#### FIFTH AMENDMENT TO

# COMMITMENT TO PURCHASE FINANCIAL INSTRUMENT and HFA PARTICIPATION AGREEMENT

This Fifth Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "Fifth Amendment") is entered into as of the date set forth on Schedule A attached hereto as the Fifth Amendment Date (the "Amendment Date"), by and among the United States Department of the Treasury ("Treasury"), the undersigned party designated as HFA whose description is set forth in Schedule A attached hereto (for convenience, a "state housing finance agency" or "HFA") and the undersigned institution designated by HFA to participate in the program described below ("Eligible Entity").

#### Recitals

WHEREAS, Treasury, HFA and Eligible Entity entered into that certain Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "Original HPA") dated as of the Closing Date, as previously amended by that certain First Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "First Amendment"), as further amended by that certain Second Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "Second Amendment"), as further amended by that certain Third Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "Third Amendment"), and as further amended by that certain Fourth Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement (the "Fourth Amendment"; and together with the Original HPA as amended thereby and by the First Amendment, the Second Amendment and the Third Amendment, the "Current HPA"), dated as of their respective dates as set forth on Schedule A attached hereto, in connection with Treasury's federal housing program entitled the Housing Finance Agency Innovation Fund for the Hardest Hit Housing Markets (the "HHF Program"), which was established pursuant to the Emergency Economic Stabilization Act of 2008 (P.L. 110-343), as amended, as the same may be amended from time to time ("EESA");

WHEREAS, HFA and Eligible Entity submitted a request to Treasury to make certain revisions to their Service Schedules and Permitted Expenses, as applicable, and Treasury has agreed to the same;

WHEREAS, HFA, Eligible Entity and Treasury wish to enter into this Fifth Amendment to document all approved modifications to the Service Schedules and Permitted Expenses, as applicable;

Accordingly, in consideration of the representations, warranties, and mutual agreements set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Treasury, HFA and Eligible Entity agree as follows.

Fifth Amendment to HPA — South Carolina Doc#: US1:8226791v3

#### Agreement

#### 1. Amendments

- A. <u>Definitions</u>. All references in the Current HPA to the "<u>Agreement</u>" shall mean the Current HPA, as further amended by this Fifth Amendment; and all references in the Current HPA to Schedules A, B or C shall mean the Schedules A, B or C attached to this Fifth Amendment. All references herein to the "<u>HPA</u>" shall mean the Current HPA, as further amended by this Fifth Amendment.
- B. <u>Schedule A</u>. Schedule A attached to the Current HPA is hereby deleted in its entirety and replaced with <u>Schedule A</u> attached to this Fifth Amendment.
- C. <u>Schedule B</u>. Schedule B attached to the Current HPA is hereby deleted in its entirety and replaced with <u>Schedule B</u> attached to this Fifth Amendment.
- D. <u>Schedule C</u>. Schedule C attached to the Current HPA is hereby deleted in its entirety and replaced with Schedule C attached to this Fifth Amendment.

#### 2. Representations, Warranties and Covenants

- A. <u>HFA and Eligible Entity</u>. HFA and Eligible Entity, each for itself, make the following representations, warranties and covenants to Treasury and the truth and accuracy of such representations and warranties and compliance with and performance of such covenants are continuing obligations of HFA and Eligible Entity, each as to itself. In the event that any of the representations or warranties made herein cease to be true and correct or HFA or Eligible Entity breaches any of its covenants made herein, HFA or Eligible Entity, as the case may be, agrees to notify Treasury immediately and the same shall constitute an Event of Default under the HPA.
  - (1) HFA and Eligible Entity each hereby certifies, represents and warrants as of the date hereof that each of the representations and warranties of HFA or Eligible Entity, as applicable, contained in the HPA are true, correct, accurate and complete in all material respects as of the date hereof. All covenants of HFA or Eligible Entity, as applicable, contained in the HPA shall remain in full force and effect and neither HFA, nor Eligible Entity is in breach of any such covenant.
  - (2) Eligible Entity has the full corporate power and authority to enter into, execute, and deliver this Fifth Amendment and any other closing documentation delivered to Treasury in connection with this Fifth Amendment, and to perform its obligations hereunder and thereunder.
  - (3) HFA has the full legal power and authority to enter into, execute, and deliver this Fifth Amendment and any other closing documentation delivered to Treasury in connection with this Fifth Amendment, and to perform its obligations hereunder and thereunder.

