MONTHLY STATEMENT

Capital One Master Trust SERIES 1998-1

Under the Amended and Restated Pooling and Servicing Agreement dated as of September 30, 1993, as amended and restated as of August 1, 2002, January 13, 2006, March 23, 2007 and July 1, 2007 (as amended and supplemented, the "Agreement"), among Capital One Bank, as Servicer, Capital One Funding, LLC, as Transferor, and The Bank of New York, as Trustee (the "Trustee"), Capital One Bank is required to prepare certain information each month regarding current distributions to Certificateholders and the performance of the Capital One Master Trust (the "Trust") during the previous month. The information which is required to be prepared with respect to the Distribution Date of February 15, 2008, and with respect to the performance of the Trust during the month January, 2008, is set forth below. Certain information is presented on the basis of an original principal amount of \$1,000 per investor Certificate (a "Certificate"). Certain other information is presented based on the aggregate amounts for the Trust as a whole. Capitalized terms used in this Monthly Statement have their respective meanings set forth in the Agreement.

terms u	sed in t	his Monthly Statement have their respective meanings set forth in the Agreement.	
A)	Inforr	nation Regarding Distributions to the Class A Certificateholders	
	(State	d on the Basis of \$1,000 Original Principal Amount)	
	1)	The total amount of the distribution to Class A Certificateholders on February 15, 2008 per \$1,000 Original Principal Amount	5.2583333400
	2)	The amount of the distribution set forth in paragraph 1 above in respect of interest	
		on the Class A Certificates, per \$1,000 Original Principal Amount	5.2583333400
	3)	The amount of the distribution set forth in paragraph 1 above in respect of principal	
		on the Class A Certificates, per \$1,000 Original Principal Amount	0.0000000000
B)	Class	A Investor Charge Off's and Reimbursement of Charge Off's	
	1)	The amount of Class A Investor Charge Off's	<u>\$0.00</u>
	2)	The amount of Class A Investor Charge Off's set forth in paragraph 1 above, per \$1,000	
		Original Principal Amount	0.0000000000
	3)	The total amount reimbursed to the Trust in respect of Class A Investor Charge Off's	<u>\$0.00</u>
	4)	The amount set forth in paragraph 3 above, per \$1,000 Original Principal Amount (which will	
		have the effect of increasing, pro rata, the amount of each Series 1998-1 Investor	
		Certificateholder's Investment)	0.0000000000
	5)	The amount, if any, by which the outstanding principal balance of the Class A Certificates	
		exceeds the Class A Invested Amount after giving effect to all transactions on such Distribution Date	\$0.00
C)	Inform	nation Regarding Distributions to the Class B Certificateholders	
	(State	d on the Basis of \$1,000 Original Principal Amount)	
	1)	The total amount of the distribution to Class B Certificateholders on February 15, 2008	
		per \$1,000 Original Principal Amount	5.2966666187
	2)	The amount of the distribution set forth in paragraph 1 above in respect of interest	
		on the Class B Certificates, per \$1,000 Original Principal Amount	5.2966666187
	3)	The amount of the distribution set forth in paragraph 1 above in respect of principal	
		on the Class B Certificates, per \$1,000 Original Principal Amount	0.0000000000

