

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.

**AFFIRMATION OF
EMERGENCY**

I, Michael A. Rollin, hereby affirm under the penalty of perjury that the following is true and correct:

1. I am a member of the Bar of the State of New York and of Reilly Pozner LLP, counsel for the AIG entities in this matter. I have personal knowledge of the facts set forth below.

2. AIG is one of the Respondents in this matter that has submitted an objection to the proposed settlement. I respectfully submit this Affirmation of Emergency in support of the Respondents' application for an Order to Show Cause Why the Court Should Not Exclude Certain Testimony and Evidence from Trial.


3. This application is made on an emergency basis, in compliance with the Court's preference that motions in limine be made by Order to Show Cause, and because the Court indicated during the May 29, 2013 conference call that it would hear motions in limine on June 3, 2013.

4. Accordingly, Respondents respectfully request that the Court consider Respondents' application on an expedited basis and issue an Order precluding (1) the unsworn testimony by counsel-witnesses, (2) testimony and evidence from the Inside Institutional Investors on topics previously blocked during discovery by privilege assertions, and (3) reference or argument that all certificateholders absent from this proceeding support the settlement.

5. No prior application for this specific relief has been made in this Court or in any other court:

WHEREFORE, Respondents respectfully request that this application be handled on an expedited basis.

Dated this 31st day of May 2013.



Michael A. Rollin