

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

----- X

In the matter of the application of :  
: Index No. 652382/2014

U.S. BANK NATIONAL ASSOCIATION, THE BANK OF :  
NEW YORK MELLON, THE BANK OF NEW YORK : Part 60  
MELLON TRUST COMPANY, N.A., WILMINGTON TRUST, :  
NATIONAL ASSOCIATION, LAW DEBENTURE TRUST : Motion Sequence No. 24  
COMPANY OF NEW YORK, WELLS FARGO BANK, :  
NATIONAL ASSOCIATION, HSBC BANK USA, N.A., AND : Hon. Marcy S. Friedman  
DEUTSCHE BANK NATIONAL TRUST COMPANY (as :  
trustees under various Pooling and Servicing Agreements and :  
indenture trustees under various Indentures), AEGON USA : **REPLY AFFIRMATION**  
Investment Management, LLC (intervenor), Bayerische : **OF MICHAEL C. LEDLEY**  
Landesbank (intervenor), BlackRock Financial Management, : **IN FURTHER SUPPORT**  
Inc. (intervenor), Cascade Investment, LLC (intervenor), the : **OF THE QVT FUNDS’**  
Federal Home Loan Bank of Atlanta (intervenor), the : **MOTION FOR PARTIAL**  
Federal Home Loan Mortgage Corporation (Freddie Mac) : **SUMMARY JUDGMENT**  
(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), :  
: Petitioners, :  
: :  
: for an order, pursuant to CPLR § 7701, seeking judicial :  
instruction. :  
: :  
----- X

Michael C. Ledley, an attorney duly licensed to practice law in the State of New York,  
affirms under penalty of perjury and says:

1. I am a member of Wollmuth Maher & Deutsch LLP, attorneys for the Intervenor-  
Respondents QVT Fund V LP, QVT Fund IV LP and Quintessence Fund L.P. (collectively, the  
“QVT Funds”).

2. I submit this affirmation in further support of the QVT Funds' Motion For Partial Summary Judgment. I am fully familiar with the facts stated below on the basis of personal knowledge and review of documents in possession of the QVT Funds.

3. Attached hereto as Exhibit 1 is a true and correct copy of the Countrywide RMBS Trust Settlement Agreement, dated June 29, 2011, available at <http://www.cwrmbssettlement.com/docs/Exh%20B.pdf> (last visited October 14, 2015).

4. Attached hereto as Exhibit 2 is a true and correct copy of the Citigroup RMBS Trust Settlement Agreement, dated April 7, 2014, available at [http://www.citigrouprmbssettlement.com/pdf/lib/03\\_Petition.pdf](http://www.citigrouprmbssettlement.com/pdf/lib/03_Petition.pdf) (last visited October 14, 2015).

5. Attached hereto as Exhibit 3 is a true and correct copy of the Complaint, filed on December 23, 2013, in *BNY Mellon v. J.P. WMC Mortgage, LLC*, Index. No. 653831/2013 (N.Y. Sup. Ct.).

6. Attached hereto as Exhibit 4 is a true and correct copy of Plaintiff's Memorandum of Law in Opposition to Defendants' Motion to Dismiss the Complaint, filed on April 11, 2014, in *BNY Mellon v. J.P. WMC Mortgage, LLC*, Index. No. 653831/2013 (N.Y. Sup. Ct.).

WHEREFORE it is respectfully requested that the QVT Funds' motion for partial summary judgment in the above-captioned matter be granted.

Affirmed this 14th day of October, 2015.

/s/ Michael C. Ledley

Michael C. Ledley