#### 3. Miscellaneous

- A. The recitals set forth at the beginning of this Fifth Amendment are true and accurate and are incorporated herein by this reference.
- B. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the HPA.
- C. Any provision of the HPA that is determined to be prohibited or unenforceable in any jurisdiction shall, as to such jurisdiction, be ineffective to the extent of such prohibition or unenforceability without invalidating the remaining provisions of the HPA, and no such prohibition or unenforceability in any jurisdiction shall invalidate such provision in any other jurisdiction.
- D. This Fifth Amendment may be executed in two or more counterparts (and by different parties on separate counterparts), each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Facsimile or electronic copies of this Fifth Amendment shall be treated as originals for all purposes.

[SIGNATURE PAGE FOLLOWS; REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

In Witness Whereof, HFA, Eligible Entity and Treasury by their duly authorized officials hereby execute and deliver this Fifth Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement as of the Amendment Date.

HFA	:	TRE	ASURY:
SOUTH CAROLINA STATE HOUSING FINANCE AND DEVELOPMENT AUTHORITY		UNITED STATES DEPARTMENT OF TREASURY	
Ву:	/s/ Valerie M. Williams Name: Valerie M. Williams Title: Executive Director	Ву:	Name: Timothy G. Massad Title: Assistant Secretary for Financial Stability
ELIC	GIBLE ENTITY:		
SC H	IOUSING CORP.		
Ву:	_/s/ Valerie M. Williams Name: Valerie M. Williams Title: Executive Director		

In Witness Whereof, HFA, Eligible Entity and Treasury by their duly authorized officials hereby execute and deliver this Fifth Amendment to Commitment to Purchase Financial Instrument and HFA Participation Agreement as of the Amendment Date.

HFA:		TRE	ASURY:	
SOUTH CAROLINA STATE HOUSING FINANCE AND DEVELOPMENT AUTHORITY		UNITED STATES DEPARTMENT OF THE TREASURY		
Ву:	Name: Title:	Ву:	Name: Timothy G. Massad Title: Assistant Secretary for Financial Stability	
ELIG	IBLE ENTITY:			
SC H	OUSING CORP.			
Ву:	Name:			

# **EXHIBITS AND SCHEDULES**

Schedule A Basic Information Schedule B Service Schedules Schedule C Permitted Expenses

#### **SCHEDULE A**

#### **BASIC INFORMATION**

Eligible Entity Information:

Name of the Eligible Entity:

SC Housing Corp. ("SCHC")

Corporate or other organizational form:

Nonprofit corporation

Jurisdiction of organization:

South Carolina

Notice Information:

**HFA Information:** 

Name of HFA:

South Carolina State Housing Finance and

**Development Authority** 

Organizational form:

a public body, corporate and politic under

the laws of the State of South Carolina

Date of Application:

June 1, 2010

Date of Action Plan:

September 1, 2010

Notice Information:

Program Participation Cap:

\$295,431,547.00

Portion of Program Participation Cap

Representing Original HHF Funds:

\$138,000,000.00

Portion of Program Participation Cap

Representing Unemployment HHF Funds:

\$58,772,347.00

Doc#: US1:8226791v3

Permitted Expenses: \$54,005,984.00

Closing Date: August 3, 2010

First Amendment Date: September 23, 2010

Second Amendment Date: September 29, 2010

Third Amendment Date: December 16, 2010

Fourth Amendment Date: August 31, 2011

Fifth Amendment Date: November 15, 2012

Eligible Entity Depository Account Information: See account information set forth in the

Depository Account Control Agreement between Treasury and Eligible Entity

regarding the HHF Program.

#### **SCHEDULE B**

#### **SERVICE SCHEDULES**

The Service Schedules attached as Schedule B to the Current HPA are hereby deleted in their entirety and replaced with the attached Service Schedules (numbered sequentially as Service Schedule B-1, Service Schedule B-2, et. seq.), which collectively comprise Schedule B to the HPA.