	1)	The amount of Class B Investor Charge Off's	<u>\$0.00</u>
	2)	The amount of Class B Investor Charge Off's set forth in paragraph 1 above, per \$1,000 Original Principal Amount	0.0000000000
	3)	The total amount reimbursed to the Trust in respect of Class B Investor Charge Off's	<u>\$0.00</u>
	4)	The amount set forth in paragraph 3 above, per \$1,000 Original Principal Amount (which will have the effect of increasing, pro rata, the amount of each Series 1998-1 Investor Certificate holder's Investment)	0.0000000000
	5)	The amount, if any, by which the outstanding principal balance of the Class B Certificates exceeds the Class B Invested Amount after giving effect to all transactions on such Distribution Date	<u>\$0.00</u>
E)		mation Regarding Distributions to the Class C Certificateholders ed on the Basis of \$1,000 Original Principal Amount)	
	1)	The total amount of the distribution to Class C Certificateholders on February 15, 2008 per \$1,000 Original Principal Amount	4.4659376125
	2)	The amount of the distribution set forth in paragraph 1 above in respect of interest on the Class C Certificates, per \$1,000 Original Principal Amount	4.4659376125
	3)	The amount of the distribution set forth in paragraph 1 above in respect of principal on the Class C Certificates, per \$1,000 Original Principal Amount	0.0000000000
F)	Class	C Investor Charge Off's and Reimbursement of Charge Off's	
	1)	The amount of Class C Investor Charge Off's	<u>\$0.00</u>
	2)	The amount of Class C Investor Charge Off's set forth in paragraph 1 above, per \$1,000 Original Principal Amount	0.0000000000
	3)	The total amount reimbursed to the Trust in respect of Class C Investor Charge Off's	\$0.00
	4)	The amount set forth in paragraph 3 above, per \$1,000 Original Principal Amount (which will have the effect of increasing, pro rata, the amount of each Series 1998-1 Investor Certificateholder's Investment)	0.0000000000
	5)	The amount, if any, by which the outstanding principal balance of the Class C Certificates exceeds the Class C Invested Amount after giving effect to all transactions on such Distribution Date	<u>\$0.00</u>
G)		ailable Cash Collateral Amount as of the close of business on the preceding Distribution Date (after giving effect to hdrawal from the Collateral Account) was equal to	\$9,456,264.78
H)	effect to	quired Cash Collateral Amount as of the close of business on the current Distribution Date, after giving on any withdrawal from the Collateral Account and payments to the Collateral Indebtedness Holder on stribution Date, will be equal to	<u>\$9,456,264.78</u>

D)

Class B Investor Charge Off's and Reimbursement of Charge Off's

I) <u>CAPITAL ONE MASTER TRUST (RECEIVABLES)*</u>

MONTHLY PERIOD: January 2008

1)	Beginning of the Month Principal Receivables:	<u>\$46,135,478,255.57</u>
2)	Beginning of the Month Finance Charge Receivables:	\$994,740,771.53
3)	Beginning of the Month AMF Receivables:	<u>\$66,437,642.61</u>
4)	Beginning of the Month Discounted Receivables:	<u>\$0.00</u>
5)	Beginning of the Month Total Receivables:	\$47,196,656,669.71
6)	Removed Principal Receivables:	<u>\$0.00</u>
7)	Removed Finance Charge Receivables:	<u>\$0.00</u>
8)	Removed AMF Receivables	<u>\$0.00</u>
9)	Removed Total Receivables:	<u>\$0.00</u>
10)	Additional Principal Receivables:	<u>\$0.00</u>
11)	Additional Finance Charge Receivables:	<u>\$0.00</u>
12)	Additional AMF Receivables	<u>\$0.00</u>
13)	Additional Total Receivables:	<u>\$0.00</u>
14)	Discounted Receivables Generated this Period:	<u>\$0.00</u>
15)	End of the Month Principal Receivables:	\$45,070,534,543.58
16)	End of the Month Finance Charge Receivables:	<u>\$995,863,389.51</u>
17)	End of the Month AMF Receivables	<u>\$61,823,754.75</u>
18)	End of the Month Discounted Receivables:	<u>\$0.00</u>
19)	End of the Month Total Receivables:	<u>\$46,128,221,687.84</u>
20)	Excess Funding Account Balance	<u>\$0.00</u>
21)	Adjusted Invested Amount of all Master Trust Series	\$40,259,833,519.86
22)	End of the Month Seller Percentage	10.67%

CAPITAL ONE MASTER TRUST (DELINQUENCIES AND LOSSES)

J)

	MON	VTHLY PERIOD: January 2008	<u>ACCOUNTS</u>	RECEIVABLES
1)	End o	of the Month Delinquencies:		
	2)	30 - 59 Days Delinquent	372,228	<u>\$622,248,915.11</u>
	3)	60 - 89 Days Delinquent	263,072	<u>\$477,314,213.63</u>
	4)	90+ Days Delinquent	585,579	<u>\$1,151,624,936.85</u>
	5)	Total 30+ Days Delinquent	1,220,879	\$2,251,188,065.59
	6)	Delinquencies 30 + Days as a Percent of End of the Month Total Receivables		4.88%
7)	Defa	ulted Accounts During the Month	197,324	\$282,506,915.14
8)	Annu	alized Default Rate as a Percent of Adjusted Beginning of the Month Principal Receivables		7.35%

