FILED: NEW YORK COUNTY CLERK 07/07/2015 10:36 PM

NYSCEF DOC. NO. 406

RECEIVED NYSCEF: 07/07/2015

EXHIBIT 1

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

In the matter of the application of

U.S. BANK NATIONAL ASSOCIATION, THE BANK OF NEW YORK MELLON, THE BANK OF NEW YORK **MELLON TRUST** COMPANY, WILMINGTON TRUST, NATIONAL ASSOCIATION, LAW DEBENTURE TRUST COMPANY OF NEW YORK, WELLS FARGO BANK, **NATIONAL** ASSOCIATION, HSBC BANK USA, N.A., AND DEUTSCHE BANK NATIONAL TRUST COMPANY (as trustees under various Pooling and Servicing and indenture trustees Agreements under various Indentures),

Index No. 652382/2014

Petitioners,

for an order, pursuant to CPLR § 7701, seeking judicial instruction.

THE INSTITUTIONAL INVESTORS' FIRST SET OF INTERROGATORIES

PLEASE TAKE NOTICE THAT, pursuant to Article 31 of the CPLR, the Federal Home Loan Bank of Boston ("FHLB Boston"); the National Credit Union Administration Board as Liquidating Agent for U.S. Central Federal Credit Union, Western Corporate Federal Credit Union, Members United Corporate Federal Credit Union, Southwest Corporate Federal Credit Union and Constitution Corporate Federal Credit Union ("NCUA"); Ambac Assurance Corporation and The Segregated Account of Ambac Assurance Corporation ("Ambac"); Brevan Howard Credit Catalysts Master Fund Limited and Brevan Howard Credit Value Master Fund (the "DW Funds"); Triaxx Prime CDO 2006-1, Ltd., Triaxx Prime CDO 2006-2, Ltd., and Triaxx Prime CDO 2007-1, Ltd. ("Triaxx"); QVT Fund V LP, QVT Fund IV LP, Quintessence Fund LP, and QVT Financial LP ("QVT"); Construction Laborers Pension Trust for Southern California and Laborers Pension Trust Fund for Northern California ("Securities Class Action Plaintiffs"); and W&L Investments, LLC ("W&L) (collectively, "Objectors") are required to

answer the following Interrogatories fully and in writing, under oath, by serving answers thereto upon the undersigned counsel within 20 days of service.¹

DEFINITIONS & INSTRUCTIONS

- 1. "Your" means each of: the Federal Home Loan Bank of Boston ("FHLB Boston"); the National Credit Union Administration Board as Liquidating Agent for U.S. Central Federal Credit Union, Western Corporate Federal Credit Union, Members United Corporate Federal Credit Union, Southwest Corporate Federal Credit Union and Constitution Corporate Federal Credit Union ("NCUA"); Ambac Assurance Corporation and The Segregated Account of Ambac Assurance Corporation ("Ambac"); Brevan Howard Credit Catalysts Master Fund Limited and Brevan Howard Credit Value Master Fund (the "DW Funds"); Triaxx Prime CDO 2006-1, Ltd., Triaxx Prime CDO 2006-2, Ltd., and Triaxx Prime CDO 2007-1, Ltd. ("Triaxx"); QVT Fund V LP, QVT Fund IV LP, Quintessence Fund LP, and QVT Financial LP ("QVT"); Construction Laborers Pension Trust for Southern California and Laborers Pension Trust Fund for Northern California ("Securities Class Action Plaintiffs"); and W&L Investments, LLC ("W&L), and each of their successors and assigns, including each of their officers, employees, agents, and/or any person or entity acting on their behalf.
- 2. "JPMorgan Trusts" shall mean the 319 residential mortgage-backed securitization trusts listed on Exhibit A to the Trustees' First Amended Petition [Doc. No. 58], with respect to

2

The Institutional Investors submitting these discovery requests are: AEGON USA Investment Management, LLC, Bayerische Landesbank, BlackRock Financial Management, Inc., Cascade Investment, LLC, the Federal Home Loan Bank of Atlanta, the Federal Home Loan Mortgage Corporation (Freddie Mac), the Federal National Mortgage Association (Fannie Mae), Goldman Sachs Asset Management L.P., Voya Investment Management LLC (f/k/a ING Investment Management LLC), Invesco Advisers, Inc., Kore Advisors, L.P., Landesbank Baden-Wurttemberg, Metropolitan Life Insurance Company, Pacific Investment Management Company LLC, Sealink Funding Limited, Teachers Insurance and Annuity Association of America, The Prudential Insurance Company of America, the TCW Group, Inc., Thrivent Financial for Lutherans, and Western Asset Management Company.

which trusts the Trustees have sought relief in this Article 77 Proceeding for one or more loan groups.

3. Your answers to these Interrogatories must be in writing under oath by an officer, director, member, agent or employee of each of the Objectors, pursuant to CPLR § 3133(b).

Interrogatories

- 1. Identify Your holdings in the JPMorgan Trusts, as of the four dates below, including the following information for each security and "as of" date: Name of Issuing Trust, CUSIP Number, Original Unpaid Principal Balance, and Current Unpaid Principal Balance:
 - a) November 1, 2013 (or a date proximate to, but before, the JPMorgan settlement offer was announced on November 15, 2013);
 - b) December 11, 2013;
 - c) August 1, 2014; and
 - d) October 1, 2014.

Your answers to this Interrogatory shall be provided in a simple table or spreadsheet formatted as follows with respect to each of the four "as of" dates:

"As Of"	Name of	CUSIP	Original	Current
Date	Issuing	Number	Unpaid	Unpaid
	Trust		Principal	Principal
			Balance	Balance

Dated: New York, New York December 12, 2014

WARNER PARTNERS, P.C.

By: _/s/ Kenneth E. Warner_

Kenneth E. Warner 950 Third Avenue, 32nd Floor New York, New York 10022 (212) 593-8000

> GIBBS & BRUNS LLP Kathy D. Patrick (pro hac vice) Robert J. Madden (pro hac vice) David Sheeren (pro hac vice) 1100 Louisiana, Suite 5300 Houston, Texas 77002 (713) 650-8805

Attorneys for Intervenor-Petitioners, the Institutional Investors

CERTIFICATE OF SERVICE

I certify that a true and correct copy of THE INSTITUTIONAL INVESTORS' FIRST SET OF INTERROGATORIES was e-mailed and delivered via U.S. Mail to Counsel of Record for all Objectors on this the 12th day of December, 2014.

_/s/ Kathy Patrick	
Kathy Patrick	