## SC State Housing Finance and Development Authority Monthly Payment Assistance Program Summary Guidelines

1.	Program Overview	The Monthly Payment Assistance Program will assist eligible households that are experiencing a temporary reduction in income by making the full monthly first mortgage payment for a specified period of time or until the Assistance cap is reached. This Program will give eligible households the time and opportunity to replace lost income and/or make other household financial adjustments and decisions while remaining current on first mortgage payments. Eligibility will be reevaluated periodically during the assistance period.
2.	Program Goals	To bridge eligible borrowers across a gap in employment or other temporary reduction in income, and allow them to stay current on their mortgages.
3.	Target Population/ Areas	This Program will be available in all 46 counties in South Carolina, and is intended to assist borrowers with a short-term affordability problem.
4.	Program Allocation (Excluding Administrative Expenses)	\$59,425,563.00
5.	Borrower Eligibility Criteria	An eligible borrower must have at least one of the following qualifying hardships:  • Unemployment • Underemployment • Significant reduction in self-employment income  Additional eligibility criteria: • To qualify as unemployed for the Program, a borrower must be unemployed and receiving unemployment insurance ("UI") payments as administered by the State of South Carolina, or unemployed with available UI benefits exhausted within the previous 12 months.  • To qualify as underemployed, a borrower must show a minimum 25% reduction in available household income.  • To qualify as self-employed with a significant reduction in income, a borrower must show that gross receipts for a primary borrower's business have been reduced a minimum of 30%.  • Payment to Income ratio must exceed an affordable level as outlined in program and underwriting guidelines.  • Borrower must provide a financial hardship affidavit.  • All final eligibility determinations will be made by SCHC.  • Funds will be available on a first-come first served basis.

<ul> <li>6. Property/Loan         Eligibile toans must be fixed term, amortizing loans, and the original loan amount must be within GSE limits.</li> <li>Eligibility Criteria</li> <li>Foroware Exclusions</li> <li>Borrowers already under a non-South Carolina HFA Hardest-Hit Fund program.</li> <li>Borrowers without a documented, acceptable hardship as described above in Section 5.</li> <li>Structure of Assistance</li> <li>Assistance under this Program will be provided in the form of a nonrecourse zero-percent interest, non-amortizing, forgivable loan secured by a subordinate lien on the subject property. The loan will be forgiven over a five (5) year period at a rate of 20% per year. If property is sold or refinanced prior to the loan termination date, funds will be recovered should sufficient equity be available from the transaction.</li> <li>Any loan payoff proceeds will be recycled for use within the Program and used to provide assistance to additional homeowners until December 31, 2017, at which time any proceeds shall be returned to Treasury.</li> <li>Per Household         Assistance under this Program will be capped at \$36,000 per household. The sum of assistance provided through all Programs when a household is participating in multiple Programs is capped at \$36,000 per household.          The Per Household Assistance cap for eligible households that are currently receiving funds under this Program as of the Amendment Date will be increased to \$36,000.          The Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap for eligible households that are currently receiving funds under this Program will not assistance cap for eligible households that reached the previous Per Household Assistance cap for eligible households that are currently receiving funds under this Program will be capped at 24 months. The Duration of Assistance cap for eligible households that are currently receiving funds under this Program will a maxi</li></ul>			
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nonrecourse zero-percent interest, non-amortizing, forgivable loan secured by a subordinate lien on the subject property. The loan will be forgiven over a five (5) year period at a rate of 20% per year. If property is sold or refinanced prior to the loan termination date, funds will be recovered should sufficient equity be available from the transaction.  Any loan payoff proceeds will be recycled for use within the Program and used to provide assistance to additional homeowners until December 31, 2017, at which time any proceeds shall be returned to Treasury.  9. Per Household Assistance under this Program will be capped at \$36,000 per household. The sum of assistance provided through all Programs when a household is participating in multiple Programs is capped at \$36,000 per household.  The Per Household Assistance cap for eligible households that are currently receiving funds under this Program as of the Amendment Date will be increased to \$36,000.  The Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be increased to \$36,000.  Expected Median: \$12,000  10. Duration of Assistance  The Duration of Assistance cap for eligible households that reached the previous Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be extended to 24 months.  It is expected that that 5,000 – 6,000 families will be assisted under this Program.  This Program linception/  This Program was originally rolled out statewide on January 20, 2011 and	7.	Program Exclusions	program.  • Borrowers without a documented, acceptable hardship as described
used to provide assistance to additional homeowners until December 31, 2017, at which time any proceeds shall be returned to Treasury.  Assistance under this Program will be capped at \$36,000 per household. The sum of assistance provided through all Programs when a household is participating in multiple Programs is capped at \$36,000 per household.  The Per Household Assistance cap for eligible households that are currently receiving funds under this Program as of the Amendment Date will be increased to \$36,000.  The Per Household Assistance cap for eligible households that reached the previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be increased to \$36,000.  Expected Median: \$12,000  Assistance under this Program will be capped at 24 months. The Duration of Assistance cap for eligible households that are currently receiving funds under this Program as of the Amendment Date will be extended to 24 months.  The Duration of Assistance cap for eligible households that reached the previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be extended to 24 months.  11. Estimated Number of Participating Households  This Program was originally rolled out statewide on January 20, 2011 and	8.	Structure of Assistance	nonrecourse zero-percent interest, non-amortizing, forgivable loan secured by a subordinate lien on the subject property. The loan will be forgiven over a five (5) year period at a rate of 20% per year. If property is sold or refinanced prior to the loan termination date, funds will be recovered should sufficient equity be available from the transaction.
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Assistance under this Program will be capped at 24 months. The Duration of Assistance cap for eligible households that are currently receiving funds under this Program as of the Amendment Date will be extended to 24 months.  The Duration of Assistance cap for eligible households that reached the previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be extended to 24 months.  It is expected that that 5,000 – 6,000 families will be assisted under this Program.  Program Inception/  This Program was originally rolled out statewide on January 20, 2011 and			previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment
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Participating Households Program.  This Program was originally rolled out statewide on January 20, 2011 and			previous Per Household Assistance cap or Duration of Assistance cap for this Program within a maximum 120 day period preceding the Amendment Date will be extended to 24 months.
		Participating Households	Program.
	12.		

