

SUPREME COURT OF THE STATE OF NEW YORK

NEW YORK COUNTY

~~BARBARA R. KAPNICK~~  
 Index Number: 651786/2011  
**BANK OF NEW YORK MELLON**  
 vs.  
**FOR AN ORDER PURSUANT TO**  
 SEQUENCE NUMBER: 001 011  
 LEAVE TO INTERVENE

PART 39

INDEX NO. \_\_\_\_\_  
 MOTION DATE \_\_\_\_\_  
 MOTION SEQ. NO. \_\_\_\_\_

The following papers, numbered 1 to \_\_\_\_\_, were read on this motion to/for \_\_\_\_\_

Notice of Motion/Order to Show Cause — Affidavits — Exhibits \_\_\_\_\_ | No(s). \_\_\_\_\_  
 Answering Affidavits — Exhibits \_\_\_\_\_ | No(s). \_\_\_\_\_  
 Replying Affidavits \_\_\_\_\_ | No(s). \_\_\_\_\_

Upon the foregoing papers, it is ordered that this motion ~~is~~ for leave to intervene is granted in accordance with the "omnibus order granting petitions to Intervene" signed by this Court on August 19, 2011.

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

Dated: 8/19/11

  
 \_\_\_\_\_, J.S.C.  
**BARBARA R. KAPNICK**

1. CHECK ONE: .....  CASE DISPOSED  NON-FINAL DISPOSITION
2. CHECK AS APPROPRIATE: ..... MOTION IS:  GRANTED  DENIED  GRANTED IN PART  OTHER
3. CHECK IF APPROPRIATE: .....  SETTLE ORDER  SUBMIT ORDER
- DO NOT POST  FIDUCIARY APPOINTMENT  REFERENCE