

RESPONSES TO WRITTEN INQUIRIES

ADMINISTRATOR OF FINANCIAL RESOURCES MORTGAGE VICTIMS' CONTRIBUTION RECOVERY FUND

In accordance with the schedule for receipt of Proposals, as set forth in the RFP, the Director of Charitable Trusts responds to written inquiries as follows. The written inquiries have been modified to make responses more generally applicable.

Question: Where will the funds come from that the administrator will use to make awards to claimants?

Answer: The fund will consist of “gifts and contributions of any kind” and the administrator is responsible “to collect gifts and contributions”. RSA 359-P:4. The State of New Hampshire will not appropriate funds of its own for the fund. See, RSA 359-P:2, I and 9. Uncollected judgments exist in favor of the FRM bankruptcy trustee against various persons. See, No. 09-14565-JMD , United States Bankruptcy Court for the District of New Hampshire. The selected administrator may inquire whether any of those judgments could be assigned to the fund and, if so, the administrator may decide to pursue collection of certain judgments to benefit the fund.

Question: According to Sections 3.6 and 3.7 of the RFP, the selected administrator may have no family, business or client connection with a potential applicant for recovery assistance. Can there be any exceptions to that requirement?

Answer: Yes. Because of the large pool of victims and the small pool of potential administrators, the Director has issued an addendum to the RFP which permits those with a family or business connections to FRM victims to respond to the RFP. The addendum requires the applicant to disclose any such connections and to explain why such a relationship would not interfere with the unbiased performance of the administrator’s duties.