	Program Interactions with Other Programs (e.g. other HFA programs)	<ul> <li>This Program will interact with:</li> <li>Direct Loan Assistance Program - Households that are delinquent at the time monthly assistance begins may be eligible for Direct Loan Assistance to help with any arrearage that exists.</li> <li>Property Disposition Assistance Program - Households that are not self-supporting after exhausting allowable funding under this Program may be eligible for the Property Disposition Assistance Program.</li> <li>Total Assistance for households participating in multiple Programs is capped at \$36,000 per household.</li> </ul>
1	Program Interactions with HAMP	The Program could effectively "hand off" the borrower to HAMP once the borrower is reemployed, if required. Households successfully coming out of the Program may be eligible for HAMP to obtain a permanent modification.  The funds from this Program would be utilized prior to UP. Implementing the Program in this order is most beneficial to the borrower and the investor since payments would continue to be made instead of capitalized and no late charges or adverse credit report would occur. Should the borrower still be unemployed after the assistance from this Program ends, they may be eligible to roll into UP.  Beneficiaries who participated in UP prior to making application to SC HELP would be eligible to participate in this Program.  It is also expected that this Program may act as a front-end extension of existing forbearance with deed-in-lieu wrap programs.
15.	Program Leverage with Other Financial Resources	None.
16.	Qualify as an Unemployment Program	☑ Yes □ No

#### SC State Housing Finance and Development Authority Direct Loan Assistance Program Summary Guidelines

Program Overview	In some cases borrowers may have fallen behind on their mortgage payments, and have since regained the ability to make the full payment, or are eligible for funding under the Monthly Payment Assistance ("MPA") program and have an accrued arrearage owed to the lender. Under the Direct Loan Assistance Program, funding in the form of a one-time payment will be provided to bring such loans current. Funds may also be made available for principal reductions ancillary to a reinstatement and to reduce or eliminate any forbearance in order ensure long-term affordability.
Program Goals	To help borrowers become current on their mortgage during or following a brief interruption or reduction in income and to ensure long-term affordability.
Target Population/ Areas	This Program will be available in all 46 counties in South Carolina.
Program Allocation (Excluding Administrative Expenses)	\$90,000,000.00
Criteria	An eligible borrower must have at least one of the following qualifying hardships:  Unemployment  Underemployment  Significant reduction in self-employment income  Death of a spouse  Divorce  Catastrophic health-related expenses or income interruption  Additional Eligibility criteria:  Payment to Income ratio must not exceed an affordable level as outlined in program and underwriting guidelines unless borrower is approved for funding under the MPA program.  Borrower must provide a financial hardship affidavit.  Borrower must demonstrate that circumstances that led to the delinquency have been resolved unless borrower is approved for funding under the MPA program.  All final eligibility determinations will be made by SCHC.  Funds will be available on a first-come first served basis.
	Program Goals  Target Population/ Areas  Program Allocation (Excluding Administrative Expenses)  Borrower Eligibility

