CHRISTINE F KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441337

TONY M KLOBUCAR PO BOX 335 BEATTY, OR 97621 First Class and Cert. No. 71808583322003441344

TONY M KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441351

OCCUPANT(S) 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441368

DEBRA DOUGAN ROSE 48220 SYCAN RD BEATTY, OR 97621 First Class and Cert. No. 71808583322003441375

DEBRA DOUGAN ROSE PO BOX 335 BEATTY, OR 97621 First Class and Cert. No. 71808583322003441382

Affidavit of Publication

OR-06-5998

STATE OF OREGON, **COUNTY OF KLAMATH**

I, Jeanine P. Day, Business Manager, being first duly sworn, depose and say that I am the principal clerk of the publisher of the Herald and News a newspaper in general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that I know from my personal knowledge that the

Legal # 8495	
Notice of Sale/Tony M & Christine F Klobuc	aı
a printed copy of which is hereto annexed, was published in the entire issue of said	
newspaper for: (4)	
Four	_
Transition (A): 11 g H	
Insertion(s) in the following issues:	
June 30, July 7, 14, 21, 2006	_
	_
Langue Allen	
Subscribed and sworn	-
béfore me on: July 21, 2006	-
	-
Jelva a Subba	
Notary Public of Oregon	•
My commission ovaires March 15, 2000	
My commission expires March 15, 2008	
OFFICIAL SEAL DEBRA A. GRIBBLE	
COMMISSION OREGON	P
MY COMMISSION FXPIRES MARCH 15, 2008	

TRUSTEE'S NOTICE OF SALE Loan No.: 20-0051-0247200 T.S. No.: OR-06-59982-NF

Reference is made to that certain deed made by Tony M Klobucar and Christine F Klobucar, as tenants by the entirety as Grantor to Aspen Title and Escrow, as Trustee, in favor of Citifinancial, Inc., as Beneficiary, dated 2/12/2002, recorded ciary, dated 2/12/2002, recorded 02/14/2002, recorded system \$\footnote{981,93} \\
02/14/2002, in official Monthly Late records of Klamath Charge \$10.00.

County, Oregon, in book/reel/volume by this reason of No. Mo2, at page \$\footnote{981} \text{default the beneficials} book/reel/volume
No. M02, at page
No. 9176 fee/file/instrument/microfile/
reception No. (indicated which) covering the following described real property situated in said
County and State, to
wit: APN: R296469
The W 1/2 NE 1/4 of
Section 32, Townslip
35 South, Range 13
East of the Willamette Meridian, in the
County of Klamath,
State of Oregon.
Excepting therefrom that portion lying within the boundaries of lvory
Pines Road. Commonly known as:
48220 Sycan Rd.
Beatly, OR 97621.
Both the beneficiary Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and a notice has been recorded pursuant to a notice has been recorded pursuant to
Section 86,735 (3) of
Oregon Revised
Statutes; the default
for which the foreclosure is made is
the grantor's: Installment of principal and interest plus
impounds and/or advances which became due on came due on 03/01/2006 plus amounts that are due or may become

due for the follow-ing: late charges, delinquent property taxes. insurance premiums, advances made on senior liens, taxes and/or liens, taxes and/or insurance, trustee's fees, and any attorney fees and court costs arising from or associated with beneficiaries effort to protect and preserve its security must be cured as a condition of reinstatement. Monthly Payment \$981.93 premiums, advances of rein-Monthty \$981.93

By this reason of said default the beneficiary has declared all obligations secured by said trust deed immediately due and payable, said sums being the following, to wit: The sum of \$98,267.60 together with interest thereon at the rate of 11.50080 per annum from 02/01/2006 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is diven that, Whereof, notice hereby is given that, First American Title Insurance Company the undersigned trustee will, on

tion by him of the said trust deed, to-gether with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligathe foregoing obliga-tions thereby se-cured and the costs and expenses of sale, including a sale, including a reasonable charge by the trustee. Notice is further given that any person named in section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceed. foreclosure proceed-ing dismissed and the trust deed rein-stated by payment to the beneficiary of to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale. For Sale last set for sale. For Sale Information Call: 714-573-1965 or Login to www.priori-typosting.com.

