

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

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In the matter of the application of	:	
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U.S. BANK NATIONAL ASSOCIATION, et	:	Index No. 651625/2018
al.,	:	
	:	Hon. Marcy S. Friedman
Petitioners,	:	
	:	STIPULATION REGARDING
For Judicial Instructions under CPLR Article 77 on the	:	MERITS BRIEFING
Administration and Distribution of a Settlement Payment.	:	SCHEDULE AND TRUSTEE
	:	SUBSTITUTIONS
	:	
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WHEREAS, the below-signed parties have conferred on a merits briefing schedule and the process for the substitution of trustees for Nover Ventures, LLC with respect to its Challenged Interests;

WHEREAS, the below-signed parties have reached agreement on such schedule and process for the substitutions of trustees for Nover Ventures, LLC with respect to its Challenged Interests;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties, that the merits briefing schedule shall be as follows:

- Opening briefs: October 19, 2018 (25-page limit);
- Opposition briefs: November 2, 2018 (25-page limit); and
- Reply briefs: November 16, 2018 (10-page limit);

IT IS FURTHER HEREBY STIPULATED AND AGREED, by and between the parties, that the deadline for the submission of proposed orders effectuating trustee substitutions shall be October 1, 2018. No continuance of the merits briefing schedule shall be sought on account of a

Nover Ventures, LLC's failure to (i) meet the trustee substitution deadline or (ii) effectuate the substitution of its trustees. The parties agree that proposed trustee substitution orders shall simply state that the trustee will substitute into this action on behalf of Nover Ventures, LLC's with respect to the relevant Settlement Trusts, with such substitution to be nunc pro tunc to the date on which Nover Ventures, LLC first sought to appear, so as to ensure there is no time gap in any previously filed appearance.

The below-signed parties jointly and respectfully request that the Court so-Order this Stipulation Regarding Merits Briefing Schedule and Trustee Substitutions.

Dated: September 5, 2018
New York, New York

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