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FILED

July 27, 2012

Chief Justice and Justices
The Supreme court of the State of Nevada
201 South Carson Street
Carson City, Nevada 89701

JUL 30 2012
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

RE: ADKT 0435 Foreclsoure Mediation Rules amendments

Dear Justices,

I am writing to submit additional comments regarding proposed amendments to the Foreclosure Mediation Rules. My comments were prompted by the new report released by the Administrative Office of the Courts on July 24 and therefore could not be submitted by the July 19 deadline. The new report contains statistics regarding mediation outcomes for the time period from January 1 to March 31, 2012.

The report demonstrates that foreclosure mediation has been ineffective in achieving permanent loan modifications to keep Nevadans in their homes through the foreclosure crisis. Indeed, the parties reached agreements for permanent modifications in only one percent of the mediations occurring during the time period covered by the report.

While this conclusion may not be readily apparent from a cursory reading of the report, it becomes clear upon careful and critical analysis. According to the report, there were 1857 mediations held during the relevant time period. Report, page 2. The parties reached agreements in 302 or 16% of the cases. The agreement permitted the homeowner to retain the property, either permanently or temporarily, in 163 cases, which is 54% of the cases where an agreement was reached, but just under 9% of the total cases. Report, page 2. In 11% of the 163 cases where such agreements were reached, the agreement was for a "permanent modification." Report, page 3. This works out to a total of 18 cases, or less than one percent of the 1857 mediations held during the relevant time period.

PATRICK JAMES MARTIN,
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CPAsm

The CPA. Never Underestimate The Valuesm

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12-23961

The Chief Justice and Justices

July 27, 2012

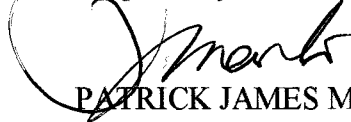
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The report also reveals that there were 690 cases where the lender failed to comply with one of more of its obligations under NRS 107.086. It does not reveal how many of these cases resulted in the district court imposing sanctions against the lender, even though this information should be readily available to the Administrative Office of the Courts. See, Foreclosure Mediation Rule 21(7).

This brings the total number of cases involving lender non-compliance since the inception of the program to 7087, although we still do not know how many lenders have been sanctioned or what the sanctions have entailed.

I hope that the Court will consider the proposed amendments in light of the revelations contained in the new report. It seems clear to me that the Court should ask itself why foreclosure mediation has been ineffective in accomplishing its objective of keeping Nevadans in their homes. Any amendments should be made in light of the Court's answer to this critical question.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Patrick James Martin", is written over a circular stamp or seal.

PATRICK JAMES MARTIN