Insurance Company, the undersigned trustee will, on 10/20/2006, at the hour of 10:00 AM, Standard of Time, as established by section 187.110, Oregon Revised Statutes, at At the main entrance to the County Courthouse, 316 Main St., Klamath Falls, OR County of Klamath, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of execu-

ASO/32

reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse.

Dated: 6/16/2006.
First American Title
Insurance Company,
as Trustee, 3 First
American Way, Santa Ana, CA 92707.
Quality Loan Service Corp., as agent,
Signature By: Nicole Fuentes, Trustee
Sale Officer For
Non-Sale Information: Quality Loan
Service Corp. 319
Elm Street, 2nd
Floor, San Diego,
CA 92101. 619-6457711 Fax: 619-6457716. If you have
previously been discharged through
bankruptcy, you
may have been released of personal liability for this loan
in which case this
letter is intended to
exercise the note
holder's rights
against the real
property only. This
Office is attempting
to collect a debt and
any information obtained will be used
for that purpose. As
required by law, you
are hereby notified
that a negative credit report reflecting
on your credit record may be submitted to a credit record may be submitted to a credit record may be submitted to a credit report agency if you
fail to fulfill the
terms of your credit
obligations.
P250132. 06/30, 07/7,
07/14, 07/21/2006.
#8495 June 30, July
7, 14, 21, 2006.

AFFIDAVIT OF SERVICE

File # 250132

State of Oregon, County of Klamath)ss.

I hereby certify and swear that at all time herein mentioned I was and now am a competent person 18 years of age of older and a resident of the state wherein the service hereinafter set forth was made; that I am not the beneficiary or trustee named in the original Trustee's Notice of Sale attached hereto, nor the successor of either, nor an officer, director, employee of or attorney for the beneficiary or trustee, or successor of either, corporate or otherwise.

I made service of the attached original Trustee's Notice of Sale upon the individuals and other legal entities to be served, named below, by delivering true copies of said Notice of Sale certified to be such by the attorney for the trustee or successor

Upon Marsha Perry, by delivering such true copy to him/her, personally and in person at 48220 Sycan Rd. Beatty, Oregon 97621, on June 23, 2006, at 5:05 o'clock

Upon Tony M. and Christine F. Klobucar, by delivering such true copy at his/her dwelling house or usual place of abode, to-wit: 48220 Sycan Rd. Beatty, Oregon 97621 to Marsha Perry, who is a person over the age of 14 years and a member of the household of the person served on June 23, 2006, at 5:05 o'clock PM.

OFFICIAL SEAL KIMBERLY A. DAVIS NOTARY PUBLIC - OREGON COMMISSION NO. 389197 MISSION EXPIRES FEB. 01, 2009

Subscribed and sworn to before me this 23rd day of June, 2006.

Votary Public fat Oregon My commission expires: 2/01/09 Dated: June 23, 2006

David V. Davis

Prompt Process Serving Agency

5906 N. Greeley Ave.

Portland, Oregon 97217 (503)286-4144

Service was perfected by mailing a True Copy of the Trustee's Notice of Sale to Tony M. and Christine F. Klobucar at 48220 Sycan Rd. Beatty, Oregon 97621 on June

TRUSTEE'S NOTICE OF SALE

Loan No: **20-0051-0247200** T.S. No.: **OR-06-59982-NF**

Reference is made to that certain deed made by, TONY M KLOBUCAR AND CHRISTINE F KLOBUCAR, AS TENANTS BY THE ENTIRETY as Grantor to ASPEN TITLE AND ESCROW, as trustee, in favor of CITIFINANCIAL, INC., as Beneficiary, dated 2/12/2002, recorded 2/14/2002, in official records of KLAMATH County, Oregon in book/reel/volume No. M02 at page No. 9176 fee/file/instrument/microfile/reception No ***, covering the following described real property situated in said County and State, to-wit:

