

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

**NOTICE OF MOTION
 FOR LEAVE TO REARGUE**

PLEASE TAKE NOTICE that upon the Affirmation of Beth A. Kaswan, the accompanying memorandum of law, and all prior pleadings and proceedings in this action, Respondent, 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 (collectively, “Chicago Police”), will move this Court, at 60 Centre Street, New York, New York on April 24, 2014, returnable in Submission Part Room 130 at 9:30 a.m., or as soon thereafter as counsel may be heard, for an Order, pursuant to CPLR 2221(d) granting Chicago Police leave to reargue and, upon reargument, vacating the January 31, 2014 summary judgment Decision & Order (Doc. No. 1036) (the “Decision”) to the extent that it purported to approve portions of the Settlement Agreement or to finally determine the rights of parties to the special proceedings.

PLEASE TAKE FURTHER NOTICE that pursuant to CPLR 2214(b), answering papers, if any, shall be served no later than seven days in advance of the return date of this motion and any reply papers shall be served at least one day before such time.

DATED: New York, New York
 February 19, 2014

Respectfully submitted,

/s/ Beth A. Kaswan

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