

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO 09-MD-02106-CIV-GOLD/GOODMAN

IN RE: FONTAINEBLEAU LAS VEGAS
CONTRACT LITIGATION

MDL No. 2106

This document relates to 09-CV-23835-ASG.

MDL ORDER NO. 63; STAYING BILL FOR COSTS [ECF NO. 350]

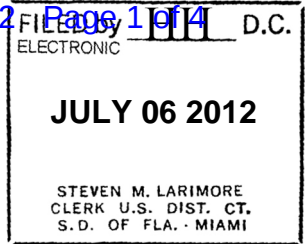
This Cause is before the Court upon Bank of America's Bill of Costs [ECF No. 350]. Pursuant to MDL Order Number 62, the Bill of Costs is stayed. However, recognizing the Bill of Costs is unopposed, an order awarding costs in favor of Bank of America in the amount of \$72,637.29 will be entered should the Final Judgment [ECF No. 341] in favor of Bank of America be affirmed on appeal.

DONE AND ORDERED in Chambers at Miami, Florida, this 3rd day of May, 2012.



THE HONORABLE ALAN S. GOLD
UNITED STATES DISTRICT COURT JUDGE

cc: Magistrate Judge Goodman
All Counsel of Record



**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

John Ley
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

July 06, 2012

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 10-14925-AA ; 11-10468 -AA ; 11-10740 -AA ; 12-11815 -AA
Case Style: Soneet Kaplila, Trustee v. Bank of America, N.A., et al
District Court Docket No: 1:09-cv-21879-ASG
Secondary Case Number: 1:09-md-02106-ASG

The following action has been taken in the referenced cases:

The enclosed order has been ENTERED.

Sincerely,

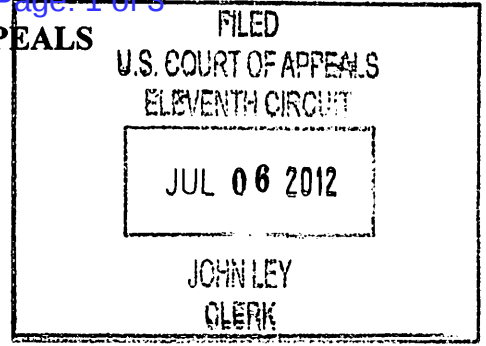
JOHN LEY, Clerk of Court

Reply to: Eleanor M. Dixon, AA
Phone #: (404) 335-6172

MOT2

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT



No. 10-14925-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

SONEET R. KAPILA,

Interested Party - Appellant,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.,

Defendants - Appellees.

No. 11-10468-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

AVENUE CLO FUND LTD.,
AVENUE CLO II, LTD.,
ET AL.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.,

Defendants - Appellees.

No. 11-10740-AA

ACP MASTER, LTD.,
d.b.a. Aurelius Capital Gp, LLC,
AURELIUS CAPITAL MASTER, LTD.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,
MERRILL LYNCH CAPITAL CORP.,
JPMORGAN CHASE BANK, N.A.,
BARCLAYS BANK, PLC,
DEUTSCHE BANK TRUST COMPANY AMERICAS, et al.,

Defendants - Appellees.

No. 12-11815-AA

AVENUE CLO FUND, LTD.,
et. al.,

Plaintiffs,

AVENUE CLO IV, LTD.,
AVENUE CLO V, LTD.,
ET AL.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,

Defendant - Appellee.

Appeal from the United States District Court for the
Southern District of Florida

ORDER:

The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART.¹ The motion is DENIED as to consolidation; however, the Clerk is DIRECTED to schedule Appeal No. 12-11815 for oral argument with Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 (to the extent those appeals are not resolved by settlement and voluntary dismissal).

The motion to expedite Appeal No. 12-11815 is GRANTED. Appellant's brief in Appeal No. 12-11815 shall be due within twenty-one (21) days of the date of entry of this Order. Appellee's brief shall be due within twenty-one (21) days of service of Appellant's brief. Appellant's reply brief, if any, shall be due within seven (7) calendar days of service of Appellee's brief. All briefs are to be physically received in the Clerk's Office on the date due.

Appellee is directed to notify the district court when its brief is filed, and the district court clerk is directed to transmit the record immediately upon receipt of such notice.

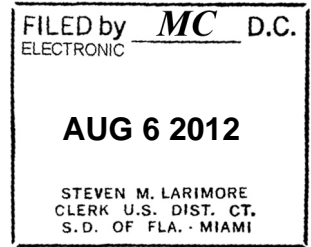
Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 remain stayed pending further order of the Court.

/s/ Ed Carnes
UNITED STATES CIRCUIT JUDGE

¹ Because the Court allows parties to amend or supplement pending motions and motion responses without obtaining advance permission to do so, Appellee's "Motion for Leave to File Response..." is DENIED AS MOOT. The Court has accepted Appellee's supplemental response as filed.

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303



John Ley
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

August 06, 2012

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 10-14925-AA ; 11-10468 -AA ; 11-10740 -AA ; 12-11815 -AA
Case Style: Soneet Kaplila, Trustee v. Bank of America, N.A., et al
District Court Docket No: 1:09-cv-21879-ASG
Secondary Case Number: 1:09-md-02106-ASG

The enclosed copy of this Court's Order of Dismissal is issued as the mandate of this court. See 11th Cir. R. 41-4. Counsel and pro se parties are advised that pursuant to 11th Cir. R. 27-2, "a motion to reconsider, vacate, or modify an order must be filed within 21 days of the entry of such order. No additional time shall be allowed for mailing."

NOTE: Dismissal is for Appeal No. 10-14925-AA only.

Sincerely,

JOHN LEY, Clerk of Court

Reply to: Eleanor M. Dixon, AA
Phone #: (404) 335-6172

Enclosure(s)

DIS-4 Multi-purpose dismissal letter

Case: 10-14925 Date Filed: 08/06/2012 Page: 1 of 3
IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 10-14925-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

SONEET R. KAPILA,

Interested Party - Appellant,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.,

Defendants - Appellees.

No. 11-10468-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

AVENUE CLO FUND LTD.,
AVENUE CLO II, LTD.,
ET AL.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.,

Defendants - Appellees.

No. 11-10740-AA

ACP MASTER, LTD.,
d.b.a. Aurelius Capital Gp, LLC,
AURELIUS CAPITAL MASTER, LTD.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,
MERRILL LYNCH CAPITAL CORP.,
JPMORGAN CHASE BANK, N.A.,
BARCLAYS BANK, PLC,
DEUTSCHE BANK TRUST COMPANY AMERICAS, et al.,

Defendants - Appellees.

No. 12-11815-AA

AVENUE CLO FUND, LTD.,
et. al.,

Plaintiffs,

AVENUE CLO IV, LTD.,
AVENUE CLO V, LTD.,
ET AL.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,

Defendant - Appellee.

Appeal from the United States District Court for the
Southern District of Florida

BEFORE: MARCUS and MARTIN, Circuit Judges.

BY THE COURT:

Appellant's unopposed motion to dismiss Appeal No. 10-14925 with prejudice due to settlement, with each party bearing its own fees and costs incurred in connection with the appeal, is GRANTED.

On the Court's own motion, the stay of Consolidated Appeals Nos. 11-10468 and 11-10740 is hereby LIFTED. As soon as briefing is complete in Appeal No. 12-11815, the Clerk is DIRECTED to schedule all of the appeals for oral argument.



