

**IN THE CIRCUIT COURT OF THE 10TH JUDICIAL CIRCUIT,
IN AND FOR MIAMI COUNTY, FLORIDA**

PRETENDER LENDER,

Plaintiff,

vs.

CASE NO: 070234

JOHN DOE, ET AL,

Defendant.

_____ /

DEFENDANT'S REQUEST FOR COURT TO TAKE JUDICIAL NOTICE

Pursuant to Fla. Stat. Chapter 90, Defendant requests that this Court take judicial notice of the following matters:

1. MERS is not a lender, creditor or bank.
2. MERS has no agency status as a "nominee".
3. MERS does not lend or extend credit.
4. MERS does not service mortgage accounts.
5. MERS does not hold Promissory Notes in possession.
6. MERS does not hold mortgages in possession.

WHEREFORE, Defendant request that this Court take judicial notice of the foregoing matters.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing was sent on December _____, 2009
via U.S. Mail to:

Law Office
200 Coldward Rd
Anytown FL

John doe

FORECLOSUREPROSE.COM