6.	Property/Loan Eligibility Criteria	<ul> <li>Eligible loans must be fixed term, amortizing loans and the original loan amount must be within GSE limits.</li> <li>Eligible properties must be owner-occupied primary residence located</li> </ul>
		in South Carolina.
7.	Program Exclusions	<ul> <li>Borrowers without a documented, acceptable hardship as described above in Section 5.</li> <li>Borrowers already under a non-South Carolina HFA Hardest-Hit Fund</li> </ul>
<u> </u>		program.
8.	Structure of Assistance	Assistance under this Program will be provided in the form of a nonrecourse zero-percent interest, non-amortizing, forgivable loan secured by a subordinate lien on the subject property. The loan will be forgiven over a five (5) year period at a rate of 20% per year. If property is sold or refinanced prior to the loan termination date, funds will be recovered should sufficient equity be available from the transaction.  Any loan payoff proceeds will be recycled for use within the Program and
		used to provide assistance to additional homeowners until December 31,
		2017, at which time any proceeds shall be returned to Treasury.
9.	Per Household Assistance	Assistance under this Program will be capped at \$36,000 per household for eligible borrowers deemed INELIGIBLE for the MPA program.
		Assistance under this Program will be capped at \$25,000 per household for eligible borrowers also deemed ELIGIBLE for the MPA program.
		The sum of assistance provided through all Programs when a household is participating in multiple Programs is capped at \$36,000 per household (except for borrowers also participating in the Affordable Refinance Program).
		Expected Median: \$10,000.
10.	Duration of Assistance	Program is a one-time payment per household.
	Estimated Number of	It is expected that that 8,000 – 10,000 families will be assisted under this
•••	Participating	Program.
	Households	1 10 5 10 10 10 10 10 10 10 10 10 10 10 10 10
12	Program Inception/	This Program was originally rolled out statewide on January 20, 2011 and
12.	Duration	is expected to be available for 48-60 months.
	Datation	is expected to be available for 10 00 months.

13. Program Interactions with Other Programs (e.g. other HFA programs)	<ul> <li>This Program will interact with the following South Carolina HFA Hardest-Hit Fund Programs:</li> <li>Monthly Payment Assistance Program – Households with an arrearage and a temporarily reduced level of income may be eligible for the Program and the MPA program to cure the immediate delinquency and to insure that further delinquencies are not incurred.</li> <li>Property Disposition Assistance Program - Households that are not self-supporting after exhausting allowable funding under this Program may be eligible for the Property Disposition Assistance Program.</li> <li>Affordable Housing Refinance Program – Households that are delinquent at the time of approval under the Affordable Refinance Program may be eligible for Direct Loan Assistance to help with any arrearage that exists.</li> <li>Total Assistance for households participating in multiple Programs is capped at \$36,000 per household (except for borrowers also participating in the Affordable Refinance Program).</li> </ul>
14. Program Interactions with HAMP	Households successfully coming out of the Program may be eligible for HAMP to obtain a permanent modification.
15. Program Leverage with Other Financial Resources	Servicer/Investor will be required to waive all non-expense fees (i.e. late fees).
16. Qualify as an Unemployment Program	☐ Yes ☑ No