HUNTON & WILLIAMS LLP
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MIAMI, FLORIDA 33131-1802

TEL 305 • 810 • 2500
FAX 305 • 810 • 2460

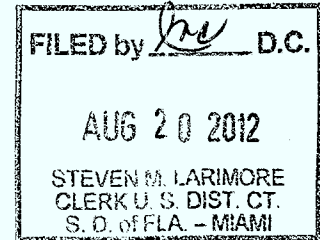
JAMIE ZYSK ISANI
DIRECT DIAL: 305-536-2724
EMAIL: jisani@hunton.com

FILE NO: 46124.00911

August 17, 2012

By Hand Delivery

United States District Court
Southern District of Florida
Clerk's Office, Appeals Section
400 North Miami Avenue, 8th Floor North
Miami, FL 33128



Re: *In re Fontainebleau Las Vegas Contract Litigation*,
Case No. 09-2106-MD-GOLD/GOODMAN (S.D. Fla.)

Dear Sir or Madam Clerk:

We represent defendant Bank of America, N.A. ("BANA") in the above-referenced action. Enclosed please find a copy of the Order that was entered by the Eleventh Circuit Court of Appeals on July 6, 2012. Pursuant to the Order, this shall serve to notify you that Appellee has filed its brief. Please transmit the record to the Eleventh Circuit pursuant to the Order.

Thank you for your assistance. Please feel free to contact me directly if you have any questions.

Sincerely,

Jamie Zysk Isani

Enclosure

cc: Paul D. Clement, Esq. (*by e-mail*)
Kirk D. Dillman, Esq. (*by e-mail*)
David A. Rothstein, Esq. (*by e-mail*)

Case: 10-14925 Date Filed 07/06/2012 Page: 1 of 1

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

John Ley
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

July 06, 2012

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 10-14925-AA ; 11-10468 -AA ; 11-10740 -AA ; 12-11815 -AA
Case Style: Sonnet Kaplila, Trustee v. Bank of America, N.A., et al
District Court Docket No: 1:09-cv-21879-ASG
Secondary Case Number: 1:09-md-02106-ASG

The following action has been taken in the referenced cases:

The enclosed order has been ENTERED.

Sincerely,

JOHN LEY, Clerk of Court

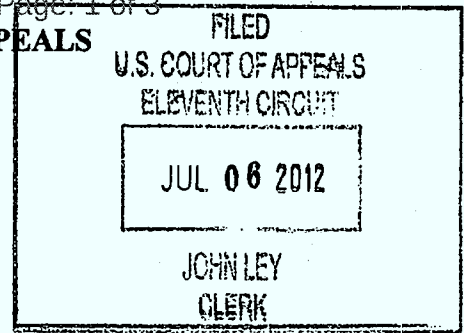
Reply to: Eleanor M. Dixon, AA
Phone #: (404) 335-6172

MOT2

Case: 10-14925 Date Filed: 07/06/2012 Page: 1 of 3

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT



No. 10-14925-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

SONEET R. KAPILA,

Interested Party - Appellant,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.

Defendants - Appellees.

No. 11-10468-AA

FONTAINEBLEAU LAS VEGAS LLC,

Plaintiff,

AVENUE CLO FUND LTD.,
AVENUE CLO II, LTD.,
ET AL.

Plaintiffs - Appellants,

versus

BANK OF AMERICA, N.A.,
MERRILL LYNCH CAPITAL CORPORATION,
ET AL.

Defendants - Appellees.

Case: 10-14925 Date Filed 07/06/2012 Page: 2 of 3

No. 11-10740-AA

ACP MASTER, LTD.,
d.b.a. Aurelius Capital Gp, LLC,
AURELIUS CAPITAL MASTER, LTD.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,
MERRILL LYNCH CAPITAL CORP.,
JPMORGAN CHASE BANK, N.A.,
BARCLAYS BANK, PLC,
DEUTSCHE BANK TRUST COMPANY AMERICAS, et al.,

Defendants - Appellees.

No. 12-11815-AA

AVENUE CLO FUND, LTD.,
et. al.,

Plaintiffs,

AVENUE CLO IV, LTD.,
AVENUE CLO V, LTD.,
ET AL.,

Plaintiffs - Appellants,

versus

BANK OF AMERICA, NA,

Defendant - Appellee.

Case: 10-14925 Date Filed: 07/06/2012 Page: 3 of 3

Appeal from the United States District Court for the
Southern District of Florida

ORDER:

The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART.¹ The motion is DENIED as to consolidation; however, the Clerk is DIRECTED to schedule Appeal No. 12-11815 for oral argument with Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 (to the extent those appeals are not resolved by settlement and voluntary dismissal).

The motion to expedite Appeal No. 12-11815 is GRANTED. Appellant's brief in Appeal No. 12-11815 shall be due within twenty-one (21) days of the date of entry of this Order. Appellee's brief shall be due within twenty-one (21) days of service of Appellant's brief. Appellant's reply brief, if any, shall be due within seven (7) calendar days of service of Appellee's brief. All briefs are to be physically received in the Clerk's Office on the date due.

Appellee is directed to notify the district court when its brief is filed, and the district court clerk is directed to transmit the record immediately upon receipt of such notice.

Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 remain stayed pending further order of the Court.

/s/ Ed Carnes
UNITED STATES CIRCUIT JUDGE

¹ Because the Court allows parties to amend or supplement pending motions and motion responses without obtaining advance permission to do so, Appellee's "Motion for Leave to File Response..." is DENIED AS MOOT. The Court has accepted Appellee's supplemental response as filed.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.

United States Court of Appeals for the Eleventh Circuit

Notice of Docket Activity

The following transaction was filed on 07/06/2012

Case Name: Soneet Kaplila, Trustee v. Bank of America, N.A., et al

Case Number: 10-14925

Document(s): Document(s)

Docket Text:

ORDER: The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART...Appellant's brief in Appeal No. 12-11815 shall be due within twenty-one (21) days of the date of entry of this Order... All briefs are to be physically received in the Clerk's Office on the date due. [6546036-3] in 12-11815; ...Appellee's "Motion for Leave to File Response..." is DENIED AS MOOT.... [6598375-2] in 12-11815 EEC [10-14925, 11-10468, 12-11815, 11-10740]

Notice will be electronically mailed to:

Bradley J. Butwin, -
Daniel L. Cantor, -
Jamie Zysk Isani, -
Andrew Kratenstein, -
Steven M. Larimore, Clerk of Court
Thomas C. Rice, -
Jonathan Rosenberg, -
Elliot H. Scherker, -
William J. Sushon, -
David J. Woll, -

Notice will not be electronically mailed to:

Jean-Marie L. Atamian, -
Mayer Brown, LLP
1675 BROADWAY
NEW YORK, NY 10019-5820

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Greenberg Traurig, LLP
401 E LAS OLAS BLVD STE 2000
FORT LAUDERDALE, FL 33301-4223

Kevin Michael Eckhardt, -
Hunton & Williams, LLP
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MIAMI, FL 33131

Robert G. Fracasso, Jr., -
Shutts & Bowen, LLP
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MIAMI, FL 33131-4333

Phillip A. Geraci, -
Kaye Scholer, LLP
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NEW YORK, NY 10022-3506

Sarah A. Harmon, -
Bailey Kennedy
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LAS VEGAS, NV 89148

John B. Hutton, -
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Lisa H. Rubin, -
Simpson Thacher & Bartlett, LLP
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NEW YORK, NY 10017-3903

Aaron Rubinstein, -
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Justin S. Stern, -
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NEW YORK, NY 10017-3903

The following document(s) are associated with this transaction:

Document Description: MOT2 Letter

Original Filename:

/opt/ACECF/live/forms/eleanor_dixon_1014925_6609357_PalazzoDktgLetter_388.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1160056652 [Date=07/06/2012] [FileNumber=6609357-1]

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Recipients:

