

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

In the matter of the application of

WELLS FARGO BANK, NATIONAL
ASSOCIATION, et al.,

Petitioners,

For Judicial Instructions under CPLR Article 77
on the Administration and Distribution of a
Settlement Payment.

Index No. 657387/2017

IAS Part 60

Justice Marcy Friedman

~~PROPOSED~~ ORDER
TO SHOW CAUSE

ORAL ARGUMENT
REQUESTED

MOTION SEQUENCE # 011

Upon reading and filing the Affirmation of David J. Schiefelbein, sworn to on June 29, 2018, the exhibits attached thereto, and the accompanying Memorandum of Law, it is hereby

ORDERED that American General Life Insurance Company, American Home Assurance Company, Lexington Insurance Company, National Union Fire Insurance Company of Pittsburgh, Pa., The United States Life Insurance Company in the City of New York, The Variable Annuity Life Insurance Company (collectively, "AIG"), AEGON USA Investment Management, LLC, BlackRock Financial Management, Inc., Cascade Investment, LLC, the Federal Home Loan Bank of Atlanta, the Federal Home Loan Mortgage Corporation (Freddie Mac), the Federal National Mortgage Association (Fannie Mae), Goldman Sachs Asset Management L.P., Voya Investment Management LLC, Invesco Advisors, Inc., Kore Advisors, L.P., Metropolitan Life Insurance Company, Pacific Investment Management Company LLC, Teachers Insurance and Annuity Association of America, the TCW Group, Inc., Thrivent Financial for Lutherans, Western Asset Management Company (collectively, with the other parties listed after AIG, the "Institutional Investors"), DW Partners LP, Olifant Fund, Ltd, FYI Ltd., and PFI Fund Ltd. (collectively, with the other parties listed after DW Partners LP, "the

Olifant Funds", and together with all of the aforementioned parties, the "Challenging Respondents"), any other Interested Person in this Article 77 Proceeding, through their respective counsel, appear and show cause, before this Court, at IAS Part 60, to be held at Room 248 of the New York County Courthouse, 60 Centre Street, New York, New York, on the 18th day of July, 2018 ~~at 9:30 a.m., or as soon thereafter as counsel can be heard~~; why an Order should not be made and entered granting Nover's request for reargument of the Court's May 22, 2018 Order denying Nover Ventures, LLC ("Nover")'s request that Interested Parties be required to disclose whether their holdings are subject to repurchase agreements; and granting such other and further relief as the Court deems just and proper; and it is further

being alleged
ORDERED that, sufficient cause ~~appearing~~ *being alleged* therefore, service of a copy of this Order, together with the other papers upon which this Order is based, shall be made by: (i) electronic mail on all counsel who have appeared in this action; and (ii) filing on the Electronic Case Filing system on or before July 5, 2018; and it is further

ORDERED that opposition papers, if any, shall be filed on the Electronic Case Filing system no later than 7-16-18

All parties wishing to oppose this motion shall coordinate their opposition so that the opposition papers total no more than 15 pages. Hard copies of the opposition papers shall be filed w/ the Clerk of Part 60 on or before July 18. No oral argument will be held and no et apperaude will be required on July 18.

NO PREVIOUS APPLICATION HAS BEEN MADE FOR THE RELIEF REQUESTED HEREIN.

Marcy Friedman
Hon. Marcy S. Friedman, J.S.C.

MARCY S. FRIEDMAN, J.S.C.

~~CD (INITIALS)
ORAL ARGUMENT DIRECTED
JSC~~