

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), *et al.*

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.

NOTICE OF APPEAL

PLEASE TAKE NOTICE that the undersigned Intervenor-Respondents (collectively with objectors, “Intervenors”) appeal to the Appellate Division of the Supreme Court, First Department, from the May 21, 2013 Decision and Order granting Petitioners’ order to show cause to strike Intervenors’ jury demand (copy, along with the May 20, 2013 hearing transcript incorporated into the Decision and Order by reference, the NYSCEF Confirmation Notice of the Decision and Order, and the accompanying Notice of Entry, served on all parties by NYSCEF on May 28, 2013, attached as Ex. A). This appeal is taken from each and every part of the Decision and Order, as well as the whole thereof.

DATED: May 28, 2013

REILLY POZNER LLP

By: s/ Michael A. Rollin
Daniel Reilly
Michael Rollin
1900 Sixteenth St., Ste. 1700
Denver, Colorado 80202
Telephone: (303) 893-6100
Fax: (303) 893-1500
dreilly@rplaw.com
mrollin@rplaw.com

Attorneys for AIG Entities

KELLER ROHRBACK LLP

By: s/ Derek W. Loeser
Derek W. Loeser
David J. Ko
1201 Third Avenue, Suite 3200
Seattle, Washington 98101
Telephone: (206) 623-1900
Fax: (206) 623-3384
dloeser@kellerrohrback.com
dko@kellerrohrback.com

Gary A. Gotto
3101 North Central Avenue
Phoenix, Arizona 85012
Telephone: (602) 248-0088
Fax: (602) 248-2822
ggotto@krplc.com

*Attorneys for Federal Home Loan
Banks of Boston, Chicago, and
Indianapolis*

MILLER & WRUBEL P.C.

By: s/ John G. Moon
John G. Moon
Claire L. Huene
570 Lexington Avenue
New York, New York 10022
Telephone: (212) 336-3500
Fax: (212) 336-3555
jmoon@mw-law.com
chuene@mw-law.com

Attorneys for the Triaxx Entities

FEDERMAN & SHERWOOD

By: s/ William B. Federman
William B. Federman
10205 North Pennsylvania Ave.
Oklahoma City, OK 73120
Telephone: (405) 235-1560
Facsimile: (405) 239-2112
wbf@federmanlaw.com

*Attorneys for American Fidelity Assurance
Company*

ROBINS, KAPLAN, MILLER & CIRESI
L.L.P.

By: s/ Thomas B. Hatch
Thomas B. Hatch (*admitted pro hac vice*)
Bruce D. Manning (*admitted pro hac vice*)
2800 LaSalle Plaza
800 LaSalle Avenue
Minneapolis, MN 55402
Tel: (612) 349-8500
Fax: (612) 339-4181

*Counsel of Federal Home Loan Bank of
Pittsburgh*

WOLLMUTH MAHER & DEUTSCH LLP

By: s/ Steven S. Fitzgerald
David H. Wollmuth
Steven S. Fitzgerald
500 Fifth Avenue
New York, New York 10110
Tel: (212) 382-3300
Fax: (212) 382-0500

*Attorneys for The Western and Southern Life
Insurance Company, Western-Southern Life
Assurance Company, Columbus Life Insurance
Company, Integrity Life Insurance Company,
National Integrity Life Insurance Company,
and Fort Washington Investment Advisors, Inc.*