- Jean-Marie L. Atamian, -
- Mark David Bloom, -
- Bradley J. Butwin, -
- Daniel L. Cantor, -
- Kevin Michael Eckhardt, -
- Robert G. Fracasso, Jr., -
- Phillip A. Geraci, -
- Sarah A. Harmon, -
- John B. Hutton, -
- Jamie Zysk Isani, -
- Jason I. Kirschner, -
- Andrew Kratenstein, -
- Steven M. Larimore, Clerk of Court
- Stephen Trivett Maher, -
- Anthony L. Paccione, -
- Craig Vincent Rasile, -
- Thomas C. Rice, -
- Peter J. Roberts, -
- Raquel A. Rodriguez, -
- Jonathan Rosenberg, -
- Aaron Rubenstein, -
- Lisa H. Rubin, -
- Aaron Rubinstein, -
- Elliot H. Scherker, -
- Justin S. Stern, -
- William J. Sushon, -
- David J. Woll, -

Document Description: Court Order Filed

Original Filename: 10-14925 order con.pdf

Electronic Document Stamp:

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO 09-MD-02106-CIV-GOLD/GOODMAN**

**IN RE: FONTAINEBLEAU LAS VEGAS
CONTRACT LITIGATION**

MDL No. 2106

This document relates to 09-cv-23835-
GOLD/GOODMAN

**AVENUE PLAINTIFFS'
DESIGNATION OF RECORD FOR APPEAL**

Pursuant to the Clerk of Court's request dated January 20, 2011, the Avenue Term Lender Plaintiffs¹ hereby designate the following document entries reflected on the docket list for S.D. Fla. Case No. 09-md-2106, including those listed in the sealed record, to be transmitted to the Eleventh Circuit Court of Appeals.

- 15;
- 88;
- 252-261;
- 264-283;
- 285-317;
- 319-326;
- 332-336;
- 339-342; and
- 352.

¹ Avenue Term Lender Plaintiffs consist of the plaintiffs in *Avenue CLO Fund, Ltd., et al. v. Bank of America, N.A., et al.* in underlying case number 09-cv-23835-GOLD/GOODMAN.

Respectfully submitted,

/s Lorenz Michel Prüss

David A. Rothstein, Esq.

Fla. Bar No.: 056881

d.Rothstein@dkrpa.com

Lorenz M. Prüss, Esq.

Fla Bar No.: 581305

LPruss@dkrpa.com

DIMOND KAPLAN & ROTHSTEIN, P.A.

2665 South Bayshore Drive, PH-2B

Miami, FL 33133

Telephone: (305) 374-1920

Facsimile: (305) 374-1961

Local Counsel for Plaintiff Term Lenders

Of counsel:

J. Michael Hennigan

Kirk D. Dillman

MCKOOL SMITH P.C.

865 South Figueroa Street, Suite 2900

Los Angeles, California 90017

Telephone: (213) 694-1200

Facsimile: (213) 694-1234

Email: Hennigan@mckoolsmithhennigan.com

kdillman@mckoolsmithhennigan.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **AVENUE PLAINTIFFS' DESIGNATION OF RECORD FOR APPEAL** was filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically the Notice of Electronic Filing.

Dated: August 23, 2012.

By: /s Lorenz Michel Prüss
Lorenz M. Prüss, Esq.

SERVICE LIST

Attorneys:	Representing:
<p>Bradley J. Butwin Daniel L. Cantor Jonathan Rosenberg William J. Sushon Ken Murata Asher Rivner O'MELVENY & MYERS LLP Times Square Tower 7 Times Square New York, NY 10036 Tele: (212) 326-2000 Fax: (212) 326-2061</p> <p>Alter Estes Dellinger, III Jonathan Hacker O'MELVENY & MEYERS LLP 1625 Eye St NW Washington, DC 20006-4061 Tele: (202) 383-5300 Fax: (202) 383-5414</p>	<p>Appellee Bank of America, N.A.</p>
<p>Jamie Zysk Isani, Esq. Craig Vincent Rasile HUNTON & WILLIAMS 1111 Brickell Avenue Suite 2500 Miami, FL 33131 Tele: (305) 810-2579 Fax: (305) 810-2460</p>	<p>Appellee Bank of America, N.A.</p>

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO 09-MD-02106-CIV-GOLD/GOODMAN

IN RE: FONTAINEBLEAU LAS VEGAS
CONTRACT LITIGATION

MDL No. 2106

This document relates to 09-cv-23835-
GOLD/GOODMAN

**AVENUE PLAINTIFFS' CORRECTED DESIGNATION
OF DOCUMENTS TO BE TRANSMITTED FOR APPEAL**¹

Pursuant to the Clerk of Court's request dated August 22, 2012, the Avenue Term Lender Plaintiffs² hereby designate the following documents (including those filed under seal), as indicated by entry on the docket list for S.D. Fla. Case No. 09-md-2106, to be transmitted to the U.S. Court of Appeals for the Eleventh Circuit for use in No. 12-11815, *Avenue CLO IV, Ltd. v. Bank of America, N.A.*

- 15;
- 88;
- 252-261;
- 264-283;
- 285-317;
- 319-326;
- 332-336;
- 339-342; and
- 352.

¹ The undersigned counsel previously filed a record designation that failed to identify the appellate proceedings and files this corrected designation addressing that error.

² Avenue Term Lender Plaintiffs consist of the plaintiffs in *Avenue CLO Fund, Ltd., et al. v. Bank of America, N.A., et al.* in underlying case number 09-cv-23835-GOLD/GOODMAN.

Respectfully submitted,

/s Lorenz Michel Prüss

David A. Rothstein, Esq.

Fla. Bar No.: 056881

d.Rothstein@dkrpa.com

Lorenz M. Prüss, Esq.

Fla Bar No.: 581305

LPruss@dkrpa.com

DIMOND KAPLAN & ROTHSTEIN, P.A.

2665 South Bayshore Drive, PH-2B

Miami, FL 33133

Telephone: (305) 374-1920

Facsimile: (305) 374-1961

Local Counsel for Plaintiff Term Lenders

Of counsel:

J. Michael Hennigan

Kirk D. Dillman

MCKOOL SMITH P.C.

865 South Figueroa Street, Suite 2900

Los Angeles, California 90017

Telephone: (213) 694-1200

Facsimile: (213) 694-1234

Email: Hennigan@mckoolsmithhennigan.com

kdillman@mckoolsmithhennigan.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **AVENUE PLAINTIFFS' DESIGNATION OF RECORD FOR APPEAL** was filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically the Notice of Electronic Filing.

Dated: August 23, 2012.

By: /s Lorenz Michel Prüss
Lorenz M. Prüss, Esq.

SERVICE LIST

Attorneys:	Representing:
<p>Bradley J. Butwin Daniel L. Cantor Jonathan Rosenberg William J. Sushon Ken Murata Asher Rivner O'MELVENY & MYERS LLP Times Square Tower 7 Times Square New York, NY 10036 Tele: (212) 326-2000 Fax: (212) 326-2061</p> <p>Alter Estes Dellinger, III Jonathan Hacker O'MELVENY & MEYERS LLP 1625 Eye St NW Washington, DC 20006-4061 Tele: (202) 383-5300 Fax: (202) 383-5414</p>	<p>Appellee Bank of America, N.A.</p>
<p>Jamie Zysk Isani, Esq. Craig Vincent Rasile HUNTON & WILLIAMS 1111 Brickell Avenue Suite 2500 Miami, FL 33131 Tele: (305) 810-2579 Fax: (305) 810-2460</p>	<p>Appellee Bank of America, N.A.</p>

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Miami Division
CASE NO.: 09-2106-MD-GOLD/GOODMAN**

IN RE:

**FONTAINEBLEAU LAS VEGAS
CONTRACT LITIGATION**

MDL NO. 2106

This document relates to 09-cv-23835-
GOLD/GOODMAN.

