

INDIANA FORECLOSURE PREVENTION NETWORK

GET HELP | GET HOPE 2010 ANNUAL REPORT

# THE INDIANA FORECLOSURE PREVENTION NETWORK

is a coalition of community service and housing-related organizations, government agencies, lenders, realtors, and trade associations that are actively addressing Indiana's foreclosure crisis through a variety of methods. The causes of foreclosure are as varied as the people it impacts. Unexpected job losses, health care costs and family changes such as death or divorce are the leading causes of mortgage default in Indiana. Foreclosure is devastating to families and their long-term financial security, but it also sends a ripple effect through entire neighborhoods and communities. Because the threat of foreclosure affects us all, we all benefit from finding ways to combat the problem.



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### DEANGELA & DERICK BOYAN | LaPORTE, IN

DeAngela & Derek Boyan bought their first home in early 2006. The home was affordable to the couple, who both have well established careers working for the State of Indiana. They were surprised the following year when the property taxes more than doubled because the mortgage and homestead exemptions were not filed. The Boyan's monthly payment increased by nearly \$600 a month and the former Marine and his wife were unprepared to handle the large increase in monthly payments. When they fell behind on their mortgage, the Boyans contacted the mortgage company, and had the tax problem corrected. However, the mortgage company still required the Boyans to make up for the delinguency from the payments they missed on the higher amount. They entered into a payment plan, but it was still out of their budget. The mortgage company was unwilling to modify the loan or reduce their payment. Very frustrated with the process, DeAngela contacted the Indiana Foreclosure Prevention Network. They were assigned to work with Pathfinder Services, an IFPN Network Agency in Fort Wayne. The foreclosure prevention counselor realized the loan was secured through the Department of Veteran's Affairs and began working directly with them on a modification. Once the VA was on board, the lender approved a modification for the Boyans in an amount lower than the initial monthly mortgage. DeAngela offered a piece of advice to others struggling with their mortgage payment. "If I could offer any advice I would say don't wait to the last minute to get help. When dealing with a mortgage company, you need all the help you can get."



LISA BAKER | INDIANAPOLIS, IN

Lisa Baker of Indianapolis had been trying to navigate the loss mitigation department of her lender for months. Unemployment and under-employment had left her behind on her mortgage and unable to meet her monthly payments. She contacted the Indiana Foreclosure Prevention Network for assistance and was paired with the Community Action of Greater Indianapolis, Inc. (CAGI), an IFPN Network Agency. She attended a workshop presented by CAGI to better understand her options. While getting her paperwork in order, she received a foreclosure filing, along with a notice of her right to a settlement conference. She called CAGI and they helped Ms. Baker prepare for her settlement conference and sent a representative to attend the conference with her. Ms. Baker received a modification, was able to retain her home and has no trouble making her monthly mortgage payments.



## THE HEICHELBECH FAMILY JASPER, IN

The Heichelbech's have struggled to make their mortgage payment since a medical condition left Kerry Heichelbech unable to work in late 2007. Mr. Heichelbech has not yet been approved to receive disability. Despite efforts to obtain a modification on their own, the Heichelbech's remained unsuccessful in getting their mortgage company to work with them. Facing mounting bills, Kerry and Susan went to TRI-CAP, an IFPN Network Agency in Jasper, to apply for energy assistance. Upon hearing about their situation, they were referred to the agency's homeowner program where a foreclosure prevention specialist worked with the Heichelbech's to determine the best option for them. The foreclosure prevention specialist determined that the Heichelbech's qualified for a modification through the Making Home Affordable program. Although the Heichelbech's were mistakenly denied a modification two times, the IFPN counselor remained persistent and ensured they received the help they needed. Finally, the lender agreed to modify the mortgage, reducing the monthly payment by \$225. The Heichelbech's are now able to afford their home and give their granddaughter lasting memories of trips to Grandma and Grandpa's house.

