

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

In the Matter of

The Rehabilitation of  
FINANCIAL GUARANTY INSURANCE  
COMPANY.

X

Index No. 401265/2012

I.A.S. Part 36

Justice Doris Ling-Cohan

X

**NOTICE OF WITHDRAWAL OF OBJECTIONS OF U.S. BANK NATIONAL  
ASSOCIATION AND U.S. BANK TRUST NATIONAL ASSOCIATION, EACH  
IN ITS CAPACITY AS TRUSTEE, TO PLAN OF REHABILITATION  
OF FINANCIAL GUARANTY INSURANCE COMPANY**

U.S. Bank National Association and U.S. Bank Trust National Association, each in its capacity as trustee or similar role (collectively, “U.S. Bank” or “Trustee”) for certain residential mortgage backed securities, municipal debt securities, and any other affected transactions, file this notice of withdrawal of U.S. Bank’s objections to the proposed plan of rehabilitation, as amended as described herein (the “Plan”), filed by Benjamin M. Lawskey, Superintendent of Financial Services of the State of New York, as the court-appointed rehabilitator (the “Rehabilitator”) of Financial Guaranty Insurance Company (“FGIC”). Except as otherwise defined in this Notice, all capitalized terms shall have the meanings ascribed to such terms in the Plan.

On September 27, 2012, the Rehabilitator filed the Plan of Rehabilitation for Financial Guaranty Insurance Company and certain related documents. On November 19, 2012, U.S. Bank filed an objection to the Plan (the “Initial Objection”). On December 12, 2012, the Rehabilitator filed the First Amended Plan of Rehabilitation for Financial Guaranty Insurance Company, which contained certain amendments to the Plan. On January 22, 2013, U.S. Bank

filed an amended objection to the Plan (the “Amended Objection” and, together with the Initial Objection, the “Objections”).

The Court continued the hearing on the Plan (the “Plan Approval Hearing”) from time to time to give the parties an opportunity to resolve objections thereto. As a result of negotiations with the Trustee and certain of the other objecting parties, including other trustees and indenture trustees of insured bonds and other securities (the “Other Trustees”), the Rehabilitator agreed to certain additional revisions to the Plan, as well as amendments to certain of the related Plan documents, including the proposed Plan Approval Order (the “Plan Revisions”). On February 19, 2013, the Rehabilitation Court signed a scheduling order (the “Scheduling Order”) that, among other things, adjourned the Plan Approval Hearing to April 30, 2013, and established a deadline of April 5, 2013, for parties to object to the Plan Revisions. The Scheduling Order reflects (a) the representation of U.S. Bank and the Other Trustees that the Plan Revisions substantially resolved the issues raised in their plan objections and U.S. Bank and the Other Trustees’ intentions to withdraw their objections on April 12, 2013 and (b) the Rehabilitator’s representation that, contemporaneous with the withdrawal of the Trustees’ objections, the Rehabilitator will seek approval at the Plan Approval Hearing of an amended version of the Plan incorporating the Plan Revisions.

WHEREFORE, U.S. Bank hereby withdraws the Objections to the Plan, as amended by the Plan Revisions.

Respectfully submitted,

Dated: April 12, 2013

SHEPPARD MULLIN RICHTER & HAMPTON LLP

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ATTORNEYS FOR U.S. BANK NATIONAL  
ASSOCIATION AND U.S. BANK TRUST  
NATIONAL ASSOCIATION, EACH IN ITS  
CAPACITY AS TRUSTEE AND ANY OTHER  
RELEVANT CAPACITY

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**AFFIDAVIT OF  
SERVICE**

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STATE OF NEW YORK     )  
                                  ) ss:  
COUNTY OF NEW YORK    )

I BRIAN K. SIMPSON, being duly sworn, deposes and says:

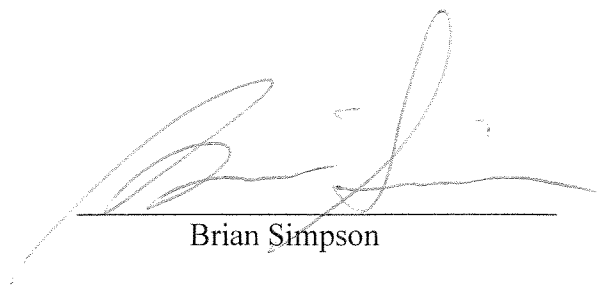
I am not a party to this action, am over 18 years of age, and reside in Hudson County, New Jersey.

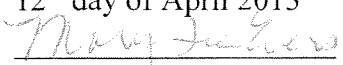
On the 12th day of April 2013, I served by hand delivery a true and correct copy of the documents described as the: (i)**NOTICE OF WITHDRAWAL OF OBJECTIONS OF U.S. BANK NATIONAL ASSOCIATION AND U.S. BANK TRUST NATIONAL ASSOCIATION, EACH IN ITS CAPACITY AS TRUSTEE, TO PLAN OF REHABILITATION OF FINANCIAL GUARANTY INSURANCE COMPANY**, upon:

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Attn: Monica Cheng, Esq  
Assistant Law Clerk of  
The Honorable Doris Ling-Cohan  
New York County Supreme Court  
60 Centre Street room 629  
New York, New York 10007

  
Brian Simpson

Sworn to me on this  
12<sup>th</sup> day of April 2013  
  
Notary Public

