

EXHIBIT 3

**Amended First Log of Privileged Documents
In the Matter of the Application of the The Bank of New York Mellon**
Index No. 651786/2011

No.	Date	Author	Recipients	Privilege Asserted	Privilege Comments	Bates Range if Produced in Redacted Form
1	6/28/2010 16:05	Jeanne Naughton-Carr**	Robert Bailey*; Patrick Schmitter*; Lincoln Finkenberg*; Sean Fairweather*; Melissa Adelson; Kelly Crosson; Loretta A. Lundberg; Robert L. Griffin; Leo T. Crowley**; Shaileen E. Patton**	Attorney-Client Privilege	Attorney-client communication regarding institutional investors.	BNYM_CW-00249741 - BNYM_CW-00249742
2	10/18/2010 16:06	Kevin Heine	Robert Bailey*; Loretta A. Lundberg; Nandini Mani*; Patrick C. Schmitter*	Attorney-Client Privilege	Attorney-client communications regarding October 2010 notice of non-performance.	
3	2/16/2011 12:58	Robert Bailey*	Loretta Lundberg; Robert L. Griffin	Attorney-Client Privilege	Attorney-client communication regarding press related to Settlement Agreement.	
4	2/23/2011 16:29	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege	Attorney-client communication regarding Settlement Agreement.	
5	2/23/2011 16:32	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege	Attorney-client communication regarding Settlement Agreement.	
6	2/24/2011 6:25	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege	Attorney-client communication regarding Settlement Agreement.	
7	2/25/2011 9:06	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding expert materials.	
8 (Attachment)				Attorney-Client Privilege; Work Product	Work product prepared by potential experts at the direction of counsel.	
9 (Attachment)				Attorney-Client Privilege; Work Product	Work product prepared by potential experts at the direction of counsel.	

* Denotes name of inside counsel.

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10	2/25/2011 10:45	Robert Bailey*	Loretta Lundberg; Robert L. Griffin	Attorney-Client Privilege	Attorney-client regarding Settlement Agreement.	
11	3/4/2011 18:29	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
12	3/4/2011 19:29	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
13	3/4/2011 21:20	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
14	4/11/2011 19:07	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication and Settlement Communications regarding exception reports.	
15	4/11/2011 19:17	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication and Settlement Communications regarding exception reports.	
16	4/22/2011 13:05	Robert Bailey*	Robert L. Griffin; Loretta A. Lundberg; Gerard F. Facendola	Attorney-Client Privilege; Work Product	Attorney-client communications regarding selection and retention of experts.	
17	4/22/2011 13:33	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin; Gerard F. Facendola	Attorney-Client Privilege; Work Product	Attorney-client communication regarding selection and retention of experts.	
18	4/22/2011 14:18	Robert L. Griffin	Robert Bailey*; Gerard F. Facendola; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding selection and retention of experts.	
19	4/22/2011 14:27	Robert Bailey*	Robert L. Griffin; Gerard F. Facendola; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding selection and retention of experts.	

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20	4/22/2011 19:03	Robert Bailey*	Robert Griffin; Loretta Lundberg ; Gerard Facendola	Attorney-Client Privilege; Work Product	Attorney-client communications regarding selection and retention of experts.	
21	4/27/2011 8:48	Robert Bailey*	Loretta A. Lundberg; Robert L. Griffin; Gerard F. Facendola	Attorney-Client Privilege Attorney-Client Privilege; Work Product	Attorney-client communications concerning retention of experts.	
22	4/29/2011 9:30	Robert Bailey*	Loretta A. Lundberg; Gerard F. Facendola; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
23	4/29/2011 9:37	Loretta A. Lundberg	Robert Bailey*; Gerard F. Facendola; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
24	4/29/2011 9:40	Gerard F. Facendola	Robert Bailey*; Loretta A. Lundberg; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
25	4/29/2011 10:03	Robert Bailey*	Loretta A. Lundberg; Gerard F. Facendola; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
26	4/29/2011 10:09	Loretta A. Lundberg	Robert Bailey*; Gerard F. Facendola; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
27	4/29/2011 10:11	Robert Bailey*	Loretta A. Lundberg; Gerard F. Facendola; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
28	4/29/2011 10:49	Robert L. Griffin	Robert Bailey*; Gerard F. Facendola; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
29	5/3/2011 7:57	Robert Bailey*	Robert Griffin; Loretta Lundberg ; Gerard Facendola ; Jason Buechele	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts, attaching materials prepared by experts.	
30 (Attachment)				Attorney-Client Privilege; Work Product	Work product prepared by experts at the direction of counsel.	

