



implementation of the notice program set forth in the Order to Show Cause entered December 19, 2017, as modified by the Interim Order entered December 20, 2017, (the “Order”).<sup>1</sup>

2. On January 30, 2018, I submitted the Affidavit of Jose C. Fraga Regarding the Notice Program Pursuant to the Order to Show Cause Entered December 19, 2017, as Modified by the Interim Order Entered December 20, 2017 (the “January Affidavit”), which concerns the notice program for the Settlement Trusts and the Non-Covered Settlement Trusts. As I explained in the January Affidavit, pursuant to the Order and the instruction of the Petitioners, GCG mailed, by first class, registered mail, a packet of documents containing a notice regarding the filing of the Petition and the Final Hearing; the Order; the Petition; the Memorandum of Law dated December 15, 2017; and all other papers contemporaneously filed with the Petition (collectively, the “Notice Packet”) to all certificateholders in the certificate register for each of the Settlement Trusts and Non-Covered Settlement Trusts.

3. Attached hereto as **Exhibit 1** is a spreadsheet listing the addressees of the Notice Packet. **Exhibit 1** identifies the addressees of the Notice Packet as “custodian for certificate owners,” “certificateholders,” or as “Depositor,” “Trustee,” “Servicer,” “Rating Agency,” “Interested Third Party,” etc.

4. Addressees were identified to GCG as “certificateholders” or “custodian for certificate owners” by each of the Petitioners based on the certificate register for each Settlement Trust and each Non-Covered Settlement Trust. Based on my experience with the securities industry, it is standard practice for securities in some instances to be registered in the books of a trustee in the name of a custodian, acting on behalf of one or more beneficial owners, rather than in the name of beneficial owners. As such, it is standard practice to send required notices, such as the notice contained in the Notice Packet, to all registered holders (identified on **Exhibit 1** as

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<sup>1</sup> Capitalized terms used herein, but not defined, have the meanings assigned to them in the Order.

“certificateholders”), which include certain custodians for beneficial owners (identified on **Exhibit 1** as “custodian for certificate owners”). As described in the January Affidavit, custodians should forward notices to the beneficial owners upon receipt, and I understand based on my experience with the securities industry that custodians are legally required to do so. *See, e.g.*, Office of the Comptroller of the Currency, Custody Services Comptroller’s Handbook January 2002 at 24, [www.occ.gov/publications/publications-by-type/comptrollers-handbook/custodyservice.pdf](http://www.occ.gov/publications/publications-by-type/comptrollers-handbook/custodyservice.pdf) (“Custodians are responsible for monitoring corporate actions for the securities they hold under custody. . . . The custodian is typically noticed of corporate actions by a vendor data feed; . . . Once the custodian is notified of a corporate action, it identifies which accounts hold the security. If the account holder has a specified time to decide whether to accept the corporate action, the customer should be promptly contacted.”)

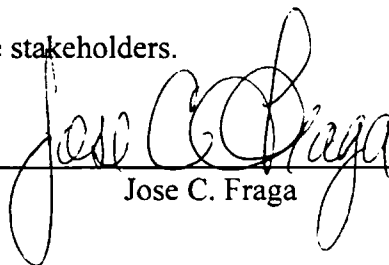
5. Thus, pursuant to the direction of the Court and the Petitioners, GCG mailed the Notice Packet by first class, registered mail to all registered holders of the Settlement Trusts and the Non-Covered Settlement Trusts, which include custodians acting on behalf of beneficial owners.

6. As described in the January Affidavit, Cede & Co., an entity related to the Depository Trust Company (“DTC”), is a registered certificateholder for most certificates related to the Settlement Trusts and Non-Covered Settlement Trusts. It is my understanding that Cede & Co. acts as the custodian on behalf of entities that subscribe to DTC’s pertinent services (the “DTC Participants”), who in turn act as custodians on behalf of the beneficial owners. As described in the January Affidavit, it is my understanding that once Cede & Co. receives a notice such as that contained in the Notice Packet, it should and does provide that notice to DTC Participants. *See* <http://www.dtcc.com/settlement-and-asset-services/issuer-services/legal->

notice-system. The DTC Participants then provide that notice to the beneficial owners, pursuant to the DTC Participants' obligations.

7. **Exhibit 1** also identifies various "certificateholders" such as JPMorgan Securities Inc. and Bear Stearns Securities Corp. These non-custodian certificateholders hold certificates that were retained in connection with a securitization transaction and were not publicly offered. These certificateholders were mailed the Notice Packet directly from GCG rather than from Cede & Co.

8. Pursuant to the direction of the Court and the Petitioners, the Notice Packet was distributed to the entities and individuals identified in **Exhibit 1** to ensure a robust distribution of information regarding these proceedings to appropriate stakeholders.

  
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Jose C. Fraga

Sworn to before me this  
26<sup>th</sup> day of February 2018

  
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Notary Public

**ROSE MARIE HARDINA**  
Notary Public State of New York  
No. 01HA5067940  
Qualified in Nassau County  
Commission Expires January 7, 2019