

# AFN 7th Annual Leadership Conference

*New Growth & Hope*

July 21-24, 2009

*Hyatt Regency Tamaya Resort & Spa*

*Santa Ana Pueblo, NM*



Dear Industry Colleague:

On behalf of the members of the AFN we invite you to attend our 7th Annual Leadership Conference. The theme of this year's event is "New Growth for a New Beginning."

There is no question that the financial services industry has been filled with many new challenges. We will need to be carefully equipped to deal with these unique circumstances and continue to open lines of communication with all industry stakeholders to foster effective solutions.

The good news is that our conference's educational offerings will equip all attendees with the information necessary to effectively address the current and future loan servicing issues.

In addition to our timely educational offerings, this year's conference will offer three general sessions, to review and discuss the latest litigation that is happening and include representatives from the judiciary, mortgage loan servicing, rating agencies and top national litigation firms. We will review and explain recent cases, analyze the risks and break the information down for your practical use. These industry leaders will offer critical information which will empower you and your key staff members to remain in step with the ever changing legal landscape.

As an attendee, you are collaborating with a select group of industry leaders. Attendance to this conference has been limited to allow generous time for strategic networking and individual one-on-one discussions.

We have designed this Conference to be a true "one of a kind" educational event, and we are honored to have your participation.

Sincerely,

**William M. LeRoy, CEO**

*The American Legal & Financial Network (AFN)*

CLE for this event provided by



**Disclaimer for Legal Content:**

*Legal content of this event is provided in conjunction with NBI.*

## Conference Schedule

### Tuesday, July 21

12:00 - 6:00 p.m.	Conference Registration
1:00 - 2:00 p.m.	Servicer Only Breakout 1
2:00 - 2:15 p.m.	Break
2:15 - 3:15 p.m.	Servicer Only Breakout 2
3:15 - 3:30 p.m.	Break
3:30 - 4:30 p.m.	Servicer Only Breakout 3
4:45 - 6:15 p.m.	Members Meeting
6:30 - 7:30 p.m.	Cocktail Reception
7:30 - 9:30 p.m.	Dinner
9:30 - 11:00 p.m.	Reception & Entertainment

### Wednesday, July 22

8:00 - 10:00 a.m.	Conference Registration
9:00 - 10:30 a.m.	General Session 1
10:30 - 10:45 a.m.	Refreshment Break
10:45 - 11:45 a.m.	Breakout Sessions 1-3
12:00 - 1:30 p.m.	Lunch
1:45 - 2:45 p.m.	Breakout Sessions 4-6
2:45 - 3:00 p.m.	Refreshment Break
3:00 - 4:00 p.m.	Breakout Sessions 7-9
4:00 - 6:30 p.m.	On Own
6:30 - 7:30 p.m.	Cocktail Reception
7:30 - 9:30 p.m.	Dinner
9:30 p.m.	Evening On Own

### Thursday, July 23

6:00 - 9:00 a.m.	Breakfast
7:00 - 9:00 a.m.	Conference Registration
7:00 - 12:00 p.m.	Networking
1:30 - 3:00 p.m.	General Session 2
3:00 - 3:15 p.m.	Refreshment Break
3:15 - 4:15 p.m.	Breakout Sessions 1-3
4:15 - 4:30 p.m.	Refreshment Break
4:30 - 5:30 p.m.	Breakout Sessions 4-6
6:30 - 7:30 p.m.	Cocktail Reception
7:30 - 9:30 p.m.	Dinner
9:30 - Midnight	Reception & Entertainment

### Friday, July 24

8:00 - 9:00 a.m.	Breakfast
8:30 - 10:00 a.m.	General Session 3
10:00 a.m.	Conference Concludes



# Group & Event Profile

The mission of the American Legal & Financial Network® (AFN®) is to serve the Legal and Residential Mortgage Banking Professional through leadership, education and professional development. The AFN is a national network of legal and residential mortgage banking professionals and leads the industry as a provider of strategic and timely education. The AFN offers the residential mortgage banking community high quality, robust educational and training resources. AFN's educational and training programs are designed to help its members meet the ever present challenges our industry presents. AFN's membership roster includes professionals from the following segments of the residential mortgage banking community: Legal, Residential Mortgage Bankers and Investors, Risk Evaluation, Investment Research, Consulting, Land and Title, Technology and Asset Protection.