 $[*] For calculation purposes \ Beginning \ of \ Month \ Principal \ Receivables \ includes \ Additional \ Principal \ Receivables.$

K)	CAPITAL ONE MASTER TRUST (COLLECTIONS)		
	MONTHLY PERIOD: January 2008	COLLECTIONS	PERCENTAGES
1)	Total Collections and Gross Payment Rate**	<u>\$8,806,888,896.49</u>	18.66%
2)	Collections of Principal Receivables and Principal Payment Rate	<u>\$7,930,482,440.74</u>	<u>17.19%</u>
	3) Prior Month Billed Finance Charges and Fees	<u>\$652,192,654.09</u>	
	4) Amortized AMF Income	<u>\$30,317,182.70</u>	
	5) Interchange Collected	<u>\$117,507,105.86</u>	
	6) Recoveries of Charged Off Accounts	<u>\$74,029,137.83</u>	
	7) Collections of Discounted Receivables	<u>\$0.00</u>	
8)	Collections of Finance Charge Receivables and Annualized Yield	<u>\$874,046,080.48</u>	22.73%
L)	CAPITAL ONE MASTER TRUST (AMF COLLECTIONS)		
	MONTHLY PERIOD: January 2008		
1)	Beginning Unamortized AMF Balance		<u>\$164,488,894.59</u>
	2) + AMF Slug	<u>\$0.00</u>	
	3) + AMF Collections	<u>\$32,677,557.97</u>	
	4) - Amortized AMF Income	<u>\$30,317,182.70</u>	
5)	Ending Unamortized AMF Balance		<u>\$166,849,269.86</u>

^{**}Total Collections and Gross Payment Rate is calculated as a Percent of Beginning of Month Total Receivables which includes Additional Total Receivables.

MONTHLY PERIOD: January 2008 \$500,000,000.00 1) Class A Initial Invested Amount \$50,236,407.00 2) Class B Initial Invested Amount Class C Initial Invested Amount \$40,780,142.00 INITIAL INVESTED AMOUNT 4) \$591,016,549.00 \$500,000,000.00 Class A Invested Amount \$50,236,407.00 Class B Invested Amount Class C Invested Amount \$40,780,142.00 INVESTED AMOUNT \$591,016,549.00 8) \$500,000,000.00 Class A Adjusted Invested Amount 9) \$50,236,407.00 10) Class B Invested Amount \$40,780,142.00 Class C Invested Amount ADJUSTED INVESTED AMOUNT \$591,016,549.00 12) PRINCIPAL FUNDING ACCOUNT BALANCE AS OF PRIOR DISTRIBUTION DATE \$0.00 13) 14) RESERVE ACCOUNT BALANCE AS OF PRIOR DISTRIBUTION DATE \$0.00 FLOATING ALLOCATION PERCENTAGE 1.281046% 15) PRINCIPAL ALLOCATION PERCENTAGE 1.281046% 16) MONTHLY SERVICING FEE \$985,027.58 17) \$3,619,042.62 INVESTOR DEFAULT AMOUNT 18) 19) Series 1998-1 Finance Charge Collections \$11,196,929.51 20) Less Servicer Interchange \$369,385.34 21) AVAILABLE FUNDS \$10,827,544.17 CAPITAL ONE MASTER TRUST : SERIES 1998-1 (CLASS A AVAILABLE FUNDS) N) MONTHLY PERIOD: January 2008 1) CLASS A FLOATING PERCENTAGE 84.600000% \$9,160,102.36 2) Class A Finance Charge Collections \$0.00 3) Principal Funding Investment Proceeds \$0.00 Reserve Draw Amount TOTAL CLASS A AVAILABLE FUNDS 5) \$9,160,102.36 \$2,629,166.67 Class A Monthly Interest 6) \$0.00 Class A Additional Interest 7) Class A Servicing Fee \$312,500.00 \$3,061,710.05 Class A Investor Defaulted Amount

CAPITAL ONE MASTER TRUST : SERIES 1998-1 (INVESTED AMOUNTS)

TOTAL CLASS A EXCESS SPREAD

CLASS A REQUIRED AMOUNT

10)

11)

M)

