AFFIDAVIT OF BRYAN FIRESTONE

Personally appeared before me the undersigned officer duly authorized to administer oaths, Bryan Firestone, who, after being duly sworn, deposes and states as follows:

1.

My name is Bryan Firestone. I am over the age of 21 years of age and reside in Cobb County, Georgia.

2.

I have personal knowledge of the facts contained in the affidavit and know them to be true and correct.

3.

For over the last two years, I have been employed by foreclosure sale investors to attend public foreclosure sales primarily at the DeKalb County Georgia courthouse steps on the first Tuesdays of the month (the legal sale date in Georgia) for the purpose of making competitive bids on behalf of said employing investors in conjunction with real properties that are being auctioned at such public foreclosure sales.

4.

On Tuesday, March 3, 2017, I was so employed by Georgia Alloy, LLC and FDC 94, LLC to be in attendance at the public foreclosure sales being cried on the DeKalb County, Geogia courthouse steps regarding properties which had been advertised for public sale including **1014 Havenridge Lane, NE, Atlanta, DeKalb Co., Georgia 30319 (the "Property")**.

5.

Prior to the crying of this Property for foreclosure sale, I was aware the foreclosure sale was to be conducted by a representative of the foreclosing lender's attorney (to-wit: Shapiro, Pendergast & Hasty) (the "Law Firm"). Having attended several foreclosure sales in DeKalb County, Georgia prior to March 3, 2017, I was aware of and knew who most likely would be that Law Firm's representative and crier (the "Law Firm's Crier").

6.

At approximately 11:00 o'clock am, the Law Firm's representative or Crier began the cry the foreclosure sale of the Property on the courthouse steps of DeKalb County, Georgia by first verbally announcing the upcoming sale in a loud voice for all in attendance to hear; followed by a reading public advertisement announcing and regarding the foreclosure sale of the Property; and at the conclusion for the foregoing, opening the bidding by placing or announcing an "opening bid" on behalf of the Law Firm's client and foreclosing lender.

7.

Several bidders were present and competitive bids were made at the foreclosure sale. After a brief period of time following the beginning of the foreclosure sale and during which competitive bids were being offered and fewer bidders remained, there were at least two or three bidders remaining---including myself and another individual (a young man whom I had never seen at the DeKalb County foreclosure sales before). As the other bidders continued to better my bids, I finally ceased bidding as the bidding had exceeded the highest bid I had been authorized to make.

8.

I remained at the site of the foreclosure sale until its conclusion at which time the above referenced young man was acknowledged by the Law Firm Crier as the highest bidder and the Property was verbally knocked off to him. I do not know or recall what his highest or the winning bid was, but I do recall that the Law Firm Crier advised this high bidder that he (the high bidder) had to produce the high bid purchase price in cash (or good funds) within 15 minutes to the Law Firm Crier (which is the normal sales procedure for this crier).

9.

Before I observed any further actions between the aforementioned young man and the Law Firm Crier, I left the place at which the above sale had taken place to monitor another property's foreclosure sale at a different location on the courthouse steps on which I had been directed to bid, but a few minutes later, I walked back over to the Law Firm Crier's location and observed him on his cell phone apparently attempting to contact the young man who had been the high bidder on the Property earlier.

10.

I looked around the area myself and did not see this young man.

11.

The Law Firm Crier then asked the persons standing near him (some of whom had been in attendance at the first sale) if any of them had seen this young man as he (the crier) had not seen him since the conclusion of the foreclosure sale.

12.

The Law Firm's Crier then announced to all present that because the aforementioned young man had failed to bring him (the crier) the funds necessary to consummate for the purchase of the Property and because more than 15 minutes had elapsed since the first foreclosure sale, he (the crier) was going to re-cry the sale.

13.

The Property was then re-cried by the Law Firm Crier in the same fashion as noted above in conjunction with the first sale. The young man who was the high bidder at the first foreclosure sale was not present during the second sale. There was competitive bidding at this second sale. I was the high bidder at $305,100.00 on behalf of Georgia Alloy, LLC and FDC 94, LLC.

14.

I have read the attached document which was supplied to me by John R. Grimes, Esq. in which allegations are made that a "Bidder #1" was the successful high bidder of the Property at a high bid price of $330,500.00 at the above a foreclosure sale of the Property on March 3, 2017 in DeKalb County, Georgia, but that after the sale, "Bidder #1" and a "Bidder #2" had "communicated with each other and they decided to withdraw from tender the sale amount". Assuming that either the aforementioned "Bidder #1" and/or "Bidder #2" was the young man which I observed to have been the high bid purchaser at the first foreclosure sale, I have no knowledge of nor did I observe the aforementioned young man communicating with any other person(s) or bidder(s) during or after the first foreclosure sale. After the first foreclosure sale, I had no communications with any of the bidders against whom I had been competing during the first foreclosure sale including but not limited to the

aforementioned young man. I specifically did not do any of the acts or participate in any of the communications referred to or alleged in the attached document in whole or in part either as or in the role of the alleged "Bidder #1" and/or of the alleged "Bidder #2".

FURTHER, AFFIANT SWEARETH NOT.

Bryan Firestone

Bryan Firestone

Sworn to and subscribed before me
this 5th day of January, 2018.

Notary Public

AMBER ROBERTSON
MY COMMISSION EXPIRES
NOTARY
PUBLIC
DECEMBER 3, 2018
COBB COUNTY, GEORGIA