APN: R296469

THE W 1/2 NE 1/4 OF SECTION 32, TOWNSHIP 35 SOUTH, RANGE 13 EAST OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF KLAMATH, STATE OF OREGON. EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE BOUNDARIES OF IVORY PINES ROAD

Commonly known as: 48220 SYCAN RD BEATTY, OR 97621

Both the beneficiary and the trustee have elected to sell the said real property to satisfy the obligations secured by said trust deed and notice has been recorded pursuant to Section 86.735(3) of Oregon Revised Statutes: the default for which the foreclosure is made is the grantor's:

Installment of principal and interest plus impounds and / or advances which became due on 3/1/2006 plus amounts that are due or may become due for the following: late charges, delinquent property taxes, insurance premiums, advances made on senior liens, taxes and/or insurance, trustees fees, and any attorney fees and court costs arising from or associated with beneficiaries effort to protect and preserve its security must be cured as a condition of reinstatement.

Monthly Payment \$981.93

Monthly Late Charge \$10.00

By this reason of said default the beneficiary has declared all obligations secured by said deed of trust immediately due and payable, said sums being the following, to-wit: The sum of \$98,267.60 together with interest thereon at the rate of 11.50080 per annum from 2/1/2006 until paid; plus all accrued late charges thereon; and all trustee's fees, foreclosure costs and any sums advanced by the beneficiary pursuant to the terms of said deed of trust.

Whereof, notice hereby is given that First American Title Insurance Company, the undersigned trustee will on 10/20/2006 at the hour of 10:00 AM, Standard of Time, as established by section 187.110, Oregon Revised Statues, at At the main entrance to the County Courthouse, 316 Main St., Klamath Falls, OR County of KLAMATH, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days before the date last set for sale.

For Sale Information Call: 714-573-1965 or Login to: www.priorityposting.com

Loan No: **20-0051-0247200** T.S. No.: **OR-06-59982-NF**

TRUSTEE'S NOTICE OF SALE

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "grantor" includes any successor in interest to the grantor as well as any other persons owing an obligation, the performance of which is secured by said trust deed, the words "trustee" and 'beneficiary" include their respective successors in interest, if any.

If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse.

Dated: 6/16/2006

First American Title Insurance Company, as trustee 3 First American Way Santa Ana, CA 92707 Quality Loan Service Corp., as agent

Signature By
Nicole Fuentes, Trustee Sale Officer

For Non-Sale Information: Quality Loan Service Corp. 319 Elm Street, 2nd Floor San Diego, CA 92101 619-645-7711 Fax: 619-645-7716

If you have previously been discharged through bankruptcy, you may have been released of personal liability for this loan in which case this letter is intended to exercise the note holder's rights against the real property only.

THIS OFFICE IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations.

TRUSTEE'S NOTICE OF SALE

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Monthly Payment \$981.93

Monthly Late Charge \$10.00

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Whereof, notice hereby is given that First American Title Insurance Company, the undersigned trustee will on 10/20/2006 at the hour of 10:00 AM, Standard of Time, as established by section 187.110, Oregon Revised Statues, at At the main entrance to the County Courthouse, 316 Main St., Klamath Falls, OR County of KLAMATH, State of Oregon, sell at public auction to the highest bidder for cash the interest in the said described real property which the grantor had or had power to convey at the time of the execution by him of the said trust deed, together with any interest which the grantor or his successors in interest acquired after the execution of said trust deed, to satisfy the foregoing obligations thereby secured and the costs and expenses of sale, including a reasonable charge by the trustee. Notice is further given that any person named in Section 86.753 of Oregon Revised Statutes has the right to have the foreclosure proceeding dismissed and the trust deed reinstated by payment to the beneficiary of the entire amount then due (other than such portion of said principal as would not then be due had no default occurred), together with the costs, trustee's and attorney's fees and curing any other default complained of in the Notice of Default by tendering the performance required under the obligation or trust deed, at any time prior to five days

For Sale Information Call: 714-573-1965 or Login to: www.priorityposting.com

Loan No: 20-0051-0247200 T.S. No.: OR-06-59982-NF

TRUSTEE'S NOTICE OF SALE

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Dated: 6/16/2006

First American Title Insurance Company, as trustee 3 First American Way Santa Ana, CA 92707 Quality Loan Service Corp., as agent

Signature By

Nicole Fuentes, Trustee Sale Officer

For Non-Sale Information: Quality Loan Service Corp. 319 Elm Street, 2nd Floor San Diego, CA 92101 619-645-7711

Fax: 619-645-7716

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As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations.

