

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 Distribution of a Settlement Payment.

Index No. 657387/2017

Justice Melissa Anne Crane
Part 60

**AFFIDAVIT OF NICOLAS
VALAPERTA**

STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

NICOLAS VALAPERTA, being duly sworn, deposes and says:

1. I am a Vice President in Global Structured Finance (Global Corporate Trust Services) for U.S. Bank Trust Company, National Association (acting solely in its applicable capacities as trustee, securities administrator, paying agent, and/or calculation agent, “USBTC”), a wholly owned subsidiary of U.S. Bank National Association (acting solely in its applicable capacities as trustee, securities administrator, paying agent, and/or calculation agent, “USBNA”). I have been in this role since 2011. I am also an officer of USBNA and USBTC.

2. The facts set forth herein are based upon (i) my personal knowledge, and (ii) information contained in the business records of USBNA and USBTC, information supplied to me by other USBNA and USBTC personnel, or information related to this matter.

3. As of the date on which this action was first filed, USBNA was trustee, securities administrator, paying agent, and/or calculation agent (as named in such role or as successor to the named party) for one-hundred and fifty-six of the two-hundred and seventy residential mortgage-backed securitization trusts at issue in this proceeding (the “Settlement Trusts”), as further specified on Exhibit A to the Petition at NYSCEF No. 2.

4. Since the filing of this action, parties to certain of the Settlement Trusts have agreed to resolve their competing claims without further judicial intervention, leading many of the Settlement Trusts to be severed from this action. Following the severance of these Settlement Trusts, USBNA remained trustee, securities administrator, paying agent, and/or calculation agent (as named in such role or as successor to the named party) for thirty-seven of the sixty Settlement Trusts still at issue in this action (the “Remaining USB Trusts”).

5. In 2022, USBNA transferred substantially all of its corporate trust business to USBTC, a wholly owned subsidiary of USBNA. As a result of this transfer, USBTC has succeeded to all transaction roles (including but not limited to trustee, securities administrator, paying agent, and/or calculation agent) for twenty of the thirty-seven Remaining USB Trusts specified on Exhibit 1 to the contemporaneously filed proposed Ex Parte Order Substituting Party and Amending Caption (the “Transferred Remaining USB Trusts”), and USBNA no longer fulfills such roles for the Transferred Remaining USB Trusts.

* * *

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

[signature page follows]

Dated: August 4, 2022
Cook County, Illinois

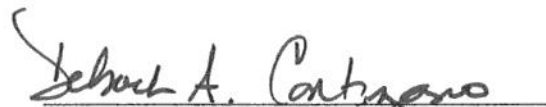
By:



Nicolas Valaperta

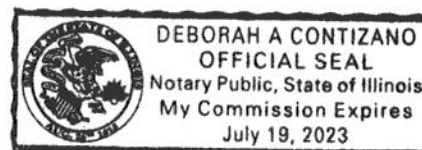
State of Illinois
County of Cook

On this 4th day of August, 2022, before me, the undersigned notary public, personally appeared Nicolas Valaperta, proved to me through satisfactory evidence of identification, which was my own personal knowledge, to be the person who signed the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of his knowledge and belief.



Notary Public Signature

My commission expires: 7/19/2023



CERTIFICATE OF CONFORMITY

I, Luke H. Schubert, am an attorney at law duly admitted to practice in the State of Illinois. I hereby certify that the foregoing acknowledgement of the affidavit of Nicolas Valaperta, taken on August 4, 2022 before Deborah A. Contizano, a notary public in the State of Illinois, was taken in the manner prescribed by the laws of the State of Illinois, being the State in which it was taken, and duly conforms with such laws and is valid and effective in such State as to the purpose for which it was submitted.

Dated: August 4, 2022
Chicago, Illinois

A handwritten signature in black ink, appearing to read 'Luke H. Schubert', is written over a horizontal line.

Luke H. Schubert
Illinois Bar No. 6330405

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RULE 17 CERTIFICATE OF COMPLIANCE WITH WORD COUNT LIMIT

I hereby certify that the foregoing document complies with the word count limit set forth in Rule 17 of the Rules of Practice for the Commercial Division of the Supreme Court because it contains 393 words, excluding the caption, signature block, and Certificate of Conformity.

In making this calculation, I have relied on the word count of the word-processing system used to prepare the document.

Dated: August 4, 2022
New York, New York

Respectfully submitted,

/s/ Nina Yadava

JONES DAY

Nina Yadava

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