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31	5/3/2011 8:25	Loretta A. Lundberg	Robert Bailey*; Gerard Facendola ; Jason Buechele; Robert Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding retention of experts.	
32	5/3/2011 8:55	Robert Bailey*	Loretta A. Lundberg; Gerard Facendola ; Jason Buechele; Robert Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding experts.	
33	5/3/2011 12:45	Robert Bailey*	Loretta A. Lundberg; Robert L. Griffin; Gerard F. Facendola	Attorney-Client Privilege; Work Product	Attorney-client communications concerning the selection of experts.	
34	5/6/2011 16:08	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding verification of holdings.	
35	5/6/2011 17:05	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding verification of holdings.	
36	5/6/2011 17:56	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding verification of holdings.	
37	5/9/2011 8:59	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding verification of holdings.	
38	5/9/2011 10:59	Robert Bailey*	Matthew Ingber** ; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding verification of holdings.	

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No.	Date	Author	Recipients	Privilege Asserted	Privilege Comments	Bates Range if Produced in Redacted Form
39	5/9/2011 12:34	Robert Bailey*	Sagi Tamir**; David Hakim**; Jason H.P. Kravitt**; Matthew Ingber**; Jason Buechele; Melissa J. Adelson; Kelly Crosse; Harold P. Fudali; Sean Fairweather*; Martin N. Feig; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement.	
40	(Attachment)			Work Product	Draft Settlement Agreement.	
41	(Attachment)			Work Product	Draft Settlement Agreement.	
42	(Attachment)			Work Product	Draft Settlement Agreement.	
43	5/9/2011 14:19	Matthew Ingber**	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
44	5/9/2011 14:35	Loretta A. Lundberg	Matthew Ingber**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
45	5/9/2011 14:50	Matthew Ingber**	Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
46	5/9/2011 19:39	Robert Bailey*	Loretta Lundberg; Robert Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Forbearance Agreement, attaching executed Forbearance Agreement.	BNYM_CW-00249732 - BNYM_CW-00249735

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No.	Date	Author	Recipients	Privilege Asserted	Privilege Comments	Bates Range if Produced in Redacted Form
47	5/9/2011 19:51	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Forbearance Agreement, Settlement Agreement and verification of holdings.	
48	5/9/2011 20:13	Robert Bailey*	Loretta Lundberg ; Robert Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Forbearance Agreement, Settlement Agreement and verification of holdings.	
49	5/9/2011 20:41	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Forbearance Agreement, Settlement Agreement and verification of holdings.	
50	5/13/2011 17:15	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching drafts.	
51 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
52 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
53	5/17/2011 10:31	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Verified Petition, attaching draft of Verified Petition.	
54 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Verified Petition.	
55	5/17/2011 17:51	Robert Bailey*	Loretta A. Lundberg; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
56	5/18/2011 6:51	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	

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57	5/22/2011 19:36	Robert Bailey*	Kelly Crosson; Loretta Lundberg ; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communications concerning draft Settlement Agreement, attaching work product.	
58 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
59	5/24/2011 12:32	Robert Bailey*	Robert L. Griffin; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
60	5/24/2011 12:40	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
61	5/24/2011 15:55	Robert L. Griffin	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
62	5/24/2011 19:24	Robert Bailey*	Jason Buechele; Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
63	5/24/2011 19:43	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement.	
64	5/24/2011 19:57	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement.	
65	5/24/2011 20:05	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss Settlement Agreement.	
66	5/24/2011 23:24	Jason Buechele	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
67	5/25/2011 6:32	Robert Bailey*	Jason Buechele; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	

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68	5/25/2011 7:23	Loretta A. Lundberg	Robert Bailey*; Jason Buechele	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
69	5/25/2011 8:53	Jason Buechele	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
70	5/25/2011 9:15	Robert Bailey*	Jason Buechele; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
71	5/25/2011 9:25	Jason Buechele	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
72	5/25/2011 9:52	Robert Bailey*	Jason Buechele; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding scheduling a meeting to discuss terms of Settlement Agreement.	
73	5/25/2011 12:00	Robert Bailey*	Jason Buechele; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
74	5/25/2011 12:42	Jason Buechele	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
75	5/26/2011 6:01	Robert Bailey*	Loretta Lundberg; Robert Griffin	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement and Institutional Investor Agreement, attaching draft agreements.	
76 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	