**DEFENDANT BANK OF AMERICA, N.A.'S DESIGNATION
OF DOCUMENTS FOR TRANSMITTAL OF RECORD ON APPEAL**

In response to the Clerk of Court's request dated August 22, 2012, Bank of America, N.A. ("BANA") designates Docket Entry 116, as indicated on the docket list for S.D. Fla. Case No. 09-md-2106, for transmittal to the United States Court of Appeals for the Eleventh Circuit for use in Appeal No. 12-11815-A, *Avenue CLO IV, Ltd., et al. v. Bank of America, N.A.* In addition, BANA adopts and incorporates the docket designations set forth in the Avenue Term Lenders' Corrected Designation of Documents to be Transmitted for Appeal, filed August 23, 2012 [D.E. #356]. For the convenience of the Court, the combined docket entries are designated on the docket sheet annexed hereto as Exhibit A.

Dated: August 28, 2012

Respectfully submitted,

By: /s/ Jamie Zysk Isani

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing DEFENDANT BANK OF AMERICA, N.A.'S DESIGNATION OF DOCUMENTS FOR TRANSMITTAL OF RECORD ON APPEAL was filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on the following counsel by transmission of Notices of Electronic Filing generated CM/ECF:

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Exhibit A

To Defendant Bank of America, N.A.'s
Designation of Documents for Transmittal of Record on Appeal

Docket Sheet

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:09-md-02106-ASG**

In Re: Fontainebleau Las Vegas Contract Litigation
Assigned to: Judge Alan S. Gold
Referred to: Magistrate Judge Jonathan Goodman
Case in other court: 12-11815-A
Cause: 28:1331 Fed. Question: Breach of Contract

Date Filed: 12/02/2009
Date Terminated: 03/19/2012
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

In Re

**Fontainebleau Las Vegas Contract
Litigation**

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Consol Plaintiff

Venture VIII CDO Limited

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Consol Plaintiff

Gleneagles CLO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Eastland CLO, Ltd.
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Consol Plaintiff

Carlyle High Yield Partners VI, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

**ING Investment Management CLO
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Consol Plaintiff

Highland Offshore Partners, L.P.
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Consol Plaintiff

Armstrong Loan Funding, Ltd.
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Consol Plaintiff

Avenue CLO Fund, Ltd.
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Consol Plaintiff

Venture IX CDO Limited

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Consol Plaintiff

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Consol Plaintiff

Westchester CLO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

Aberdeen Loan Funding, Ltd.
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Consol Plaintiff

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Consol Plaintiff

**Highland Credit Opportunities CDO,
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

**ING International (II) – Senior Bank
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Consol Plaintiff

Encore Fund LP

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Consol Plaintiff

Primus CLO II, Ltd.

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Consol Plaintiff

Symphony CLO I, Ltd.

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Consol Plaintiff

Venture VII CDO Limited

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Consol Plaintiff

Nuveen Senior Income Fund

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Consol Plaintiff

Orpheus Funding LLC
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Consol Plaintiff

Mariner Opportunities Fund, LP
TERMINATED: 06/22/2011

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Consol Plaintiff

represented by

**Caspian Select Credit Master Fund,
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Consol Plaintiff

Vista Leveraged Income Fund

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Consol Plaintiff

Loan Star State Trust
TERMINATED: 04/30/2010

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Consol Plaintiff

Caspian Capital Partners, L.P.

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Consol Plaintiff

Carlyle High Yield Partners VIII, Ltd.
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Consol Plaintiff

LFC2 Loan Funding LLC

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Consol Plaintiff

Sands Point Funding Ltd.
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Consol Plaintiff

Carlyle High Yield Partners VII, Ltd.
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Consol Plaintiff

**ING Investment Management CLO I,
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Consol Plaintiff

**Symphony Credit Opportunity Fund,
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Consol Plaintiff

Battalion CLO 2007-I Ltd.

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Consol Plaintiff

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Consol Plaintiff

Avenue CLO III, Ltd.
TERMINATED: 03/10/2010

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Consol Plaintiff

Green Lane CLO Ltd.
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Consol Plaintiff

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Consol Plaintiff

Symphony CLO II, Ltd.

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Consol Plaintiff

Copper River CLO Ltd.
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Consol Plaintiff

Jasper CLO, Ltd.
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represented by **Bruce Bennett**
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Consol Plaintiff

Brentwood CLO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

1888 Fund, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Red River CLO, Ltd.
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Consol Plaintiff

Greenbriar CLO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

**Ares Enhanced Loan Investment
Strategy III, Ltd.**
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Consol Plaintiff

Primus CLO I, Ltd.
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Consol Plaintiff

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Consol Plaintiff

**NZC Opportunities (Funding) II
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Consol Plaintiff

Loan Funding VII LLC
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Consol Plaintiff

Orpheus Holdings, LLC
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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(See above for address)
ATTORNEY TO BE NOTICED

Thomas C. Rice
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Consol Defendant

Bank of Scotland

represented by **Anthony L. Paccione**
(See above for address)
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Consol Defendant

Camulos Master Fund, L.P.

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Consol Defendant

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Consol Defendant

BofA

a nationally chartered bank with its main office in Charlotte, NC

Amicus

Term Lenders

represented by **Brett Michael Amron**
(See above for address)
ATTORNEY TO BE NOTICED

David Alan Rothstein
(See above for address)
ATTORNEY TO BE NOTICED

J. Michael Hennigan
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Lorenz Michel Pruss
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/02/2009	<u>1</u>	TRANSFER ORDER (Dated 12/02/2009) from Judicial Panel on Multidistrict Litigation transferring case to the Southern District of Florida re: MDL Case # 09-MD-2106 for consolidated pretrial proceedings pursuant to 28 USC 1407 and assigned to the Honorable Alan S. Gold. (Signed by Robert L. Miller, Jr., Acting Chairman of the Panel). (Attachments: # <u>1</u> JPML Service List) (gp) (Entered: 12/02/2009)

		12/03/2009)
12/02/2009	<u>2</u>	Rules of Procedure of the Judicial Panel on Multidistrict Litigation. (gp) (Entered: 12/03/2009)
12/04/2009	3	MDL Transfer In Case Receipt from Southern District of Florida; Case No. 1:09-cv-21879-ASG. Original file with documents 1-110. re: SDFL MDL Case Number 09-md-2106. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-21879-ASG (gp) (Entered: 12/04/2009)
12/04/2009	<u>4</u>	Rules of Procedure of the Judicial Panel on Multidistrict Litigation [as modified] (gp) (Entered: 12/04/2009)
12/04/2009	<u>5</u>	MDL Transmittal Letter Requesting Case from the District of Nevada, Case Number 2:09-1047 Avenue CLO Fund, Ltd., et al., v. Bank of America, N.A., et al., with enclosed copy of the order of transfer from the Judicial Panel on Multidistrict Litigation. (gp) (Entered: 12/04/2009)
12/08/2009	<u>6</u>	ORDER FOLLOWING TELEPHONIC Status Conference; Requiring Submission; Setting Telephone Status Conference:(Status Conference set for 12/18/2009 02:30 PM in Miami Division before Judge Alan S. Gold.). **Please see Order for further details**. Signed by Judge Alan S. Gold on 12/8/2009. This Document relates to all actions: 1:09-md-02106-ASG, 1:09-cv-21879-ASG (gp) (Entered: 12/08/2009)
12/11/2009	7	NOTICE by Bank of America, N.A., Barclays Bank PLC, Deutsche Bank Trust Company Americas, Fontainebleau Las Vegas LLC, HSH Nordbank AG, New York Branch, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC, Bank of Scotland PLC, Camulos Master Fund [<i>Joint Notice</i>] Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG(Bloom, Mark) (Entered: 12/11/2009)
12/21/2009	<u>8</u>	MDL ORDER NUMBER TWO Following Telephonic Status Conference; Setting Oral Argument; Allowing Submission and Response – Oral Argument as to (98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal and for Stay Pending Appeal (Oral Argument set for 1/21/2010 05:00 PM in Miami Division before Judge Alan S. Gold.). **Please see Order for further details**. Signed by Judge Alan S. Gold on 12/21/2009. This Document relates to All Actions: 1:09-md-02106-ASG, 1:09-cv-21879-ASG (gp) (Entered: 12/22/2009)
01/06/2010	9	MDL Transfer In Case Receipt from District of Nevada; Case Number 2:09-cv-01047-KJD-PAL. Electronic file consisting of documents numbered 1-76. Assigned Case #1:09-cv-23835-ASG on 12/28/09. re: SDFL MDL Transfer Order at DE # (1 in 1:09-md-02106-ASG). See Docket Sheet at DE # (77 in 1:09-cv-23835-ASG). This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 01/06/2010)
01/08/2010	<u>10</u>	MDL ORDER Number Three – Amended Order Setting Pretrial and Trial Dates, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures. Signed by Judge Alan S. Gold on 1/8/2010. This Document relates to all actions: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (gp) (Entered: 01/08/2010)
01/08/2010	11	CASE REFERRED to Magistrate Judge Chris M. McAliley for Discovery Motions., Set/Reset Deadlines/Hearings: (Final date to exchange written Discovery demands, including Requests for Production, Requests for Admission and Interrogatories due by 1/31/2011., Conclusion of Fact Discovery due by 4/14/2011., Defendant shall furnish opposing counsel with a written list containing the names and addresses of all Expert Witnesses so Listed permitted to testify due by 11/1/2010., In Limine Motions due by 12/13/2011., All non-dispositive, non-discovery related pretrial Motions due by 9/15/2010., Joint Pretrial Stipulation due by 12/13/2011., Calendar Call set for 2/8/2012 01:30 PM in Miami Division before Judge Alan S. Gold., Trial set for 2/13/2012 before Judge Alan S. Gold., Pretrial Conference set for 1/13/2012 02:00 PM in Miami Division before Judge Alan S. Gold.) **Please see Order at DE # <u>10</u> for further deadlines/instructions** (gp) (Entered: 01/08/2010)

