

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT 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),

Petitioner,

-against-

AMERICAN INTERNATIONAL GROUP, INC., AMERICAN GENERAL ASSURANCE COMPANY, AMERICAN GENERAL LIFE AND ACCIDENT INSURANCE COMPANY, AMERICAN GENERAL LIFE INSURANCE COMPANY, AMERICAN GENERAL LIFE INSURANCE COMPANY OF DELAWARE, AMERICAN HOME ASSURANCE COMPANY, AMERICAN INTERNATIONAL LIFE ASSURANCE COMPANY OF NEW YORK, CHARTIS PROPERTY CASUALTY COMPANY, CHARTIS SELECT INSURANCE COMPANY, COMMERCE AND INDUSTRY INSURANCE COMPANY, FIRST SUNAMERICA LIFE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA, NEW HAMPSHIRE INSURANCE COMPANY, SUNAMERICA ANNUITY AND LIFE ASSURANCE COMPANY, SUNAMERICA LIFE INSURANCE COMPANY, THE INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA, THE UNITED STATES LIFE INSURANCE COMPANY IN THE CITY OF NEW YORK, THE VARIABLE ANNUITY LIFE INSURANCE COMPANY, and WESTERN NATIONAL LIFE INSURANCE COMPANY (collectively "AIG") (objectors-proposed intervenors),

Respondents,

for an order pursuant to CPLR § 7701 seeking judicial instructions and approval of a proposed settlement.

No. 11-CIV-5988

Assigned to: Hon. William H. Pauley

NOTICE OF INTENTION
TO APPEAR AND
OBJECT

PLEASE TAKE NOTICE that, upon the Initial Order of the Supreme Court of New York, dated June 29, 2011 (Mot. Seq. No. 001) and the Order of that Court dated August 5, 2011, which modified the Initial Order, AIG, a Potentially Interested Person, hereby files this

Notice of Intention to Appear and Object.

As grounds therefor, AIG states that it does not have sufficient information at this time to fully evaluate the settlement and that it will be necessary to conduct discovery to determine the actual facts behind BoNY's proposal. AIG hereby incorporates by reference the arguments and positions set forth in its Verified Petition to Intervene filed in the state court action, Doc. No. 131. The filing of this objection in no way alters the relief AIG requests in its Verified Petition to Intervene or may seek in this proceeding. AIG reserves all of its rights, including the right to seek and participate in discovery concerning the proposed settlement.

WHEREFORE, AIG respectfully gives its notice of intention to appear and object in the above-captioned matter.

DATED: August 30, 2011

REILLY POZNER LLP

By: *s/ Michael A. Rollin*
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*Attorneys for American International
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CERTIFICATE OF SERVICE

This is to certify that on this 30th day of August 2011, a true and correct copy of the Notice of Intention to Appear and Object was served on the following counsel of record as indicated below by overnight delivery:

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Dated: August 30, 2011

s/ Michael A. Rollin

Michael A. Rollin