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77	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement. Attorney-client communication regarding draft Settlement Agreement, attaching attorney work product.	
78	5/26/2011 11:29	Loretta A. Lundberg	Suewan Johnson	Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
79	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement. Attorney-client communication regarding draft Settlement Agreement.	
80	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement. Attorney-client communication regarding draft Settlement Agreement.	
81	5/27/2011 12:12	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
82	5/27/2011 14:09	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
83	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
84	5/27/2011 15:57	Robert Bailey*	Matthew Ingber**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement.	
85	5/27/2011 15:57	Robert Bailey*	Matthew Ingber**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
86	5/27/2011 18:05	David Hakim**	Kevin McCarthy*; Jason H.P. Kravitt**; Hector Gonzalez**; Mauricio Espana**; Rebecca S. Kahan**; Sagi Tamir**; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement, attaching drafts.	
87	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	

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88	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
89	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
90	5/27/2011 18:35	Loretta A. Lundberg	Robert Bailey*; Robert L. Griffin	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement and Institutional Investor Agreement.	
91	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Institutional Investor Agreement.	
92	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
93	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
94	5/29/2011 11:42	Sagi Tamir**	Robert Bailey*; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching draft.	
95	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
96	5/29/2011 22:35	Matthew Ingber**	Kevin McCarthy*; Jason H.P. Kravitt**; Hector Gonzalez**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition, attaching draft.	
97	(Attachment)			Attorney-Client Privilege; Work Product	Draft Verified Petition.	
98	5/31/2011 9:48	Robert Bailey*	Jason Buechele, Kelly Crosson; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement, attaching drafts of Settlement Agreement.	

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99	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
100	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
101	5/31/2011 9:52	Kelly Crosson	Robert Bailey*; Jason Buechele; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement.	
102	5/31/2011 9:54	Robert Bailey*	Kelly Crosson; Jason Buechele; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
103	5/31/2011 10:03	Kelly Crosson	Robert Bailey*; Jason Buechele; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
104	5/31/2011 11:06	Jason Buechele	Robert Bailey*; Kelly Crosson; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
105	5/31/2011 11:08	Robert Bailey*	Jason Buechele; Kelly Crosson; Lincoln Finkenberg*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication concerning draft Settlement Agreement.	
106	6/1/2011 16:13	Robert Bailey*	Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition.	
107	6/1/2011 16:13	Robert Bailey*	Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition.	
108	6/1/2011 16:35	Jason H.P. Kravitt**	Robert Bailey*; Matthew Ingber**; Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition.	

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109	6/1/2011 19:52	Matthew Ingber**	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
110	6/1/2011 20:40	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
111	6/1/2011 21:04	Jason H. P. Kravitt**	Matthew Ingber**, Robert Bailey*, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
112	6/1/2011 21:07	Robert Bailey*	Matthew Ingber**, Hector Gonzalez**, Jason H.P. Kravitt**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition.	
113	6/1/2011 21:11	Jason H. P. Kravitt**	Robert Bailey*; Matthew Ingber**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding call to discuss draft Verified Petition.	
114	6/1/2011 21:22	Matthew Ingber**	Jason H.P. Kravitt**, Robert Bailey*, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
115	6/1/2011 21:34	Robert Bailey*	Matthew Ingber**, Jason H. P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
116	6/2/2011 6:10	Loretta A. Lundberg	Robert Bailey*; Matthew Ingber**, Jason H. P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	
117	6/2/2011 6:41	Robert Bailey*	Loretta A. Lundberg; Matthew Ingber**, Jason H. P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Verified Petition.	

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118	6/3/2011 9:23	Matthew Ingber**	Robert Bailey*; Loretta Lundberg; Jason H.P. Kravitt**; Sagi Tamir**; Hector Gonzalez**	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement and Institutional Investor Agreement, attaching drafts.	
119	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
120	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
121	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
122	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
123	6/3/2011 10:03	Sagi Tamir**	Robert Bailey*; Loretta Lundberg; Jason H.P. Kravitt**; Matthew Ingber**; Hector Gonzalez**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement and the Institutional Investor Agreements, attaching drafts.	
124	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
125	(Attachment)			Attorney-Client Privilege; Work Product	Attorney-work product related to draft of Settlement Agreement.	
126	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
127	(Attachment)			Attorney-Client Privilege; Work Product	Attorney-work product related to draft of Settlement Agreement.	
128	6/3/2011 10:30	Matthew Ingber**	Robert Bailey*; Loretta Lundberg; Rebecca S. Kahan**; Jason H. P. Kravitt**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
129	6/3/2011 11:22	Matthew Ingber**	Robert Bailey*; Loretta A. Lundberg; Rebecca S. Kahan**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of holdings.	