01/13/2010	<u>12</u>	RESPONSE in Opposition re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Term Lenders. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 01/13/2010)
01/13/2010	<u>13</u>	MDL ORDER NUMBER FOUR: Administratively Closing Member Cases. **Please see Order for further details** . Signed by Judge Alan S. Gold on 1/13/2010. This Document relates to All actions. Re: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(gp) -Modified text on 1/14/2010 (gp). (Entered: 01/14/2010)
01/14/2010	<u>14</u>	UNSTIPULATED MOTION for Substitution of Counsel (<i>Proposed Order Attached</i>) by MB Financial Bank, N.A.. Responses due by 2/1/2010 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG(Grossman, Gregory) (Entered: 01/14/2010)
01/15/2010	15	Second AMENDED COMPLAINT, filed by Term Lenders. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 01/15/2010)
01/19/2010	<u>16</u>	MDL ORDER Number Five granting (124) Unstipulated Motion for Substitution of Counsel. Attorney Alvin S. Goldstein terminated in case 1:09-cv-21879-ASG; granting (14) Unstipulated Motion for Substitution of Counsel. Attorney Alvin S. Goldstein terminated in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/19/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG(ls) (Entered: 01/19/2010)
01/20/2010	<u>17</u>	NOTICE of Attorney Appearance by Bruce Judson Berman on behalf of Camulos Master Fund, L.P. (Berman, Bruce) (Entered: 01/20/2010)
01/20/2010	<u>18</u>	Corporate Disclosure Statement by Camulos Master Fund, L.P.. (Berman, Bruce) (Entered: 01/20/2010)
01/20/2010	<u>19</u>	REPLY to Response to Motion re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Fontainebleau Las Vegas LLC. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Snyder, Jeffrey) (Entered: 01/20/2010)
01/21/2010	20	TEXT Minute Entry for proceedings held before Judge Alan S. Gold: Motion Hearing held on 1/21/2010 re Docket Number 98 in 1:09-cv-21879-ASG, MOTION for Leave to Appeal Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b) and MOTION to Stay re (23) Order, (62) Order, Litigation Pending Disposition of Any Appeal filed by Fontainebleau Las Vegas LLC. Court Reporter: Joseph Millikan, 305-523-5588 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (jh) (Entered: 01/22/2010)
01/25/2010	<u>21</u>	CONDITIONAL TRANSFER ORDER (CTO-1) from Judicial Panel on Multidistrict Litigation transferring case, to the Southern District of Florida re: MDL Case # 09-MD-2106 for consolidated pretrial proceedings pursuant to 28 USC 1407 and assigned to the Honorable Alan S. Gold. (Signed by Robert L. Miller, Jr., Acting Chairman of the Panel). (Attachments: # <u>1</u> Panel Service List) (gp) (Entered: 01/25/2010)

01/25/2010	<u>22</u>	MDL Transmittal Letter Requesting Case from the Southern District of New York (via e-mail), Case Number 1:09-8064 Master, Ltd., et al. v. Bank of America, N.A., et al., with enclosed copy of the order of transfer from the Judicial Panel on Multidistrict Litigation. (gp) (Entered: 01/25/2010)
01/25/2010	<u>23</u>	MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Andrew B. Kratenstein. Filing Fee \$75.00. Receipt # 1015807. (yc) (Entered: 01/26/2010)
01/25/2010	<u>24</u>	MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Michael R. Huttenlocher. Filing Fee \$75.00. Receipt # 1015808. (yc) (Entered: 01/26/2010)
01/27/2010	<u>25</u>	MDL ORDER Number Six: Granting (23) Motion for Limited Appearance of Andrew B. Kratenstein, in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/27/2010. This Document relates to : 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (gp) (Entered: 01/28/2010)
01/27/2010	<u>26</u>	MDL ORDER Number Seven: Granting (24) Motion for Limited Appearance of Michael R. Huttenlocher, in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/27/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (gp) (Entered: 01/28/2010)
01/28/2010	<u>27</u>	ORDER OF RECUSAL. Magistrate Judge Chris M. McAliley recused. Case reassigned to Magistrate Judge Edwin G. Torres for all further proceedings. Signed by Magistrate Judge Chris M. McAliley on 1/19/2010. (jc) (Entered: 01/28/2010)
01/28/2010	<u>28</u>	ORDER OF RECUSAL. Magistrate Judge Edwin G. Torres recused. Case reassigned to Magistrate Judge Ted E. Bandstra for all further proceedings. Signed by Magistrate Judge Edwin G. Torres on 1/28/2010. (jc) (Entered: 01/28/2010)
01/29/2010	<u>29</u>	Corporate Disclosure Statement by Term Lenders, Term Lenders. (Attachments: # <u>1</u> Exhibit A - Corporate Disclosure Statement, # <u>2</u> Exhibit B - Corporate Disclosure Statement, # <u>3</u> Exhibit C - Corporate Disclosure Statement, # <u>4</u> Exhibit D - Corporate Disclosure Statement, # <u>5</u> Exhibit E - Corporate Disclosure Statement, # <u>6</u> Exhibit F - Corporate Disclosure Statement, # <u>7</u> Exhibit G - Corporate Disclosure Statement, # <u>8</u> Exhibit H - Corporate Disclosure Statement, # <u>9</u> Exhibit I - Corporate Disclosure Statement, # <u>10</u> Exhibit J - Corporate Disclosure Statement, # <u>11</u> Exhibit K - Corporate Disclosure Statement, # <u>12</u> Exhibit L - Corporate Disclosure Statement, # <u>13</u> Exhibit M - Corporate Disclosure Statement, # <u>14</u> Exhibit N - Corporate Disclosure Statement, # <u>15</u> Exhibit O - Corporate Disclosure Statement, # <u>16</u> Exhibit P - Corporate Disclosure Statement, # <u>17</u> Exhibit Q - Corporate Disclosure Statement) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Pruss, Lorenz) (Entered: 01/29/2010)
02/08/2010	<u>30</u>	NOTICE by Term Lenders of Request for Termination of Appearance on Service of List of Susan Scann Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 02/08/2010)
02/09/2010	31	MDL Transfer In Case Receipt from New York Southern; Case Number 1:09-cv-08064. Electronic file consisting of documents numbered 1-28. Assigned Case # 1:10-cv-20236-ASG on 1/26/2010. re: SDFL MDL Conditional Transfer Order (CTO-1) at DE #(21 in 1:09-md-02106-ASG). See Docket Sheet at DE # (29 in 1:10-cv-20236-ASG). This Document relates to: 1:09-md-02106-ASG, 1:10-cv-20236-ASG (gp) (Entered: 02/09/2010)
02/17/2010	<u>32</u>	NOTICE of Voluntary Dismissal Without Prejudice by Carlyle High Yield Partners 2008-1, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd. (Pruss, Lorenz) (Entered: 02/17/2010)
02/17/2010	<u>33</u>	NOTICE of Voluntary Dismissal Without Prejudice by Primus CLO I, Ltd., Primus CLO II, Ltd. (Pruss, Lorenz) (Entered: 02/17/2010)
02/17/2010	<u>34</u>	NOTICE of Inadvertent Inclusion of Certain Plaintiffs by Carlyle Loan Investment, Ltd. re <u>15</u> Second Amended Complaint (Attachments: # <u>1</u> Exhibit Exhibits 1 -

