

# **EXHIBIT D**

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**From:** Gayle R. Klein <gklein@McKoolSmith.com>

**Sent:** Tuesday, March 27, 2018 7:55 PM

**To:** John M. Lundin <jlundin@schlamstone.com>

**Cc:** Friedman, Daniel (x2378) <dfriedman@pbwt.com>; Bentley, Philip <PBentley@KRAMERLEVIN.com>; David Schiefelbein <dschiefelbein@McKoolSmith.com>; David Sheeren <dsheeren@gibbsbruns.com>; Charles R. Jacob <CJacob@mw-law.com>; brian.fraser@akerman.com; Kathy Patrick <kpatrick@gibbsbruns.com>; kevinreed@quinnemanuel.com; ralperstein@beckerglynn.com; Nicholls@perrylaw.net; hoffner@hoffnerpllc.com; akushner@dclitigation.com; jordangoldstein@quinnemanuel.com; Docketing <Docketing@KRAMERLEVIN.com>; glee@rossbizlaw.com; pmou@rossbizlaw.com; Lee.Gayer@ropesgray.com; avinogradov@schlaw.com; kwarner@warnerpartnerslaw.com; dhawthorne@axinn.com; Kerrin T. Klein <KKlein@mw-law.com>; Joshua.Sturm@ropesgray.com; Denise Lopez <dlopez@McKoolSmith.com>; mghose@beckerglynn.com; Erik S. Groothuis <egroothuis@schlamstone.com>; hhill@beckerglynn.com; phillip.spinella@akerman.com; Seth D. Allen <sallen@schlamstone.com>; Tomlinson, Peter W. (x2977) <pwtomlinson@pbwt.com>; Dockets <Dockets@mw-law.com>; Mayer, Thomas Moers <TMayer@KRAMERLEVIN.com>; jhochman@schlaw.com; Elizabeth M. Quinn <equinn@McKoolSmith.com>; saltreuter@beckerglynn.com; Ricardo, Henry J. (x2340) <hjrjcarido@pbwt.com>; paul.lang@ropesgray.com; courtalert@ropesgray.com; Pollack, Andrew <APollack@KRAMERLEVIN.com>; fgilman@axinn.com; Allinson@perrylaw.net; CHoupt@mayerbrown.com; Stephen.Mertz@FaegreBD.com; Matthew.Enriquez@FaegreBD.com; krademacher@morganlewis.com; Alexander.Lorenzo@alston.com; JANcone@mayerbrown.com; robert.schnell@faegrebd.com; Michael.Doty@FaegreBD.com; MIngber@mayerbrown.com; kkollmeyer@jonesday.com; nyadava@JonesDay.com; John McFerrin-Clancy <jmc@mcferrin-clancy.com>; Niall D. O'Murchadha <nomurchadha@schlamstone.com>; kwarner@warnerpc.com; MWargin@mayerbrown.com; dmargolis@ellington.com; Mauricio.Espana@dechert.com; Shapiro, Alexander (x2935) <ashapiro@pbwt.com>

**Subject:** Re: [EXTERNAL] JPM Art. 77 ProceedingDiscovery Regarding Standing

We disagree that the court has ordered indentures to be produced. We are amenable to a meet and confer on Friday morning or Monday morning.

Separately, the parties' affirmations do not make clear that the record owner of the CUSIP, as reflected on the account of the custodian, is the party who has appeared in this action (or their asset manager). We are concerned that the alleged ownership in the investments are held through financing arrangements like repo. If there is a financing transaction, then the holding is, in fact, indirect. We would like clarity regarding this issue. Therefore, we request that the parties submit a further affirmation indicating that they are or are not the record owner of the CUSIP as reflected on the account of the custodian as of the date of their prior affirmation.

Gayle Klein

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