# BACKGROUND

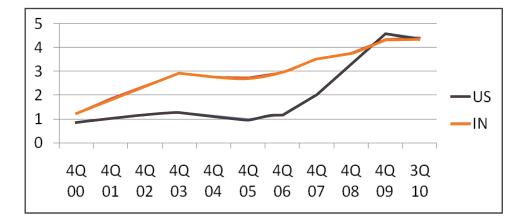
In early 2006, the Indiana Housing and Community Development Authority (IHCDA), under the leadership of Lieutenant Governor Becky Skillman, hosted a series of meetings with government agencies and industry leaders to discuss the issues surrounding foreclosures and potential solutions for reducing foreclosures. Out of these meetings came a group known as the Indiana Foreclosure Prevention Network (IFPN.) IFPN worked with elected officials to create legislation outlining a multi-tiered solution to delinguency and foreclosure in 2007. The initiative was launched in November 2007, including a targeted public awareness campaign, a telephone helpline, and a statewide network of trained mortgage foreclosure counselors. In 2009, the Indiana State Legislature gave homeowners an additional tool to address foreclosure when it passed Senate Bill 492. This bill required that all homeowners with a foreclosure action filed against them have the right to participate in a settlement conference with their lender in an effort to come to an agreement that will avert foreclosure.

#### INDIANA'S FORECLOSURE CRISIS

Unfortunately, much like the rest of the country, Indiana has experienced the devastating impact of foreclosures. The recent, rapid rise in foreclosures has gained national attention in the wake of the collapse of the sub-prime loan market, but has been a source of concern for some time in Indiana and other Midwestern states. Indiana's problem with foreclosure predates the current crisis. Since 2000, Indiana has ranked in the top one or two in foreclosure inventory, only recently moving down in ranks as the housing crisis has impacted other states.

During the first quarter of 2010 Indiana's rate of homes loans in foreclosure was 4.51%, ranking tenth in the nation, according to data from the Mortgage Bankers Association. In the second quarter, Indiana dropped to a rate of 4.5% ranking 11th in the nation. In the third quarter, Indiana's rate of home loans in foreclosure was 4.43%, ranking 10th in the nation.

The Chart below compares the national rate to Indiana's rate of home loans in foreclosure from the fourth quarter of 2000 through the most recent data available, the third quarter of 2010.



The Indiana Supreme Court, Division of State Court Administration, keeps data on the number and types of cases filed in courts across the state, including mortgage foreclosure cases. Mortgage foreclosure filings increased 19.8% from 2005 to 2009. There were 43,804 new foreclosure filings in 2007 and 45,394 in 2008, roughly a 4 percent increase. However, in 2009 there were 40,904 foreclosure filings in Indiana, showing an 8.7% decrease from 2008 to 2009.

#### 2009 COUNTY MORTGAGE FORECLOSURE FILINGS BY QUARTER

ADAMS30451743135ALLEN6446162515432,054BARTHOLOMEW988564101348BENTON017121039BLACKFORD302462181BOONE1031125275342BROWN32402429125CARROLL3937930115CASS81593147218CLARK20019276162630CLAY41382030129CLINTON571416794CRAWFORD161851655DAVIESS222082676DEARBORN86734364266DECATUR46391334132DEKALB76362263197DELAWARE218190136140684DUBOIS312982997ELKHART5144502033111,478FAYETTE440162888FLOYD12112351115410FOUNTAIN2426151883FRANKLIN2325171681FUTON26281935108GIBSON <th>AL</th>	AL
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GIBSON 49 37 21 36 143	
GRANT 145 135 56 94 430	
GREENE 42 41 14 34 131	
HAMILTON 469 480 157 417 1,523	
HANCOCK 163 154 72 185 574	

COUNTY	Q1	Q2	Q3	Q4	ANNUAL TOTAL
HARRISON	43	35	18	42	138
HENDRICKS	291	266	124	247	928
HENRY	97	103	41	85	326
HOWARD	221	219	111	149	700
HUNTINGTON	77	62	32	56	227
JACKSON	70	71	25	38	204
JASPER	68	52	27	45	192
JAY	32	27	14	22	95
JEFFERSON	46	48	24	34	152
JENNINGS	41	51	19	36	147
JOHNSON	383	343	157	301	1,184
KNOX	93	83	33	9	218
KOSCIUSKO	116	120	68	117	421
LAGRANGE	52	47	34	39	172
LAKE	1,091	1,093	469	906	3,559
LAPORTE	204	174	100	184	662
LAWRENCE	83	68	36	60	247
MADISON	308	277	178	293	1,056
MARION	2,597	2,620	1,260	2,130	8,607
MARSHALL	68	71	32	61	232
MARTIN	8	9	3	4	24
MIAMI	64	82	44	68	258
MONROE	103	101	40	96	340
MONTGOMERY	66	76	26	82	250
MORGAN	146	161	69	134	510
NEWTON	32	21	8	27	88
NOBLE	96	92	40	86	314
OHIO	11	10	0	9	30
ORANGE	28	32	7	28	95
OWEN	38	52	14	35	139
PARKE	15	25	6	13	59
PERRY	18	27	17	21	83
PIKE	15	18	5	14	52
PORTER	253	246	106	247	852
POSEY	37	30	9	26	102
PULASKI	13	17	6	10	46
PUTNAM	61	74	41	56	232
RANDOLPH	40	37	16	35	128
RIPLEY	52	29	15	26	122
RUSH	36	37	15	31	119
SCOTT	54	42	33	39	168

