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7 Attorney for Defendants  
8 MICHELLE CABESAS; LETICIA EDILLO

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **IN AND FOR THE COUNTY OF SOLANO**  
11 **SOLANO JUSTICE CENTER**

12 FANNIE MAE ALSO KNOWN AS  
13 FEDERAL NATIONAL MORTGAGE  
14 ASSOCIATION,

15 Plaintiff,

16 vs.

17 MICHELLE CABESAS; LETICIA  
18 EDILLO,

19 Defendants,

20 and DOES 1 through 50 inclusive,

21 Defendants.

Case No.: VCM 106610

**DEFENDANT MICHELLE CABESAS'**  
**SPECIAL INTERROGATORIES TO**  
**PLAINTIFF FANNIE MAE, NATIONAL**  
**ASSOCIATION**

**SET ONE**

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23 **PROPOUNDING PARTY:** Defendant, MICHELLE CABESAS

24 **RESPONDING PARTY:** Plaintiff, FANNIE MAE et al

25 **SET NO:** One

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27 **TO PLAINTIFFS AND ITS ATTORNEY OF RECORD:**

1 **SPECIAL INTERROGATORIES**

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3 **SPECIAL INTERROGATORIES NO. 1**

4 Please state the date of the first contact between you company and the borrower in the subject  
5 loan transaction, the name and address and telephone number of the person(s) in your company  
6 who were involved in that contact, the manner of the contact (web, telephone, letter, application,  
7 solicitation, advertisement etc.)

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9 **SPECIAL INTERROGATORIES NO. 2**

10 Please state the Name(s), addresses, email addresses and telephone numbers of all persons  
11 having knowledge, possession, custody, control or possession of any documents used by any  
12 person on behalf of any of the Defendants in this lawsuit, in connection with or in furtherance of  
13 selling or conveying any information about the lender, the mortgage broker, the appraiser, the  
14 terms or prospective terms of the note, mortgage, deed of trust, good faith estimate or any other  
15 document(s) related to the prospective or actual loan.

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17 **SPECIAL INTERROGATORIES NO. 3**

18 Please state the name and address and phone number of the person at your company who is the  
19 custodian of any media concerning the advertisements, solicitations, scripts, digital or audio or  
20 visual media intended to bring new customers to your company.

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22 **SPECIAL INTERROGATORIES NO. 4**

23 Please state the name of the person(s) involved in the underwriting of the subject loan.  
24 “Underwriting” refers to any person who approved the loan, made or confirmed representations,  
25 evaluations or appraisals of value of the home, value of the security instruments, ability of the  
26 borrower to pay including, with respect to such underwriting person(s), their names, addresses,  
27 current employment status, and phone number.

1           **SPECIAL INTERROGATORIES NO. 5**

2   Please state the name and address and phone numbers of any person(s) who had any contact with  
3   any third party regarding the securitization, sale, transfer, assignment, hypothecation or any  
4   document or agreement, oral, written or otherwise, that would effect the funding of the subject  
5   loan, the closing of the subject loan, the receipt of money from a third party in a transaction that  
6   referred to the subject loan.

7           **SPECIAL INTERROGATORIES NO. 6**

8   Please state the name and address and phone number of any person known or believed by anyone  
9   in your company to have received either physical possession of the note, the mortgage, or any  
10   document (including but not limited to assignment, endorsement, allonge, Pooling and Service  
11   Agreement, Assignment and Assumption Agreement, Trust Agreement, letters or emails or faxes  
12   of transmittals including attachments), that refers to or incorporates terms regarding the  
13   securitization, sale, transfer, assignment, hypothecation or any document or agreement, oral,  
14   written, or otherwise, that would effect the funding of the subject loan, the closing of the subject  
15   loan, the receipt of money from a third party in a transaction that referred to the subject loan, and  
16   whether such money was allocated to principal, interest or other obligation related to the subject  
17   loan.

18           **SPECIAL INTERROGATORIES NO. 7**

19   Please state the name and address and phone number of all persons known or believed by anyone  
20   in your company to have participated in the securitization of the subject loan including but not  
21   limited to mortgage aggregators, mortgage brokers, financial institutions, Structured Investment  
22   Vehicles, Special Purpose Vehicles, Trustees, Managers of derivative securities, managers of the  
23   company that issued an asset backed security, and the names of any person or entitle that  
24   purchased the asset backed security.

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26           **SPECIAL INTERROGATORIES NO. 8**

27   Please state the name, address of the person(s) in custody of any document that identifies the  
28   loan servicer(s) in the subject loan transaction.

