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RECEIVED

MAR 07 2011

SUPERIOR COURT
CLERK'S OFFICE

MOTION RETURNABLE: APRIL 1, 2011

IN THE MATTER OF RESIDENTIAL
MORTGAGE FORECLOSURE PLEADING
AND DOCUMENT IRREGULARITIES

Superior Court of New Jersey

Administrative Order 01-2010

Docket No. F-238-11

NOTICE OF MOTION TO DISMISS

TO: Clerk, Superior Court of New Jersey
Attn: F-238-11
P.O. Box 971
Trenton, NJ 08625-0971

PLEASE TAKE NOTICE that on April 1, 2011, or on such date and time as counsel may be heard, K&L Gates LLP, attorneys for Bayview Loan Servicing LLC ("Bayview"), shall move before the Honorable Glenn A Grant, J.A.D., Acting Administrative Director of the Courts of the Superior Court of New Jersey, or the Honorable Walter R. Barisonek, A.J.S.C. (Ret.), court-appointed Special Master, for an order dismissing Bayview from these proceedings

PLEASE TAKE FURTHER NOTICE that in support of this motion, Bayview shall rely on the accompanying Letter Brief; the Certification of Katie Sovic, and all attached exhibits, and on Administrative Order 01-2010 entered by the Honorable Glenn A Grant, J.A.D., on December 20, 2010.

PLEASE TAKE FURTHER NOTICE that a proposed form of order is filed herewith.

Respectfully submitted,



Rosemary Alito

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Attorneys for Bayview Loan Servicing, LLC

DATED: March 4, 2011

March 4, 2011

Rosemary Alito
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rosemary.alito@klgates.com

Honorable Walter R. Barisonek, A J S C
Special Master
Superior Court of New Jersey, Union County
Union County Courthouse
2 Broad Street
Room 105
Elizabeth, NJ 07207

Re: *In the Matter of Residential Mortgage Foreclosure Pleading and Document
Irregularities*, Administrative Order 01-2010, Docket No F-238-11
Letter Brief in Support of Motion to Dismiss

Dear Judge Barisonek:

Please accept this letter in lieu of a more formal brief on behalf of Bayview Loan Servicing, LLC ("Bayview"), in support of its motion for an order dismissing it from the proceedings established by Administrative Order 01-2010

On December 20, 2010, the Honorable Glenn A. Grant, J A D , Acting Administrative Director of the Courts, entered Administrative Order 01-2010. Judge Grant's Order required lenders and service providers who have filed more than 200 residential foreclosure actions in New Jersey during 2010 to submit certain information to Your Honor within 45 days. The Order identified Bayview as one such lender.

By letter dated January 14, 2011, I informed Your Honor that Bayview filed fewer than 200 residential mortgage foreclosure actions in New Jersey during 2010, and requested that Bayview be dismissed from these proceedings. On January 31, 2011, Judge Grant issued a Supplemental Order requiring Bayview to submit additional information to Your Honor by February 11, 2011. By letter dated February 11, I provided additional information on behalf of Bayview as directed by the Supplemental Order of January 31, and again requested that Bayview be dismissed from these proceedings because it did not file more than 200 residential mortgage foreclosure actions in New Jersey during 2010. By letter dated February 14, 2011, Your Honor directed that Bayview file a formal Motion to Dismiss and re-submit the information provided in my January 14, 2011, and February 11, 2011, letters in the form of a Certification from the appropriate Bayview official.

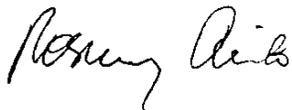
Honorable Walter R. Barisonek, A.J S C
March 4, 2011
Page 2

Enclosed please find a Certification of Katie Sovic, Bayview's Senior Vice President, Default Administration ("Sovic Cert"). As Ms. Sovic's certification demonstrates, Bayview filed only 133 residential foreclosure actions in New Jersey during 2010 Sovic Cert., ¶¶ 2-4 and Exhibit A. This number includes any property type that could reasonably be called "residential," including not only single family condominium units, but other properties up to and including mixed use and multifamily properties with six or fewer residential units. Id. at ¶ 3. Bayview also filed 65 foreclosure actions in New Jersey during 2010 on nonresidential, commercial properties such as auto repair shops, offices, restaurants, and retail. Id. at ¶ 4. Even including these nonresidential foreclosure actions, Bayview filed fewer than 200 foreclosure actions in New Jersey during 2010. Id.