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cchristopher | Quality Loan Service Corp. | 6/16/2 Search:

Worklist Files Relationships Reports Imp/Exp Admin

OR-06-59982-NF | 20-0051-0247200 48220 SYCAN RD, BEATTY, OR, 97621 1 Property Address TONY KLOBUCAR (4 Borrowers)





Conventional Residential CitiFinancial		Redemption Period Tasks			
File Summary File Activity Servicer Client Referral Client	Mailings (3- Nos malur Recipients	go on	5/19	Doc View Doc Co	Recipients
Pre-Foreclosure Deed of Trust	Sort by: Last Name		Maling Demand		Set Current Meling NOS
Borrower(s) Loan Note Fees & Costs TSG/Recordings Pub/Post/Serve Sale Surplus Gov_Post_Sale Close/Archive Reinst/Payoff Deed-in-Lieu Hold Bankruptcy Legal Referral Start Over Notifications	<u>CITIFINANCIA</u> L, IN <u>C</u> PO BOX 17170 BALTIMORE, MD 21203				
	DEBRA ROSE DOUGAN PO BOX 253 BEATTY, OR 97621		A4 44 44	(3)	
	TONY KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621			(3)	
	CHRISTINE KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621			(4)	
	CHRISTINE KLOBUCAR PO BOX 335 BEATTY, OR 97621			(5)	
	TONY KLOBUCAR PO BOX 335 BEATTY, OR 97621			6	
	CHRISTINE F KLOBUCAR PO BOX 335 BEATTY, OR 97621 (Original Borrower)			(1)	
	CHRISTINE F KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621 (Original Borrower)		(B	
	TONY M KLOBUCAR PO BOX 335	77 8 8 8 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9		7	

BEATTY, OR 97621		
(Original Borrower)	00 vo =	
TONY M KLOBUCAR 48220 SYCAN RD BEATTY, OR 97621		(S)
(Original Borrower)		
OCCUPANT(S) 48220 SYCAN RD BEATTY, OR 97621		(10)
DEBRA DOUGAN ROSE 48220 SYCAN RD BEATTY, OR 97621		(Z)
DEBRA DOUGAN ROSE PO BOX 335 BEATTY, OR 97621		(13)

Red Estrement Rep 4200 Estrement

Next certified mail number: 0

Mailing Date: 6/16/2006
Mailing cost per address:

...

Print Labels To: Print Mailing Doc To:



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TRUSTEE'S NOTICE OF SALE

Loan No: 20-0051-0247200 T.S. No.: OR-06-59982-NF

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Monthly Late Charge \$10.00

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Loan No: 20-0051-0247200 T.S. No.: OR-06-59982-NF

TRUSTEE'S NOTICE OF SALE

In construing this notice, the masculine gender includes the feminine and the neuter, the singular includes plural, the word "grantor" includes any successor in interest to the grantor as well as any other persons owing an obligation, the performance of which is secured by said trust deed, the words "trustee" and 'beneficiary" include their respective successors in interest, if any.

If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse.

Dated: 6/16/2006

First American Title Insurance Company, as trustee 3 First American Way Santa Ana, CA 92707 Quality Loan Service Corp., as agent

Signature By

Nicole Fuentes, Trustee Sale Officer

For Non-Sale Information: Quality Loan Service Corp. 319 Elm Street, 2nd Floor San Diego, CA 92101 619-645-7711

Fax: 619-645-7716

If you have previously been discharged through bankruptcy, you may have been released of personal liability for this loan in which case this letter is intended to exercise the note holder's rights against the real property only.

THIS OFFICE IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations.