

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), BlackRock Financial Management Inc. (intervenor), Kore Advisors, L.P. (intervenor), Maiden Lane, LLC (intervenor), Metropolitan Life Insurance Company (intervenor), Trust Company of the West and affiliated companies controlled by The TCW Group, Inc. (intervenor), Neuberger Berman Europe Limited (intervenor), Pacific Investment Management Company LLC (intervenor), Goldman Sachs Asset Management, L.P. (intervenor), Teachers Insurance and Annuity Association of America (intervenor), Invesco Advisors, Inc. (intervenor), Thrivent Financial for Lutherans (intervenor), Landesbank Baden-Wuerttemberg (intervenor), LBBW Asset Management (Ireland) plc, Dublin (intervenor), ING Bank fsb (intervenor), ING Capital LLC (intervenor), ING Investment Management LLC (intervenor), Nationwide Mutual Insurance Company and its affiliated companies (intervenor), AEGON USA Investment Management LLC, authorized signatory for Transamerica Life Insurance Company, AEGON Financial Assurance Ireland Limited, Transamerica Life International (Bermuda) Ltd., Monumental Life Insurance Company, Transamerica Advisors Life Insurance Company, AEGON Global Institutional Markets, plc, LIICA Re II, Inc., Pine Falls Re, Inc., Transamerica Financial Life Insurance Company, Stonebridge Life Insurance Company, and Western Reserve Life Assurance Co. of Ohio (intervenor), Federal Home Loan Bank of Atlanta (intervenor), Bayerische Landesbank (intervenor), Prudential Investment Management, Inc. (intervenor), and Western Asset Management Company (intervenor),

Petitioners,

for an order, pursuant to C.P.L.R. § 7701, seeking judicial instructions and approval of a proposed settlement.

Index No. 651786-2011

Assigned to: Kapnick, J.

**AMENDED
SCHEDULING ORDER**

Upon hearing and oral argument on the record on February 7, 2013 with respect to issues of scheduling, the Court hereby amends its August 10, 2012 scheduling order as follows and orders that this matter will proceed on the following schedule, unless otherwise ordered by the Court:

February 28, 2013: Testifying expert reports of Intervenor Respondents shall be filed.

March 14, 2013: Testifying expert reports of Petitioner and Intervenor Petitioners shall be filed.

April 11, 2013: Testifying rebuttal expert reports of Intervenor Respondents shall be filed.

May 3, 2013: (A) Briefs in support or opposition to the Settlement shall be filed, and (B) each intervenor and/or objector shall notify the Trustee and the Court (i) whether they object to the Settlement; (ii) whether they intend to present evidence or testimony in opposition to the Settlement at the final hearing; and (iii) shall state the points or grounds of their objections. Discovery of intervenors and/or objectors who give notice of objections pursuant to section (B)(i) hereof shall commence.

May 13, 2013: Responses in support or opposition to the Settlement shall be filed.

May 20, 2013: Replies in support or opposition to the Settlement shall be filed.

May 30, 2013: Final hearing on the Settlement begins.

All parties reserve all rights and objections to all discovery that is sought.

ENTER

Dated: Feb. 26, 2013

J.S.C. 

BARBARA R. KAPNICK
J.S.C.