COUNTY	Q1	Q2	Q3	Q4	ANNUAL TOTAL
SHELBY	128	153	57	103	441
SPENCER	16	20	8	22	66
ST. JOSEPH	575	497	230	408	1,710
STARKE	46	46	26	22	140
STEUBEN	73	93	44	67	277
SULLIVAN	33	25	8	19	85
SWITZERLAND	12	15	9	18	54
TIPPECANOE	193	222	113	169	697
TIPTON	52	0	12	19	83
UNION	14	9	8	8	39
VANDERBURGH	244	231	125	236	836
VERMILLION	24	15	4	15	58
VIGO	150	150	87	104	491
WABASH	54	47	30	41	172
WARREN	5	18	2	9	34
WARRICK	90	83	50	86	309
WASHINGTON	41	52	22	43	158
WAYNE	138	149	81	128	496
WELLS	34	34	17	32	117
WHITE	48	41	24	30	143
WHITLEY	48	38	23	45	154

STATE TOTAL

12,655 12,169 5,756 10,324 40,904

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# **IFPN IN 2010**

#### SUMMARY

According to a 2009 study conducted by The Urban Institute, clients who saw a housing counselor and received a loan modification from their lender had their monthly payments reduced on average \$454 more than those who did not receive counseling. The same study found that borrowers that were already more than 90 days delinquent on their loans were 60% more likely to avoid foreclosure after meeting with a counselor as those who didn't.

Early in 2010, Indiana received \$1.5 million in federal funding to support its foreclosure prevention counseling efforts. The muchneeded boost enabled twenty-six agencies across Indiana to provide more foreclosure counseling to area homeowners in danger of losing their home.

In 2010, IFPN was contacted by 28,000 troubled Hoosier borrowers through the helpline and website. Additional borrowers utilized the IFPN services by visiting one of the agencies or attending a borrower outreach event. As in past years, IFPN has found that the number one reason a borrower is in trouble is due to a loss of income. Through its helpline, website, counseling services and events, IFPN estimates that it has been able to save state and local stakeholders nearly \$67 million this year.

# MORTGAGE FORECLOSURE TRIAL COURT ASSISTANCE PROJECT

The Mortgage Foreclosure Trial Court Assistance Project (MFTCAP) was created to assist trial courts in scheduling and conducting mortgage foreclosure settlement conferences. This program utilizes court-appointed facilitators to reach out to foreclosed borrowers, ensure they are aware of their right to a settlement conference, and to bring both parties to the table to try to find a mutually-agreeable settlement, or "workout". The MFTCAP is funded by the IFPN through a portion of the \$50.00 filing fee levied on all foreclosure cases after July 1, 2009.

The MFTCAP launched on a pilot basis in February 2010 in Allen County, in April 2010 in St. Joseph, Marion, and Monroe counties, in July 2010 in Lake County, in August 2010 in Madison County, in October 2010 in Clark, Vanderburgh, Martin, and Hamilton counties, in November 2010 in Tippecanoe, Howard, and Hendricks counties, and in December 2010 in LaPorte, Delaware, and Elkhart counties. This program will be implemented statewide in early 2011.

#### *Current pilot county data:*

In Allen, Marion, St. Joseph, Madison, Monroe, and Vanderburgh Counties (3/1/10 - 12/1/10):

1751 telephone conferences were scheduled;

883 telephone conferences were held (the remaining 868 borrowers failed to appear);

- 713 settlement conferences were requested;
- 618 settlement conferences were held;
- 315 conferences resulted in workouts;

223 conferences resulted in no workout (lender to proceed with foreclosure); and 80 conferences are being followed up by the facilitator.

