

1 ROCKY C. TSAI (SBN 221452)
 (rocky.tsai@ropesgray.com)
 2 **ROPES & GRAY LLP**
 Three Embarcadero Center
 3 San Francisco, CA 94111-4006
 Telephone: (415) 315-6300
 4 Facsimile: (415) 315-6350

5 Attorneys for Plaintiffs Wells Fargo Bank,
 N.A., as Trustee, *et al.*

6 **ADDITIONAL COUNSEL LISTED**
 7 **ON SIGNATURE PAGE**

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

11 **WELLS FARGO BANK, NATIONAL**
ASSOCIATION, solely in its capacity as
 12 [Caption Continued on Following Page]
 13 *Trustee for* ABFC 2002-OPT1 Trust, ABFC
 2005-OPT1 Trust, ABFC 2006-OPT1 Trust,
 14 Asset Backed Securities Corporation Home
 Equity Loan Trust, Series 2003-HE6, Asset
 15 Backed Securities Corporation Home Equity
 Loan Trust, Series 2004-HE2, Asset Backed
 16 Securities Corporation Home Equity Loan
 Trust, Series AMQ 2007-HE2, Banc of America
 17 Funding 2005-B Trust, Banc of America
 18 Funding 2005-G Trust, Banc of America
 Funding 2006-E Trust, Banc of America
 19 Funding 2007-E Trust, BCAP LLC TRUST
 2006-AA1, BNC Mortgage Loan Trust 2007-4,
 20 Banc of America Alternative Loan Trust 2003-
 8, Banc of America Alternative Loan Trust
 21 2006-5, Banc of America Alternative Loan
 Trust 2003-10, Banc of America Alternative
 22 Loan Trust 2003-11, Banc of America
 Alternative Loan Trust 2003-4, Banc of
 23 America Alternative Loan Trust 2003-5, Banc
 of America Alternative Loan Trust 2003-6,
 24 Banc of America Alternative Loan Trust 2003-
 25 8, Banc of America Alternative Loan Trust
 2003-9, Banc of America Alternative Loan
 26 Trust 2004-1, Banc of America Alternative
 Loan Trust 2004-11, Banc of America
 27 Alternative Loan Trust 2004-6, Banc of
 28 America Alternative Loan Trust 2004-7, Banc

Case No. 3:13-cv-03663-CRB

**STIPULATION AND [PROPOSED]
 ORDER REGARDING RELATED
 CASES**

[Civil L.R. 3-12 & 7-12]

1 of America Alternative Loan Trust 2005-6,
2 Banc of America Alternative Loan Trust 2005-
3 7, Banc of America Alternative Loan Trust
4 2006-2, Banc of America Alternative Loan
5 Trust 2006-3, Banc of America Alternative
6 Loan Trust 2006-5, Banc of America
7 Alternative Loan Trust 2006-7, Banc of
8 America Mortgage 2003-6 Trust, Banc of
9 America Mortgage 2003-D Trust, Banc of
10 America Mortgage 2003-H Trust, Banc of
11 America Mortgage 2003-K Trust, Banc of
12 America Mortgage Trust 2004-11, Banc of
13 America Mortgage Trust 2004-6, Banc of
14 America Mortgage Trust 2004-8, Banc of
15 America Mortgage Trust 2004-9, Banc of
16 America Mortgage 2004-B Trust, Banc of
17 America Mortgage 2004-C Trust, Banc of
18 America Mortgage 2004-D Trust, Banc of
19 America Mortgage 2004-I Trust, Banc of
20 America Mortgage 2004-K Trust, Banc of
21 America Mortgage 2004-L Trust, Banc of
22 America Mortgage Trust 2005-10, Banc of
23 America Mortgage Trust 2005-11, Banc of
24 America Mortgage Trust 2005-4, Banc of
25 America Mortgage Trust 2005-7, Banc of
26 America Mortgage 2005-A Trust, Banc of
27 America Mortgage 2005-E Trust, Banc of
28 America Mortgage 2005-J Trust, Banc of
America Mortgage 2007-1 Trust, Banc of
America Mortgage 2007-2 Trust, Banc of
America Mortgage 2004-J Trust, Banc of
America Mortgage 2005-D Trust, Banc of
America Mortgage 2005-E Trust, Banc of
America Mortgage 2007-3 Trust, Bear Stearns
Asset Backed Securities, Inc. 2000-2, Bear
Stearns Mortgage Funding Trust 2006-AR1,
Bear Stearns Mortgage Funding Trust 2006-
AR2, Bear Stearns Mortgage Funding Trust
2006-AR3, Bear Stearns Mortgage Funding
Trust 2006-AR4, Bear Stearns Mortgage
Funding Trust 2006-AR5, Bear Stearns
Mortgage Funding Trust 2007-AR1, Bear
Stearns Mortgage Funding Trust 2007-AR2,
Bear Stearns Mortgage Funding Trust 2007-
AR3, Bear Stearns Mortgage Funding Trust
2007-AR4, Bear Stearns Mortgage Funding
Trust 2007-AR5, Bear Stearns ARM Trust
2007-3, Carrington Mortgage Loan Trust,

