

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.

Respondents,

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

Index No. 651786/2011

Assigned to: Kapnick, J.

**NOTICE OF INTENTION  
TO APPEAR AND  
OBJECT TO PROPOSED  
SETTLEMENT**

**NOTICE OF INTENTION TO APPEAR AND OBJECT TO PROPOSED SETTLEMENT**

Respondents, the FEDERAL HOME LOAN BANKS OF BOSTON, CHICAGO, INDIANAPOLIS and PITTSBURGH (collectively, “the Banks”) hereby file this written notice of intention to appear and object to the settlement between Bank of New York Mellon (the "Trustee") and Bank of America Corporation, BAC Home Loans Servicing, LP f/k/a Countrywide Home Loans Servicing, LP, Countrywide Financial Corporation, and Countrywide Home Loans, Inc., (“Countrywide”) with respect to which the Trustee filed a petition in this court seeking judicial instructions and approval pursuant to Article 77 of the New York Civil Practice Law and Rules (“Art. 77 Proceedings”). The proposed settlement related to 530 securitization trusts created by Countrywide (the “Covered Trusts”).

The Banks purchased certificates issued by certain of the Covered Trusts as set forth previously in their motion to intervene in the Art. 77 Proceedings. The Banks do not have sufficient information at this time to fully evaluate the settlement. By filing this written notice,

the Banks are preserving any and all rights they may have with respect to the Art. 77

Proceedings, including the right to obtain discovery and to supplement this objection, and take any other appropriate actions, at the appropriate time.

Dated: New York, NY  
August 30, 2011

Respectfully submitted,

KELLER ROHRBACK L.L.P.

By: /s/ David S. Preminger

David S. Preminger  
770 Broadway, Second Floor  
New York, New York 10003  
Tel: (646) 495-6198  
Fax: (646) 495-6197  
dpreminger@kellerrohrback.com

Derek W. Loeser  
Amy Williams-Derry  
KELLER ROHRBACK L.L.P.  
1201 Third Avenue, Suite 3200  
Seattle, Washington 98101  
Tel: (206) 623-1900  
Fax: (206) 623-3384  
dloeser@kellerrohrback.com  
awilliams-derry@kellerrohrback.com

Gary A. Gotto  
KELLER ROHRBACK P.L.C.  
3101 North Central Avenue  
Phoenix, Arizona 85012  
Tel: (602) 248-0088  
Fax: (602) 248-2822  
ggotto@krplc.com

*Attorneys for Federal Home Loan Banks of  
Boston, Chicago, and Indianapolis*

ROBINS, KAPLAN, MILLER & CIRESI

By: /s/ Heather Y. Fong

Heather Y. Fong  
601 Lexington Avenue  
New York, New York 10022  
(212) 980-7400

Thomas Hatch  
ROBINS, KAPLAN, MILLER & CIRESI  
800 LaSalle Avenue  
Minneapolis, Minnesota 55402  
(612) 349-8900

*Attorneys for Federal Home Loan Bank of  
Pittsburgh*