

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: BARBARA R. KAPNICK
Justice

PART 39

Index Number : 651786/2011
BANK OF NEW YORK MELLON
vs.
FOR AN ORDER PURSUANT TO
SEQUENCE NUMBER : 028
SUBST/RELIEVE/WITHDRAW COUNSEL

INDEX NO. 651786/11
MOTION DATE
MOTION SEQ. NO. 028

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

MOTION IS DECIDED IN ACCORDANCE WITH
ACCOMPANYING MEMORANDUM DECISION

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

Dated: 5/30/12

Signature of Barbara R. Kapnick, J.S.C.

- 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

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK : IAS PART 39**

-----X
THE BANK OF NEW YORK MELLON, et al.,

Petitioners,

-against-

DECISION/ORDER

Index No. 651786/11

Motion Seq. No. 028

FEDERAL HOME LOAN BANK OF BOSTON; FEDERAL HOME LOAN BANK OF CHICAGO; FEDERAL HOME LOAN BANK OF INDIANAPOLIS; FEDERAL HOME LOAN BANK OF PITTSBURGH; FEDERAL HOME LOAN BANK OF SAN FRANCISCO; and FEDERAL HOME LOAN BANK OF SEATTLE (Intervenor-respondents),

Intervenor-Respondents,

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

-----X
BARBARA R. KAPNICK, J.:

This motion for an order admitting David J. Ko, Esq. of the law firm of Keller Rohrback, L.L.P. *pro hac vice* is granted without opposition.

David J. Ko, Esq. may participate in this action on behalf of Intervenors Federal Home Loan Banks of Boston, Chicago and Indianapolis and shall at all times be associated with counsel who is a member in good standing of the Bar of the State of New York and is attorney of record for the parties in question and all pleadings, briefs and other papers filed with the court shall be

signed by the attorney of record, who shall be held responsible for such papers and for the conduct of this action; and it is further

ORDERED that pursuant to Section 520.11 of the Rules of the Court of Appeals and Section 602.2 of the Rules of the Appellate Division, First Department, the attorney hereby admitted *pro hac vice* shall abide by the standards of professional conduct imposed upon members of the New York Bar, including the Rules of the Courts governing the conduct of attorneys and the Rules of Professional Conduct; and it is further

ORDERED that the attorney hereby admitted *pro hac vice* shall be subject to the jurisdiction of the courts of the State of New York with respect to any acts occurring during the course of his participation in this matter; and it is further

ORDERED that said counsel shall notify the court immediately of any matter or event in this or any other jurisdiction which affects his standing as a member of the Bar.

This constitutes the decision and order of this Court.

Dated: May 30, 2012



BARBARA R. KAPNICK
J.S.C.

**BARBARA R. KAPNICK
J.S.C**