

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

In the Matter of the Application of THE BANK OF  
NEW YORK MELLON, (as Trustee under various  
Pooling and Servicing Agreements and Indenture  
Trustee under various Indentures)

Oral argument requested

Index No. 651786/2011

Hon. Saliann Scarpulla

**AFFIRMATION OF BETH A.  
KASWAN IN SUPPORT OF  
MOTION FOR LEAVE TO  
REARGUE PURSUANT TO  
CPLR §2221(d)**

Beth A. Kaswan, an attorney duly admitted to practice law before the courts of the State of New York, hereby affirms under the penalty of perjury as follows:

1. I am a member of the Bar of the State of New York and a member of Scott+Scott, Attorneys at Law, LLP.

2. The Retirement Board of the Policemen’s Annuity and Benefit Fund of the City of Chicago, City of Grand Rapids General Retirement System, and City of Grand Rapids Police and Fire Retirement System (“Chicago Police”) are several Respondents in this matter. I am familiar with the matters referenced herein and submit this affirmation in support of Chicago Police’s Motion for Leave to Reargue Pursuant to CPLR §2221(d).

3. Attached as Exhibit 1 is a true and accurate copy of the Settlement Agreement between The Bank of New York Mellon and Bank of America.

Dated this 19th day of February, 2014

  
Beth A. Kaswan