Accordingly, Bayview respectfully requests that it be dismissed from these proceedings because it does not fall within the scope of the parties to whom the Administrative Order was addressed.

I thank the Court for its continued courtesies and attention to this matter.

Respectfully submitted,



Rosemary Alito

cc: Superior Court Clerk's Office, Attn. F-238-11, P.O. Box 9731, Trenton, NJ 08625
(via reg. mail)

IN THE MATTER OF RESIDENTIAL
MORTGAGE FORECLOSURE PLEADING
AND DOCUMENT IRREGULARITIES

Superior Court of New Jersey

Administrative Order 01-2010

Docket No. F-238-11

CERTIFICATION OF KATIE SOVIC
ON BEHALF OF BAYVIEW LOAN
SERVICING, LLC IN RESPONSE TO
ADMINISTRATIVE ORDER
DIRECTING SUBMISSION OF
INFORMATION FROM RESIDENTIAL
MORTGAGE FORECLOSURE
PLAINTIFFS CONCERNING THEIR
DOCUMENT EXECUTION
PRACTICES TO A SPECIAL MASTER

Katie Sovic, of full age, hereby certifies as follows:

1. I am Senior Vice President Default Administration of Bayview Loan Servicing, LLC (“Bayview”). I have personal knowledge of the matters stated herein based on my review of Bayview’s business records. I submit this certification on behalf of Bayview in response to the Court’s Supplemental Administrative Order Directing Submission of Information by Residential Mortgage Foreclosure Plaintiffs Concerning Their Document Execution Practices (the “Supplemental Order”) of January 31, 2011.

2. Attached hereto as Exhibit A is a true and accurate list identifying, by case number, date of filing, and county, all mortgage foreclosures filed by Bayview in New Jersey during 2010.

3. Exhibit A includes any property type that could reasonably be called “residential,” including not only single family and condominium units, but other properties up to and including mixed use and multifamily properties with six or fewer residential units. Even with that broad

scope, Exhibit A lists only 133 residential foreclosure actions filed by Bayview in New Jersey during 2010.

4. Exhibit A also includes information on 65 foreclosure actions initiated in New Jersey during 2010 on nonresidential, commercial properties such as auto repair shops, offices, restaurants, and retail. Bayview's total foreclosure filings in 2010 are still under 200 even considering these nonresidential cases.

5. Based on the foregoing, Bayview respectfully requests that it be dismissed from this proceeding.

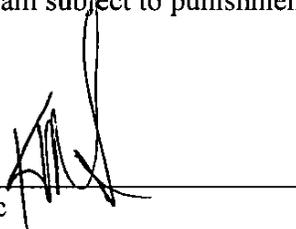
6. In response to paragraph (1) of the Supplemental Order, attached hereto as Exhibit B is a true and accurate list identifying, by legal entity servicing for and number of loans, all of the residential mortgage loans that Bayview serviced in New Jersey in 2010. The figures in Exhibit A use a conservative standard for what makes a loan "residential," including loans for multifamily and mixed-use properties with six or fewer residential units.

7. In response to paragraph (2), which I understand seeks information about subservicing arrangements for itself and/or affiliates, Bayview did not have subservicers for the loans identified in the response to (1).