\$3,156,725.64

\$0.00

O)	CAPITAL ONE MASTER TRUST : SERIES 1998-1 (CLASS B AVAILABLE FUNDS)		
	MONTHLY PERIOD: January 2008		
1)	CLASS B FLOATING PERCENTAGE		8.500000%
	2) Class B Finance Charge Collections	\$920,341.26	
	3) Principal Funding Investment Proceeds	<u>\$0.00</u>	
	4) Reserve Draw Amount	<u>\$0.00</u>	
5)	TOTAL CLASS B AVAILABLE FUNDS		\$920,341.26
	6) Class B Monthly Interest	\$266,085.50	
	7) Class B Additional Interest	<u>\$0.00</u>	
	8) Class B Servicing Fee	<u>\$31,397.75</u>	
9)	TOTAL CLASS B EXCESS SPREAD		\$622,858.01
10)	CLASS B REQUIRED AMOUNT		<u>\$0.00</u>
P)	CAPITAL ONE MASTER TRUST : SERIES 1998-1 (COLLATERAL AVAILABLE FUNDS)		
	MONTHLY PERIOD: January 2008		
1)	CLASS C FLOATING PERCENTAGE		6.900000%
	2) Class C Finance Charge Collections	<u>\$747,100.55</u>	
3)	TOTAL CLASS C AVAILABLE FUNDS		\$747,100.55
	4) Class C Servicing Fee	<u>\$25,487.59</u>	
5)	TOTAL CLASS C EXCESS SPREAD		\$721,612.96
Q)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (EXCESS SPREAD)		
	MONTHLY PERIOD: January 2008		
1)	TOTAL EXCESS SPREAD		\$4,501,196.61
	2) Excess Spread Applied to Class A Required Amount	<u>\$0.00</u>	
	3) Excess Spread Applied to Class A Investor Charge Off's	<u>\$0.00</u>	
	4) Excess Spread Applied to Class B Required Amount (Interest & Servicing)	<u>\$0.00</u>	
	5) Excess Spread Applied to Class B Required Amount (Defaults)	\$307,618.62	
	6) Excess Spread Applied to Class B Invested Amount Reductions	<u>\$0.00</u>	
	7) Excess Spread Applied to Class C Monthly Interest	\$182,121.57	
	8) Excess Spread Applied to Class C Servicing Fee	<u>\$0.00</u>	
	9) Excess Spread Applied to Class C Default Amount	\$249,713.94	
	Excess Spread Applied to Class C Invested Amount Reductions	\$0.00	
	Excess Spread Applied to Cash Collateral Account	\$0.00	
	12) Excess Spread Applied to Reserve Account	\$0.00	
	13) Excess Spread Applied to Spread Account	\$0.00	
	14) Excess Spread Applied to Depositor of Funds to Spread Account	\$0.00	
	14) Breess opted a rippined to Depositor of Funds to opted a recount	<u>\$6100</u>	
15)	TOTAL EXCESS FINANCE CHARGE ELIGIBLE FOR GROUP 1		\$3,761,742.48
13)	. O. I. B. R. CLOO FRANCE CHARGE ELIGIBLE FOR GROUP 1		ψ5,101,172.70
R)	CAPITAL ONE MASTER TRUST : SERIES 1998-1 (EXCESS FINANCE CHARGES GROUP 1)		
K)	MONTHLY PERIOD: January 2008		
	A LANGE OF THE PARTY OF THE PAR		
1)	TOTAL EXCESS FINANCE CHARGE FOR ALL SERIES IN GROUP 1		\$296,194,262.29
	FINANCE CHARGE SHORTFALL SERIES 1998-1		\$0.00
2)			\$0.00 \$0.00
3)	FINANCE CHARGE SHORTFALL FOR ALL SERIES IN GROUP 1		<u>\$0.00</u>

