

FIRST PAGE

Notice of a Lawsuit and Request to Waive

Service of a Summons:

To: EMC Mortgage LLC. Corporation, Clayton Holden Assistant General,

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached. This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 21 days from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

Please return the signed waiver, as I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 21 days from the date this notice is sent (see the date below) to answer the complaint within (21 days). If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses. I certify that this request is being sent to you on the date below.

Date: _____

Assistant General for EMC)

EMC Mortgage LLC Corporation,
Hopkinton, MA. 017848 _____

(Clayton Holden,

World Headquarters,
176 South Street,

(Address)

(E-Mail Address)

(Telephone Number)

SECOND PAGE:

Duty to Avoid Unnecessary Expenses of Serving a Summons:

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

Waiver of the Service of a Summons:

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you. I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case. I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service. I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 21 days from the date of May 25, 2014, the date when this request was sent. If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

Assistant General for EMC)

EMC Mortgage LLC Corporation,

Hopkinton, MA. 017848____

(Clayed Holden,

World Headquarters,

176 South Street,

(Address)

(E-Mail Address)

(Telephone Number)