

APN: 1319-19-310-002
RECORDING REQUESTED BY:
First American Title

AND WHEN RECORDED MAIL TO:
ROBERT E. WEISS INCORPORATED
920 S. VILLAGE OAKS DRIVE
COVINA, CA 91724

DOC # 749355
08/21/2009 03:49PM Deputy: SG
OFFICIAL RECORD
Requested By:
FIRST AMERICAN NATIONAL
Douglas County - NV
Karen Ellison - Recorder
Page: 1 of 2 Fee: 65.00
BK-809 PG-5148 RPTT: 0.00



Space above this line for Recorder's use

Trustee Sale No. 09-0918-NV Title Order No. 4233280 Loan No. 514099-1

**IMPORTANT NOTICE
NOTICE OF DEFAULT AND ELECTION TO SELL UNDER DEED OF
TRUST**

NOTICE IS HEREBY GIVEN THAT: ROBERT E. WEISS INCORPORATED is either the original Trustee, the duly appointed substituted Trustee, or acting as agent for the Trustee or Beneficiary under a Deed of Trust dated 01-04-2007, executed by TODD A POTH, AN UNMARRIED MAN as Trustor, to secure certain obligations in favor of BANKUNITED, FSB under a Deed of Trust Recorded 01-10-2007, Book , Page , Instrument 0692500 of Official Records in the Office of the Recorder of DOUGLAS County, State of Nevada, securing, among other obligations, 1 note(s) for the sum of \$680,000.00.

That a breach of the obligations for which said Deed of Trust is security has occurred in that payment has not been made of:

FAILURE TO PAY MONTHLY PRINCIPAL AND INTEREST INSTALLMENTS DUE 04/01/2009 AND ALL SUBSEQUENT INSTALLMENTS TOGETHER WITH LATE CHARGES.

You may have the right to cure the default herein and reinstate the obligation by said Deed of Trust above described. Section 107.080NRS permits certain defaults to be cured upon the payments of that portion of principal and interest, which would not be due had no default occurred. This amount is \$16,702.60 as of date of this Notice and will increase until your account becomes current. Where reinstatement is possible, if the default is not cured within 35 days following the recording and mailing to Trustor or Trustor's successor in interest of this notice, the right of reinstatement will terminate and the property may thereafter be sold.

That by reason thereof, the present beneficiary under such Deed of Trust, has executed and delivered to said Trustee, a written Declaration of Default and Demand for Sale, and has surrendered to said Trustee such Deed of Trust and all documents evidencing obligations secured thereby and has declared and does hereby declare all sums secured



thereby immediately due and has elected and does hereby elect to cause the trust property to be sold to satisfy the obligations secured thereby.

To find out the amount you must pay, to arrange for payment to stop the foreclosure, or if your property is in foreclosure for any other reason, contact:

**BANKUNITED, AS SUCCESSOR OF INTEREST TO BANKUNITED, FSB
C/O ROBERT E. WEISS INCORPORATED
ATTN: FORECLOSURE DEPARTMENT
920 S. VILLAGE OAKS DRIVE
COVINA, CA 91724
(626) 967-4302**

If you have any questions, you should contact a lawyer or the government agency, which may have insured your loan

Date: August 19, 2009

ROBERT E. WEISS INCORPORATED, as Trustee

Cris A Klingerman, Esq. Attorney and Agent

State of California
County of Los Angeles

ROBERT E. WEISS INCORPORATED IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

On August 19, 2009 before me, Barbara Garcia, the undersigned Notary Public in and for said county, personally appeared Cris A Klingerman, Esq., who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Notary Public in and for said County and State

