

Fear, Shame and Guilt: Economic and Behavioral Motivations for Strategic Default

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Abstract

This study examines underwater primary resident homeowners to identify why some decide to strategically default while others do not. We find that realized shame and guilt are consistent with *ex ante* expectations. However, the financial backlash experienced by strategic defaulters is less than anticipated, causing strategic defaulters not to regret their actions. State-specific bankruptcy exemption levels and real estate laws only marginally explain the decision to strategically default, partly because the decision to walk away from a mortgage is emotional, and partly because the implementation of these laws is uncertain and confusing to distressed borrowers. Rather, we find key strategic default drivers include the homeowner's expectation of future real estate price movements, frustration with the lender, moral evaluation of the decision to strategically default, loan knowledge, political ideology, gender, income and age.

References

Benjamin, J., P. Chinloy and D. Winkler. 2009. Labor Supply, Flexible Hours and Real Estate Agents. *Real Estate Economics* 37(4): 747–767.

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Berkovec, J. 1989. A General Equilibrium Model of Housing Consumption and Investment. *Journal of Real Estate Finance and Economics* 2(3): 157–172.

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Boehm, T. and A. Schlottmann. 2009. The Dynamics of Homeownership: Eliminating the Gap between African American and White Households. *Real Estate Economics* 37(4): 599–634.

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Capone, C. 1996. *Providing Alternatives to Mortgage Foreclosure: A Report to Congress*. U.S. Department of Housing and Urban Development: Washington, DC.

[Google Scholar](#)

Clauretie, T. 1987. The Impact of Interstate Foreclosure Cost Differences and the Value of Mortgages on Default Rates. *Real Estate Economics* 15(3): 152–167.

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Clauretie, T. 1989. State Foreclosure Laws, Risk Shifting, and the Private Mortgage Insurance Industry. *Journal of Risk and Insurance* 56(3): 544–554.

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Clauretie, T. and T. Herzog, 1990. The Effect of State Foreclosure Laws on Loan Losses: Evidence from the Mortgage Insurance Industry. *Journal of Money, Credit and Banking* 22(2): 221–233.

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Coulibaly, B. and G. Li. 2009. Choice of Mortgage Contracts: Evidence from the Survey of Consumer Finances. *Real Estate Economics* 37(4): 659–673.

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Courchane, M., B. Surette and P. Zorn. 2004. Subprime Borrowers: Mortgage Transitions and Outcomes. *Journal of Real Estate Finance and Economics* 29(4): 365–392.

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Government Accountability Office. 2008. *Bankruptcy Reform: Dollar Costs Associated with the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005* . U.S. GOA-08-697. Washington , DC.

[Google Scholar](#) 

Guiso, L., P. Sapienza and L. Zingales. Forthcoming. Moral and Social Constraints to Strategic Default on Mortgages. *Journal of Finance* .

[Google Scholar](#) 

Harding, J., E. Rosenblatt and V. Yao. 2009. The Contagion Effect of Foreclosed Properties. *Journal of Urban Economics* **66**(3): 164–178.

[Web of Science®](#)  [Google Scholar](#) 

Harrison, D.M. and T.G. Noordewier. 2011. Empirical Evidence on Mortgage Choice as a Screening Mechanism for Default Risk. *Journal of Housing Research* **20**(1): 1–18.

[Web of Science®](#)  [Google Scholar](#) 

Harrison, D.M. and A. Yavas. 2004. Do Riskier Borrowers Borrow More *Real Estate Economics* **32**(3): 385–411.

[Web of Science®](#)  [Google Scholar](#) 

Immergluck, D. and G. Smith. 2006. The External Costs of Foreclosures: The Impact of Single-Family Mortgage Foreclosures on Property Values. *Housing Policy Debate* **17**(1): 57–79.

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Jankowski, D. 1999. *National Mortgage Servicers Reference Directory, 16th ed.* Vernon Enterprises: Perry Hall , MD .

[Google Scholar](#) 

Li, W., M. White and N. Zhu. 2010. Did Bankruptcy Reform Cause Mortgage Default Rates To Rise? Working Paper No. 10-16. Federal Reserve Bank of Philadelphia.

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Pence, K.M. 2006. Foreclosing on Opportunity: State Laws and Mortgage Credit. *Review of Economics and Statistics* 88(1): 177–182.

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Posey, L.L. and A. Yavas. 2001. Adjustable and Fixed Rate Mortgages as a Screening Mechanism for Default Risk. *Journal of Urban Economics* 49(1): 54–79.

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Rogers, W. and W. Winter. 2009. The Impact of Foreclosures on Neighboring Housing Sales. *Journal of Real Estate Research* 31(4): 455–479.

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Stacey, J. 1996. *In the Name of the Family: Family Values in the Post-modern Age* . Beacon Press: Boston , MA .

[Google Scholar](#)

Steinbuks, J., C. Desai and G. Elliehausen. 2010. *Effects of Bankruptcy Asset Examinations and Foreclosure Laws on Mortgage Default and Foreclosure Rates* . Working Paper. University of Cambridge.

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White, B. 2010a. Underwater and Not Walking Away: Shame, Fear, and the Social Management of the Housing Crisis. *Wake Forest Law Review* 45: 971–1023.

[Google Scholar](#)

White, B. 2010b. Take This House and Shove It: The Emotional Drivers of Strategic Default. *Arizona Legal Studies* , Discussion Paper No. 10-17.

[Google Scholar](#)

Wood, C. 1997. *The Impact of Mortgage Foreclosure Laws on Secondary Market Loan Losses* . Ph.D. Thesis, Cornell

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