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 2, 2011

Katie Sovic



A

Exhibit A

Case Number	Date Filed	County	Residential	Property Class
F-2609-10	01/05/10	MIDDLESEX	yes	2 to 4 family
F-05287-10	01/20/10	Mercer	yes	2 to 4 family
F-5766-10	01/21/10	Essex	yes	2 to 4 family
F-22924-10	04/15/10	MONMOUTH	yes	2 to 4 family
F-31368-10	06/11/10	Morris	yes	2 to 4 family
F-34344-10	07/06/10	ESSEX	yes	2 to 4 family
F-35858-10	07/23/10	MONMOUTH	yes	2 to 4 family
F-039477-10	08/12/10	Essex	yes	2 to 4 family
F-52578-10	10/26/10	UNION	yes	2 to 4 family
F-54034-10	11/01/10	HUDSON	yes	2 to 4 family
F-54292-10	11/02/10	CAPE MAY	yes	2 to 4 family
F-06549-10	01/26/2010	HUDSON	yes	2 to 4 family
F-3686-10	01/11/10	ESSEX	yes	2 to 4 family
F-12927-10	02/26/10	Essex	yes	2 to 4 family
F-21957-10	04/01/10	ESSEX	yes	2 to 4 family
F-043152-10	09/03/10	ESSEX	yes	2 to 4 family
F-16965-10	03/17/10	Hudson	yes	2 to 4 family
F-3410-10	01/08/10	CAPE MAY	yes	Condo Low Rise
F-6333-10	01/26/10	MONMOUTH	yes	Condo Low Rise
F-7581-10	02/01/10	Ocean	yes	Condo Low Rise
F-11308-10	02/19/10	HUDSON	yes	Condo Low Rise
F-25535-10	04/23/10	Hudson	yes	Condo Low Rise
F-26700-10	05/14/10	ATLANTIC	yes	Condo
F-23840-10	04/16/2010	HUDSON	yes	Condo
F-43246-10	09/03/2010	CAPE MAY	yes	Condo
F-12224-10	02/23/10	Burlington	yes	PUD
F-33555-10	06/28/10	MIDDLESEX	yes	PUD
F-3177-10	01/07/10	MONMOUTH	yes	Single Family
F-3367-10	01/08/10	BERGEN	yes	Single Family
F-5054-10	01/19/10	MIDDLESEX	yes	Single Family
F-5428-10	01/21/10	Essex	yes	Single Family
F-6126-10	01/25/10	Union	yes	Single Family
F-6745-10	01/27/10	Somerset	yes	Single Family
F-7107-10	01/28/10	Mercer	yes	Single Family
F-9043-10	02/08/10	Bergen	yes	Single Family
F-10143-10	02/16/10	Passaic	yes	Single Family
F-10570-10	02/17/10	Morris	yes	Single Family
F-10974-10	02/18/10	MONMOUTH	yes	Single Family
F-12263-10	02/24/10	BURLINGTON	yes	Single Family
F-12416-10	02/25/10	UNION	yes	Single Family
F-12736-10	02/25/10	Cumberland	yes	Single Family
F-12733-10	02/25/10	Essex	yes	Single Family
F-15577-10	03/09/10	MIDDLESEX	yes	Single Family
F-19954-10	03/19/10	BERGEN	yes	Single Family
F-17836-10	03/19/10	Middlesex	yes	Single Family
F-19024-10	03/25/10	OCEAN	yes	Single Family
F-22340-10	04/09/10	GLOUCESTER	yes	Single Family
F-22558-10	04/14/10	BURLINGTON	yes	Single Family
F-23313-10	04/20/10	MIDDLESEX	yes	Single Family
F-23769-10	04/20/10	Camden	yes	Single Family
F-24475-10	04/23/10	Ocean	yes	Single Family
F-24355-10	04/23/10	Essex	yes	Single Family
F-24767-10	04/26/10	Atlantic	yes	Single Family
F-25455-10	04/27/10	Morris	yes	Single Family
F-27193-10	05/03/10	Sussex	yes	Single Family
F-26900-10	05/12/10	Camden	yes	Single Family
F-26882-10	05/13/10	BURLINGTON	yes	Single Family
F-26558-10	05/13/10	Ocean	yes	Single Family