1 Series 2006-FRE2, Carrington Mortgage Loan
2 Trust, Series 2006-NC2, Carrington Mortgage
3 Loan Trust, Series 2006-NC3, Carrington
4 Mortgage Loan Trust, Series 2006-NC3,
5 Carrington Mortgage Loan Trust, Series 2006-
6 NC5, Carrington Mortgage Loan Trust, Series
7 2006-OPT1, Carrington Mortgage Loan Trust,
8 Series 2006-RFC1, First Franklin Mortgage
9 Loan Trust 2004-FF11, First Franklin Mortgage
10 Loan Trust 2006-FF15, Freddie Mac Securities
11 REMIC Trust 2005-S001, GMACM Home
12 Equity Loan Trust 2003-HE2, GreenPoint MTA
13 Trust 2005-AR3, GreenPoint Mortgage Funding
14 Trust 2005-AR4, GreenPoint Mortgage Funding
15 Trust 2005-AR5, GreenPoint Mortgage Funding
16 Trust 2006-AR1, GreenPoint Mortgage Funding
17 Trust 2006-AR2, GreenPoint Mortgage Funding
18 Trust 2006-AR3, HarborView Mortgage Loan
19 Trust 2006-10, HarborView Mortgage Loan
20 Trust 2006-12, HarborView Mortgage Loan
21 Trust 2007-1, HarborView Mortgage Loan
22 Trust 2007-3, Impac CMB Trust Series 2004-
23 11, Impac CMB Trust Series 2004-6, Impac
24 CMB Trust Series 2005-6, Irwin Home Equity
25 Loan Trust 2007-1, Impac Secured Assets
26 Corp., Mortgage Pass- Through Certificates,
27 Series 2005-2, Lehman Mortgage Trust 2006-9,
28 Lehman Mortgage Trust 2007-4, MASTR Asset
Backed Securities Trust 2003-OPT2, MASTR
Asset Backed Securities Trust 2007-NCW,
Merrill Lynch Mortgage Investors Trust, Series
2004-WMC5, Merrill Lynch Mortgage
Investors Trust, Series 2005-WMC2, Merrill
Lynch Mortgage Investors Trust Series MLCC
2004-B, Merrill Lynch Mortgage Investors
Trust Series MLCC 2006-1, Merrill Lynch
Mortgage Investors Trust Mortgage Loan
Asset-Backed Certificates, Series 2006-HE1,
Morgan Stanley ABS Capital I Inc. Trust 2005-
WMC2, Morgan Stanley ABS Capital I Inc.
Trust 2005-WMC3, Morgan Stanley ABS
Capital I Inc. Trust 2005-WMC4, Morgan
Stanley ABS Capital I Inc. Trust 2006-WMC1,
MSCC HELOC Trust 2007-1, National City
Mortgage Capital Trust 2008-1, Option One
Mortgage Loan Trust 2003-5, Option One
Mortgage Loan Trust 2003-6, Option One
Mortgage Loan Trust 2005-3, Option One

