

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

In the matter of the application of

WELLS FARGO BANK, NATIONAL ASSOCIATION,
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,
HSBC BANK USA, N.A., and DEUTSCHE BANK
NATIONAL TRUST COMPANY (as Trustees,
Indenture Trustees, Securities Administrators, Paying
Agents, and/or Calculation Agents of Certain Residential
Mortgage-Backed Securitization Trusts),

Petitioners,

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

Index No. 657387/2017

IAS Part 60

Honorable Marcy S. Friedman

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Nover Ventures, LLC (“Nover”) hereby appeals to the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, from each and every part of the following Decisions and Orders of the Honorable Marcy S. Friedman, J.S.C., of the Supreme Court of the State of New York, County of New York (IAS Part 60):

1. Order dated and entered August 7, 2018 (NYSCEF Doc. No. 471) (the “Standing Order”), dismissing Nover as a respondent with respect to any Settlement Trust in which it does not hold certificates.
2. Order dated and entered May 22, 2018 (NYSCEF Doc. No. 401) (the “Repo Disclosure Order”) denying Nover’s request that Interested Persons be

ordered to exchange supplemental affidavits stating whether their holdings were subject to repurchase agreements, and if so, identifying same;

3. Order dated and entered August 7, 2018 (NYSCEF Doc. No. 475) (the “Repo Reargument Order”) adhering to the Repo Disclosure Order denying Nover’s request that Interested Persons be ordered to exchange supplemental affidavits stating whether their holdings were subject to repurchase agreements, and if so, identifying same; and

Notice of Entry of the Repo Reargument Order and Standing Order were served on August 8, 2018. Notice of Entry of the Repo Disclosure Order has not been served. This appeal is therefore timely under CPLR § 5513(a).

Dated: September 6, 2018
New York, New York

MCKOOL SMITH, P.C.

By: /s/ Gayle R. Klein
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To: All counsel of record (via NYSCEF)