It has been estimated that each averted foreclosure saves local communities and stakeholders at least \$40,000. Using this figure, from March to November 2010, the MFTCAP has preserved more than \$12.6 million of value in Indiana communities.

#### SPECIAL PROJECTS

During early 2008, the Indiana Foreclosure Prevention Network began hosting a series of borrower outreach events. The purpose of these events is to give troubled borrowers the opportunity to meet face-to-face with their lender or a housing counselor, and the opportunity to attend educational workshops around homeownership preservation. In 2009, IFPN hosted its first Phone a Thon, which gave borrowers the opportunity to call in and speak with a housing counselor, attorney, or other qualified volunteer.

In an effort to improved the quality of these events and increase the chances of borrowers avoiding foreclosure, IFPN launched a new statewide borrower outreach initiative in 2010. The initiative consisted of a two prong approach towards addressing Indiana's foreclosure crisis. The first prong included eight regional events held at National Guard Armories on September 1. The locations included the following cities: Hammond, South Bend, Fort Wayne, Indianapolis, Terre Haute, Richmond, Columbus and Evansville. At these events, borrowers attended a foreclosure prevention workshop, and then had the opportunity to discuss their housing issues with foreclosure prevention counselors and attorneys. The foreclosure prevention counselors collected the documents brought by the homeowners and put together packets to present to their lender. Nearly 500 individuals attended the events and IFPN collected nearly 300 packets, with 181 of those completed and turned over to the appropriate servicer at the event on September 16th.

The second prong included a lender event, hosted in partnership with the HOPE NOW Alliance. The event took place in Indianapolis on September 16th. At this event, 20 lenders and servicers met with delinquent borrowers at Lafayette Square Mall. If a borrower could not make it to the event, the counselors brought their clients prepared packets to present to the lenders/servicers. Participating lenders included the following: AHMSI, Aurora, Bank of America, Carrington, Chase, Citi, Fifth Third, Fannie Mae, Freddie Mac, GMAC, Harris, HSBC, Huntington, LPBS, Ocwen, OneWest, PNC, Saxon, SPS, Suntrust, US Bank, Wells/Wachovia. This event was attended by 681 troubled borrowers.

At both events, Indiana Legal Services, Indianapolis Bar Association, and Indiana Pro Bono Commission provided volunteer attorneys to answer legal questions from borrowers and twenty-four IFPN counseling agencies sent counselors to meet with borrowers. Leading up to the events, IFPN partnered with the Indiana Broadcasters Association (IBA) to produce a series of Public Services Announcements (PSAs) to promote attendance. In addition, IFPN and IBA also produced a thirty minute program discussing Indiana's legislative response to the foreclosure crisis that aired on several public and network television stations.

#### INDIANA'S HARDEST HIT FUND

The U.S. Department of the Treasury established the Housing Finance Agency Innovation Fund for the Hardest-Hit Markets in early 2010 to provide financial assistance to families in the states most impacted by the downturn of the housing market. Subsequently on August 11, U.S. Treasury announced that Indiana received \$83 million to help unemployed homeowners pay their mortgage. In September, and additional \$139 million was added to this funding. The Indiana Housing and Community Development Authority (IHCDA) will administer the program and use the funding to help families who have fallen behind on their mortgage loans due to the loss of employment. Homeowners experiencing a financial hardship due to unemployment may begin submitting applications online or over the phone in early 2011.

IHCDA has worked with Lieutenant Governor Becky Skillman, the Indiana Department of Workforce Development and the Indiana Foreclosure Prevention Network partners to develop a comprehensive, statewide strategy. The plan aims to assist homeowners who are experiencing financial hardship and are atrisk of mortgage loan default or foreclosure. Indiana HHF program options will assist homeowners with financial hardships who have been unable to qualify for existing loan modification and foreclosure prevention programs. The plan is still being updated and the most current version is available at www.877gethope.org.

