

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), et al.,

Petitioners,

-against-

WALNUT PLACE LLC, et al.

Respondents,

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

Case No. 11 CV 5988-WHP

Hon. William H. Pauley

ECF Case

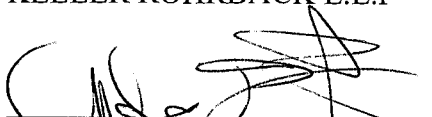
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S.D. OF N.Y.

**MOTION TO ADMIT COUNSEL *PRO HAC VICE***

Pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, I, David S. Preminger, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of Derek W. Loeser, of Keller Rohrback, L.L.P., 1201 Third Avenue, Seattle, Washington 98101-3052, Telephone: (206) 623-1900, Facsimile: (206) 623-3384, E-mail: dloeser@kellerrohrback.com. Derek W. Loeser is a member in good standing of the bar of the State of Washington. There are no pending disciplinary proceedings against Derek W. Loeser in any State or Federal Court.

DATED: New York, NY  
September 22, 2011

KELLER ROHRBACK L.L.P

  
\_\_\_\_\_  
David S. Preminger (DP-1057)  
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New York, New York 10006  
Tel: (646) 495-6198  
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**DECLARATION OF DAVID S. PREMINGER IN SUPPORT OF  
MOTION TO ADMIT COUNSEL *PRO HAC VICE***

David S. Preminger declares and states pursuant to 28 U.S.C. § 1746 as follows:

1. I am a member of the firm of Keller Rohrback LLP, Co-Counsel for Respondents Federal Home Loan Bank of Boston, Federal Home Loan Bank of Chicago, and Federal Home Loan Bank of Indianapolis in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my knowledge of the facts set forth herein and in support of the Motion to admit Derek W. Loeser as counsel *pro hac vice* to represent Respondents Federal Home Loan Bank of Boston, Federal Home Loan Bank of Chicago, and Federal Home Loan Bank of Indianapolis in this matter.

2. I am a member in good standing of the bar of the state of New York, and was admitted to practice law on March 12, 1973. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Derek W. Loeser since May 2008. I am familiar with his practice. We have both been involved in complex ERISA class action litigation representing plaintiffs.

4. Derek W. Loeser is a partner with the firm of Keller Rohrback L.L.P. in Seattle, Washington.

5. I have found Mr. Loeser to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Civil Procedure. A copy of his Certificate of Good Standing for the State Bar of Washington is attached hereto as Exhibit A.

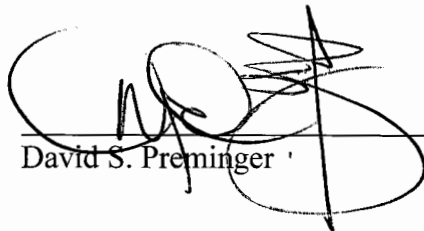
6. Accordingly, I am pleased to move for the admission of Derek W. Loeser, *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of Derek W. Loeser *pro hac vice*, which is attached as Exhibit B.

WHEREFORE, it is respectfully requested that the motion to admit Derek W. Loeser, *pro hac vice*, to represent Respondents Federal Home Loan Bank of Boston, Federal Home Loan Bank of Chicago, and Federal Home Loan Bank of Indianapolis in the above captioned matter, be granted.

I declare under penalty of perjury of the Laws of the United States that the foregoing is true and correct.

Executed on September 22, 2011 in New York, New York.

  
David S. Preminger

UNITED STATES DISTRICT COURT  
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**ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION**

Upon the motion of David S. Preminger, counsel for Respondents Federal Home Loan Bank of Boston, Federal Home Loan Bank of Chicago, and Federal Home Loan Bank of Indianapolis in the above captioned case, and said sponsor attorney's declaration in support; IT IS HEREBY ORDERED that

Derek W. Loeser  
Keller Rohrback, L.L.P.  
1201 Third Avenue, Suite 3200  
Seattle, Washington 98101-3052  
Phone: (206) 623-1900  
Fax: (206) 623-3384  
Email: dloeser@kellerrohrback.com

is admitted to practice *pro hac vice* as counsel for Respondents Federal Home Loan Bank of Boston, Federal Home Loan Bank of Chicago, and Federal Home Loan Bank of Indianapolis in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic

Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of the Court.

So Ordered: New York, New York  
September \_\_, 2011

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United States District/Magistrate Judge

**IN THE SUPREME COURT OF THE STATE OF WASHINGTON**

IN THE MATTER OF THE ADMISSION )  
 )  
OF )  
 )  
DEREK WILLIAM LOESER )  
 )  
TO PRACTICE IN THE COURTS OF THIS STATE )  
 )

BAR NO.24274  
**CERTIFICATE OF  
GOOD STANDING**

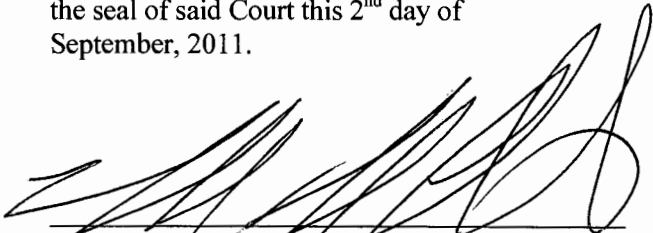
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I, Ronald R. Carpenter, Clerk of the Supreme Court of the State of Washington, hereby certify  
**DEREK WILLIAM LOESER**

was regularly admitted to practice as an Attorney and Counselor at Law in the Supreme Court and all the  
Courts of the State of Washington on November 15, 1994, and is now and has continuously since that date  
been an attorney in good standing, with a current status of active.

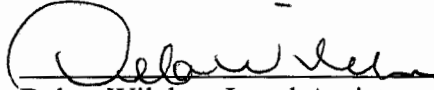
IN TESTIMONY WHEREOF, I have  
hereunto set my hand and affixed  
the seal of said Court this 2<sup>nd</sup> day of  
September, 2011.



  
\_\_\_\_\_  
Ronald R. Carpenter  
Supreme Court Clerk  
Washington State Supreme Court

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing *Motion To Admit Counsel Pro Hac Vice* to be served upon all counsel of record on September 26, 2011

  
Debra Wilcher, Legal Assistant