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130	6/3/2011 11:32	Loretta A. Lundberg	Matthew Ingber**; Rebecca S. Kahan**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
131	6/3/2011 11:32	Loretta A. Lundberg	Matthew Ingber**; Rebecca S. Kahan**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
132	6/3/2011 12:44	Matthew Ingber**	Loretta A. Lundberg; Rebecca S. Kahan**; Robert Bailey*	Work Product	Attorney-client communication regarding verification of investor holdings.	
133	6/3/2011 12:51	Rebecca S. Kahan**	Matthew Ingber**; Loretta A. Lundberg; Robert Bailey*	Work Product	Attorney-client communication regarding verification of investor holdings.	
134	6/3/2011 13:46	Loretta A. Lundberg	Rebecca S. Kahan**; Matthew Ingber**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding verification of investor holdings.	
135	6/3/2011 13:46	Loretta A. Lundberg	Rebecca S. Kahan**; Matthew Ingber**; Robert Bailey*	Work Product	Attorney-client communication regarding verification of investor holdings.	
136	6/4/2011 16:27	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement and Institutional Investor Agreement, attaching drafts.	
137	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
138	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	

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No.	Date	Author	Recipients	Privilege Asserted	Privilege Comments	Bates Range if Produced in Redacted Form
139	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
140	6/6/2011 12:11	Robert Bailey*	Jason Buechele; Kelly Crosson; Terry J. Chavez; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching drafts of Settlement Agreement.	
141	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
142	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
143	6/7/2011 10:33	Robert Bailey*	Sagi Tamir**; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
144	6/7/2011 10:33	Robert Bailey*	Sagi Tamir**; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
145	6/7/2011 10:48	Jason H. P. Kravitt**	Robert Bailey*; Sagi Tamir**; Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
146	6/7/2011 11:02	Robert Bailey*	Robert Bailey*; Jason Buechele; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
147	6/7/2011 11:32	Jason H. P. Kravitt**	Robert Bailey*; Sagi Tamir**; Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	

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148	6/7/2011 11:37	Matthew Ingber**	Jason H.P. Kravitt**; Robert Bailey*; Sagi Tamir**; Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
149	6/7/2011 11:55	Robert Bailey*	Jason H. P. Kravitt**, Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
150	6/7/2011 11:55	Robert Bailey*	Jason H. P. Kravitt**, Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
151	6/7/2011 11:58	Loretta A. Lundberg	Robert Bailey*; Jason H.P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
152	6/7/2011 11:58	Loretta A. Lundberg	Robert Bailey*; Jason H.P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
153	6/7/2011 11:59	Jason H. P. Kravitt**	Robert Bailey*; Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
154	6/7/2011 12:05	Jason H. P. Kravitt**	Loretta A. Lundberg; Robert Bailey*; Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
155	6/7/2011 12:14	Robert Bailey*	Jason H. P. Kravitt**, Hector Gonzalez**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	

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156	6/7/2011 12:14	Robert Bailey*	Jason H. P. Kravitt**, Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss Settlement Agreement and Institutional Investor Agreement.	
157	6/7/2011 12:44	Jason H. P. Kravitt**	Robert Bailey*; Hector Gonzalez**, Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement and Institutional Investor Agreement.	
158	6/7/2011 13:26	Jason Buechele	Robert Bailey*; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
159	6/7/2011 16:06	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement, attaching attorney work product.	
160	(Attachment)			Attorney-Client Privilege; Work Product	Attorney work product related to Settlement Agreement.	
161	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
162	6/8/2011 11:51	Robert Bailey*	Jason Buechele; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
163	6/8/2011 11:58	Jason Buechele	Robert Bailey*; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
164	6/8/2011 11:58	Robert Bailey*	Jason Buechele; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	

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165	6/8/2011 13:00	Jason Buechele	Robert Bailey*; Kelly Crosson; Loretta A. Lundberg; Terry J. Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
166	6/8/2011 18:36	Matthew Ingber**	Loretta A. Lundberg; Robert Bailey*; Rebecca S. Kahan**; Jason H. P. Kravitt**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding calculation of voting rights.	
167				Attorney-Client Privilege; Work Product	Documentation related to calculation of voting rights.	
168	6/14/2011 18:52	Matthew Ingber**	Robert Bailey*; Loretta A. Lundberg; Jason Buechele; Sagi Tamir**; Jason H. P. Kravitt**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
169	6/14/2011 19:53	Loretta A. Lundberg	Matthew Ingber**, Robert Bailey*; Jason Buechele; Sagi Tamir**; Jason H. P. Kravitt**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
170	6/15/2011 9:25	Matthew Ingber**	Loretta A. Lundberg; Robert Bailey*; Jason Buechele; Sagi Tamir**; Jason H. P. Kravitt**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
171	6/15/2011 10:01	Jason Buechele	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding discussion of terms of Settlement Agreement.	
172	6/15/2011 10:06	Loretta A. Lundberg	Jason Buechele	Attorney-Client Privilege; Work Product	Communication regarding attorney-client communication regarding discussion of terms of Settlement Agreement.	
173	6/15/2011 13:32	Sagi Tamir**	Loretta A. Lundberg; Matthew Ingber**	Attorney-Client Privilege	Attorney client communication regarding conference call to discuss draft Settlement Agreement.	

