

Help in responding to this notice

The servicing options available to you may become complicated. You may need help to understand them and their impact on your operation. You may want to ask an attorney to help you or there are organizations that give free or low-cost advice to farmers. You may contact your State Department of Agriculture or the U. S. Department of Agriculture (USDA) Extension Service for available services in your State.

Note: Agency employees cannot recommend a particular attorney or organization.

Who will decide if you qualify?

After you submit a complete application, the Agency will determine if you meet all eligibility requirements and can develop a farm operating plan that shows that you can pay all debts and expenses.

What happens if you do not resolve the default or apply within 60 days?

The Agency will accelerate your loans if you do not resolve the default, or apply for loan servicing. This means the Agency will take legal action to collect all the money you owe to the Agency under FLP. After acceleration of your loan accounts, the Agency will start foreclosure proceedings. The Agency will repossess or take legal action to sell your real estate, personal property, crops, livestock, equipment, or any other assets in which the Agency has a security interest. The Agency will also obtain and file judgments against you and your property or refer your account to the Department of the Treasury for collection.

Included with this notice you will find information on:

- (a) Primary loan servicing programs;
- (b) Conservation Contract Program;
- (c) Current market value buyout;
- (d) Homestead Protection Program;
- (e) Debt settlement programs;
- (f) Forms, documentation, and information needed to apply;
- (g) How to get copies of Agency handbooks and forms;
- (h) Reconsideration, mediation, negotiation, and appeal rights;
- (i) Acceleration and foreclosure;
- (j) The right not to be discriminated against.

(a) Primary Loan Servicing ProgramsEligibility

You must meet the following eligibility requirements to obtain primary loan servicing:

- (1) You must resolve all non-monetary defaults prior to closing the servicing action.
- (2) You must have acted in good faith in all past dealings with the Agency and in accordance with your loan agreements.
- (3) If you are also financially distressed or delinquent, it must be due to one of the following circumstances beyond your control:

- (i) Illness, injury, or death of a borrower or other individual who operates the farm;
- (ii) Natural disaster, adverse weather, disease, or insect damage which caused severe loss of agricultural production;
- (iii) Widespread economic conditions such as low commodity prices;
- (iv) Damage or destruction of property essential to the farming operation; or
- (v) Loss of, or reduction in, your or your spouse's essential non-farm income.