

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,

-against-

WALNUT PLACE LLC, *et al.*,

Intervenor-Respondents.

Index No. 651786/2011

Assigned to: Kapnick, J.

**STIPULATION REGARDING A CERTAIN *AMICUS CURIAE* SUBMISSION OF
THE NEW YORK STATE ATTORNEY GENERAL AND THE
DELAWARE DEPARTMENT OF JUSTICE**

WHEREAS on April 4, 2012, the Court signed orders to show cause for three motions in the above-captioned Article 77 proceeding (“the Proceeding”), namely an order to show cause why the court should not convert this special proceeding to a plenary action; an order to show cause on discovery; and an order to show cause regarding the standard of review and scope of discovery (collectively, “the Motions”), all of which are returnable before Justice Kapnick on Tuesday, April 24, 2012 at two o’clock in the afternoon; and

WHEREAS the Office of the New York State Attorney General (“NYAG”) and the Delaware Department of Justice (“DDOJ”) have moved by orders to show cause for leave to intervene in the Proceeding, but are not yet parties to the Proceeding; and

WHEREAS NYAG and DDOJ seek to submit briefing and to be heard at oral argument on the Motions; and

WHEREAS no party objects to NYAG's and DDOJ's submission of briefing on, and argument of, the Motions in the capacity of *amicus curiae*;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that

1. NYAG and DDOJ shall file and serve electronically an *amicus* submission no later than Thursday, April 19, 2012; and
2. Petitioners shall file and serve electronically reply papers, if any, no later than Monday, April 23, 2012; and
3. Properly bound and tabbed working copies of all papers shall be filed with the clerk in IA Part 39, 60 Centre Street, Rm. 208, by 4:30 P.M. upon each of the foregoing dates.


Dated: April 19, 2012
New York, New York

DELAWARE DEPARTMENT OF JUSTICE

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*Attorneys for the People of the State of
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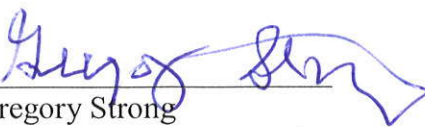
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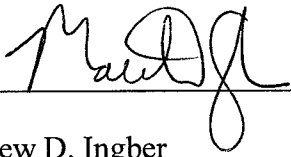
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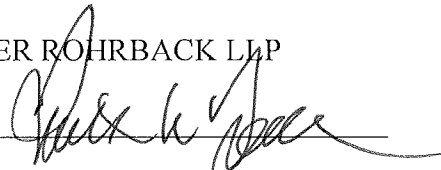
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