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**SPECIAL INTERROGATORIES NO. 9**

Please state the name and address of the person(s) or entities that are entitled, directly or indirectly to the stream of revenue from the borrower in the subject loan.

**SPECIAL INTERROGATORIES NO. 10**

Please state the name, address and phone number of any person(s) in custody of any document which refers to any instruction or authority to enforce the note or mortgage in the subject loan transaction.

**SPECIAL INTERROGATORIES NO. 11**

Other than people identified above, please state the name, address and phone number of any person(s) in custody of any document which refers to any instruction or authority to enforce the note or mortgage in the subject loan transaction.

**SPECIAL INTERROGATORIES NO. 12**

Other than people identified above, please state the name, address, phone number and employment status of any and all persons who have or had personal knowledge of the subject loan transaction, underwriting of the subject loan transaction, securitization, sale, transfer, assignment or hypothecation of the subject loan transaction, or the decision to enforce the note or mortgage in the subject loan transaction.

**SPECIAL INTERROGATORIES NO. 13**

Please state the names, addresses and phone numbers of any party, person or entity known or suspected by you or any of your officers, employees, independent contractors or other agents, or servants of your company who might possess or claim rights under the subject loan or mortgage and/or note.

**SPECIAL INTERROGATORIES NO. 14**

Please identify the custodian of the records, including, name, address and phone number that would show all entries regarding the flow of funds regarding the closing on the subject loan

1 transaction. If this person does not have personal knowledge of the transaction, then please  
2 identify in like fashion the person who worked for your company and had custody of the  
3 accounting or bookkeeping registers or records identifying said flow of funds in the closing of  
4 the subject loan transaction. Flow of funds, means(a) any record of money received, (b) any  
5 record of money paid out and (c) any bookkeeping or accounting entry, general ledger and  
6 accounting treatment of the subject loan transaction at your company including but not limited to  
7 whether the subject loan transaction was ever entered into any category on the balance sheet at  
8 any time or times, whether any reserve for default was ever entered on the balance sheet, and  
9 whether any reserve for default was ever entered on the balance sheet, and whether any entry,  
10 report or calculation was made regarding the effect of this loan transaction on the capital reserve  
11 requirements of your company. If also includes any item, entry, calculation or note to any  
12 category on either the balance sheet or the income statement of your company wheter in draft  
13 form, or in final form.

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**SPECIAL INTERROGATORIES NO. 15**

Please identify the custodian of the records, including, name, address and phone number that  
would show all entries regarding the flow of funds regarding the subject loan transaction prior to  
or after closing of the subject loan transaction. If this person does not have personal knowledge  
of the transaction, then please identify in like fashion the person who worked for your company  
and had custody of the accounting or bookkeeping registers or records identify said flow of funds  
after or before the closing of the subject loan transaction. Flow of funds, means (a) any record of  
money received, (b) any record of money paid out and (c) any bookkeeping or accounting entry,  
general ledger and accounting treatment of the subject loan transaction at your company  
including but not limited to whether the subject loan transaction was ever entered into any  
category on the balance sheet at any time or times, whether any reserved for default was ever

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1 entered on the balance sheet, and whether any entry, report or calculation was made  
2 regarding the effect of this loan transaction on the capital reserve requirements of your company.

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Dated: August 12, 2009

Respectfully submitted,



TIMOTHY L. MCCANDLESS, ESQ.  
Law Offices of Timothy Mccandless  
Attorney for Defendant  
MICHELLE CABESAS

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2 **PROOF OF SERVICE**

3 **STATE OF CALIFORNIA, COUNTY OF RIVERSIDE**

4 I am over the age of 18 and not a party to this action. My business address is 15647 Village  
5 Drive, Victorville, California 92392, which is located in the county where the mailing described  
6 took place.

7 On August 12, 2009, I served the foregoing document(s) described:

8 **SPECIAL INTERROGATORIES**

9 Which were served upon:

10 **ATTORNEYS FOR FANNIE MAE**

11 **EDWARD A. TREDER**  
12 **BARRETT, DAFFIN, FRAPPIER ET AL**  
13 **917 S VILLAGE OAKS DRIVE 253 200**  
14 **COVINA CA 91724**

15 \_\_\_\_\_ I deposited the foregoing documents in the Federal Express Mail (FedEx). Executed  
16 on: in Victorville, California.

17 (State) XXXX I declare under penalty of perjury under the laws of the State of California that  
18 the above is true and correct.

19 (Federal) \_\_\_\_\_ I declare that I am employed in the office of a member of the bar of this Court at  
20 whose direction the service was made.

21 \_\_\_\_\_ BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the  
22 addressee(s) above.

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BERNIE KIMMERLE