1 Mortgage Loan Trust 2005-4, Option One
2 Mortgage Loan Trust 2006-1, Option One
3 Mortgage Loan Trust 2007-1, Option One
4 Mortgage Loan Trust 2007-3, Option One
5 Mortgage Loan Trust 2007-4, Option One
6 Mortgage Loan Trust 2007-5, Option One
7 Mortgage Loan Trust 2007-6, Option One
8 Mortgage Loan Trust 2007CP1, Option One
9 Mortgage Loan Trust 2007-FXD2, Park Place
10 Securities, Inc., Asset-Backed Pass-Through
11 Certificates, Series 2004-MCW1, Park Place
12 Securities, Inc., Asset-Backed Pass-Through
13 Certificates, Series 2004-WHQ1, Park Place
14 Securities, Inc., Asset-Backed Pass-Through
15 Certificates, Series 2004-WHQ2, Park Place
16 Securities, Inc., Asset-Backed Pass-Through
17 Certificates, Series 2005-WCH1, Park Place
18 Securities, Inc., Asset-Backed Pass-Through
19 Certificates, Series 2005-WCW2, Park Place
20 Securities, Inc., Asset-Backed Pass-Through
21 Certificates, Series 2005-WCW2, Park Place
22 Securities, Inc., Asset-Backed Pass-Through
23 Certificates, Series 2005-WHQ1, Park Place
24 Securities, Inc., Asset-Backed Pass-Through
25 Certificates, Series 2005-WHQ3, Park Place
26 Securities, Inc., Asset-Backed Pass-Through
27 Certificates, Series 2005-WHQ4, RESI Finance
28 Limited Partnership 2003-B, RESI Finance
Limited Partnership 2003-C, RESI Finance
Limited Partnership 2003-CB1, RESI Finance
Limited Partnership 2003-D, RESI Finance
Limited Partnership 2004-B, RESI Finance
Limited Partnership 2004-C, RESI Finance
Limited Partnership 2005-A, RESI Finance
Limited Partnership 2005-B, RESI Finance
Limited Partnership 2005-C, RESI Finance
Limited Partnership 2005-D, RESI Finance
Limited Partnership 2006-A, RMAC Pass-
Through Trust, Series 2010-A, Securitized
Asset Backed Receivables LLC Trust 2006-
HE1, Securitized Asset Backed Receivables
LLC Trust 2006-HE2, SABR Mortgage Loan
2008-1 Grantor Trust, Structured Asset
Investment Loan Trust 2003-BC12, Structured
Asset Mortgage Investments II Trust 2007-
AR4, Structured Adjustable Rate Mortgage
Loan Trust, Series 2004-10, Structured
Adjustable Rate Mortgage Loan Trust, Series

1 2004-16, Structured Adjustable Rate Mortgage
2 Loan Trust, Series 2004-18, Structured
3 Adjustable Rate Mortgage Loan Trust, Series
4 2004-9XS, Structured Adjustable Rate
5 Mortgage Loan Trust, Series 2005-12,
6 Structured Adjustable Rate Mortgage Loan
7 Trust, Series 2005-17, Structured Adjustable
8 Rate Mortgage Loan Trust, Series 2007-3,
9 Structured Adjustable Rate Mortgage Loan
10 Trust, Series 2007-4, Structured Asset
11 Securities Corporation Pass-Through
12 Certificates, Series 2002-AL1, Structured Asset
13 Securities Corporation Mortgage Pass-Through
14 Certificates, Series 2003-15A, Structured Asset
15 Securities Corporation Mortgage Pass-Through
16 Certificates, Series 2003-26A, Structured Asset
17 Securities Corporation Mortgage Loan Trust
18 2006-OPT1, Structured Asset Securities Corp.
19 2007-BC1, SASI Finance Limited Partnership
20 2006-A, Southern Pacific Secured Assets Corp.,
21 Mortgage Loan Asset-Backed Pass-Through
22 Certificates, Series 1998-2, Soundview Home
23 Loan Trust 2007-OPT1, Soundview Home Loan
24 Trust 2007-OPTS, Terwin Mortgage Trust,
25 Series TMTS 2003-8HE, WaMu Mortgage
26 Pass-Through Certificates Series 2004-PR1
27 Trust, WaMu Mortgage Pass-Through
28 Certificates Series 2004-PR2 Trust, WaMu
Mortgage Pass-Through Certificates Series
2005-PR1 Trust, WaMu Mortgage Pass-
Through Certificates Series 2005-PR2 Trust,
WaMu Mortgage Pass-Through Certificates
Series 2005-PR4 Trust, WaMu Mortgage Pass-
Through Certificates Series 2006-PR1 Trust,
WaMu Mortgage Pass-Through Certificates
Series 2006-PR2 Trust, WaMu Mortgage Pass-
Through Certificates Series 2006-PR3 Trust,
Waterfall Victoria Mortgage Trust 2010-1;

**DEUTSCHE BANK NATIONAL TRUST
COMPANY**, *solely in its capacity as Trustee
for*

Alliance Securities Corp. 2007-OA1,
Accredited Mortgage Loan Trust 2006-2,
American Home Mortgage Investment Trust
2005-2, American Home Mortgage Investment
Trust 2005-3, American Home Mortgage
Investment Trust 2006-1, American Home

