

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

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In the matter of the application of	:	
	:	
THE BANK OF NEW YORK MELLON, in its	:	Index No. 150973/2016
Capacity as Trustee or Indenture Trustee of 530	:	
Countrywide Residential Mortgage-Backed	:	Assigned to: Scarpulla, J.
Securitization Trusts	:	
	:	<u>NOTICE OF MOTION</u>
Petitioner,	:	<u>FOR REARGUMENT</u>
	:	
For Judicial Instructions under CPLR Article 77	:	Mot. Seq. No. 1
On the Distribution of a Settlement Payment.	:	
	:	ORAL ARGUMENT
	:	REQUESTED
----- X	:	

PLEASE TAKE NOTICE that upon the affidavit of David M. Sheeren, Esq., sworn to May 4, 2017, the exhibit annexed thereto, the accompanying Memorandum of Law dated May 4, 2017, and upon all prior pleadings and proceedings heretofore had herein, BlackRock Financial Management Inc., AEGON, and AIG (as defined below) will move this Court, by their undersigned attorneys, at the Motion Submission Part thereof, Room 130, located at 60 Centre Street, New York, New York, on May 23, 2017 at 9:30 a.m., or as soon thereafter as counsel may be heard, for an Order, pursuant to CPLR 2221(d), granting BlackRock, AEGON, and AIG reargument of this Court’s Decision and Order (“Decision”) entered April 5, 2017 (Doc. No. 193) to the extent that it directed The Bank of New York Mellon on the methodology to distribute the settlement proceeds with respect to the Fourteen Trusts (as defined therein), and, upon such reargument, reconsidering and revising the Decision. BlackRock, AEGON, and AIG do not, however, seek reargument of the portions of the Decision addressing CWABS 2006-12 or correctly holding “that there is no support in the Governing Agreements for a distribution to relate back to a prior set of certificate balances.” Decision at 17.

PLEASE TAKE FURTHER NOTICE that pursuant to CPLR 2214(b), answering papers, if any, shall be served upon the undersigned 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 in advance of said return date.

Dated: New York, New York
May 4, 2017

WARNER PARTNERS, P.C.

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Attorneys for Respondents American International Group, Inc., AIG Financial Products Corp.; AIG Property Casualty Company; American General Life Insurance Company; American Home Assurance Company; American International Reinsurance Company, Ltd.; Commerce and Industry Insurance Company; Lexington Insurance

Company; National Union Fire Insurance Company of Pittsburgh, PA; The United States Life Insurance Company in the City of New York; and The Variable Annuity Life Insurance Company (collectively, "AIG")