

At IAS Part 60 of the Supreme Court of the State of New York, held in and for the County of New York, at the Courthouse located at 60 Centre Street, New York, New York on the \_\_\_ day of \_\_\_\_\_, 2022

**P R E S E N T:** Hon. Melissa Anne Crane, Justice.

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  
Distribution of a Settlement Payment.

Index No. 657387/2017

**EX PARTE ORDER  
SUBSTITUTING PARTY  
AND AMENDING CAPTION**

Petitioner U.S. Bank National Association (“USBNA”), solely in its capacities as trustee, securities administrator, paying agent, and/or calculation agent for thirty-seven of the sixty residential mortgage-backed securitization trusts remaining at issue in this action (the “Remaining USB Trusts”), having moved this Court for an Order substituting U.S. Bank Trust Company, National Association (“USBTC”) for twenty of the thirty-seven Remaining USB Trusts (the “Transferred Remaining USB Trusts”) and amending the case caption to reflect said substitution, and upon reading and filing the annexed Memorandum of Law in Support of Ex Parte Order Substituting Party and Amending Caption filed by USBNA, dated August 5, 2022, as well as the supporting affidavit of Nicolas Valaperta attached as Exhibit A thereto; and the Affirmation of Nidhi Nina Yadava in Support of Ex Parte Order, dated August 5, 2022, as well as the Stipulation Regarding Ex Parte Order Substituting Party and Amending Caption attached as Exhibit A thereto,

and upon the pleadings and proceedings heretofore had herein, and due deliberations having been had, now upon motion of Petitioner through its counsel Jones Day, it is:<sup>1</sup>

1. ORDERED that USBTC shall be substituted as petitioner in this action in place of USBNA for the Transferred Remaining USB Trusts as specified on Exhibit 1 hereto.

2. ORDERED that the case caption for this action shall be amended to reflect the aforementioned substitution, such that this action shall now be captioned as follows:

In the matter of the application of  
WELLS FARGO BANK, NATIONAL ASSOCIATION,  
U.S. BANK NATIONAL ASSOCIATION, U.S. BANK  
TRUST COMPANY, 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  
Distribution of a Settlement Payment.

3. ORDERED that the Clerk shall amend the records for this action and conform the Court's records to reflect the amended caption as set forth herein.

ENTER:

\_\_\_\_\_  
J.S.C.

<sup>1</sup> Any capitalized term used but not defined herein shall have the meaning ascribed to such term in the Petition. *See* NYSCEF No. 1.

**EXHIBIT 1**

<b>Remaining Trusts For Which Transaction Roles Have Transferred From U.S. Bank National Association To U.S. Bank Trust Company, National Association</b>	
1	BALTA 2006-3
2	BSABS 2005-AC3
3	BSABS 2005-AC5
4	BSABS 2005-AC6
5	BSABS 2005-AQ2
6	BSABS 2005-FR1
7	BSABS 2005-HE2
8	BSABS 2005-HE6
9	BSABS 2006-AC1
10	BSABS 2006-AQ1
11	BSABS 2006-EC1
12	BSABS 2006-EC2
13	BSABS 2006-HE1
14	BSABS 2006-HE10
15	BSABS 2006-HE2
16	BSABS 2006-HE8
17	BSABS 2006-IM1
18	BSABS 2006-PC1
19	BSABS 2007-HE1
20	BSARM 2005-1