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174	6/15/2011 13:33	Loretta A. Lundberg	Jason Buechele	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss Settlement Agreement.	
175	6/15/2011 13:34	Matthew Ingber**	Loretta A. Lundberg; Sagi Tamir**	Attorney-Client Privilege	Attorney client communication regarding conference call to discuss draft Settlement Agreement.	
176	6/15/2011 13:36	Loretta A. Lundberg	Matthew Ingber**	Attorney-Client Privilege	Attorney client communication regarding conference call to discuss draft Settlement Agreement.	
177	6/20/2011 9:34	Robert Bailey*	Sagi Tamir**; Kelly Crosson; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
178	6/20/2011 9:56	Sagi Tamir**	Robert Bailey*; Kelly Crosson; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
179	6/20/2011 10:00	Robert Bailey*	Sagi Tamir**; Kelly Crosson; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
180	6/20/2011 10:00	Robert Bailey*	Sagi Tamir**; Kelly Crosson; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
181	6/20/2011 10:06	Sagi Tamir**	Robert Bailey*; Kelly Crosson; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
182	6/20/2011 10:50	Kelly Crosson	Robert Bailey*; Sagi Tamir**; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
183	6/20/2011 12:01	Sagi Tamir**	Kelly Crosson; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement.	

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184	6/20/2011 12:05	Loretta A. Lundberg	Sagi Tamir**; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement.	
185	6/20/2011 12:05	Loretta A. Lundberg	Sagi Tamir**; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding call to discuss draft Settlement Agreement.	
186	6/20/2011 12:42	Kelly Crosson	Sagi Tamir**; Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding call to discuss Settlement Agreement.	
187	6/20/2011 12:44	Sagi Tamir**	Loretta A. Lundberg; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding call to discuss draft Settlement Agreement.	
188	6/20/2011 12:46	Sagi Tamir**	Kelly Crosson; Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communications regarding call to discuss draft Settlement Agreement.	
189	6/20/2011 17:22	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching drafts.	
190 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
191 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
192 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
193	6/20/2011 17:26	Loretta A. Lundberg	Sagi Tamir**; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	

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194	6/20/2011 17:26	Loretta A. Lundberg	Sagi Tamir**; Hector Gonzalez**, Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
195	6/20/2011 17:29	Sagi Tamir**	Loretta A. Lundberg; Hector Gonzalez**; Jason H.P. Kravitt**; Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
196	6/21/2011 11:48	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft memorandum of law, attaching draft.	
197 (Attachment)				Attorney-Client Privilege; Work Product	Draft Verified Petition.	
198	6/21/2011 13:57	Robert Bailey*	Sagi Tamir**; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
199	6/21/2011 14:09	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
200	6/21/2011 16:14	Matthew Ingber**	Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication concerning recommendation from Mayer Brown regarding retention of expert, attaching memo.	
201 (Attachment)				Attorney-Client Privilege; Work Product	Memorandum from Mayer Brown containing legal advice related to retention of experts.	
202	6/21/2011 16:50	Sagi Tamir**	Jason Buechele; Kelly Crosson; Terry Chavez; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication attaching draft Settlement Agreement.	
203 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
204 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	

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205	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
206	6/21/2011 16:53	Loretta A. Lundberg	Sagi Tamir**; Jason Buechele; Kelly Crosson; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
207	6/21/2011 16:53	Loretta A. Lundberg	Sagi Tamir**; Jason Buechele; Kelly Crosson; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
208	6/21/2011 17:20	Terry J. Chavez	Loretta A. Lundberg; Sagi Tamir**; Jason Buechele; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
209	6/21/2011 17:33	Loretta A. Lundberg	Terry J. Chavez; Sagi Tamir**; Jason Buechele; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
210	6/21/2011 17:33	Loretta A. Lundberg	Terry J. Chavez; Sagi Tamir**; Jason Buechele; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
211	6/21/2011 17:48	Kelly Crosson	Loretta A. Lundberg; Sagi Tamir**; Jason Buechele; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
212	6/21/2011 19:05	Sagi Tamir**	Kelly Crosson; Jason Buechele; Robert Bailey*; Terry Chavez; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	