Case Number	Date Filed	County	Residential	Property Class
F-27906-10	05/18/10	CAMDEN	yes	Single Family
F-28977-10	05/25/10	SUSSEX	yes	Single Family
F-29157-10	05/25/10	Burlington	yes	Single Family
F-29118-10	05/26/10	BERGEN	yes	Single Family
F-32372-10	06/17/10	Camden	yes	Single Family
F-33030-10	06/22/10	Monmouth	yes	Single Family
F-33575-10	06/28/10	BERGEN	yes	Single Family
F-33597-10	06/29/10	ESSEX	yes	Single Family
F-37885-10	07/12/10	Ocean	yes	Single Family
F-037687-10	08/06/10	Monmouth	yes	Single Family
F-039297-10	08/12/10	Monmouth	yes	Single Family
F-40385-10	08/18/10	BERGEN	yes	Single Family
F-051551-10	08/20/10	Camden	yes	Single Family
F-042368-10	09/01/10	Essex	yes	Single Family
F-42726-10	09/02/10	Union	yes	Single Family
F-44933-10	09/13/10	MONMOUTH	yes	Single Family
F-44663-10	09/21/10	Union	yes	Single Family
F-43827-10	09/27/10	MONMOUTH	yes	Single Family
F-50016-10	10/12/10	ESSEX	yes	Single Family
F-53421-10	10/28/10	CAPE MAY	yes	Single Family
F-55108-10	11/10/10	CAMDEN	yes	Single Family
F-28948-10	05/24/2010	HUNTERDON	yes	Single Family
F-034924-10	07/09/10	Mercer	yes	Town house/row house
F-37608-10	07/28/10	Camden	yes	Mixed Use, 6 units or less
F-038671-10	08/11/10	UNION	yes	Mixed Use, 6 units or less
F-21974-10	04/01/10	Atlantic	yes	Mixed Use, 6 units or less
F-28703-10	05/17/10	Essex	yes	Mixed Use, 6 units or less
F-27771-10	05/20/10	Passaic	yes	Mixed Use, 6 units or less
F-29325-10	05/26/10	Essex	yes	Mixed Use, 6 units or less
F-30036-10	06/02/10	Mercer	yes	Mixed Use, 6 units or less
F-31196-10	06/09/10	Ocean	yes	Mixed Use, 6 units or less
F-036910-10	07/29/10	Mercer	yes	Mixed Use, 6 units or less
F-036145-10	07/29/10	Essex	yes	Mixed Use, 6 units or less
F-038800-10	08/11/10	Mercer	yes	Mixed Use, 6 units or less
F-6866-10	01/28/10	Burlington	yes	Mixed Use, 6 units or less
F-12558-10	02/25/10	Hudson	yes	Mixed Use, 6 units or less
F-13513-10	03/02/10	Atlantic	yes	Mixed Use, 6 units or less
F-24804-10	04/26/10	Hudson	yes	Mixed Use, 6 units or less
F-25438-10	04/30/10	Mercer	yes	Mixed Use, 6 units or less
F-27737-10	05/20/10	Bergen	yes	Mixed Use, 6 units or less
F-038812-10	08/11/10	Bergen	yes	Mixed Use, 6 units or less
F-50371-10	10/12/10	ATLANTIC	yes	Mixed Use, 6 units or less
F-32355-10	06/18/10	Hudson	yes	Mixed Use, 6 units or less
F-035360-10	07/13/10	Middlesex	yes	Mixed Use, 6 units or less
F-05935-10	01/22/10	Hudson	yes	Mixed Use, 6 units or less
F-13517-10	03/02/10	Mercer	yes	Mixed Use, 6 units or less
F-16788-10	03/16/10	Essex	yes	Mixed Use, 6 units or less
F-19021-10	03/18/10	Hudson	yes	Mixed Use, 6 units or less
F-18850-10	03/22/10	Gloucester	yes	Mixed Use, 6 units or less
F-20861-10	04/06/10	Hudson	yes	Mixed Use, 6 units or less
F-20862-10	04/06/10	Essex	yes	Mixed Use, 6 units or less
F-053175-10	10/28/10	M	yes	Mixed Use, 6 units or less
F-059314-10	12/09/10	Hunterdon	yes	Mixed Use, 6 units or less
F-038822-10	08/11/10	Essex	yes	Mixed Use, 6 units or less
F-04216-10	01/14/10	Passaic	yes	Mixed Use, 6 units or less
F-21965-10	04/01/10	Passaic	yes	Mixed Use, 6 units or less
F-51320-10	11/12/10	Essex	yes	Mixed Use, 6 units or less
F-6859-10	01/28/10	Essex	yes	Mixed Use, 6 units or less
F-24916-10	04/28/10	Middlesex	yes	Mixed Use, 6 units or less
F-27731-10	05/20/10	Essex	yes	Mixed Use, 6 units or less

