

# **Exhibit 3**

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

----- x

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,  
N.A., 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 Agreements and Indenture Trustees under:  
various Indentures), AEGON USA Investment Management, LLC:  
(intervenor), Bayerische Landesbank (intervenor), BlackRock Financial:  
Management, Inc. (intervenor), Cascade Investment, LLC (intervenor), the:  
Federal Home Loan Bank of Atlanta (intervenor), the Federal Home Loan:  
Mortgage Corporation (Freddie Mac) (intervenor), the Federal National:  
Mortgage Association (Fannie Mae) (intervenor), Goldman Sachs Asset:  
Management L.P. (intervenor), Voya Investment Management LLC (f/k/a:  
ING Investment LLC) (intervenor), Invesco Advisers, Inc. (intervenor),:  
Kore Advisors, L.P. (intervenor), Landesbank Baden-Wuerttemberg:  
(intervenor), Metropolitan Life Insurance Company (intervenor), Pacific:  
Investment Management Company LLC (intervenor), Sealink Funding:  
Limited (intervenor), Teachers Insurance and Annuity Association of:  
America (intervenor), The Prudential Insurance Company of America:  
(intervenor), the TCW Group, Inc. (intervenor), Thrivent Financial for:  
Lutherans (intervenor), and Western Asset Management Company:  
(intervenor),

Index No. 652382/2014

The Honorable Marcy S. Friedman,  
J.S.C.

Petitioners,

-against-

FEDERAL HOME LOAN BANK OF BOSTON (intervenor), TRIAXX:  
PRIME CDO 2006-1, LTD., TRIAXX PRIME CDO 2006-2, LTD.,:  
TRIAXX PRIME CDO 2007-1, LTD. (intervenor), QVT FUND V LP,  
QVT FUND IV LP, QUINTESSENCE FUND L.P., QVT FINANCIAL LP:  
(intervenor), BREVAN HOWARD CREDIT CATALYSTS MASTER:  
FUND LIMITED AND BREVAN HOWARD CREDIT VALUE MASTER:  
FUND LIMITED (intervenor), and AMBAC ASSURANCE:  
CORPORATION, AND THE SEGREGATED ACCOUNT OF AMBAC:  
ASSURANCE CORPORATION (intervenor),

Respondents,

for an order, pursuant to CPLR § 7701, seeking judicial instruction, and  
approval of a proposed settlement.

----- x

**U.S. BANK'S FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS TO QVT**

PLEASE TAKE NOTICE that petitioner, U.S. Bank National Association, as trustee for the JPMAC 2006-WMC1 residential mortgage-backed securitization trust (the “Trust”), by and through their attorneys of record, Jones Day, pursuant to Article 31 of the New York Civil Practice Law and Rules, propound the following requests for production of documents to respondents QVT Fund V LP, QVT Fund IV LP, Quintessence Fund L.P., and QVT Financial LP and request that each respondent provide responses and produce such documents as are identified herein, at the offices of the undersigned counsel, within twenty (20) days.

PLEASE TAKE FURTHER NOTICE that these requests for production of documents shall be deemed continuing so as to require supplemental responses if additional information is obtained between the time responses are served and the time of hearing.

#### **DEFINITIONS AND INSTRUCTIONS**

The following definitions and instructions shall apply:

1. “And” or “or” shall be construed conjunctively or disjunctively as necessary to make the requests inclusive rather than exclusive.
2. “Document” is used in its broadest sense and means any writing of any kind, and includes, but is not limited to, the following items: agreements; drafts; communications; correspondence; e-mails; telegrams; cables; facsimiles; memoranda; records; books; financial statements; summaries of records or notes of personal conversations or interviews; diaries; calendars; forecasts; statistical statements; accountants’ work papers; graphs; charts; maps; diagrams; blue prints; tables; indexes; pictures; recordings; tapes; microfilm; charge clips; accounts; analytical records; minutes, or records of meetings or conferences; reports and/or summaries of investigations; opinions or reports of consultants; appraisals; reports and/or summaries of negotiations; brochures; pamphlets; circulars; trade letters; press releases; contracts; stenographic, handwritten, or any other notes; projections; working papers; federal and

state income tax returns; checks, front and back; check stubs or receipts; shipping documents; manifests; invoice vouchers; computer printouts and computer disks and tapes; and tape data sheets or data processing cards or disks or any other written, recorded, transcribed, punched, taped, filmed, or graphic matters; however produced or reproduced.

3. “Including” shall be construed to mean “without limitation.”

4. “Person” shall mean any natural or artificial person, including business entities and other legal entities.