		3)(Pruss, Lorenz) Modified on 2/19/2010 (ls). (Entered: 02/17/2010)
02/18/2010	<u>35</u>	Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, by Bank of America, N.A.. Responses due by 3/8/2010 (Attachments: # <u>1</u> Exhibit 1)Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Rasile, Craig) (Entered: 02/18/2010)
02/18/2010	<u>36</u>	MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> by Bank of America, N.A., Barclays Bank PLC, Deutsche Bank Trust Company Americas, JPMorgan Chase Bank, N.A., Merrill Lynch Capital Corporation, Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC. Responses due by 3/8/2010 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/18/2010)
02/18/2010	<u>37</u>	AFFIDAVIT signed by : Thomas C Rice. re (42 in 1:10-cv-20236-ASG, 93 in 1:09-cv-23835-ASG, 36 in 1:09-md-02106-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> by Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, JPMorgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Sumitomo Mitsui Banking Corporation, Bank of America, N.A., Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit A-4, # <u>5</u> Exhibit B-1, # <u>6</u> Exhibit B-2, # <u>7</u> Exhibit B-3, # <u>8</u> Exhibit B-4, # <u>9</u> Exhibit B-5, # <u>10</u> Exhibit C, # <u>11</u> Exhibit D, # <u>12</u> Exhibit E, # <u>13</u> Exhibit F, # <u>14</u> Exhibit G, # <u>15</u> Exhibit H)Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/18/2010)
02/19/2010	<u>38</u>	NOTICE of Voluntary Dismissal by Copper River CLO Ltd., Green Lane CLO Ltd., Kennecott Funding Ltd., LFC2 Loan Funding LLC, NZC Opportunities (Funding) II Limited, Orpheus Funding LLC, Orpheus Holdings, LLC, Sands Point Funding Ltd. (Pruss, Lorenz) (Entered: 02/19/2010)
02/22/2010	<u>39</u>	ORDER DISMISSING Certain Parties without Prejudice pursuant to (33 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (38 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (32 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (34 in 1:09-md-02106-ASG) Notice (Other). DIRECTING Clerk to Take Action. Signed by Judge Alan S. Gold on 2/22/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 02/22/2010)
02/23/2010	40	ORDER Setting Hearing on Motion (35 in 1:09-md-02106-ASG, 92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,,Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, (36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG, 42 in 1:10-cv-20236-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in

		1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> : Motion Hearing set for 5/7/2010 03:15 PM in Miami Division before Judge Alan S. Gold. See [DE 10, p. 5].. Signed by Judge Alan S. Gold on 2/23/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (mbs) (Entered: 02/23/2010)
02/24/2010	<u>41</u>	MDL ORDER Number Nine: Requiring Courtesy Copies. **Please see Order for further details**. Signed by Judge Alan S. Gold on 2/24/2010. This Document relates to All actions (gp) (Entered: 02/24/2010)
02/25/2010	<u>43</u>	MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Steven S. Fitzgerald. Filing Fee \$75.00. Receipt # 1018180. (gp) (Entered: 03/04/2010)
02/26/2010	<u>42</u>	NOTICE by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., Bank of Scotland PLC, Royal Bank of Scotland PLC, The Royal Bank of Scotland PLC, Barclays Bank PLC of <i>Request for Termination of Appearance of Attorney (Justin S. Stern, Esq.)</i> Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/26/2010)
03/05/2010	<u>44</u>	NOTICE of Voluntary Dismissal <i>Without Prejudice</i> by Ares Enhanced Loan Investment Strategy III, Ltd., Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd. (Pruss, Lorenz) (Entered: 03/05/2010)
03/09/2010		Attorney Justin S. Stern terminated. Notice of Termination delivered by US Mail to Justin Stern. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(mbs) (Entered: 03/09/2010)
03/10/2010	<u>45</u>	MDL ORDER NUMBER TEN Granting <u>43</u> Motion for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Steven S. Fitzgerald. Signed by Judge Alan S. Gold on 3/10/2010. (gp) -Modified text on 3/10/2010 (gp). (Entered: 03/10/2010)
03/10/2010	<u>46</u>	ORDER DISMISSING Parties without prejudice pursuant to (44 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal ; Directing Clerk to Take Action. Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Ares Enhanced Loan Investment Strategy III, Ltd. terminated.. Signed by Judge Alan S. Gold on 3/9/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 03/10/2010)
03/10/2010	<u>47</u>	ORDER granting <u>43</u> MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Steven S. Fitzgerald. Signed by Magistrate Judge Ted E. Bandstra on 3/9/2010. (gp) (Entered: 03/10/2010)
03/11/2010	48	CLERK'S NOTICE updating Aaron Rubinstein e-mail information. (yc) (Entered: 03/11/2010)
03/18/2010	<u>53</u>	MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Phillip A. Geraci. Filing Fee \$75.00. Receipt # 1019191 (ra) Modified Date on 3/24/2010 (ra). (Entered: 03/24/2010)
03/18/2010	<u>54</u>	MOTION for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Steven C. Chin. Filing Fee \$75.00. Receipt # 1019190 (ra) (Entered: 03/24/2010)
03/22/2010	<u>49</u>	RESPONSE in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. (Attachments: # <u>1</u> Exhibit Declaration of James

		B. Heaton, III Opposing Defendants' Joint Motion to Dismiss the Term Lender Complaints, # <u>2</u> Exhibit Continuation of Declaration) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010)
03/22/2010	<u>50</u>	RESPONSE in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law Corrected Joint Opposition to Defendants' Motion to Dismiss the Term Lenders' Claims Against the Revolving Lenders</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010)
03/22/2010	<u>51</u>	AFFIDAVIT in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law Declaration of James B. Heaton, III Opposing Defendants' Joint Motion to Dismiss the Term Lender Complaints</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. (Attachments: # <u>1</u> Affidavit Continuation) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010)
03/22/2010	<u>52</u>	RESPONSE in Opposition re (92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, filed by 1888 Fund, Ltd., Aberdeen Loan Funding, Ltd., Ares Enhanced Loan Investment Strategy III, Ltd., Armstrong Loan Funding, Ltd., Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brentwood CLO, Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Canyon Capital Advisors, LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., Carlyle High Yield Partners 2008-1, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle Loan Investment, Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Copper River CLO Ltd., Duane Street CLO I, Ltd., Duane Street CLO II, Ltd., Duane Street CLO III, Ltd., Duane Street CLO IV, Ltd., Duane Street CLO V, Ltd., Eastland CLO, Ltd., Encore Fund LP, Fortissimo Fund, Genesis CLO 2007-1 Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Green Lane CLO Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., ING International (II) - Senior Bank Loans Euro, ING International (II) - Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Jasper CLO, Ltd., Jay Street Market Value CLO I, Ltd., Kennecott Funding Ltd., LFC2 Loan Funding LLC, Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Mariner LDC, Mariner Opportunities Fund, LP, NZC Opportunities (Funding) II Limited, Nuveen Floating Rate Income Fund, Nuveen