1 Mortgage Assets Trust 2006-5, American Home
2 Mortgage Investment Trust 2007-1, American
3 Home Mortgage Assets Trust 2007-1, American
4 Home Mortgage Assets Trust 2007-2, American
5 Home Mortgage Assets Trust 2007-4, American
6 Home Mortgage Investment Trust 2007-SD2,
7 Ameriquest Mortgage Securities Inc. 2006-R1,
8 Argent Securities Inc. 2004-W8, Argent
9 Securities Inc. 2005-W2, Argent Securities
10 Trust 2006-W4, Argent Securities Trust 2006-
11 M1, Argent Securities Trust 2006-M2, Asset
12 Backed Securities Corporation Home Equity
13 Loan Trust 2004-HE1, Barclays Capital Inc.,
14 BCAP LLC Trust 2007-AA1, Carrington
15 Loan Trust 2006-AR14, IndyMac INDX
16 Mortgage Loan Trust 2006-AR29, IndyMac
17 INDA Mortgage Loan Trust 2006-AR3,
18 IndyMac Residential Asset Securities Trust
19 (RAST) 2007-A3, IndyMac INDX Mortgage
20 Loan Trust 2007-AR5, IndyMac INDX
21 Mortgage Loan Trust 2007-AR211P, IndyMac
22 INDA Mortgage Loan Trust 2007-AR1,
23 IndyMac INDA Mortgage Loan Trust 2007-
24 AR8, IndyMac INDX Mortgage Loan Trust
25 2007-FLX1, IndyMac INDX Mortgage Loan
26 Trust 2007-FLX6, J.P. Morgan Mortgage
27 Acquisition Trust 2007-CH3, J.P. Morgan
28 Mortgage Acquisition Trust 2007-CH5, Long
Beach Mortgage Loan Trust 2005-WL1, Long
Beach Mortgage Loan Trust 2005-WL2, Long
Beach Mortgage Loan Trust 2006-6, Long
Beach Mortgage Loan Trust 2006-7, Long
Beach Mortgage Loan Trust 2006-8, Long
Beach Mortgage Loan Trust 2006-10, Long
Beach Mortgage Loan Trust 2006-WL1, Long
Beach Mortgage Loan Trust 2006-WL2,
Mortgage IT Trust 2005-3, Morgan Stanley
ABS Capital I Trust 2004-NC7, Morgan
Stanley ABS Capital I Trust 2004-HE8, Morgan
Stanley ABS Capital I Trust 2006-NC3,
Morgan Stanley ABS Capital I Trust 2006-
NC5, Morgan Stanley ABS Capital I Trust
2006-HE5, Morgan Stanley ABS Capital I Trust
2006-HE7, Morgan Stanley ABS Capital I Trust
2006-HE8, Morgan Stanley ABS Capital I Trust
2006-WMC2, Morgan Stanley Home Equity
Loan Trust 2006-1, Morgan Stanley Home
Equity Loan Trust 2006-2, Morgan Stanley

1 ABS Capital I Trust 2007-NC4, Morgan
2 Stanley ABS Capital I Trust 2007-HE7, New
3 Century Home Equity Loan Trust 2005-4, New
4 Century Home Equity Loan Trust 2005-B, New
5 Century Home Equity Loan Trust 2005-D,
6 Novastar Mortgage Funding Trust 2007-1,
7 Saxon Asset Securities Trust 2007-2, Thornburg
8 Mortgage Securities Trust 2004-4, WaMu
9 Mortgage Pass- Through Certificates, Series
10 2004-AR6, WaMu Mortgage Pass-Through
11 Certificates, Series 2005-AR6, WaMu
12 Mortgage Pass- Through Certificates, Series
13 2005-AR11, WaMu Mortgage Pass-Through
14 Certificates, Series 2005-AR12, WaMu
15 Mortgage Pass- Through Certificates, Series
16 2005-AR13, WaMu Mortgage Pass-Through
17 Certificates, Series 2005-AR15, WaMu
18 Mortgage Pass-Through Certificates, WMALT
19 Series 2006-AR1, Washington Mutual
20 Mortgage Pass-Through Certificates, WMALT
21 Series 2006-AR5, WaMu Asset-Backed
22 Certificates 2007-HE; and

14 **DEUTSCHE BANK TRUST COMPANY**
15 **AMERICAS**, *solely in its capacity as Trustee*
16 *for*

17 Residential Accredit Loans Inc. 2005-QA10,
18 Residential Accredit Loans Inc. 2006-QO2,
19 Residential Accredit Loans Inc. 2006-QO3,
20 Residential Accredit Loans Inc. 2006-QO4,
21 Residential Accredit Loans Inc. 2006-QO6,
22 Residential Accredit Loans Inc. 2006-QO10,
23 Residential Accredit Loans Inc. 2006-QS3,
24 Residential Accredit Loans Inc. 2006-QS10,
25 Residential Accredit Loans Inc. 2006-QS17,
26 Residential Accredit Loans Inc. 2007-QA3,
27 Residential Accredit Loans Inc. 2007-QO1,
28 Residential Accredit Loans Inc. 2007-QO4,
Residential Accredit Loans Inc. 2007-QO5,
Residential Accredit Loans Inc. 2007-QS3,
Residential Funding Mortgage Securities I
2007-S4, Saxon Asset Securities Trust 2003-3,
Saxon Asset Securities Trust 2006-3

Plaintiffs,

v.