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213	6/21/2011 21:38	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney client communication regarding draft Settlement Agreement.	
214	6/22/2011 10:33	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg; Jason H.P. Kravitt**; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching draft of Settlement Agreement.	
215	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
216	6/22/2011 11:41	Jason Buechele	Sagi Tamir**; Kelly Crosson; Loretta A. Lundberg; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
217	6/22/2011 11:44	Sagi Tamir**	Jason Buechele; Kelly Crosson; Terry Chavez; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication attaching draft Settlement Agreement and attaching draft Settlement Agreements.	
218	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
219	6/22/2011 11:46	Sagi Tamir**	Jason Buechele; Kelly Crosson; Loretta A. Lundberg; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
220	6/22/2011 11:56	Jason Buechele	Sagi Tamir**; Kelly Crosson; Loretta A. Lundberg; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	

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221	6/22/2011 11:57	Jason Buechele	Sagi Tamir** ; Kelly Crosson; Loretta A. Lundberg; Robert Bailey* ; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
222	6/22/2011 12:01	Sagi Tamir**	Jason Buechele; Kelly Crosson; Loretta A. Lundberg; Robert Bailey* ; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
223	6/23/2011 15:20	Sagi Tamir**	Jason Buechele; Robert Bailey* ; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communications regarding draft Settlement Agreement, attaching draft of Settlement Agreement.	
224 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
225	6/23/2011 15:56	Jason Buechele	Sagi Tamir** ; Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching draft of Settlement Agreement.	
226 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
227	6/23/2011 15:56	Jason Buechele	Sagi Tamir** ; Loretta A. Lundberg; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching draft of Settlement Agreement.	
228 (Attachment)				Attorney-Client Privilege; Work Product	Draft of Settlement Agreement.	
229	6/23/2011 17:06	Jason Buechele	Kelly Crosson; Loretta A. Lundberg; Sagi Tamir** ; Robert Bailey* ; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	

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230	6/23/2011 17:06	Jason Buechele	Kelly Crosson; Loretta A. Lundberg; Sagi Tamir**; Robert Bailey*; Terry Chavez	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
231	6/23/2011 17:47	Jason H. P. Kravitt**	Robert Bailey*; Matthew Ingber**; Rebecca S. Kahan**; Loretta A. Lundberg; Patrick Schmitter*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding terms of Settlement Agreement.	
232	6/23/2011 18:14	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding BNY Mellon media statements, drafted at the direction of counsel.	
233	(Attachment)			Attorney-Client Privilege; Work Product	Draft Media Statements, incorporating comments from counsel.	
234	6/24/2011 9:42	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding indemnification of Trustee, attaching draft.	
235	(Attachment)			Attorney-Client Privilege; Work Product	Draft letter regarding indemnity.	
236	6/24/2011 19:09	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg; Jason H.P. Kravitt**; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement, attaching draft.	
237	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
238	6/24/2011 19:12	Sagi Tamir**	Jason Buechele; Kelly Crosson; Terry Chavez; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication attaching drafts of Settlement Agreement.	

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239	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
240	6/26/2011 12:04	Sagi Tamir**	Robert Bailey*; Loretta A. Lundberg; Jason H.P. Kravitt**; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement, attaching drafts.	
241	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
242	(Attachment)			Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
243	6/26/2011 12:14	Sagi Tamir**	Jason Buechele; Kelly Crosson; Terry Chavez; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication attaching draft Settlement Agreement.	
244	(Attachment)			Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
245	6/27/2011 9:37	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Indemnity Guaranty, attaching draft.	
246	(Attachment)			Attorney-Client Privilege; Work Product	Draft Indemnity Guaranty.	
247	(Attachment)			Attorney-Client Privilege; Work Product	Draft Indemnity Guaranty.	
248	6/27/2011 14:36	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of responses to inquiries related to Settlement Agreement.	
249	(Attachment)			Attorney-Client Privilege; Work Product	Draft of responses to inquiries related to Settlement Agreement.	