		Floating Rate Income Opportunity Fund, Nuveen Senior Income Fund, Orpheus Funding LLC, Orpheus Holdings, LLC, Primus CLO I, Ltd., Primus CLO II, Ltd., Red River CLO, Ltd., Rockwall CDL II, Ltd., Rockwall CDO Ltd., Sands Point Funding Ltd., Southfork CLO, Ltd., Symphony CLO I, Ltd., Symphony CLO II, Ltd., Symphony CLO III, Ltd., Symphony CLO IV, Ltd., Symphony CLO V, Ltd., Symphony Credit Opportunity Fund, Ltd., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Westchester CLO, Ltd., Aurelius Capital Master, Ltd., Stratford CLO, Ltd., Cantor Fitzgerald Securities, Olympic CLO I Ltd. , Shasta CLO I Ltd., Whitney CLO I Ltd., San Gabriel CLO I Ltd., Sierra CLO II Ltd. , Rosedale CLO, Ltd., Rosedale CLO II Ltd., SPCP Group, LLC , Stone Lion Portfolio L.P., Venor Capital Master Fund, Ltd. . Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Pruss, Lorenz) -Modified to add missing filer on 3/23/2010 (gp). (Entered: 03/22/2010)
03/30/2010	<u>55</u>	MDL ORDER ELEVEN: Granting <u>53</u> Motion for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings ; Granting <u>54</u> Motion for Limited Appearance, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings. Signed by Judge Alan S. Gold on 3/30/2010. (gp) (Entered: 03/31/2010)
04/05/2010	<u>56</u>	MEMORANDUM in Support re (35 in 1:09-md-02106-ASG, 92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,,Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>Defendant Bank of America, N.A.'s Reply Memorandum of Law in Further Support of Its Motion to Dismiss the Term Lenders' Disbursement Agreement Claims</i> by Bank of America, N.A.. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Rasile, Craig) (Entered: 04/05/2010)
04/05/2010	<u>57</u>	RESPONSE in Support re <u>36</u> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law [Reply Memorandum in Further Support of Defendants' Joint Motions to Dismiss the Term Lender Complaints]</i> filed by Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, New York Branch, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC. (Hutton, John) (Entered: 04/05/2010)
04/09/2010	<u>58</u>	MDL ORDER NUMBER 12: SETTING HEARING Telephonic Status Conference set for 4/16/2010 01:30 PM in Miami Division before Judge Alan S. Gold. Miscellaneous Deadline: Joint Submission due 04/15/2010. Signed by Judge Alan S. Gold on 4/9/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (jh) (Entered: 04/09/2010)
04/15/2010	<u>59</u>	Statement of: Joint Statement Requested by the Court in MDL Order Number 12 by ACP Master, Ltd., Avenue CLO Fund, Ltd., Bank of America, N.A., Bank of Scotland PLC, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, New York Branch, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC re <u>58</u> Order, Set/Reset Deadlines/Hearings,, (Hutton, John) (Entered: 04/15/2010)
04/16/2010	60	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Telephone Status Conference held on 4/16/2010 re <u>59</u> Joint Statement

		Summarizing Current Discovery Dispute and the Parties' Respective Position. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 04/16/2010)
04/16/2010	<u>61</u>	MDL ORDER NUMBER THIRTEEN: REQUIRING SUBMISSION – All parties, including Fontainebleau, shall negotiate search terms no later than Wednesday April 21, 2010 at 10:00am; No later than Thursday April 22, 2010 at 12:00pm the parties shall file a Motion for Extension of Pre-Trial Deadlines. Signed by Judge Alan S. Gold on 4/16/2010. (gp) (Entered: 04/19/2010)
04/22/2010	<u>62</u>	Joint MOTION to Continue <i>Certain Pre-Trial Deadlines</i> by Term Lenders. Responses due by 5/10/2010 (Pruss, Lorenz) (Entered: 04/22/2010)
04/22/2010	<u>63</u>	NOTICE of Voluntary Dismissal <i>Without Prejudice</i> by Rosedale CLO II Ltd., Rosedale CLO, Ltd. (Pruss, Lorenz) (Entered: 04/22/2010)
04/27/2010	<u>64</u>	ORDER DISMISSING PARTIES without prejudice Upon (63 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal ; DIRECTING CLERK to Take Action. Rosedale CLO, Ltd., and Rosedale CLO II Ltd. terminated. Signed by Judge Alan S. Gold on 4/26/2010. (gp) (Entered: 04/27/2010)
04/28/2010	<u>65</u>	NOTICE of Voluntary Dismissal <i>Without Prejudice</i> by Aberdeen Loan Funding, Ltd., Armstrong Loan Funding, Ltd., Brentwood CLO, Ltd., Eastland CLO, Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., Jasper CLO, Ltd., Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Red River CLO, Ltd., Rockwall CDO II, Ltd., Rockwall CDO Ltd., Southfork CLO, Ltd., Stratford CLO, Ltd., Westchester CLO, Ltd. (Pruss, Lorenz) (Entered: 04/28/2010)
04/29/2010	66	PAPERLESS ORDER providing Call-in information for Oral Argument scheduled for May 4, 2010 at 3:15 p.m. All parties and/or counsel that are not required to appear in person for oral argument may call 1-866-208-0348 on the above date and time. Refer to Conference ID#71566296. Please call 3-4 minutes in advance of the scheduled time. This conference has been designated as lecture mode only. No callers will be able to address the Court. Signed by Judge Alan S. Gold on 4/29/2010. (lms) (Entered: 04/29/2010)
04/29/2010	67	CORRECTED PAPERLESS ORDER. The oral argument which was the subject of the prior paperless order regarding the call-in information is scheduled for May 7, 2010 at 3:15 p.m. Signed by Judge Alan S. Gold on 4/29/2010. (lms) (Entered: 04/29/2010)
04/30/2010	<u>68</u>	ORDER DISMISSING PARTIES WITHOUT PREJUDICE Pursuant to (65 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal. Armstrong Loan Funding, Ltd., Brentwood CLO, Ltd., Eastland CLO, Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., Jasper CLO, Ltd., Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Red River CLO, Ltd., Rockwall CDO II, Ltd., Rockwall CDO Ltd., Stratford CLO, Ltd., Westchester CLO, Ltd., and Aberdeen Loan Funding, Ltd. terminated.. Signed by Judge Alan S. Gold on 4/30/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 05/03/2010)
05/07/2010	69	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: ORAL ARGUMENT presented on 5/7/2010 re <u>35</u> Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint, Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint filed by Bank of America, N.A.; <u>36</u> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint, and Supportion Memorandum of Law MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint and Supportion Memorandum of Law MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint, and