S) <u>CAPITAL ONE MASTER TRUST : SERIES 1998-1 (EXCESS FINANCE CHARGES)</u>

MONTHLY PERIOD: January 2008

1)	EXCESS FINANCE CHARGES ALLOCATED TO SERIES		\$0.00
	Excess Finance Charges Applied to Class A Required Amount	\$0.00	
	Excess Finance Charges Applied to Class A Investor Charge Off's	\$0.00	
	Excess Finance Charges Applied to Class B Required Amount (Interest & Servicing)	\$0.00	
	5) Excess Finance Charges Applied to Class B Required Amount (Defaults)	\$0.00	
	6) Excess Finance Charges Applied to Class B Invested Amount Reductions	\$0.00	
	7) Excess Finance Charges Applied to Collateral Interest Monthly Interest	<u>\$0.00</u>	
	8) Excess Finance Charges Applied to Collateral Interest Servicing Fee	<u>\$0.00</u>	
	9) Excess Finance Charges Applied to Collateral Interest Default Amount	<u>\$0.00</u>	
	10) Excess Finance Charges Applied to Collateral Interest Invested Amount Reductions	<u>\$0.00</u>	
	11) Excess Spread Applied to Cash Collateral Account	<u>\$0.00</u>	
	12) Excess Finance Charges Applied to Reserve Account	<u>\$0.00</u>	
	13) Excess Spread Applied to Spread Account	<u>\$0.00</u>	
	14) Excess Finance Charges Applied to Depositor of Funds to Spread Account	<u>\$0.00</u>	
15)	REMAINING EXCESS FINANCE CHARGES ALLOCATED TO SERIES AFTER SHORTFALL SHARING		\$0.00
16)	AVAILABLE SHARED COLLATERAL AMOUNT APPLIED TO SERIES		\$0.00
17)	REALLOCATED PRINCIPAL COLLECTIONS APPLIED TO SERIES		\$0.00
T)	CAPITAL ONE MASTER TRUST : SERIES 1998-1 (YIELD AND BASE RATE)		
	MONTHLY PERIOD: January 2008		
	1) Base Rate (Current Month)	8.25%	
	2) Base Rate (Prior Month)	8.28%	
	3) Base Rate (Two Months Ago)	8.29%	
4)	THREE MONTH AVERAGE BASE RATE		8.27%
	5) Portfolio Yield (Current Month)	15.39%	
	6) Portfolio Yield (Prior Month)	18.22%	
	7) Portfolio Yield (Two Months Ago)	18.58%	
8)	THREE MONTH AVERAGE PORTFOLIO YIELD		17.40%
U)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (PRINCIPAL COLLECTIONS)		
	MONTHLY PERIOD: January 2008		
1)	CLASS A PRINCIPAL PERCENTAGE		84.600000%
	Class A Principal Collections	\$89,009,474.63	
3)	CLASS B PRINCIPAL PERCENTAGE		8.500000%
5)		\$8,943,032.32	
<u>-</u> .	•	96,743,032.32	< 000000W
5)	CLASS C PRINCIPAL PERCENTAGE		6.900000%
	6) Class C Principal Collections	\$7,259,638.00	
7)	TOTAL INVESTED PRINCIPAL COLLECTIONS		\$105,212,144.95
8)	REALLOCATED PRINCIPAL COLLECTIONS APPLIED TO SERIES		\$0.00
9)	SHARED PRINCIPAL COLLECTIONS ALLOCATED FROM OTHER SERIES		<u>\$0.00</u>
10)	AVAILABLE PRINCIPAL COLLECTIONS		\$105,212,144.95
11)	EXCESS PRINCIPAL COLLECTIONS ELIGIBLE FOR PRINCIPAL SHARING		105,212,144.95
12)	SHARED PRINCIPAL COLLECTIONS ALLOCABLE FROM ALL SERIES		\$6,731,913,654.91

