

Obsolete

For: State and County Offices

FmHA Instruction 1951-S Cases With an Open Civil Rights Complaint

Approved by: Acting Deputy Administrator, Farm Loan Programs

Almeda (See) Cole

1 Overview

A Background

Notice FC-175, subparagraph 2 A advised that "Borrowers who have an open OCR civil rights complaint are to be sent all applicable notices, Attachments, and Exhibits referenced in FmHA Instruction 1951-S. In these cases, if loan servicing attempts are unsuccessful and the loans remain delinquent, the account should be processed to the point of acceleration but is not to be accelerated until the OCR civil rights complaint is closed".

Although FmHA Instruction 1951-S, Exhibit A, Attachments 3, 5, 5-A, 9, and 9-A do not accelerate borrower accounts, receipt of these attachments by certain borrowers who have filed civil rights complaints against the Agency has created confusion. Some borrowers who received attachments believe that these documents violate FSA policy not to accelerate or foreclose borrower accounts until a complaint filed with the Office of Civil Rights (OCR) is closed.

B Purpose

This notice provides a letter to be included with FmHA Instruction 1951-S, Exhibit A, Attachments 3, 5, 5-A, 9, and 9-A for those borrowers being serviced under FmHA Instruction 1951-S who have an open OCR civil rights complaint. The letter clarifies that these attachments are not acceleration or foreclosure notices.

It is important to note that a separate letter, to be included in the same envelope as the attachments, is necessary.

obsolete by FLP-19

<p>Disposal Date</p> <p>June 1, 1999</p>	<p>Distribution</p> <p>State Offices; State Offices relay to County Offices</p>
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Notice FLP-4

2 Processing 1951-S Cases With an Open Civil Rights Complaint

A

**Field Office
Action**

Field Office staff shall enclose the following letter with FmHA Instruction 1951-S, Exhibit A, Attachments 3, 5, 5-A, 9, or 9-A when they are sent to borrowers being serviced under FmHA Instruction 1951-S who have an open civil rights complaint filed with OCR.

Dear Borrower,

The notices enclosed with this letter do not accelerate your FSA loans. FSA will accelerate or foreclose your FSA loans by separate notices, if appropriate, when your Civil Rights complaint has been resolved and closed.

Signature

B

Limitations

The contents of this notice are limited to those borrower cases which have open OCR civil rights complaints. In cases where it is unclear if a borrower has filed a civil rights complaint or if a civil rights complaint has been closed by OCR, State Offices shall contact Civil Rights and Business Utilization Staff at 202-418-9076.

3 Obsolete Material

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Obsolete Notice

Notice FLP-3 is obsolete.
