

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE COURT OF COMMON PLEAS

DOCKET NO.: 10-CP-07-2927

HSBC BANK USA, NATIONAL ASSOCIATION, )  
As Trustee for MLCC 2007-2 )

Plaintiff, )

vs. )

S. RUSSELL FIELDEN; DEBORAH M. )  
FIELDEN; COASTAL STATES BANK, )

Defendants, )

And )

COASTAL STATES BANK, )

Cross-Claim Plaintiff, )

Vs. )

S. RUSSELL FIELDEN and DEBORAH )  
M. FIELDEN, )

Cross-Claim Defendants. )

ORDER DENYING DEFENDANT'S  
MOTION TO RECONSIDER

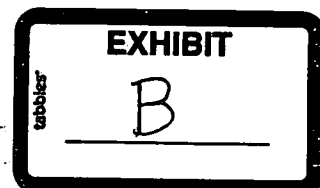
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CLERK OF COURT  
BEAUFORT COUNTY, S.C.

This matter was before the Court upon Defendant Fielden's Motion to Reconsider an earlier ruling of this Court which granted a Judgment of Foreclosure and Sale to Plaintiff on March 17, 2013.

A Hearing on Defendant's Motion to Reconsider the earlier ruling of this Court was held on April 15, 2013 at 10:00 a.m. with counsel for all parties appearing before the Court.

At the Hearing on Defendant's Motion, Roberts Vaux, Esquire, counsel for Defendant Fielden, presented the Court with several arguments challenging Plaintiff's standing to bring a foreclosure action, inadequate Notice of Default and Acceleration as provided in Paragraph Twenty-Two (22) of Defendant's Mortgage, Plaintiff's failure to strictly comply with the transfer requirements for Defendants' Note as required by Section 2.1 of Plaintiff's Pooling & Servicing Agreement (PSA), conflicting endorsements on Defendant's Note, inconsistent and conflicting allonges to the Note, the requirement that such allonges be attached to the Note and the non-negotiability of Defendant's Note.

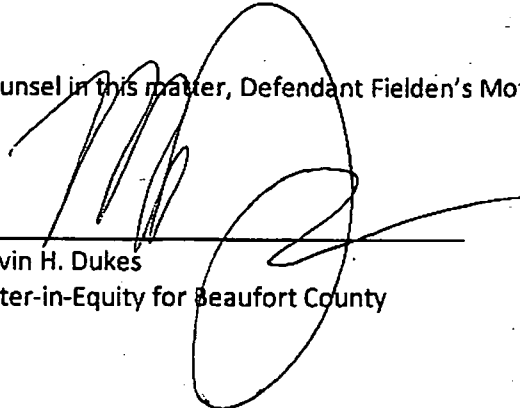
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After due consideration of the issues raised by counsel in this matter, Defendant Fielden's Motion to Reconsider is herewith denied.

**IT IS SO ORDERED.**



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Marvin H. Dukes  
Master-in-Equity for Beaufort County

Wednesday, May 15, 2013  
Beaufort, South Carolina

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