

EXHIBIT R-4142

Confidential - Robert Bostrom
SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

In the matter of the

Application of: INDEX NO. 651786

Assigned to Kapnick, J.

THE BANK OF NEW YORK MELLON

(As trustee under various Pooling

and Servicing Agreements and

Indenture Trustee under various

Indentures), et al.,

Petitioners,

for an order, pursuant to C.P.L.R.

Rule 7701, seeking judicial instructions

and approval of a proposed settlement./

CONFIDENTIAL

VIDEOTAPE DEPOSITION OF ROBERT BOSTROM

McCLEAN, VIRGINIA

Tuesday, December 18, 2012

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JOB NO. 56415

REPORTED BY: Kathy Savich, RPR, CLR

In re BNYM
Index No. 651786/11
Trial Exhibit
R-4142

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00:09:10 2 Q. Anybody else?

00:09:11 3 A. No.

00:09:12 4 Q. Did you speak to any other
00:09:15 5 current or former employees of Freddie Mac?

00:09:19 6 A. About this?

00:09:20 7 Q. Yes.

00:09:20 8 A. No. Other than where do I go,
00:09:29 9 who do I ask for.

00:09:33 10 Q. Now --

00:09:34 11 A. Oh, and -- I'm sorry. And I
00:09:35 12 did talk about whether counsel would be
00:09:40 13 available to me.

00:09:45 14 Q. Did you have any role in the
00:09:49 15 settlement on behalf of Freddie for the whole
00:09:56 16 loans that it had purchased from Countrywide,
00:10:03 17 the settlement that occurred in December of
00:10:08 18 2010?

00:10:11 19 A. Yes.

00:10:13 20 Q. Could you tell me generally
00:10:14 21 what your role was?

00:10:17 22 MR. LONERGAN: You can say what
00:10:17 23 your role was, but we're not going
00:10:19 24 into details about that settlement.

00:10:23 25 THE WITNESS: I served as

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00:10:24 2 counsel, legal counsel, to the company

00:10:28 3 and advising it as to the legal

00:10:30 4 aspects and appropriateness of the

00:10:36 5 settlement and the documentation.

6 BY MS. KASWAN:

00:10:39 7 Q. In the context of that

00:10:41 8 settlement, did you have any personal

00:10:43 9 dealings with any officers of Countrywide or

00:10:48 10 BOA?

00:10:52 11 A. Yes.

00:10:53 12 Q. Who did you deal with there?

00:11:00 13 A. Terry Laughlin. And -- there

00:11:07 14 were a number of other people. There was one

00:11:09 15 other principal person whose name I do not

00:11:10 16 recall.

00:11:14 17 Q. Did you deal with any counsel

00:11:16 18 at BOA?

00:11:18 19 A. Yes.

00:11:19 20 Q. Who was that?

00:11:23 21 A. Their outside counsel was,

00:11:25 22 oddly enough, SNR Denton. And I don't

00:11:34 23 remember all the in-house lawyers involved.

00:11:37 24 Chris Garvey was one, but there were others

00:11:39 25 as well.

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04:43:46 2 going to join in that. I think it's

04:43:46 3 unanimous.

4 BY MR. ROLLIN:

04:43:49 5 Q. Are you going to follow those

04:43:49 6 instructions?

04:43:50 7 A. Yes.

04:43:56 8 Q. In the course of these meetings

04:43:57 9 with Bank of America, I think you testified

04:43:59 10 earlier that there was -- there were points

04:44:00 11 of contention?

04:44:05 12 A. Between?

04:44:06 13 Q. That was my next question.

04:44:07 14 Between the institutional investors and Bank

04:44:09 15 of America.

04:44:10 16 A. Oh, yeah, absolutely.

04:44:11 17 Q. And were the points of

04:44:12 18 contention between Bank of New York Mellon

04:44:14 19 and Bank of America?

04:44:24 20 A. I -- I don't know. The

04:44:26 21 meetings that I was at, the Bank of New York

04:44:29 22 representatives were more observers than

04:44:36 23 participators, it's my recollection.

04:44:40 24 Q. Is there any way in which they

04:44:41 25 participated substantively in your view?