

Exhibit 73
to
Affidavit of Daniel M. Reilly
in Support of Joint Memorandum of
Law in Opposition to Proposed Settlement

From: Kravitt, Jason H. P. <JKravitt@mayerbrown.com>
Sent: Saturday, April 23, 2011 9:59 AM
To: 'Kahan, Marcel' <marcel.kahan@nyu.edu>
Subject: RE: Some help

Thanks very much Marcel. You come so highly recommended (by Professors Adler and Allen), however, may I ask when you will be returning? Thanks.

-----Original Message-----

From: Kahan, Marcel [<mailto:marcel.kahan@nyu.edu>]
Sent: Friday, April 22, 2011 7:11 PM
To: Kravitt, Jason H. P.
Subject: RE: Some help

Hi Jason

I am in the middle of a family vacation, so I think you are better off looking for a different expert.

Sincerely

Marcel

From: Kravitt, Jason H. P. [JKravitt@mayerbrown.com]
Sent: Friday, April 22, 2011 5:40 PM
To: Adler, Barry; mk1@nyu.edu
Cc: wtallen@wlrk.com; Ingber, Matthew D.
Subject: Re: Some help

Somehow we missed each other.

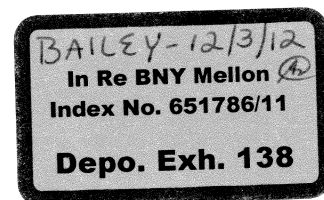
May I inquire if there is a convenient time to talk this evening or over the weekend? I would be happy to call you or to give you a number to call me.

Thanks for your help.

Jason H.P. Kravitt
Mayer Brown LLP
1675 Broadway
New York, N.Y. 10019
Phone: 212 506 2622
Fax: 212 262 1910
Blackberry: 312 493 8865

----- Original Message -----

From: Adler, Barry <barry.adler@nyu.edu>
To: Kravitt, Jason H. P.; mk1@nyu.edu <mk1@nyu.edu>
Cc: wtallen@wlrk.com <wtallen@wlrk.com>; Ingber, Matthew D.
Sent: Fri Apr 22 11:26:58 2011



Subject: RE: Some help

Better if I call you at 4:30. What number should I call?

Barry E. Adler
NYU School of Law
Ph: (212) 998-6660
Fx: (646) 349-1747

From: Kravitt, Jason H. P. [JKravitt@mayerbrown.com]
Sent: Friday, April 22, 2011 12:19 PM
To: Adler, Barry; mkl@nyu.edu
Cc: wtallen@wlrk.com; Ingber, Matthew D.
Subject: RE: Some help

I'd be delighted to have you work with your colleague should you so wish. Let's talk at the time that you suggest. I think that the timing is okay as (i) my firm has researched both issues and can give you a big head start, and (ii) you would have all of next week to reach your conclusions and then discuss them orally with us. Should I call you at the phone number referred to below? Thanks for your consideration. We appreciate it.

-----Original Message-----

From: Adler, Barry [<mailto:barry.adler@nyu.edu>]
Sent: Friday, April 22, 2011 11:05 AM
To: Kravitt, Jason H. P.; mkl@nyu.edu
Cc: wtallen@wlrk.com
Subject: RE: Some help

Jason: As Bill suggests, this might be something ideal for Marcel and me to work on together, though I'm not sure about Marcel's availability. Of the issues you raise, the one on which I am most confident I can contribute expertise is substantive consolidation under the bankruptcy laws. I also teach and have written on contract law and could perhaps also offer an opinion on your causation question, though I'd need to know more about the question. The main concern I have about the project is timing. I may have some time to devote to this on Sunday and could talk to you briefly later this afternoon, but I don't have a lot of time today or tomorrow. Should we arrange a time to talk later this afternoon? Say at 4:30? I'll try to reach Marcel by then as well. Please let me know.

Barry

Barry E. Adler
NYU School of Law
Ph: (212) 998-6660
Fx: (646) 349-1747

From: Kravitt, Jason H. P. [JKravitt@mayerbrown.com]
Sent: Friday, April 22, 2011 11:09 AM
To: mk1@nyu.edu; Adler, Barry
Cc: wtallen@wlrk.com
Subject: FW: Some help

Good morning Professors. My name is Jason Kravitt. I am a senior partner at the law firm of Mayer Brown LLP, and an Adjunct Professor at NYU School of Law where I teach the Law of Securitization. Dean Allen was kind enough to forward your names to me.

I have attached the email below in order for you to obtain a quick summary of the issues involved and what our client would be asking from you. In fact, the opinion would not have to conclude as to which party was right or wrong with regard to the legal issues at hand, but merely that if the Defendants made such arguments, there was a substantial (or perhaps, "reasonable") chance that they would win on such arguments. This is because the Trustee, our client, would be deciding in its analysis of a settlement of the put back claims, whether such legal arguments were sufficiently serious that it would be appropriate to haircut a calculation of damages to take account of them.

We are hoping to file a petition as early as a week from this coming Monday. However, we believe that our client may do so with "only" an oral opinion by that date. Thereafter, the professor giving the opinion may work on reducing it to writing in accordance with his normal standards of quality.

Dean Allen thought that Professor Kahan would be appropriate for the first question below and Professor Adler for the second question. I note that the first question could involve not only corporate but traditional bankruptcy analyses as well, for example substantive consolidation, so I leave to you the best manner in which you think that the questions could be divided - if at all.

We would be amenable to charges by the hour or a fixed fee, whatever you think more appropriate in your respective cases.

If you believe that you can help us, I would be anxious to speak with you today at your convenience. At that time we can discuss who the actual parties are to make sure that you have no conflict of interest. This is a very confidential matter at this point and is quite substantial in dollar amount and social importance.

Thanks so much for your consideration.

-----Original Message-----

From: Kravitt, Jason H. P.
Sent: Friday, April 22, 2011 9:39 AM
To: 'WTA1@nyu.edu'; 'wtallen@wlrk.com'; 'rbs1@nyu.edu'

Subject: Some help

Hi Bill and Richard. I am emailing the two deans whom I know best. Please excuse the disturbance.

We have a very time sensitive matter where we need an opinion of an independent legal expert by a week from this coming Monday (which may be oral with a written follow up on a more leisurely time frame). The two subject matters involved concern:

1. Corporate separateness. Can certain plaintiffs with claims against a mortgage originator pierce the corporate veil and go after the bank holding company parent?
2. Contract construction. Do the specific breach of warranty provisions of a trust indenture require an element of "causation" to enforce mortgage loan buy back provisions?

Who would you recommend on our faculty who would be best qualified and perhaps willing to opine in such subject areas? We would use the opinions in a court petition and the trustee would base its actions in part on those opinions.

This is obviously very urgent and I'd appreciate speaking with you as soon as practicable.

Thanks very much.

Jason

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