Case Number	Date Filed	County	Residential	Property Class
F-32374-10	06/18/10	Essex	yes	Mixed Use, 6 units or less
F-15591-10	03/10/10	Hudson	yes	Multi Family, 6 units or less
F-23826-10	04/19/10	Essex	yes	Multi Family, 6 units or less
F-27714-10	05/20/10	Monmouth	yes	Multi Family, 6 units or less
F-27723-10	05/20/10	Essex	yes	Multi Family, 6 units or less
F-039817-10	08/16/10	Essex	yes	Multi Family, 6 units or less
F 006070-10	01/25/10	Hudson	yes	Multi Family, 6 units or less
F-13876-10	03/03/10	Essex	yes	Multi Family, 6 units or less
F-14696-10	03/08/10	Hudson	yes	Multi Family, 6 units or less
F 14695-10	03/08/10	Essex	yes	Multi Family, 6 units or less
F-26134-10	05/06/10	Camden	yes	Multi Family, 6 units or less
F-26721-10	05/13/10	Burlington	yes	Multi Family, 6 units or less
F-30899-10	06/08/10	Mercer	yes	Multi Family, 6 units or less
F-32368-10	06/18/10	Hudson	yes	Multi Family, 6 units or less
F-041385-10	08/25/10	Passaic	yes	Multi Family, 6 units or less
F-036936-10	07/29/10	Mercer	no	Multi Family
F-5051-10	01/19/10	Essex	no	Multi Family
F-30560-10	06/07/10	Hudson	no	Multi Family
F-036972-10	07/29/10	Atlantic	no	Multi Family
F-045787-10	09/17/10	Essex	no	Mixed Use
F-041946-10	08/30/10	Hudson	no	Mixed Use
F-27745-10	05/20/10	Atlantic	no	Mixed Use
F-14693-10	03/08/10	Warren	no	Mixed Use
F-23287-10	04/16/10	Atlantic	no	Mixed Use
F-29373-10	05/12/10	Passaic	no	Mixed Use
F-035197-10	07/13/10	Bergen	no	Office Condo
F-43542-10	09/08/10	Morris	no	Office Condo
F-038471-10	08/05/10	Camden	no	Office
F-038248-10	08/06/10	Essex	no	Office
F-19523-10	03/30/10	Middlesex	no	Office
F-30563-10	06/07/10	Gloucester	no	Office
F-053204-10	11/12/10	Hudson	no	Office
F-21738-10	04/01/10	Gloucester	no	Office
F-30567-10	06/07/10	Sussex	no	Restaurant
F-8047-10	02/02/10	Ocean	no	Restaurant
F-021526-10	04/09/10	Essex	no	Restaurant
F-05063-10	01/19/10	Hudson	no	Retail
F-10952-10	02/18/10	Essex	no	Retail
F-26925-10	05/17/10	Warren	no	Retail
F-27712-10	05/20/10	Burlington	no	Retail
F-32358-10	06/18/10	Bergen	no	Retail
F-32371-10	06/18/10	Mercer	no	Retail
F-33506-10	06/28/10	Camden	no	Retail
F-000012-10	12/17/10	Middlesex	no	Retail
F-043540-10	09/09/10	Monmouth	no	Retail
F-5051-10	01/19/10	Essex	no	Retail
F-5961-10	01/22/10	Essex	no	Retail
F-42423-10	09/02/10	Mercer	no	Retail
F-044255-10	09/10/10	Gloucester	no	Retail
F-052425-10	10/25/10	Essex	no	Retail
F-053201-10	11/12/10	Passaic	no	Retail
F-59369-10	12/08/10	Essex	no	Retail
F-006072-10	01/25/10	Essex	no	Warehouse
F-17606-10	03/19/10	Passaic	no	Warehouse
F-035205-10	07/13/10	Mercer	no	Warehouse
F-038814-10	08/11/10	Bergen	no	Warehouse
F-041266-10	08/24/10	Camden	no	Warehouse
F-042068-10	08/30/10	Cumberland	no	Warehouse
F-33179-10	06/24/10	Union	no	Warehouse
F-041395-10	08/25/10	Essex	no	Auto Sales and Land Comm