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250	6/27/2011 16:43	Robert Bailey*	Debra A. Baker; Richard P. Stanley; Douglas F. Chapman; Robert L. Griffin; Loretta A. Lundberg; Jason Buechele; Jeffrey C. Tomek; Melissa J. Adelson	Attorney-Client Privilege; Work Product	Attorney-client communication regarding recommendation from Mayer Brown.	
251	(Attachment)			Attorney-Client Privilege; Work Product	Mayer Brown recommendation.	
252	6/27/2011 22:25	Matthew Ingber**	Robert Bailey*; Loretta A. Lundberg; Jason H.P. Kravitt**; Hector Gonzalez**; Mauricio Espana**; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition and Verification, attaching drafts.	
253	(Attachment)			Attorney-Client Privilege; Work Product	Draft Verified Petition.	
254	(Attachment)			Attorney-Client Privilege; Work Product	Draft Verification.	
255	6/28/2011 9:23	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft media statements regarding Settlement Agreement, drafted at the direction of counsel.	
256	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statements prepared at the direction of counsel.	
257	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statements prepared at the direction of counsel.	
258	6/28/2011 10:41	Jason H. P. Kravitt**	Loretta A. Lundberg; Kevin McCarthy*; Matthew Ingber**	Attorney-Client Privilege	Attorney-client communication regarding confidential percentage referred to in Paragraph 4(b) of Settlement Agreement.	

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No.	Date	Author	Recipients	Privilege Asserted	Privilege Comments	Bates Range if Produced in Redacted Form
259	6/28/2011 10:42	Loretta A. Lundberg	Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Mauricio Espana**; Robert Bailey*; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition and Verification.	
260	6/28/2011 10:42	Loretta A. Lundberg	Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Mauricio Espana**; Robert Bailey*; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition and Verification.	
261	6/28/2011 10:46	Matthew Ingber**	Loretta A. Lundberg; Hector Gonzalez**; Jason H.P. Kravitt**; Mauricio Espana**; Robert Bailey*; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Verified Petition and Verification.	
262	6/28/2011 10:51	Mauricio Espana**	Loretta A. Lundberg; Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Robert Bailey*; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Petition and Verification.	
263	(Attachment)			Attorney-Client Privilege; Work Product	Draft Verification.	
264	6/28/2011 11:46	Kevin Heine	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft media statements regarding Settlement Agreement, drafted at the direction of counsel.	
265	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statement, prepared at the direction of counsel.	
266	(Attachment)			Attorney-Client Privilege; Work Product	Draft of media statement prepared at the direction of counsel.	

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267	6/28/2011 12:29	Jason H. P. Kravitt**	Robert Bailey*; Kevin McCarthy*; Matthew Ingber**; Hector Gonzalez**	Attorney-Client Privilege	Attorney-client communication regarding Settlement and letter from the FHFA, attaching letter from FHFA.	BNYM_CW-00249552 - BNYM_CW-00249552
268	6/28/2011 15:45	Robert Bailey*	Matthew Ingber**; Hector Gonzalez**; Jason H.P. Kravitt**; Loretta A. Lundberg	Attorney-Client Privilege; Work Product Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition, attaching draft. Draft Verified Petition.	
269	(Attachment)					
270	6/28/2011 15:47	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft media statements regarding Settlement Agreement, drafted at the direction of counsel.	
271	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statement prepared at the direction of counsel.	
272	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statement, prepared at the direction of counsel.	
273	6/28/2011 16:05	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding disclosure of Settlement Agreement.	
274	6/28/2011 16:11	Loretta A. Lundberg	Richard P. Stanley; Debra A. Baker; Harold P. Fudali; Melissa J. Adelson; Kelly Crosson; Robert Bailey*	Attorney-Client Privilege; Work Product	Communication regarding announcement of Settlement Agreement, attaching attorney work product.	
275	(Attachment)			Attorney-Client Privilege; Work Product	Draft Protocol prepared by counsel.	

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276	6/28/2011 16:22	Robert Bailey*	Kevin McCarthy*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft media statements regarding Settlement Agreement, drafted at the direction of counsel.	
277	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statement prepared at the direction of counsel.	
278	(Attachment)			Attorney-Client Privilege; Work Product	Draft media statements prepared at the direction of counsel.	
279	6/28/2011 16:50	Robert Bailey*	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Loretta A. Lundberg; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
280	6/28/2011 16:50	Robert Bailey*	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Loretta A. Lundberg; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	
281	6/28/2011 16:50	Loretta A. Lundberg	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition.	
282	6/28/2011 16:50	Loretta A. Lundberg	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition.	
283	6/28/2011 16:56	Loretta A. Lundberg	Robert Bailey*; Hector Gonzalez**, Jason H.P. Kravitt**, Matthew Ingber**, Jason Buechele	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Settlement Agreement.	

