

SUPREME COURT OF THE STATE OF NEW YORK  
NEW YORK COUNTY

*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),

Petitioners,

– against –

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), THE NATIONAL CREDIT UNION ADMINISTRATION AS LIQUIDATING AGENT (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.

Index No. 652382/2014

Part 60

Marcy S. Friedman, J.S.C.

**NOTICE AND  
STIPULATION OF  
WITHDRAWAL**

PLEASE TAKE NOTICE that the QVT Fund V L.P., QVT Fund IV L.P., and Quintessence Fund L.P. (collectively, the “QVT Funds”), by and through their undersigned counsel, state as follows:

1. On October 31, 2014, the QVT Funds filed papers, NYSCEF Doc. No. 87, *et seq.*, seeking leave to appear and stating its objection to the settlement that is the subject of this proceeding (the “QVT Objection”).

2. On September 4, 2015, the QVT Funds filed its motion for partial summary judgment, NYSCEF Doc. No. 492, *et seq.* (the “QVT Motion”).

3. The QVT Funds hereby withdraw the QVT Objection and the QVT Motion, and withdraws from this proceeding as an Intervenor-Respondent, with prejudice.

4. Through their undersigned counsel, all parties in this proceeding hereby stipulate to the QVT Funds’ withdrawal.

DATED: January 18, 2016

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