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NYSCEF DOC. NO. 45

INDEX NO. 652382/2014

RECEIVED NYSCEF: 08/18/2014

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

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 and indenture Agreements trustees under various Indentures),

Petitioners,

for an order, pursuant to CPLR § 7701, seeking judicial instruction and approval of a proposed settlement.

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Part 60 (Friedman, J.)

AFFIDAVIT OF STEPHEN M.
MERTZ IN SUPPORT OF
APPLICATION FOR *PRO HAC VICE* 

STATE OF MINNESOTA ) ss.
COUNTY OF HENNEPIN )

Stephen M. Mertz, being duly sworn, deposes and says:

- 1. I am an attorney admitted to practice before the courts of the State of Minnesota and am a partner of the firm Faegre Baker Daniels LLP. I am counsel to Petitioner Wells Fargo Bank, National Association in this proceeding.
- 2. I am a member in good standing of the Bar of the State of Minnesota (a certified copy of good standing is annexed hereto as Exhibit A). I am also admitted and a member in good standing in the following courts: the U.S. Court of Appeals for the Eighth Circuit and U.S. District Court for Minnesota.
  - 3. I have never been admitted *pro hac vice* to the Bar of the State of New York.
  - 4. I have never been and am not presently subject to any disciplinary proceedings.

5. I am familiar with and agree to be bound by the rules of practice of the courts of New York and the New York Rules of Professional Conduct for attorneys.

**WHEREFORE**, I respectfully request that the application for my admission *pro hac vice* be granted.

Dated: August 18, 2014

Minneapolis, Minnesota

Subscribed and sworn to before me

this 18th day of August, 2014.

Notary Public



## **EXHIBIT A**

## STATE OF MINNESOTA IN SUPREME COURT

Certificate of Good Standing

This is to certify that the following lawyer is in good standing.

STEPHEN M MERTZ

was duly admitted to practice as a lawyer and counselor at law in all the courts of this state on

October 26, 1990

Given under my hand and seal of this court on

August 11, 2014

