

Customer Privacy Statement

PLEASE READ THE FOLLOWING CAREFULLY AND KEEP IT FOR YOUR RECORDS:

MortgageIT, Inc. (“MortgageIT” or “us” or “we”), is committed to protecting the privacy and security of our customers’ non-public personal information and ensuring the accuracy of that information. We collect and maintain information about you to enable us to complete your loan transaction, conduct our business in a manner consistent with federal and state laws and regulations, provide you with information and offers on products to meet your future needs, and satisfy legal requirements.

This Statement principally governs MortgageIT’s use of non-public personal information. In this Statement, non-public personal information generally means information obtained in connection with a financial product or service that is identified with you and that is not obtainable from a public source. We will give you a new Customer Privacy Statement whenever we change our privacy policies or practices.

This Customer Privacy Statement (“Statement”) describes and explains how:

- MortgageIT collects and uses your non-public personal information;
- MortgageIT maintains the confidentiality and accuracy of your non-public personal information;
- You can limit the communication of your non-public personal information by MortgageIT; and
- You can verify the accuracy of information regarding your transactions with MortgageIT.

1. **Non-Public Personal Information We Obtain and How We Obtain It.** In conducting our business, we collect and maintain various types of non-public personal information about our customers. We collect this information to provide you with products you have requested and to service your requests efficiently and accurately. If we are unable to obtain this information from you, we may be prevented from providing you with a service and/or may be compelled to terminate a service that we are currently providing you. The types of non-public personal information we collect and maintain include:

- Information that we receive directly from you in applications and other forms that you deliver to us, and from our verbal or written communications with you. This may include information such as your address, telephone number, account numbers, Social Security numbers, assets, income, debt, etc.
- Information we compile from your transactions or experiences with MortgageIT. This may include information such as your account balances, payment history, etc.
- Information we receive from non-affiliated third parties regarding your transactions or relationships with them or to verify information you have given us. This may include information such as your employment history, loan and/or credit payment history, your loan or credit card balances, your property insurance coverage, appraisals of your residence, etc.
- Information we receive from credit bureaus regarding your credit history and credit worthiness (such as the amount of your total debt, your payment history, etc).
- Information we obtain from public sources. This may include information contained in federal, state, and local records such as recorded liens on your property, real estate taxes and assessments, tax liens, etc.
- Information about visitors to our web sites if the visitor voluntarily chooses to provide it. While we do not collect personally identifiable non-public personal information about visitors to our web sites unless the visitor voluntarily chooses to provide it, when you visit our web site we may use “cookies” to collect information that we then use to measure the use of our site and to assist us in improving the content of our site. A “cookie” is a small marker that is left on your computer, which can only be read by us and helps us better service your account the next time you visit our web site. A “cookie” allows MortgageIT to know that a visit has occurred within our site, and the pages that were viewed. MortgageIT does not retain any of

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these cookies or store any cookies on your hard drive. Cookies are commonly used on web sites and do not harm your computer. You can decide if and how your computer will accept a cookie by configuring your preferences or options in your browser.

We may also obtain demographic or other information about you that is not assembled for the purpose of determining your eligibility for credit.

2. **How We Use Your Non-Public Personal Information and How We Share That Information.** We use your non-public personal information only as permitted by applicable law. We may disclose all of the non-public personal information that we collect about you, as described below. The following summarizes the ways in which MortgageIT uses such information and with whom MortgageIT may share such information:

a. **With Affiliated Companies.** To provide you with superior service, inform you of product and service opportunities, and for other business purposes, we may disclose your non-public personal information to the following types of affiliates (an affiliate is a company that we own or control or that owns or controls us):

- i. Financial service providers, such as consumer finance companies, etc.
- ii. Others, such as settlement service companies, other servicing entities, etc.

Similarly, to provide you with superior service, inform you of product and service opportunities and for other business purposes, each affiliate may disclose your personal information to and among the other affiliates.