Case Number	Date Filed	County	Residential	Property Class
F-21970-10	04/01/10	Hudson	no	Retail
F-050992-10	10/15/10	Gloucester	no	Auto Repair
F-035374-10	07/13/10	Passaic	no	Auto Repair
F-02309-10	01/04/10	Monmouth	no	Auto Repair
F-21624-10	04/07/10	Union	no	Auto Repair
F-032360-10	06/18/10	Passaic	no	Auto Repair
F-038730-10	08/11/10	Essex	no	Auto Repair
F-040207-10	09/07/10	Middlesex	no	Auto Repair
F-050767-10	10/15/10	Union	no	Auto Repair
F-053195-10	11/12/10	Hudson	no	Auto Repair
F-25445-10	04/30/10	Bergen	no	Auto Repair
F-041387-10	07/13/10	Union	no	Auto Repair
F-046551-10	09/22/10	Sussex	no	Auto Repair
F-30605-10	06/07/10	Essex	no	Auto Repair
F-26447-10	05/12/10	Hudson	no	Comm Condo
F-28280-10	05/21/10	Salem	no	Comm Condo
F-27741-10	05/20/10	Essex	no	Day Care Center
F-038816-10	08/11/10	Hudson	no	Day Care Center
F-041343-10	08/25/10	Cumberland	no	Industrial
F-6886-10	01/28/10	Ocean	no	Light Industrial

B

Exhibit B

Legal Entity Servicing For	Number of Loans
Bayview Financial, LP	12
Bayview Opportunity Fund Corporation	4
Bayview Opportunity Fund Corporation II	1
Bayview Opportunity Master Fund IIb L.P.	5
Citimortgage, Inc	134
E*Trade Bank	65
Fannie Mae	5
Iberia	1
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2006-4 Asset Backed Securities	18
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2006-SP2 Asset Backed Securities	14
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2007-1 Asset Backed Securities	21
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2007-2 Asset Backed Securities	16
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2007-3 Asset Backed Securities	30
The Bank of New York Mellon, as Indenture Trustee for Bayview Commercial Asset Trust 2007-4 Asset Backed Securities	26
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, as Indenture Trustee for Bayview Commercial Asset Trust Asset Backed Securities, Series 2004-2	9
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, N.A., as Indenture Trustee for Bayview Commercial Asset Trust Asset Backed Securities, Series 2004-3	13
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, N.A., as Indenture Trustee for Bayview Commercial Asset Trust Asset Backed Securities, Series 2005-1	3
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commercial Asset Trust 2006-1 Asset Backed Securities	1
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commercial Asset Trust 2006-3 Asset Backed Securities	1
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commercial Asset Trust 2006-1 Asset Backed Securities	10
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commercial Asset Trust 2006-2 Asset Backed Securities	19
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commercial Asset Trust 2006-3 Asset Backed Securities	15

