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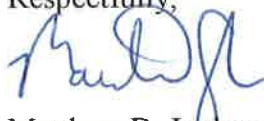
The Honorable Barbara R. Kapnick  
Supreme Court of the State of New York  
60 Centre Street  
New York, New York 10007

Re: *In re The Bank of New York Mellon* (651786/2011)

Dear Justice Kapnick:

We are in receipt of Mr. Loeser's July 1, 2013 letter to the Court regarding the Rescap bankruptcy proceeding. The letter is incomplete, inaccurate and misleading in material respects. It is improper in the midst of the ongoing hearing and should be disregarded. Therefore, unless the Court wishes us to respond further, we will not do so.

Respectfully,



Matthew D. Ingber

cc: All counsel