# **APPENDICES**

## IFPN HOUSING COUNSELING AGENCIES

Affordable Housing Corporation 812 S. Washington Marion, IN 46953 (765) 662-1574

City of Bloomington/Housing & Neighborhood Development 401 N. Morton Avenue Bloomington, IN 47404 (812) 349-3510

City of South Bend 224 West Jefferson Boulevard, Suite 100 South Bend, IN 46601 (574) 235-9449

Community Action of Greater Indianapolis 2445 North Meridian Street Indianapolis, IN 46208 (317) 396-1786

Community Action of Western Indiana 418 Washington Street Covington, IN 47932 (765) 793-4881

Community Action Program of Evansville and Vanderburgh Counties 27 Pasco Ave. Evansville, IN 47713 (812) 425-4241

Consumer Credit Counseling Service of Northeastern Indiana, Inc. 4105 W. Jefferson Blvd Fort Wayne, IN 46804 260-432-8200

Consumer Credit Counseling Service of Northwest Indiana 800 E. 86th Avenue Merrillville, IN 46410 (219) 980-4800

Eastside Community Center 421 McClure Road Columbus, IN 47201 (812) 376-7840 Fort Wayne Urban League 2135 S. Hanna St. Fort Wayne, IN 46750 (260) 745-3100

Habitat for Humanity of Whitley County, Inc. 378-A North Line Street Columbia City, IN 46725 260-248-4500

Hoosier Uplands 1500 W. Main St. Mitchell, IN 47446 (812) 849-4447

Homestead Consulting Services 20 N. 2nd Street P.O. Box 256 Lafayette, IN 47901 (765) 423-1284

HOPE of Evansville, Inc. 608 Cherry St. Evansville, IN 47713 (812) 423-3169

Housing Opportunities, Inc. 954 Eastport Centre Dr., Ste. A Valparaiso, IN 46383 (219) 548-2800

Human Services, Inc. 1585 Indianapolis Road Columbus, IN 47201 (812) 372-8407

Indianapolis Neighborhood Housing Partnership 3550 N. Washington Boulevard Indianapolis, IN 46205 (317) 925-1400

La Casa, Inc. 202 North Cottage Avenue Goshen, IN 46528 (574) 533-4450

Lincoln Hills Development Corporation 302 Main Street Tell City, IN 47586 (812) 547-3435 Martindale Brightwood Community Development Corporation 2855 North Keystone Avenue, Suite 130 Indianapolis, IN 46218 (317) 924-8042

Neighborhood Christian Legal Clinic 3333 N. Meridian St., 2nd Floor Indianapolis, IN 46208 (317) 429-4131

Pathfinder Services, Inc. 227 East Washington Boulevard, Suite 305 Fort Wayne, IN 46802 (260) 424-1831

South Bend Heritage Fund 803 Lincoln Way West South Bend, IN 46616 (574) 289-1066

The Home Ownership Center of Greater Cincinnati, Inc 2820 Vernon Place Cincinnati, OH 45219 513-569-4417

The Housing Partnership Cardinal Ritter House 1218 E. Oak Street New Albany, IN 47150 502-814-2738

TRI-CAP 607 Third Avenue Jasper, IN 47547 (812) 482-2233

### **IFPN PARTNERS**

AARP Indiana Chase Citizens Gas City of Indianapolis Clarian Health Fannie Mae FDIC Federal Home Loan Bank of Indianapolis Federal Reserve Bank of Chicago Fifth Third Bank Freddie Mac HOPE NOW Alliance HSBC - The world's local bank Huntington Bank Indiana Association for Community Economic Development Indiana Association of REALTORS Indiana's Attorney General's Office Indiana Bankers Association Indiana Black Expo, Inc Indiana Broadcasters Association Indiana Builders Association Indiana Department of Workforce **Development Work One Centers** Indiana Housing and Community **Development Authority** Indiana Legal Services Indiana Mortgage Bankers Association Indiana Office of Faith-Based and **Community Initiatives** Indianapolis Neighborhood Housing Partnership Indiana Pro Bono Commission Indiana Professional Licensing Agency Indiana's Supreme Court Ivy Tech Community College John H. Boner Community Center Lt. Governor Becky Skillman National City NIPSCO US Bank U.S. Department of Housing and **Urban Development** Vectren Corporation WFYI Public Television

STAFF

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For questions regarding the Mortgage Foreclosure Trial Court Assistance Project (MFTCAP), please contact:

ELIZABETH DAULTON Project Manager (317) 234-7155 edaulton@courts.state.in.us

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