

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), BlackRock Financial Management Inc. (intervenor), Kore Advisors, L.P. (intervenor), Maiden Lane, LLC (intervenor), Maiden Lane II, LLC (intervenor), Maiden Lane III, LLC (intervenor), Metropolitan Life Insurance Company (intervenor), Trust Company of the West and affiliated companies controlled by The TCW Group, Inc. (intervenor), Neuberger Berman Europe Limited (intervenor), Pacific Investment Management Company LLC (intervenor), Goldman Sachs Asset Management, L.P. (intervenor), Teachers Insurance and Annuity Association of America (intervenor), Invesco Advisers, Inc. (intervenor), Thrivent Financial for Lutherans (intervenor), Landesbank Baden-Wuerttemberg (intervenor), LBBW Asset Management (Ireland) plc, Dublin (intervenor), ING Bank fsb (intervenor), ING Capital LLC (intervenor), ING Investment Management LLC (intervenor), New York Life Investment Management LLC (intervenor), Nationwide Mutual Insurance Company and its affiliated companies (intervenor), AEGON USA Investment Management LLC, authorized signatory for Transamerica Life Insurance Company, AEGON Financial Assurance Ireland Limited, Transamerica Life International (Bermuda) Ltd., Monumental Life Insurance Company, Transamerica Advisors Life Insurance Company, AEGON Global Institutional Markets, plc, LIICA Re II, Inc., Pine Falls Re, Inc., Transamerica Financial Life Insurance Company, Stonebridge Life Insurance Company, and Western Reserve Life Assurance Co. of Ohio (intervenor), Federal Home Loan Bank of Atlanta (intervenor), Bayerische Landesbank (intervenor), Prudential Investment Management, Inc. (intervenor), and Western Asset Management Company (intervenor)

Petitioner,

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 MOTION
TO ADMIT COUNSEL
PRO HAC VICE**

PLEASE TAKE NOTICE that upon the annexed affidavit of movant in support of this motion and the Certificate of Good Standing annexed thereto we will move this Court before the Honorable Barbara R. Kapnick at the Supreme Court of the State of New York, County of New York, in the Motion Support Office Courtroom, 60 Centre Street, Room 130, New York, New York, on August 23, 2011, at 9:30 a.m., or as soon thereafter as counsel may be heard, pursuant to Rule 520.1 of the Rules of the New York, for an Order allowing the admission of movant, a member of the Delaware Department of Justice and a member in good standing of the Bar of the

State of Delaware, as attorney *pro hac vice* to argue or try this case in whole or in part as counsel. There are no pending disciplinary proceedings against me in any State of Federal court.

Dated: August 9, 2011

THE DELAWARE DEPARTMENT OF JUSTICE

By: 

Ian R. McConel (DE Bar No. 4888) (Pro Hac Pending)

Director of Fraud and Consumer Protection Unit

Deputy Attorney General

Delaware Department of Justice

820 N. French Street

Wilmington, DE 19801

To: Service List

SERVICE LIST

Jason H. P. Kravitt, Esq.
Mayer Brown LLP
1675 Broadway
New York, NY 10019
Attorneys for Petitioner the Bank of New York Mellon

Kenneth E. Warner, Esq.
Warner Partners, P.C.
950 Third Avenue, 32nd Floor
New York, NY 10022

Kathy D. Patrick, Esq.
Gibbs & Bruns LLP
1100 Louisiana, Suite 5300
Houston, TX 77002
Attorneys for Intervenor-Petitioners

David J. Grais, Esq.
Grais & Ellsworth LLP
40 East 52nd Street
New York, NY 10022
Attorneys for Proposed Intervenors Walnut Place LLC

Joseph Guglielmo, Esq.
Scot + Scott LLP
500 Fifth Avenue, 40th floor
New York, NY 10110
Attorneys to Proposed Intervenors Public Pension Fund Committee

Theodore N. Mirvis, Esq.
Wachtell, Lipton, Rosen & Katz
51 West 52nd Street
New York, NY 10019
Attorneys for Bank of America

Maria Filipakis, Special Deputy Attorney General
120 Broadway, 23rd Floor
New York, New York 10271
(212) 416-8493
Counsel for Respondent