

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: BARBARA R. KAPNICK
J.S.C. Justice

PART 39

Index Number : 651786/2011
BANK OF NEW YORK MELLON
vs
FOR AN ORDER PURSUANT TO
Sequence Number : 036
MODIFY

INDEX NO.
MOTION DATE
MOTION SEQ. NO.

The following papers, numbered 1 to , were read on this motion to/for

Notice of Motion/Order to Show Cause -- Affidavits -- Exhibits No(s).
Answering Affidavits -- Exhibits No(s).
Replying Affidavits No(s).

Upon the foregoing papers, it is ordered that this motion by non-party William Frey for an order modifying a trial subpoena and for costs and attorney's fees is resolved in accordance with the stipulated facts in lieu of William Frey's live testimony signed by counsel for the AIG Entities, Institutional Investors - Petitioners and the Bank of New York Mellon and dated October 29, 2013.

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

Dated: 11/14/13

[Signature], J.S.C.

BARBARA R. KAPNICK

- 1. CHECK ONE: CASE DISPOSED [X] JUDGE'S FINAL DISPOSITION
2. CHECK AS APPROPRIATE: MOTION IS: GRANTED [] DENIED [] GRANTED IN PART [] OTHER [X]
3. CHECK IF APPROPRIATE: SETTLE ORDER [] SUBMIT ORDER [] DO NOT POST [] FIDUCIARY APPOINTMENT [] REFERENCE []