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DATE: October 4, 2013

TO: Ald. Ashanti Hamilton, Chair, Judiciary and Legislation Committee,
Milwaukee Common Council

RE: REQUEST FOR VACATION OF IN REM JUDGMENT
IN REM FILE 2013 No.1, Parcel 301
TAXKEY NUMBER: 353-0215-000-X

HPC US Fund 2, L.P. ("HPC"), having an interest of record in the subject property, seeks vacation of an *in rem* judgment of foreclosure against that property.

Had HPC been aware that the outstanding tax amounts had not been paid, the amounts would have been paid prior to the June 26th deadline. Unfortunately, during the time that the taxes at issue went unpaid, the person responsible for the management of HPC's real estate and mortgage portfolios, in concert with others, committed acts of fraud and misrepresentation against HPC, transferred HPC real estate (including the subject property) without authorization, and committed other criminal and civilly actionable acts, the extent of which HPC is still in the process of discovering. HPC has filed civil actions in the U.S. District Court for the Southern District of Florida against persons HPC has identified as actors in this scheme to defraud, including Case No. 13-cv-61825-RSR, which includes claims regarding the subject property. HPC has also approached federal authorities regarding potential criminal charges against these persons.

HPC is grateful for the opportunity to have the judgment vacated. An application has been filed with the City Treasurer's Office that complies with the requirements of Milwaukee City Ordinance § 304-50. HPC respectfully requests that, upon satisfaction of all of the requirements of § 304-50, the Milwaukee Common Council will approve the vacation of the judgment and the return of the subject property to the former owner.

Respectfully submitted,



Martin J. Greenberg
Appearing on behalf of HPC US Fund 2, L.P.