Typical attendance for this event is around 330-350. Our conference attendees will consist of the nations top mortgage banking & real estate attorneys, mortgage company executives (VP's up to CEO), investors, judges, Fannie Mae and Freddie Mac, Rating Agencies and others in the mortgage banking & financial services industry.

## Special Guest Speaker



**Dr. Douglas Holtz-Eakin**  
*Former Director,  
Congressional Budget Office*

Dr. Douglas Holtz-Eakin has a distinguished career of public service providing economic advice to public policy makers. He was Director of the Congressional Budget Office, charged with giving lawmakers objective and independent analysis on proposed legislation.

He served for 18 months as Chief Economist for the President's Council of Economic Advisors under President George W. Bush and for two years as Senior Staff Economist under President George H. W. Bush.

He was director of the Maurice R. Greenberg Center for Goeconomic Studies at the Council on Foreign Relations and held its Paul A. Volker Chair in International Economics.

Before joining the Council on Foreign Relations, he was Trustee Professor of Economics and Associate Director of the Maxwell Center for Policy Research at Syracuse University.

Currently, Dr. Holtz-Eakin is Senior Fellow at the Peterson Institute for International Economics and President of DHE Consulting, LLC.

He also serves as Policy Director for John McCain's 2008 bid for President of the United States.

We are truly honored to have him join us.

***Don't miss our other industry leading speakers!***

# Educational Content

## **Roundtable Session 1 (Servicers Only)**

Tuesday, July 21

1:00 - 2:00 p.m.

### **Servicer Only Roundtable**

## **Roundtable Session 2 (Servicers Only)**

Tuesday, July 21

2:15 - 3:15 p.m.

### **Servicer Only Roundtable**

## **Roundtable Session 3 (Servicers Only)**

Tuesday, July 21

3:30 - 4:30 p.m.

### **Servicer Only Roundtable**

## **General Session 1**

Wednesday, July 22

9:00 - 10:30 a.m.

### **Interview with Dr. Douglas Holtz-Eakin**

*Dr. Douglas Holtz-Eakin, Former Director of the Congressional Budget Office and William M. LeRoy, President and Chief Executive Officer of the AFN will discuss the current economic conditions, and its impact upon the Mortgage Backed Securities Market and Mortgage Loan Servicing.*

## **Session 1**

Wednesday, July 22

10:45 - 11:45 a.m.

### **Is there a Total Default Solution?**

*In this session, attendees will have the opportunity to learn some ground breaking techniques being utilized by special loan servicers in the areas of foreclosure, loss mitigation and loan modification.*

## **Session 2**

Wednesday, July 22

10:45 - 11:45 a.m.

### **Resolving Title Issues and Making Successful Title Claims**

*You will learn how to decipher a title search document, properly identify title issues and make effective title claims. We will discuss how to quickly resolve title issues and maximize the recovery on the title claim.*

## **Session 3**

Wednesday, July 22

10:45 - 11:45 a.m.

### **Avoiding Costly Delays at REO**

*This panel will examine the major areas responsible for delays in REO Closings. We will discuss the various title issues, HOA & Condo Liens, problems that arise from incomplete or inaccurate purchase agreements and mobile home concerns. The discussion will equip it's attendees with a set of best practices designed to streamline your process in the future.*

## **Session 4**

Wednesday, July 22

1:45 - 2:45 p.m.

### **The Housing Crisis Collides with our Courts; How to move from Crisis to Creation**

*The housing crisis has created significant issues within our courts. To resolve these issues the Judiciary, Chapter 13 Trustee's, Mortgage Loan Servicing Community and their attorneys must create new opportunities for dialogue and learn to work more closely together. This panel will discuss solutions and best practices designed to improve this critical process.*

## **Session 5**

Wednesday, July 22

1:45 - 2:45 p.m.

### **Court Structured Mediation**

*Over the past two years numerous changes have affected foreclosure processes around the nation. This panel will discuss a new and critical change which is being adopted by more and more judicial jurisdictions. We will review the various requirements and discuss everything you will need to know to be prepared for a successful Court Structured Mediation.*

## **Session 6**

Wednesday, July 22

1:45 - 2:45 p.m.