CITY OF RICHMOND, CALIFORNIA, a

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

municipality; RICHMOND CITY COUNCIL;
MORTGAGE RESOLUTION PARTNERS
L.L.C., a Delaware limited liability company,

Defendants.

THE BANK OF NEW YORK MELLON (f/k/a
The Bank of New York), as Trustee, on behalf
of the Trusts listed in Exhibit A, and U.S.
BANK NATIONAL ASSOCIATION, as
Trustee, on behalf of the Trusts listed in Exhibit
B,

Plaintiffs,

v.

CITY OF RICHMOND, CALIFORNIA, a
municipality; RICHMOND CITY COUNCIL;
MORTGAGE RESOLUTION PARTNERS
L.L.C., a Delaware limited liability company;
and GORDIAN SWORD LLC, a Delaware
limited liability company;

Defendants.

Case No. 3:13-cv-03664-JCS

**STIPULATION AND [PROPOSED]
ORDER REGARDING RELATED
CASES**

[Civil L.R. 3-12 & 7-12]

1 WHEREAS, the undersigned parties believe that the action *The Bank of New York*
2 *Mellon, as Trustee, on behalf of the Trusts listed in Exhibit A et al. v. City of Richmond et al.*,
3 No. 3:13-CV-03664-JCS (the “*BNYM Action*”) involves substantially similar parties, property,
4 transactions, or events as *Wells Fargo Bank, N.A. et al. v. City of Richmond et al.*, No. 3:13-CV-
5 03663-CRB (the “*Wells Fargo Action*”), such that it appears likely that there will be an unduly
6 burdensome duplication of labor and expense or conflicting results if the cases are conducted
7 before different Judges;

8 WHEREAS, the parties believe the *BNYM* and *Wells Fargo* Actions are “related cases”
9 under Northern District of California Civil Local Rule 3-12(a); and

10 WHEREAS, the parties believe that treatment of the *BNYM* and *Wells Fargo* Actions as
11 related would serve the interests of judicial economy and avoid the potential for conflicting
12 rulings;

13 IT IS HEREBY STIPULATED AND AGREED by Plaintiffs and Defendants, through
14 their respective counsel of record, that *The Bank of New York Mellon, as Trustee, on behalf of*
15 *the Trusts listed in Exhibit A et al. v. City of Richmond et al.*, No. 3:13-CV-03664-JCS, should be
16 related to *Wells Fargo Bank, N.A. et al. v. City of Richmond*, No. 3:13-CV-03663-CRB.

17 IT IS SO STIPULATED.

18 Dated: August 14, 2013

ROPE & GRAY LLP

20 By: /s/ Rocky C. Tsai

21 _____
Rocky C. Tsai

22 ATTORNEYS FOR PLAINTIFFS WELLS
23 FARGO BANK, N.A., DEUTSCHE BANK
24 NATIONAL TRUST COMPANY, AND
25 DEUTSCHE BANK TRUST COMPANY
AMERICAS, AS TRUSTEES
CASE NO. 3:13-CV-03663-CRB

26 MAYER BROWN LLP

27 By: /s/ Bronwyn F. Pollock

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Donald M. Falk
Bronwyn F. Pollock

ATTORNEYS FOR PLAINTIFF THE BANK OF
NEW YORK MELLON, AS TRUSTEE (F/K/A
THE BANK OF NEW YORK
CASE NO. 3:13-CV-03664-JCS

JONES DAY

By: /s/ Brian D. Hershman

Brian D. Hershman

ATTORNEYS FOR PLAINTIFF U.S. BANK
NATIONAL ASSOCIATION, AS TRUSTEE
Case No. 3:13-CV-03664-JCS

ALTSHULER BERZON LLP

By: /s/ Scott A. Kronland

Scott A. Kronland

ATTORNEYS FOR DEFENDANTS
Case No. 3:13-CV-03663-CRB
Case No. 3:13-CV-03664-JCS

I attest that concurrence in the filing of this document has been obtained from Bronwyn
F. Pollock, Brian D. Hershman, and Scott A. Kronland, whose conformed signatures are set forth
above.

/s/ Rocky C. Tsai

Rocky C. Tsai

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

The Honorable Charles R. Breyer
United States District Judge