

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,

for an order, pursuant to C.P.L.R. § 7701, seeking judicial instructions and approval of a proposed settlement.

Index No. 651786/2011

Assigned to: Kapnick, J.

**AFFIDAVIT OF CLARE PENNINGTON  
IN SUPPORT OF *PRO HAC VICE* ADMISSION**

CLARE PENNINGTON, being duly sworn, deposes and says:

1. I am a member of the firm of Reilly Pozner LLP, 1900 16<sup>th</sup> Street, Suite 1700, Denver, Colorado 80202, counsel for AIG in this litigation. I am familiar with the proceedings in this case, have personal knowledge of the facts set forth herein and make this affidavit in support of the application of Michael A. Rollin, Esq. of Reilly Pozner LLP, attorneys of record for AIG, to admit me as counsel *pro hac vice* to represent AIG in this matter, together with Mr. Rollin, pursuant to 22 NYCRR 520.11(a)(1) and 22 NYCRR 602.2(a).


2. As evidenced by the attached Certificate of Good Standing, I am an active member in good standing of the Bar of the State of Colorado, having been admitted to practice law in Colorado on October 23, 2006.

3. I am familiar with, and agree to be bound by, the standards of professional conduct imposed upon members of the New York bar, including the rules of court governing the conduct of attorneys and the Disciplinary Rules of the Code of Professional Responsibility. I

acknowledge and agree that I 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 my participation in this matter.

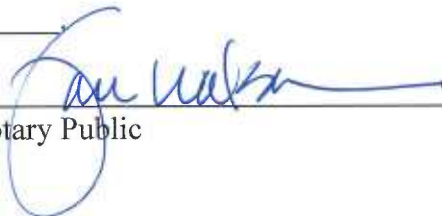
4. There are no disciplinary proceedings pending against me in the State of Colorado or in any other jurisdiction, nor have there ever been any such proceedings brought against me in any jurisdiction.

5. I have applied for *pro hac vice* admission in one other matter pending before this Court, captioned *Jefferies & Company, Inc. v. Ascent Solar Technologies, Inc.*, Index No. 652862/2011 pending before Justice Ramos. As of the date of this affidavit, that *pro hac vice* application has not yet been granted. To the best of my recollection I have not previously been admitted *pro hac vice* in any other matter in this Court.

  
Clare Pennington

SUBSCRIBED AND SWORN TO before me this 18<sup>th</sup> day of October, 2012.  
WITNESS my Hand and Official Seal.

My Commission Expires: 9-11-13

  
Notary Public



# SUPREME COURT



## State of Colorado,

STATE OF COLORADO, ss:

I, Christopher T. Ryan Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Clare Pennington

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 23th

day of October A. D. 2006 and that at the date hereof the said Clare Pennington

is in good standing at this Bar.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

16th day of October A. D. 2012

Christopher T. Ryan

Clerk

By Elvira Mondragon

Deputy Clerk

