

Request for Recapture Reimbursement

The undersigned Borrower(s) requests reimbursement of the Recapture Tax paid following the sale or other disposition of our property. We purchased our property with a mortgage loan financed with funds made available by the Florida Housing Finance Corporation (FHFC) Single Family Mortgage Revenue Bond Program.

Certain Information relating to our mortgage loan is as follows:

Name(s) of Borrower(s): _____

Address of Home: _____

Telephone number: _____

Email Address: _____

Purchase Price of Home: _____

Mortgage Loan Closing Date: _____

First Mortgage Loan #: _____

FHFC Second Mortgage Loan # (if applicable): _____

Sales Price of Home: _____

Date of Sale: _____

Amount of Recapture Tax Paid By Borrower(s): _____

As part of our request for reimbursement, we make the following statements, representations and warranties:

1. The Recapture Tax reported to the Internal Revenue Service (IRS) was calculated by us, either alone or with the assistance of our tax advisor or the IRS. We have neither requested nor relied on FHFC to calculate the Recapture Tax. We acknowledge that FHFC will not calculate the amount of Recapture Tax on our behalf and has no obligation or responsibility to verify the accuracy of our calculations.
 2. We understand that FHFC will reimburse us only for the amount of the Recapture Tax we paid, as reported to the IRS Form 8828, *Recapture of Federal Mortgage Subsidy*. We further understand FHFC will not reimburse us for any fees, interest, expenses or penalties incurred in connection with the Recapture Tax.
 3. The information contained in our tax return for the calendar year in which a disposition of our home occurred was true and accurate as of the date the return was filed with the IRS. Such information, together with the information included in the request for reimbursement of our Recapture Tax and in any documents
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or item requested by FHFC, is or will be correct as of the date submitted to FHFC.

4. We have not previously requested FHFC to reimburse us for any Recapture Tax with respect to the home described above. We will not submit another reimbursement request regarding this home for any reason, including but not limited to, the payment of additional Recapture Tax because of any miscalculation.
5. We understand that if we pay the recapture tax in error, FHFC will not reimburse us. It will be our responsibility to file an amended tax return with the IRS to be reimbursed any monies that were not due them.

We acknowledge that FHFC will issue an *IRS Form 1099* and report the reimbursement payment to the IRS. We acknowledge FHFC's reimbursement of our Recapture Tax may constitute income to us for federal and/or state tax purposes, and that we may have to pay taxes on this reimbursement amount. We further acknowledge that FHFC will not provide us with additional funds to pay any taxes on the reimbursement amount. If we have questions regarding the treatment of the reimbursement for tax purposes, we will check with our tax advisor or the IRS.

We have attached this Request for Recapture Tax Reimbursement along with the following documentation:

- Copy of signed and filed federal tax return, including completed *IRS Form 8828, Recapture of Federal Mortgage Subsidy*, for the year in which the home was sold or otherwise disposed of;
- Proof federal taxes were paid;
- Copy of Final Closing Disclosure issued in connection with the disposition of our home;
- An originally signed *IRS Form 4506, Request for Copy of Tax Return*, completed by every Borrower, permitting FHFC to obtain a copy of each Borrower's federal tax return, including *IRS Form 8828, Recapture of Federal Mortgage Subsidy*. FHFC will pay any fees associated with obtaining your tax return from the IRS.

We understand that FHFC will not act upon this reimbursement request until copies of the Borrower(s) tax returns are received from the IRS. We also understand FHFC may need additional documentation to approve this request for reimbursement and we will provide such documentation upon request.

Borrower _____ Date _____

Borrower _____ Date _____

Please send this FHFC Form to:

Florida Housing Finance Corporation
Homeownership Loan Programs
227 North Bronough Street,
Suite 5000
Tallahassee, FL 32301