### SC State Housing Finance and Development Authority HAMP Assistance Program Summary Guidelines

1.	Program Overview	The majority of lenders in South Carolina are offering troubled borrowers the opportunity to modify their loans under certain circumstances, with the most notable of these programs being the Home Affordable Modification Program ("HAMP"). Under the HAMP Assistance Program, funding in the form of a one-time payment will be provided to help borrowers qualify for a modification, and to improve a borrower's likelihood of success in a modification by reinstating delinquent amounts, and/or reducing or eliminating any forbearance amount created as part of a qualifying modification.
2.	Program Goals	To provide limited funding to improve a borrower's likelihood of receiving a modification, and to help ensure long term affordability for borrowers who do receive a modification.
3.	Target Population/ Areas	This Program will be available in all 46 counties in South Carolina.
4.	Program Allocation (Excluding Administrative Expenses)	\$90,000,000.00
5.	Borrower Eligibility Criteria	An eligible borrower must have at least one of the following qualifying hardships:  • Unemployment  • Underemployment  • Significant reduction in self-employment income  • Death of a spouse  • Divorce  • Catastrophic health-related expenses or income interruption  • Long-term or permanent reduction in income.  Additional eligibility criteria:  • Borrower must provide a financial hardship affidavit.  • Must meet all requirements of the lender modification.  • Must successfully complete any required modification trial period prior to disbursement.  • Payment to Income ratio after modification must not exceed an affordable level as outlined in program and underwriting guidelines.  • All final eligibility determinations will be made by SCHC.  • Funds will be available on a first-come first served basis.

6.	Property/Loan Eligibility Criteria	<ul> <li>Eligible loans must be fixed term, fully amortizing, and the original loan amount must be within GSE limits.</li> <li>Eligible properties must be owner-occupied primary residence located in South Carolina.</li> </ul>
7.	Program Exclusions	<ul> <li>Borrowers without a documented, acceptable hardship as described above in Section 5.</li> <li>Borrowers already under a non-South Carolina HFA Hardest-Hit Fund program.</li> <li>Borrowers who fail to meet the requirements of the modification, including failure to complete any trial period.</li> </ul>
8.	Structure of Assistance	Assistance under this Program will be provided in the form of a nonrecourse zero-percent interest, non-amortizing, forgivable loan secured by a subordinate lien on the subject property. The loan will be forgiven over a five (5) year period at a rate of 20% per year. If property is sold or refinanced prior to the loan termination date, funds will be recovered should sufficient equity be available from the transaction.  Any loan payoff proceeds will be recycled for use within the Program and used to provide assistance to additional homeowners until December 31, 2017, at which time any proceeds shall be
1		returned to Treasury.
9.	Per Household Assistance	Assistance under this Program will be capped \$36,000 per household. Expected Median: \$20,000
10.	Duration of Assistance	Program is a one-time payment per household.
	Estimated Number of Participating Households	It is expected that $4,000 - 6,000$ families will be assisted under this Program.
12.	Program Inception/ Duration	This Program will be available statewide during the first quarter of 2013. It is expected that it will run for months.
13.	Program Interactions with Other Programs (e.g. other HFA programs)	<ul> <li>This Program will interact with the following South Carolina HFA Hardest-Hit Fund Programs:</li> <li>Monthly Payment Assistance- Households successfully coming out of the Monthly Assistance Program may be eligible for this Program.</li> <li>Direct Loan Assistance- Households successfully coming out of the Direct Loan Assistance Program may be eligible for this Program.</li> <li>Property Disposition Assistance Program - Households that are not self-supporting after exhausting allowable funding under this Program may be eligible for the Property Disposition Assistance Program.</li> <li>Total Assistance for households participating in multiple Programs is capped at \$36,000 per household.</li> </ul>

14.	Program Interactions	This Program can be used in conjunction with HAMP to improve
	with HAMP	a borrower's likelihood of success and to help ensure long term
		affordability for borrowers.
15.	Program Leverage with	Servicer/Investor will be required to waive all non-expense fees
	Other Financial	(i.e. late fees).
	Resources	
16.	Qualify as an	☐ Yes   ☑ No
1	Unemployment	
	Program	

