

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

In the matter of the application of

U.S. BANK NATIONAL ASSOCIATION, WELLS
FARGO BANK, NATIONAL ASSOCIATION,
WILMINGTON TRUST, NATIONAL ASSOCIATION,
WILMINGTON TRUST COMPANY, and CITIBANK,
N.A., (as Trustees, Indenture Trustees, Securities
Administrators, Paying Agents, and/or Calculation Agents
of Certain Residential Mortgage-Backed Securitization
Trusts),

Petitioners,

For Judicial Instructions under CPLR Article 77 on the
Administration and Distribution of a Settlement Payment.

Index No. 651625/2018

IAS Part 60

Honorable Marcy S. Friedman

NOTICE OF MOTION

**ORAL ARGUMENT
REQUESTED**

PLEASE TAKE NOTICE that upon the affidavit of David M. Sheeren, Esq., sworn to June 29, 2018, the exhibits annexed thereto, the accompanying memorandum of law dated June 29, 2018, and upon all prior pleadings and proceedings heretofore had herein, Respondents Tilden Park Capital Management LP and affiliates, together with their advisory clients (collectively, “Tilden Park”), AEGON USA Investment Management, LLC, BlackRock Financial Management, Inc., Cascade Investment, LLC, the Federal Home Loan Bank of Atlanta, Goldman Sachs Asset Management L.P., Invesco Advisers, Inc., Kore Advisors, L.P., The Metropolitan Life Insurance Company, Pacific Investment Management Company LLC, The TCW Group, Inc., Thrivent Financial for Lutherans, Voya Investment Management LLC, and Western Asset Management Company (collectively, with the other parties listed after Tilden Park, the “Institutional Investors”), American General Life Insurance Company, American Home Assurance Company, Lexington Insurance Company, National Union Fire Insurance Company of Pittsburgh, Pa., The United States

Life Insurance Company in the City of New York, The Variable Annuity Life Insurance Company (collectively, with the other parties listed after the Institutional Investors, “the AIG Parties” and, together with all of the aforementioned parties, the “Challenging Respondents”), will move this Court, by their undersigned attorneys, at the Motion Submission Part thereof, Room 130, located at 60 Centre Street, New York, New York, on July 23, 2018, or as soon thereafter as counsel may be heard for an Order, pursuant to CPLR 3212, granting summary judgment for lack of standing against Nover Ventures, LLC to the extent that it has purported to appear in this proceeding in connection with a Settlement Trust (as defined in the Petition) without owning certificates issued by such Settlement Trust.

PLEASE TAKE FURTHER NOTICE that pursuant to the Court’s Order dated April 18, 2018 [Dkt. No. 37], answering papers, if any shall be served upon the undersigned no later than July 13, 2018, and any reply papers shall be served no later than July 20, 2018.

Dated: New York, New York
June 29, 2018

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