Legal Entity Servicing For	Number of Loans
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commerical Asset Trust Asset Backed Securities, Series 2005-2	8
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commerical Asset Trust Asset Backed Securities, Series 2005-3	11
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Indenture Trustee for Bayview Commerical Asset Trust Asset Backed Securities, Series 2005-4	15
The Bank of New York Mellon, as successor in interest to JPMorgan Chase Bank, National Association, as Trustee for Bayview Commerical Mortgage Pass-Through Trust 2006-SP1	11
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2007-5 Mortgage Pass-Through Certificates	16
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2007-6 Mortgage Pass-Through Certificates	14
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2008-1 Mortgage Pass-Through Certificates	22
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2008-2 Mortgage Pass-Through Certificates	23
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2008-3 Mortgage Pass-Through Certificates	14
The Bank of New York Mellon, as Trustee for Bayview Commerical Asset Trust 2008-4 Mortgage Pass-Through Certificates	7
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-30	2
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-31	4
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-32	19
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-5	6
U S Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-7	11
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-8	6
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities, Series 2007-13(4)	4
U S. Bank National Association, as Indenture Trustee for Bayview Financial Asset Trust 2008-A Asset Backed Securities	9
U S Bank National Association, as successor in interest to First Union National Bank, as Trustee for Bayview Financial Property Trust Mortgage Pass-Through Certificates, Series 2000-1	1
U.S. Bank National Association, as successor in interest to First Union National Bank, as Trustee for Bayview Financial Property Trust Mortgage Pass-Through Certificates, Series 2000-2	1
U S Bank National Association, as successor in interest to Wachovia Bank, National Association, as Indenture Trustee for Bayview Commerical Asset Trust Asset Backed Securities, Series 2003-2	4

Legal Entity Servicing For	Number of Loans
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Indenture Trustee for Bayview Commerical Asset Trust Asset Backed Securities, Series 2004-1	2
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Indenture Trustee for Bayview Financial Revolving Asset Trust 2004-B Asset Backed Securities	29
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Indenture Trustee for Bayview Financial Revolving Asset Trust 2005-A Asset Backed Securities	17
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Indenture Trustee for Bayview Financial Revolving Asset Trust 2005-E Asset Backed Securities	43
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Asset-Backed Securities, Series 2004-10	3
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Asset-Backed Securities, Series 2005-11	1
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2004-A	6
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2004-C	5
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2004-D	8
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2005-B	6
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2005-C	7
U.S. Bank National Association, as successor in interest to Wachovia Bank, National Association, as Trustee for Bayview Financial Mortgage Pass-Through Certificates, Series 2005-D	9
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-10	15
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2007-4	1
U.S. Bank National Association, as Trustee for Bayview Asset-Backed Securities Trust 2010-1	1
U.S. Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2006-A Mortgage Pass-Through Certificates, Series 2006-A	24
U.S. Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2006-B Mortgage Pass-Through Certificates, Series 2006-B	17

Legal Entity Servicing For	Number of Loans
U.S. Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2006-C Mortgage Pass-Through Certificates, Series 2006-C	13
U S. Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2006-D Mortgage Pass-Through Certificates, Series 2006-D	35
U S Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2007-A Mortgage Pass-Through Certificates, Series 2007-A	28
U.S. Bank National Association, as Trustee for Bayview Financial Mortgage Pass-Through Trust 2007-B Mortgage Pass-Through Certificates, Series 2007-B	24
U S Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2007-1 Certificates, Series 2007-1	6
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2008-1 Certificates, Series 2008-1	11
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2008-2 Certificates, Series 2008-2	4
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2008-3 Certificates, Series 2008-3	34
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2008-4 Certificates, Series 2008-4	5
U S Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2008-5 Certificates, Series 2008-5	4
U S Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2009-1 Certificates, Series 2009-1	6
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2009-2 Certificates, Series 2009-2	17
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2009-3 Certificates, Series 2009-3	2
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2010-1 Certificates, Series 2010-1	2
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Grantor Trust 2010-2 Certificates, Series 2010-2	1
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Ila REMIC Trust 2010-1 Certificates, Series 2010-1	2
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund Master Fund II Grantor Trust 2010-2NPL Certificates, Series 2010-2NPL	5
U S Bank National Association, as Trustee for Bayview Opportunity Fund REMIC Trust 2008-1 Certificates, Series 2008-1	1
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund REMIC Trust 2008-2 Certificates, Series 2008-2	10
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund REMIC Trust 2009-3 Certificates, Series 2009-3	3
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund REMIC Trust 2009-4 Certificates, Series 2009-4	2
U.S. Bank National Association, as Trustee for Bayview Opportunity Fund REMIC Trust 2010-2 Certificates, Series 2010-2	1
U S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II Grantor Trust 2010-1NPL Certificates, Series 2010-1NPL	12

