

AFFIDAVIT OF SALE
OF ACCOUNT
BY ORIGINAL CREDITOR

State of New York, County of _____.

_____ being duly sworn, deposes and says:

I am over 18 and not a party to this action. I am the _____ (title) of _____ (creditor). In that position I am a custodian of the creditor's books and records, and am aware of the process of the sale and assignment of electronically stored business records.

On or about _____ (date) _____ (creditor) sold a pool of charged-off accounts (the Accounts) by a Purchase and Sale Agreement and a Bill of Sale to _____ (debt buyer). As part of the sale of the Accounts, electronic records and other records were transferred on individual Accounts to the debt buyer. These records were kept in the ordinary course of business of _____ (creditor).

I am not aware of any errors in these accounts. The above statements are true to the best of my knowledge.

Signed this _____ day of _____, _____.

(Name of Affiant)

Sworn before me this _____ day of _____, _____.

(Notary Stamp)

AFFIDAVIT OF SALE
OF ACCOUNT
BY DEBT SELLER

State of New York, County of _____.

_____ being duly sworn, deposes and says:

I am over 18 and not a party to this action. I am the _____ (title) of _____ (debt seller). In that position I am the custodian of the debt seller's books and records, and am aware of the procedures used for the sale and assignment of electronically stored business records.

On _____ (date) _____ (debt seller) sold a pool of charged-off accounts (the Accounts) by a Purchase and Sale Agreement and a Bill of Sale to _____ (debt buyer). _____ (debt seller) had previously bought the Accounts from _____ on _____. The original creditor was _____. All records received by _____ (debt seller) were received with affidavits attesting that the records were kept in the regular course of business. The records were incorporated into the debt seller's records and are kept in the regular course of business.

I believe that there are no errors in these accounts. The above statements are true to the best of my knowledge.

Signed this _____ day of _____, _____.

(Name of Affiant)

Sworn before me this _____ day of _____, _____.

(Notary Stamp)

CIVIL COURT, CITY OF NEW YORK
COUNTY OF _____

Index number _____

Plaintiff (Debt Buyer)

AFFIDAVIT OF WITNESS
OF PLAINTIFF
(DEBT BUYER)

vs.

Defendant (Consumer)

State of New York, County of _____.

_____ being duly sworn, deposes and says:

I am over 18 and not a party to this action. I am the _____ (title) of _____ (plaintiff). In that position I am the custodian of the books and records of the debt buyer, and am aware of the procedures used for the import and storage of records transferred from the (creditor/debt seller) and the assignment of electronically stored business records.

Chain of Title:

Based upon the attached affidavit(s) of sale, on _____ (date) _____ (original creditor) sold a pool of charged-off accounts by a Purchase Agreement and a Bill of Sale to _____ (debt buyer). As part of that sale, electronic records of individual accounts kept in the in the ordinary course of business of _____ (creditor/seller) were transferred to _____ (debt buyer). The defendant's account subject of this lawsuit was included in the purchase, and _____ (buyer) received account records of the defendant. These records were incorporated into the debt buyer's records and kept in the regular course of business.

The account was then sold to the following debt buyers in order of occurrence:

1. _____
2. _____
3. _____
4. _____
5. _____ (plaintiff).

The defendant's account subject of this lawsuit was included in the purchase, and each debt buyer received account records of the defendant. These records were incorporated into the debt buyer's records and kept in the regular course of business.

I believe that there are no errors in these accounts. The above statements are true to the best of my knowledge.

Signed this _____ day of _____, _____.

(Name of Affiant)

Sworn before me this _____ day of _____, _____.

(Notary Stamp)

FREE CIVIL COURT FORM

No fee may be charged to fill in this form.

Form can be found at: <http://www.nycourts.gov/courts/nyc/civil/forms.shtml>.