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Recent Developments: Bates v. Cohn: Once a Foreclosure Sale Occurs, a Debtor May No Longer Raise Defense Claims Including a Lender's Failure to Comply with Loss Mitigation Requirements; Only Procedural Irregularities May Be Raised as Post-Sale Exceptions

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RECENT DEVELOPMENT

BATES V. COHN

By: Gary Stapleton

ONCE A FORECLOSURE SALE OCCURS, A DEBTOR MAY NO LONGER RAISE DEFENSE CLAIMS INCLUDING A LENDER’S FAILURE TO COMPLY WITH LOSS MITIGATION REQUIREMENTS; ONLY PROCEDURAL IRREGULARITIES MAY BE RAISED AS POST-SALE EXCEPTIONS.

All Recent Developments are available on the University of Baltimore Law Forum website: http://law.ubalt.edu/lawforum.

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