5. “QVT” shall mean respondents QVT Fund V LP, QVT Fund IV LP, Quintessence Fund L.P., and/or QVT Financial LP., and, if applicable, their present and former parents, predecessors, subsidiaries, affiliates, divisions, departments, shareholders, officers, directors, agents, employees, representatives, advisors, consultants, or any other person acting at their direction or on their behalf.

6. “Related to” or “relating to” shall mean directly or indirectly supporting, evidencing, describing, discussing, mentioning, referring to, contradicting, comprising, or concerning.

7. “Settlement” shall mean the Modified Proposed Settlement Agreement, dated July 29, 2014, between the Trustees, a group of institutional investors, and JPMorgan Chase & Co. and certain affiliates.

8. “Trustees” shall mean petitioners U.S. Bank, The Bank of New York Mellon, The Bank of New York Mellon Trust Company, N.A., 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, solely in their respective capacities as trustees, indenture trustees, successor trustees, and/or separate trustees.

9. "U.S. Bank" shall mean petitioner U.S. Bank National Association, as trustee for the JPMAC 2006-WMC1 residential mortgage-backed securitization trust, and, if applicable, its present and former parents, predecessors, subsidiaries, affiliates, divisions, departments, shareholders, officers, directors, agents, employees, representatives, advisors, consultants, or any other person acting at its direction or on its behalf.

10. Reference to the singular in any of these requests shall also include a reference to the plural, and reference to the plural shall include a reference to the singular.

11. All information requested herein is to be set forth if it is in the possession or control of, or is available or accessible to you or any of your agents, consultants, counsel, investigators, representatives, or any other person or persons acting for you or on your behalf.

12. The documents and things requested herein shall be produced as they are kept in the usual course of business or shall be organized and labeled according to the number of the document request.

13. The duty to produce documents shall not be limited or affected by the fact that the same document is available through another source. All documents should be produced which are not subject to an objection and are known by, possessed or controlled by, or available to plaintiffs or any of their attorneys, consultants, representatives, employees, officers, directors, partners, or other agents.

14. In the event that you assert any form of objection or privilege as a ground for not answering a document production request or any part of a request, set forth the legal grounds and facts upon which the objection or privilege is based. If the objection relates to only part of the document, the balance of the document production should be answered in full.

15. If any documents requested have been destroyed, lost, mislaid, or are otherwise missing, please so state, specifying for each document or thing:

- a. the type of document;
- b. a description of the nature and contents of the document;
- c. the identity of the author;
- d. the circumstances under which it ceased to exist;
- e. the identity of all Person(s) having knowledge of the circumstances under which it ceased to exist; and
- f. the identity of all Person(s) who had knowledge of the contents.

16. In answering these document requests, you shall furnish all information known or available. If any of these document requests cannot be answered in full, the document request shall be answered to the extent possible.

### **DOCUMENTS TO BE PRODUCED**

**REQUEST FOR PRODUCTION NO. 1:** All documents relating to any purported direction by QVT to U.S. Bank or any other person relating to the Settlement.

**REQUEST FOR PRODUCTION NO. 2:** All documents relating to any security or indemnity offered by QVT in connection with any purported direction by QVT to any person relating to the Settlement.

**REQUEST FOR PRODUCTION NO. 3:** All documents relating to any purported direction by QVT to any person involved in a residential mortgage-backed securitization and any security or indemnity offered by QVT in connection with same.

**REQUEST FOR PRODUCTION NO. 4:** Documents sufficient to identify QVT's ownership interest in any certificates issued by the Trust as of August 1, 2014 and as of May 12, 2015.

Dated: New York, New York  
May 12, 2015

/s/ Robert C. Micheletto

**JONES DAY**

Robert C. Micheletto

Nina Yadava

222 East 41st Street

New York, New York 10017

(212) 326-3939

Matthew A. Martel

Joseph B. Sconyers

100 High Street, 21st Floor

Boston, Massachusetts 02110

(617) 960-3939

*Attorneys for Petitioner*

*U.S. Bank National Association*

**AFFIRMATION OF SERVICE**

I, Nina Yadava, an attorney admitted to practice in the courts of New York and not a party to this action, hereby affirm under penalties of perjury that on May 12, 2015 I caused a true and complete copy of the foregoing U.S. BANK'S FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS TO QVT to be delivered by electronic mail and first class mail to the following addresses:

Michael C. Ledley  
Niraj J. Parekh  
Wollmuth Maher & Deutsch LLP  
500 Fifth Avenue  
New York, New York 10110

mledley@wmd-law.com  
nparekh@wmd-law.com

/s/ Nina Yadava \_\_\_\_\_  
Nina Yadava