V)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (CLASS A ACCUMULATION)		
	MONTHLY PERIOD: January 2008		
1)	CLASS A ACCUMULATION PERIOD LENGTH IN MONTHS		1
	2) Controlled Accumulation Amount	\$0.00	
	Deficit Controlled Accumulation Amount	\$0.00	
4)		\$0.00 \$0.0	00
4)	CONTROLLED DEPOSIT AMOUNT	<u>\$0.0</u>	<u>)()</u>
W)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (CLASS B AMORTIZATION) MONTHLY PERIOD: January 2008		
1)	CLASS B PRINCIPAL PAYMENTS MADE TO CERTIFICATEHOLDERS		
	ON PRIOR DISTRIBUTION DATES	0.0	0
2)	CLASS B PRINCIPAL PAYMENTS MADE TO CERTIFICATEHOLDERS		
	ON CURRENT DISTRIBUTION DATES	\$0.0	00
X)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (CLASS C AMORTIZATION)		
	MONTHLY PERIOD: January 2008		
1)	CLASS C PRINCIPAL PAYMENTS MADE TO CERTIFICATEHOLDERS		
	ON PRIOR DISTRIBUTION DATES	\$0.0	00
2)	CLASS C PRINCIPAL PAYMENTS MADE TO CERTIFICATEHOLDERS		
	ON CURRENT DISTRIBUTION DATES	\$0.0	00
Y)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (RESERVE ACCOUNT)		
	MONTHLY PERIOD: January 2008		
1)	PORTFOLIO ADJUSTED YIELD	9.12	%
2)	RESERVE ACCOUNT FUNDING DATE	Feb-	08
	Reserve Account Funding will take place on the Distribution Date for the Reserve Account Funding month shown above.		
3)	REQUIRED RESERVE ACCOUNT AMOUNT AS OF CURRENT DISTRIBUTION DATE	\$0.0	00
4)	RESERVE ACCOUNT BALANCE AS OF CURRENT DISTRIBUTION DATE	<u>\$0.</u> 0	00
5)	COVERED AMOUNT PRIOR TO CURRENT DISTRIBUTION DATE	\$0.0	00
Z)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (INVESTOR CHARGE OFF'S)		
	MONTHLY PERIOD: January 2008		
1)	CLASS A INVESTOR CHARGE OFF	\$0.	00
2)	CLASS B INVESTOR CHARGE OFF	\$0.	
-,		<u>\$0.</u>	
3)	PREVIOUS CLASS A CHARGE OFF REIMBURSED	\$0.	00
4)	PREVIOUS CLASS B CHARGE OFF REIMBURSED	\$0.	00
,			
AA)	CAPITAL ONE MASTER TRUST: SERIES 1998-1 (CASH COLLATERAL ACCOUNT)		
,	MONTHLY PERIOD: January 2008		
1)	INITIAL CASH COLLATERAL ACCOUNT BALANCE	\$9,456,265.0	00
2)	BOM CASH COLLATERAL ACCOUNT BALANCE	\$9,456,264.7	<u>/8</u>
3)	CASH COLLATERAL ACCOUNT INVESTMENT EARNINGS	\$27,865.9	99
4)	DEDOCIT INTO CACH COLLATED AL ACCOUNT	ሰላ	00
4)	DEPOSIT INTO CASH COLLATERAL ACCOUNT	<u>\$0.</u> 0	<u> </u>
5)	REDUCTION FROM CASH COLLATERAL ACCOUNT	<u>\$27,865.9</u>	99
6)	FOM CASH COLLATED AL ACCOUNT DALANCE	\$9,456,264. [~]	78
6)	EOM CASH COLLATERAL ACCOUNT BALANCE	<u>\$7,450,204.</u>	, 0

MONTHLY SERVICER'S CERTIFICATE

CAPITAL ONE BANK CAPITAL ONE MASTER TRUST SERIES 1998-1

The undersigned, a duly authorized representative of Capital One Bank, as Servicer, pursuant to the Amended and Restated Pooling and Servicing Agreement dated as of September 30, 1993, as amended and restated as of August 1, 2002 (as amended and supplemented, the "Agreement"), as supplemented by the Series 1998-1 Supplement (as amended and supplemented, the "Series Supplement"), among Capital One Funding, LLC, as Transferor, Capital One Bank, as Servicer, and The Bank of New York, as Trustee, does hereby certify as follows:

- 1. Capitalized terms used in this Certificate have their respective meanings as set forth in the Agreement or Series Supplement, as applicable.
- 2. Capital One Bank is, as of the date hereof, the Servicer under the Agreement.
- 3. The undersigned is a Servicing Officer.
- 4. This Certificate relates to the Distribution Date occuring on February 15, 2008.
- 5. As of the date hereof, to the best knowledge of the undersigned, the Servicer has performed in all material respects under the Agreement through the Monthly Period preceding such Distribution Date.
- 6. As of the date hereof, to the best knowledge of the undersigned, no Pay Out Event occurred on or prior to such Distribution Date.
- 7. As of the date hereof, to the best knowledge of the undersigned, no Lien has been placed on any of the receivables other than pursuant to the Agreement.

IN WITNESS WHEREOF, the undersigned has duly executed and delivered this Certificate this 11th day of February, 2008.

CAPITAL ONE BANK

as Servicer

By: /s/Pam Koch

Name: Pam Koch
Title: Authorized Officer