

Exhibit 113
to
Affidavit of Daniel M. Reilly
in Support of Consolidated Response to
Statements in Support of the Proposed Settlement

1 SUPREME COURT OF THE STATE OF NEW YORK

2 COUNTY OF NEW YORK

3 -----X

In the Matter of the)
Application of)

5 THE BANK OF NEW YORK MELLON)

(As Trustee under various)

Index No.

6 Pooling and Servicing)

651786/2011

Agreements and Indenture)

7 Trustee under various)

Indentures), et al.,)

8)

Petitioners,)

9)

for an order, pursuant to)

10 C.P.L.R. 7701, seeking)

judicial instructions and)

11 approval of a proposed)

Settlement.)

12 -----X

13

14

15 VIDEOTAPED DEPOSITION OF

16 JOHN LANGBEIN

17 Thursday, April 18, 2013

18 51 Madison Avenue

19 New York, New York

20

21

22 Reported by:

AYLETTE GONZALEZ, CLR

23 JOB NO. 60113

24

25

1 do we do business together in this, that or
2 the other relationship, but is -- is the
3 interest here significantly and materially
4 affected by any such overlap.

5 Q. Right. The Bank of New York Mellon
6 needs to dig down and see what is the nature
7 of the business relationship, not simply
8 whether it exists?

9 MR. HOUPPT: Objection to form.

10 A. I think what I'm saying is that it
11 depends entirely on what is alleged to be the
12 conflict.

13 Q. Now, Bank -- the proposed
14 Settlement Agreement is just that, it's merely
15 a proposal at this point. Do you agree?

16 A. Yes.

17 Q. And Bank of New York Mellon
18 continues to have its fiduciary duties to all
19 530 trusts at this moment?

20 A. Yes.

21 Q. The fact that it is a tentative
22 settlement doesn't change its fiduciary duty,
23 does it?

24 A. That is correct.

25 Q. And so if it comes to the attention

MAYER • BROWN

Mayer Brown LLP
1675 Broadway
New York, New York 10019-5820

Main Tel +1 212 506 2500
Main Fax +1 212 262 1910
www.mayerbrown.com

May 2, 2013

VIA ELECTRONIC MAIL

TO: STEERING COMMITTEE

Re: *In re the Application of The Bank of New York Mellon* (Index No. 651786-2011)

Matthew D. Ingber
Direct Tel +1 212 506 2373
Direct Fax +1 212 849 5973
mingber@mayerbrown.com

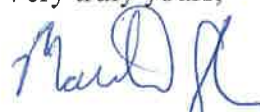
Dear Counsel:

Pursuant to Paragraph 2(c) of the protective order signed by the parties and so ordered by Justice Kapnick on June 14, 2012 (the "Protective Order"), The Bank of New York Mellon designates the following portions of the deposition of Professor John Langbein as "Confidential," as it is defined in the Protective Order:

April 18, 2013 Transcript Page/Line Designation
7:16-9:20
45:20-47:7
258:6-264:18
267:13-274:25

Please feel free to call or email me if you have any questions.

Very truly yours,



Matthew D. Ingber