As described in Section 3, below, you may limit our sharing of your information with our affiliates if you so choose.

b. **With Unaffiliated Third Parties.** As permitted by law, MortgageIT will sometimes disclose your non-public personal information to companies or entities unaffiliated with MortgageIT. Examples of when this might occur include the following:

- i. **Third Party Services.** We may disclose your non-public personal information to companies that provide services to MortgageIT, such as data storage and imaging companies as well as Home Mortgage Disclosure Act compilers.
- ii. **Lenders, Title Companies, Escrow Companies, etc.** We may disclose your non-public personal information to other lenders, title companies, escrow companies, and other service providers necessary to facilitate your loan transaction.
- iii. **Non-profit Agencies.** We may disclose your non-public personal information to non-profit agencies providing homeowner assistance programs if you have applied to participate in such a program in connection with your loan transaction.
- iv. **Legal Requirements.** We may at times be required to disclose your non-public personal information to comply with subpoenas, court orders, and legal reporting requirements.
- v. **Credit Reporting Agencies.** We may disclose to credit reporting agencies and similar organizations information relating to our experience with you.
- vi. **Written Consent.** We may disclose your non-public personal information with your written consent, including when you give someone power of attorney or other authorization to act on your behalf.
- vii. **Business Transfers.** We may disclose your non-public personal information in connection with a proposed or actual sale or transfer of your loan to another company.

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- viii. **Fraud Protection, Etc.** We may disclose your non-public personal information to prevent fraud and unauthorized transactions, to resolve customer disputes, and, as necessary, to MortgageIT's regulators, attorneys, accountants, and auditors.
- ix. **Other Purposes.** We may also disclose all the information we collect, as described above, to companies that perform marketing services on our behalf or to other financial institutions with which we have joint marketing agreements. As described in Section 3, below, if you are a resident of California, you may limit our disclosure of your information with these nonaffiliated financial institutions

3. **How To Limit Our Use or Disclosure of Your Personal Information.** As discussed above, from time to time, MortgageIT may share your personal information with affiliated companies or as permitted or required by law. Unless applicable law otherwise permits us to share information with our affiliates, you have the right to restrict the types of information that we share with affiliates.

Residents of all States. We are permitted by federal law to share: (1) your name, (2) your address, and (3) facts about our experiences with you (such as your loan payment history or other transaction information) with our affiliates. You may limit our disclosures (that is, "Opt Out" of our disclosures) of other types of non-public personal information to our affiliates. You may also limit our affiliates from marketing their products or services to you based on information that we share with them, such as your income, your account history, and your credit score. However, if you currently do business with one of our affiliates, or if you ask to receive information or offers from them, then this limitation does not apply.

If you would prefer that we limit disclosures of non-public personal information among our affiliated companies, you may instruct us not to do so (that is, you may make an "Opt Out Request") as described below:

By calling us toll-free at (888) 546-8448, by faxing your request to us toll-free at (800)878-4217, or by sending us a written request addressed to:

MortgageIT, Inc.
5022 Gate Parkway, Suite 400
Jacksonville, FL 32256

Your Opt Out Request will not apply to: (a) disclosures of information regarding our experience with you, to the extent such disclosures are permitted by law (for example, information about your payment history disclosed to a credit bureau or lender purchasing your loan); (b) disclosures required or permitted by law; or (c) any specific disclosures to which you consent in writing. Your Opt-Out Request will remain in effect until you revoke or change it.

California Residents. In addition, if you are a resident of California, you are permitted to limit our disclosure of your non-public personal information to non-affiliated financial institutions with which we have a joint marketing agreement. You may request that we not share your non-public personal information with these third parties by (1) completing, signing and returning to us the attached form entitled "Important Privacy Choices for Consumers" or (2) notifying us using one of the methods set forth in the Important Privacy Choices for Consumers.

4. **Protecting Personal Customer Information From Unauthorized Access.** Safeguarding your non-public personal information is important to MortgageIT. We maintain systems, policies and procedures designed to protect your non-public personal information from being accessed by unauthorized persons. We limit employee access to non-public personal information to those with a legitimate business reason for such access. We train our employees in our privacy policy and procedures, and hold them accountable for adhering to our privacy policy and procedures.

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5. **Accuracy of Non-Public Personal Information.** If you believe that any non-public personal information is inaccurate or incomplete, please contact us and we will take appropriate action to correct or amend our records. If you wish to review information regarding your loan with us, please call us toll free at (888) 546-8448.

6. **Our Former Customers.** After you are no longer a customer of MortgageIT, we will continue to treat the non-public personal information we have about you as if you were still our customer.