### **Chapter 13 Bankruptcy – Where are we now and where are we heading?**

*This panel of bankruptcy experts will discuss the most recent issues affecting Chapter 13 Bankruptcy's. Our experts will discuss the latest requirements from the Judiciary and the Chapter 13 Trustee's. We will focus upon the proposals allowing debtors to modify loans in their Chapter 13 Plans. We will also discuss Junior Lien Stripping, the importance of monitoring escrow accounts, tracking escrow advances for taxes and insurance and the importance of providing notice to borrowers anytime they advance costs or impose a fee.*

## **Session 7**

Wednesday, July 22

3:00 - 4:00 p.m.

### **Bailout or Fallout? Mortgage Servicing Litigation in the First Six Months of the New Administration**

*This panel will discuss the first six months of President Obama's Administration and its impact upon the mortgage industry. We will review the most recent cases and the hottest topics in mortgage loan servicing litigation.*

## **Session 8**

Wednesday, July 22

3:00 - 4:00 p.m.

### **Conventional and Equitable Subrogation and Subordination**

*We will concentrate on the law from some select jurisdictions but we will also discuss the national and regional trends developing in this area of the law. The focus of this discussion will be to assist practitioners in identifying the factual scenarios and situations where subrogation and subordination may arise.*

## **Session 9**

Wednesday, July 22

3:00 - 4:00 p.m.

### **Playing Devil's Advocate: How do borrowers and borrowers' attorneys see the mortgage loan servicing industry?**

*Learn from the defense bar how they dissect a loan and foreclosure action in state and bankruptcy courts, including insights into "boot camp style" training provided to these attorneys. The panel will ask if borrowers actually benefit from this approach and whether or not our industry members can become effective allies in the efforts to resolve troubled loans.*

# Educational Content

## General Session 2

Thursday, July 23

1:30 - 3:00 p.m.

### The Federal Governments Response to the Mortgage Crisis

*This distinguished panel will discuss recent federal actions, taken by HUD, the U.S. Department of the Treasury, FNMA and FHLMC. We will review bankruptcy legislation, loan modification techniques employed by emerging special servicers and the impacts of "Mark to Market" accounting principles.*

## Session 1

Thursday, July 23

3:15 - 4:15 p.m.

### Proper Parties for Motions for Relief from the Automatic Stay

*This panel will examine the issues surrounding motions for relief from the automatic stay affecting real property. We will discuss what it means to be a "proper party" or a "party in interest." We will discuss MERS and the issues surrounding securitized real estate trusts as investors. This session will review how the real estate process worked in the "traditional" world, and how it has evolved within our e-commerce business culture. We will review the various approaches being used to familiarize our courts with this process.*

## Session 2

Thursday, July 23

3:15 - 4:15 p.m.

### Loss Mitigation: Successes and Failures of Legislative and Judicial Changes Precipitated by the Housing Crisis

*This panel will discuss the myriad of federal legislative actions that have been taken to address the national housing crisis. We will examine each action and the relative successes or failures. We will also review the impact that each legislative action has had upon mortgage loan servicing, including national and local litigation trends.*

## Session 3

Thursday, July 23

3:15 - 4:15 p.m.

### Outsourcing vs. Direct Sourcing

*This panel of mortgage loan servicing professionals, attorneys and outsource vendors will discuss the pro's and con's of mortgage loan servicing clients attorney relationships via "outsource" vendors, versus mortgage loan servicing clients working with their attorneys directly. We will discuss the challenges, benefits and risks that pertain to each approach.*

## Session 4

Thursday, July 23

4:30 - 5:30 p.m.

### Home Retention and the FDICPA

*Although many legal professionals currently perform loss mitigation activities for their clients, there are a still a great number that are not yet engaged in this important activity. The Federal Trade Commission's opinion letter is the only guidance the industry has received thus far and does not provide a comprehensive "safe harbor." This panel will discuss the current landscape, the risks, and the pros and cons of attorneys engaging in this activity.*

## Session 5

Thursday, July 23

4:30 - 5:30 p.m.