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284	6/28/2011 18:48	Mauricio Espana**	Loretta A. Lundberg; Robert Bailey*; Hector Gonzalez**; Matthew Ingber**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition, attaching draft.	
285	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Verified Petition.	
286	(Attachment)			Attorney-Client Privilege; Work Product	Draft of Verified Petition.	
287	6/28/2011 19:05	Loretta A. Lundberg	Mauricio Espana**; Hector Gonzalez**; Matthew Ingber**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition.	
288	6/28/2011 19:05	Loretta A. Lundberg	Mauricio Espana**; Hector Gonzalez**; Matthew Ingber**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition.	
289	6/28/2011 19:08	Matthew Ingber**	Loretta A. Lundberg; Mauricio Espana**; Hector Gonzalez**; Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of Verified Petition.	
290	6/28/2011 19:21	Robert Bailey*	Loretta Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft of coverage of Settlement Agreement.	
291	6/28/2011 19:23	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege	Attorney-client communication regarding media coverage of Settlement Agreement.	
292	6/28/2011 19:25	Loretta A. Lundberg	Matthew Ingber**; Kevin McCarthy*	Attorney-Client Privilege	Attorney-client communication regarding approval of Settlement Agreement.	
293	6/28/2011 19:30	Kevin McCarthy*	Matthew D. Ingber**; Robert Bailey*; Loretta A. Lundberg	Attorney-Client Privilege	Attorney-client communication regarding approval of Settlement Agreement.	

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294	6/28/2011 20:37	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege	Attorney-client communication regarding press related to Settlement Agreement.	
295	6/28/2011 20:37	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege	Attorney-client communication regarding approval of Settlement Agreement.	
296	6/28/2011 21:01	Robert Bailey*	Troy Kilpatrick; Debra Baker; Richard Stanley; Robert Griffin; Eric Kamback; Loretta Lundberg	Attorney-Client Privilege	Attorney-client communication regarding announcement of Settlement Agreement.	
297	6/28/2011 21:03	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege	Attorney-client communication regarding announcement of Settlement Agreement.	
298	6/28/2011 21:31	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
299	6/28/2011 21:31	Debra A. Baker	Robert Bailey*; Troy Kilpatrick; Richard P. Stanley; Robert L. Griffin; Eric D. Kamback; Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding filing of Article 77 proceeding.	
300	6/28/2011 21:37	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
301	6/28/2011 21:39	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
302	6/28/2011 21:41	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement.	
303	6/28/2011 22:05	Loretta A. Lundberg	Kevin Heine	Attorney-Client Privilege; Work Product	Communication regarding attorney-client communication addressing announcement of Settlement Agreement.	

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304	6/28/2011 22:08	Matthew Ingber**	Loretta A. Lundberg; Robert Bailey*; Jason Buechele; Jason H.P. Kravitt**; Sagi Tamir**	Attorney-Client Privilege; Work Product	Attorney-client communication regarding revisions to draft Settlement Agreement and Institutional Investor Agreement, attaching attorney work product.	
305 (Attachment)				Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
306 (Attachment)				Attorney-Client Privilege; Work Product	Draft Institutional Investor Agreement.	
307 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
308 (Attachment)				Attorney-Client Privilege; Work Product	Draft Settlement Agreement.	
309	6/28/2011 22:18	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
310	6/28/2011 22:22	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
311	6/28/2011 22:22	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
312	6/28/2011 22:23	Loretta A. Lundberg	Robert Bailey*	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	

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313	6/28/2011 22:26	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
314	6/28/2011 22:29	Robert Bailey*	Loretta A. Lundberg	Attorney-Client Privilege; Work Product	Attorney-client communication regarding draft Settlement Agreement and Institutional Investor Agreement.	
315	6/28/2011 22:33	Loretta A. Lundberg	Robert Bailey*; Jason Buechele	Attorney-Client Privilege; Work Product	Attorney-client communication regarding Settlement Agreement.	
316	5/2/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Materials prepared by Navigant Consulting at the direction of counsel as part of process for retaining experts.	
317	5/3/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Materials prepared by NERA Economic Consulting at the direction of counsel as part of process for retaining experts.	
318	5/9/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Draft of Settlement Agreement dated 5/9/2011 with handwritten comments.	
319	6/4/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product.	Drafts of Settlement Agreement and Institutional Investor Agreement dated 6/11/2011 with handwritten comments.	
320	6/25/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Draft of Settlement Agreement dated 6/25/2011 with handwritten comments.	

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321	6/25/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Draft of Institutional Investor Agreement dated 6/25/2011 with handwritten comments.	
322		Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Draft Press Releases announcing Settlement.	
323	6/27/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product	Draft Verified Petition with handwritten comments. Comments to draft media statements prepared at the direction of counsel with handwritten comments.	
324	6/28/2011	Loretta A. Lundberg (Hard Copy Document)		Attorney Work Product		

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