Legal Entity Servicing For	Number of Loans
U.S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II Grantor Trust 2010-1NPL2 Certificates, Series 2010-1NPL2	1
U.S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II Grantor Trust 2011-2NPL Certificates, Series 2011-2NPL	3
U.S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II REMIC Trust 2010-1NPL Certificates, Series 2010-1NPL	9
U.S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II REMIC Trust 2010-2NPL Certificates, Series 2010-2NPL	10
U.S. Bank National Association, as Trustee for Bayview Opportunity Master Fund II REMIC Trust 2011-2NPL Certificates, Series 2011-2NPL	19
U.S. Bank National Association, as Trustee for CBO Grantor Trust 2010-1 Certificates, Series 2010-1	4
U.S. Bank National Association, as Trustee for CBO Grantor Trust 2010-2 Certificates, Series 2010-2	22
U.S. Bank National Association, as Trustee for CBO Grantor Trust 2010-3 Certificates, Series 2010-3	3
U.S. Bank National Association, as Trustee for CBO REMIC Trust 2010-1 Certificates, Series 2010-1	20
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March 4, 2011

C Bryan Cantrell
D 973 848 4134
F 973 848 4001
bryan.cantrell@klgates.com

Clerk
Attn: F-238-11
Superior Court of New Jersey
P.O. Box 971
Trenton, NJ 08625-0971

Re: *In the Matter of Residential Mortgage Foreclosure Pleading and Document
Irregularities (Administrative Order 01-2010; F-238-11)*
Motion to Dismiss

Dear Madam or Sir

This firm represents Bayview Loan Servicing, LLC, in the above-referenced matter. Enclosed for filing please find an original and two copies of (1) a Notice of Motion to Dismiss, (2) a Letter Brief in support of the Motion, (3) the Certification of Katie Sovic in Support of the Motion; and (4) a proposed order. Please charge the filing fee, if applicable, to account 140853, with reference number 0304208.00149/13182.

Kindly stamp one copy of the papers "FILED" and return it to me using the enclosed postage-paid envelope. We have sent a courtesy copy directly to Judge Barisonek.

Please do not hesitate to contact me if you have any questions.

Very truly yours,



C. Bryan Cantrell

cc Honorable Walter R. Barisonek, A.J.S.C. (Union County Courthouse, via FedEx)

K&L GATES LLP
One Newark Center, Tenth Floor
Newark, New Jersey 07102
Tel: (973) 848-4000
Fax: (973) 848-4001
Attorneys for Bayview Loan Servicing, LLC

IN THE MATTER OF RESIDENTIAL
MORTGAGE FORECLOSURE PLEADING
AND DOCUMENT IRREGULARITIES

Superior Court of New Jersey

Administrative Order 01-2010

Docket No F-238-11

ORDER GRANTING
MOTION TO DISMISS

This matter having come before the Court on the motion of Bayview Loan Servicing, LLC ("Bayview"), for an order dismissing it from the proceedings established by Administrative Order 01-2010, and the Court having considered the papers in support of the motion, and for good cause shown;

IT IS on this ____ day of _____ 2011,

ORDERED that Bayview's Motion to Dismiss is **GRANTED**; and it is further

ORDERED THAT Bayview is hereby **DISMISSED** from the proceedings established by Administrative Order 01-2010 and shall have no further obligations pursuant to Administrative Order 01-2010

HON GLENN A. GRANT, J.A.D.
Acting Administrative Director of the Courts

HON WALTER R. BARISONEK, A.J S C (Ret)
Special Master