### Reverse Mortgages

*This panel will review reverse mortgages. We will discuss eligibility and examine exactly how a reverse mortgage operates. The panel will review when a reverse mortgage is desirable and the various types of reverse mortgages. We will review the historical perspective and some common misconceptions. We will focus upon the challenges of servicing a reverse mortgage and discuss a reverse Mortgage in a Chapter 13 Bankruptcy. We will explain what triggers repayment, and other important considerations. The discussion will conclude with a current market summary and a discussion of the risks for non FHA HECMs.*

## Session 6

Thursday, July 23

4:30 - 5:30 p.m.

### Property Registration Ordinances across the U.S.

*Discuss origins of the issue and the current best practices for addressing this challenge. Mortgage servicers and code enforcement officials play key roles in preserving properties as a result of default and abandonment. In addressing maintenance of vacant properties, cities are increasingly enacting Vacant Property Registration Ordinances. Servicers are actively seeking to comply with local ordinances, however, they are challenged by the lack of uniformity and the potential legal implications with the status of 'owner' or mortgagee in possession. Implementing efficient communication tools to ensure that properties are secured, maintained, and safe is more critical now than ever.*

## General Session 3

Friday, July 24

8:30 - 10:00 a.m.

### The Courts After the Climate Change - Effective Loan Servicing and Legal Representation in the New World of Risk Based Loan Servicing

*This panel will discuss future trends and the larger issues that will continue to shape and affect our industry.*

# Registration Information

**Important Registration Information: Please complete your registration and room reservations by June 30, 2009.**

## Online Conference Registration

For your convenience, we have provided online conference registration. You may access the registration forms by going to: [www.regonline.com/63371\\_712920M](http://www.regonline.com/63371_712920M)

## Registration Fees

**AFN Members** - \$1,100.00 (includes conference notebook, refreshment breaks, 1 lunch, 3 breakfasts, 3 cocktail receptions, 3 dinners & evening entertainment)

**Mortgage Servicers/GSE's/Judges/Ch. 7 & 13 BK Trustee's** - \$490.00 (includes conference notebook, refreshment breaks, 1 lunch, 3 breakfasts, 4 cocktail receptions, 3 dinners, evening entertainment).

**Spouse/Guest** - \$750.00 - Guest who is utilizing same room as a registered attendee, and not attending the conference sessions. (cost includes 3 breakfasts, 3 cocktail receptions, 3 dinners and evening entertainment)

## Room Reservations

Please contact the Hyatt Regency Tamaya Resort & Spa prior to June 30, 2009 to make your room reservations in the discounted conference room block, \$230/night. Group discount rate is available from July 18-27 on availability.

**Reserve Online:** <https://resweb.passkey.com/go/alfn>

**Reserve by Phone:** 888-421-1442 or 402-592-6464 (mention group name AFN's 7th Annual Leadership Conference)

## Transportation

**Airport Recommendation:** Albuquerque International Airport (ABQ). 26 miles from Hyatt Tamaya.

**Group Travel Discounts:** AFN has negotiated discounts with the following air carrier and rental car companies.

**Airfare:** American Airlines - Book online at [www.aa.com](http://www.aa.com) or by calling 1-800-433-1790.

AA Promotion Code: A4679AW

**Rental Car:** Hertz - Book online at [www.hertz.com](http://www.hertz.com) or by calling 1-800-654-2240.

Hertz Convention (CV) #: 04650002

Taxi's, Limo's, Sedan's and Airport Shuttles can also be utilized from the airport and the Hyatt. Please email [mbartel@e-afn.org](mailto:mbartel@e-afn.org) if you would like a copy of the transportation options.

## Dress & Packing Suggestions

All AFN events, dinners & activities will accommodate CASUAL dress. Shorts, jeans, sandals, tennis shoes, collared shirts and any other casual clothing items are recommended. Evenings can get cooler around 65, with daytime highs around 90.

## CLE Credit

This program has been submitted for CLE credit in every state that has a mandatory CLE requirement. Individual state requirements vary and it may not be possible to obtain CLE credit in every state. Please contact NBI at 866-240-1890 or [credit@nbi-sems.com](mailto:credit@nbi-sems.com) for information.

## Additional Contact Information

Contact Matt Bartel of the AFN for more information.

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**Register  
Today !!!**