## SC State Housing Finance and Development Authority Property Disposition Assistance Program Summary Guidelines

1.	Program Overview	There may be a segment of borrowers whose position is unrecoverable, and who need assistance in gracefully exiting homeownership. The Property Disposition Assistance Program will be used to assist households who are able to complete a short sale or deed-in-lieu of foreclosure. The funds are provided as a one-time payment and are intended to provide deposits and other funds needed to transition from homeownership to renting.
2.	Program Goals	To assist households who are able to complete a short sale or deed-in-lieu of foreclosure by providing deposits and other funds needed to transition from homeownership to renting.
3.	Target Population/ Areas	This Program will be available in all 46 counties in South Carolina, and is intended to assist borrowers with a long-term or permanent affordability problem with little expectation for financial recovery.
4.	Program Allocation (Excluding Administrative Expenses)	\$2,000,000.00
5.	Borrower Eligibility Criteria	<ul> <li>Borrower must provide a financial hardship affidavit.</li> <li>Delinquency event must be ongoing with little or no expectation for financial recovery (i.e. prolonged under-employment, divorce, death of a spouse, etc.).</li> <li>Application for assistance must be completed prior to completion of short sale or deed-in-lieu of foreclosure.</li> <li>Short sale or deed-in-lieu of foreclosure must be complete prior to final approval and funding.</li> <li>All final eligibility determinations will be made by SCHC.</li> <li>Funds will be available on a first-come first served basis.</li> </ul>
6.	Property/Loan Eligibility Criteria	Eligible properties must be owner-occupied primary residence located in South Carolina.
7.	Program Exclusions	<ul> <li>Borrowers already under a non-South Carolina HFA Hardest-Hit Fund program.</li> <li>Borrower receiving assistance under the Home Affordable Foreclosure Alternative (HAFA) Program.</li> </ul>
8.	Structure of Assistance	Assistance under this Program will be provided directly to the homeowner, and will not be structured as a loan, nor will it be secured by the subject property. No payments may be made directly to homeowners until a short sale or deed-in-lieu is completed.
9.	Per Household Assistance	Assistance under this Program will be capped at \$5,000 per household. Expected Median: \$5,000
10.	Duration of Assistance	Program is a one-time payment.

11.	Estimated Number of Participating	It is expected that that 200 – 400 families will be assisted under this Program.
	Households	1 Togram.
12.	Program Inception/ Duration	This Program will be available statewide during the third quarter of 2011. It is expected that it will run for 60-72 months.
13.	Program Interactions with Other Programs (e.g. other HFA programs)	This Program will interact with the following South Carolina HFA Hardest-Hit Fund Programs:  • Monthly Payment Assistance Program - Households that are not self-
	programmy	<ul> <li>supporting after exhausting allowable funding under the Monthly Payment Assistance Program may be eligible for this Program.</li> <li>Direct Loan Assistance - Households that are not self-supporting after exhausting allowable funding under the Direct Loan Assistance Program may be eligible for this Program.</li> </ul>
14.	Program Interactions with HAMP	None.
15.	Program Leverage with Other Financial Resources	None.
16.	Qualify as an Unemployment Program	☐ Yes ☑ No

#### SCHEDULE C

## Permitted Administrative Expenses

	Total
One-time / Start-Up Expenses:	
Initial Personnel	\$169,280
Building, Equipment, Technology	\$82,000
Professional Services	\$125,000
Supplies / Miscellaneous	\$55,000
Marketing /Communications	\$10,000
Travel	\$10,000
Website development /Translation	\$25,000
Contingency	\$50,000
Subtotal	\$526,280
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Operating / Administrative	4 GF - 1:16 GH 11:14 4 1 1 1 1
Expenses:	
Salaries	\$5,505,917
Professional Services (Legal,	
Compliance, Audit, Monitoring)	\$430,000
Travel	\$265,000
Buildings, Leases & Equipment	\$1,528,000
Information Technology &	
Communications	\$1,225,000
Office Supplies/Postage and	
Delivery/Subscriptions	\$215,000
Risk Management/ Insurance	\$270,000
Training	\$290,000
Marketing/PR	\$3,390,000
Miscellaneous	\$255,690
Subtotal	\$13,374,607
	4.53%
Transaction Related Expenses:	
Recording Fees	\$21,500
Wire Transfer Fees	\$1,115,200
Counseling Expenses	
File Intake	\$2,317,502
Decision Costs	\$1,755,700
Successful File	\$17,693,250
Key Business Partners On-Going	\$17,201,945
Subtotal	\$40,105,097
Grand Total	\$54,005,984
% of Total Award	18.28%
	\$295,431,547