		Supportion Memorandum of Law filed by HSH Nordbank AG, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC, Merrill Lynch Capital Corporation, JPMorgan Chase Bank, N.A., JP Morgan Chase Bank, N.A., Barclays Bank PLC, MB Financial Bank, N.A., Bank of Scotland, Bank of America, N.A., Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 05/07/2010)
05/13/2010	<u>70</u>	Third Party MOTION for Extension of Time to File Response/Reply to Plaintiff, Term Lenders' Document Requests by Fontainebleau Resorts, LLC. (Trigoboff, Craig) (Entered: 05/13/2010)
05/14/2010	71	MDL ORDER NUMBER FIFTEEN (PAPERLESS) – REFERRING MOTION: <u>70</u> Third Party MOTION for Extension of Time to File Response/Reply to Plaintiff, Term Lenders' Document Requests filed by Fontainebleau Resorts, LLC. Motion referred to Ted E. Bandstra pursuant to 28 U.S.C. 636 to take all necessary and proper action as required by law.. Signed by Judge Alan S. Gold on 5/14/2010. (mbs) (Entered: 05/14/2010)
05/14/2010	<u>72</u>	Joint MOTION Leave to Add Plaintiffs to Action by 1888 Fund, Ltd., Aberdeen Loan Funding, Ltd., Ares Enhanced Loan Investment Strategy III, Ltd., Armstrong Loan Funding, Ltd., Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brentwood CLO, Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital Advisors, LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., Carlyle High Yield Partners 2008–1, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle Loan Investment, Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Copper River CLO Ltd., Duane Street CLO 1, Ltd., Duane Street CLO II, Ltd., Duane Street CLO III, Ltd., Duane Street CLO IV, Ltd., Duane Street CLO V, Ltd., Eastland CLO, Ltd., Encore Fund LP, Fortissimo Fund, Genesis CLO 2007–1 Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Green Lane CLO Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., ING International (II) – Senior Bank Loans Euro, ING International (II) – Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Jasper CLO, Ltd., Jay Street Market Value CLO I, Ltd., Kennecott Funding Ltd., LFC2 Loan Funding LLC, Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Mariner LDC, Mariner Opportunities Fund, LP, NZC Opportunities (Funding) II Limited, Nuveen Floating Rate Income Fund, Nuveen Floating Rate Income Opportunity Fund, Nuveen Senior Income Fund, Olympic CLO I Ltd., Orpheus Funding LLC, Orpheus Holdings, LLC, Primus CLO I, Ltd., Primus CLO II, Ltd., Red River CLO, Ltd., Rockwall CDO II, Ltd., Rockwall CDO Ltd., Rosedale CLO II Ltd., Rosedale CLO, Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Sands Point Funding Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Southfork CLO, Ltd., Stone Lion Portfolio L.P., Stratford CLO, Ltd., Symphony CLO I, Ltd., Symphony CLO II, Ltd., Symphony CLO III, Ltd., Symphony CLO IV, Ltd., Symphony CLO V, Ltd., Symphony Credit Opportunity Fund, Ltd., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Westchester CLO, Ltd., Whitney CLO I Ltd.. (Attachments: # <u>1</u> Exhibit Proposed Order Granting Motion)(Pruss, Lorenz) (Entered: 05/14/2010)
05/18/2010	<u>73</u>	ORDER Granting <u>72</u> Joint Motion to Add additional Plaintiffs ; DIRECTING Clerk to Take Action. Signed by Judge Alan S. Gold on 5/18/2010. (gp) (Entered: 05/18/2010)

05/18/2010	<u>74</u>	ORDER granting <u>70</u> Motion for Extension of Time to File Response/Reply re <u>70</u> Third Party MOTION for Extension of Time to File Response/Reply to <i>Plaintiff, Term Lenders' Document Requests</i> Responses due by 6/14/2010. Signed by Magistrate Judge Ted E. Bandstra on 5/18/2010. (rg) (Entered: 05/18/2010)
05/20/2010	<u>75</u>	MOTION to Withdraw as Attorney of Record for Plaintiff <i>Fontainebleau Las Vegas, LLC</i> by Bilzin Sumberg Baena Price & Axelrod LLP. by Fontainebleau Las Vegas LLC. Responses due by 6/7/2010 (Baena, Scott) (Entered: 05/20/2010)
05/21/2010	<u>76</u>	MDL ORDER NUMBER SIXTEEN; Second Amended Order Resetting Certain Pretrial deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial dates and Procedures: re <u>62</u> Joint MOTION to Continue <i>Certain Pre-Trial Deadlines</i> filed by Term Lenders (Pretrial Conference set for 1/13/2012 02:00 PM in Miami Division before Judge Alan S. Gold., Trial set for 2/13/2012 before Judge Alan S. Gold., Calendar Call set for 2/8/2012 01:30 PM in Miami Division before Judge Alan S. Gold., All Expert Discovery due by 7/15/2011., Conclusion of Fact Discovery due by 4/14/2011., In Limine Motions due by 12/13/2011., All Dispositive Pretrial Motions due by 7/29/2011., All non-dispositive, non-discovery related pretrial Motions due by 9/15/2010., Pretrial Stipulation due by 12/13/2011.). Signed by Judge Alan S. Gold on 5/21/2010. **Please see Order for further details** (gp) (Entered: 05/24/2010)
05/24/2010	<u>77</u>	ORDER Granting (<u>75</u>) in case 1:09-cv-21879-ASG Motion by Bilzin Sumberg Baena Price & Axelrod LLP to Withdraw as Counsel of Record. Attorney Scott Louis Baena and Jeffrey Ira Snyder terminated. **Please see Order for further details** . Signed by Judge Alan S. Gold on 5/24/2010. (gp) (Entered: 05/25/2010)
05/25/2010	<u>78</u>	CERTIFICATE OF SERVICE by Fontainebleau Las Vegas LLC (Snyder, Jeffrey) (Entered: 05/25/2010)
05/28/2010	<u>79</u>	MDL ORDER NUMBER EIGHTEEN granting in part and denying in part <u>35</u> Motion to Dismiss; granting in part and denying in part <u>36</u> Motion to Dismiss State Court Complaint; REQUIRING ANSWER TO AVENUE COMPLAINT; CLOSING AURELIUS CASE. Signed by Judge Alan S. Gold on 5/28/2010. (bb) (Entered: 05/28/2010)
05/28/2010	<u>80</u>	AMENDED ORDER re <u>79</u> Order on Motion to Dismiss, Order on Motion to Dismiss State Court Complaint. Signed by Judge Alan S. Gold on 5/28/2010. (jh) (Entered: 05/28/2010)
06/04/2010	<u>81</u>	Corporate Disclosure Statement by Caspian Alpha Long Credit Fund, L.P., Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P. (Attachments: # <u>1</u> Exhibit Corporate Disclosure Statements)(Pruss, Lorenz) (Entered: 06/04/2010)
06/04/2010	<u>82</u>	Third Party MOTION for Extension of Time to Complete Discovery re: <i>May 4, 2010 Subpoenas</i> by Fontainebleau Resorts, LLC. (Waldman, Glenn) (Entered: 06/04/2010)
06/07/2010	<u>83</u>	NOTICE of Striking and Notice of Re-Filing Motion for Extension of Time to Respond to <i>Subpoenas dated May 4, 2010</i> by Fontainebleau Resorts, LLC (Waldman, Glenn) (Entered: 06/07/2010)
06/07/2010	<u>84</u>	MOTION for Extension of Time to Complete Discovery and to Respond to <i>Subpoenas dated May 4, 2010</i> by Fontainebleau Resorts, LLC. (Waldman, Glenn) (Entered: 06/07/2010)
06/08/2010	<u>85</u>	PAPERLESS ORDER granting <u>84</u> Unopposed Motion for Extension of Time to Complete Discovery. Movants are hereby GRANTED a 30-day extension to respond to the subpoenas at issue.. Signed by Judge Alan S. Gold (mbs) (Entered: 06/08/2010)
06/18/2010	<u>86</u>	Third Party MOTION for Extension of Time to File Response/Reply to <i>Document Requests</i> by Fontainebleau Resorts, LLC. (Waldman, Glenn) (Entered: 06/18/2010)
06/18/2010	<u>87</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P.,

		Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>79</u> Order on Motion to Dismiss, Order on Motion to Dismiss State Court Complaint,, (Pruss, Lorenz) (Entered: 06/18/2010)
06/18/2010	<u>88</u>	ANSWER and Affirmative Defenses to Amended Complaint by Bank of America, N.A..(Rasile, Craig) (Entered: 06/18/2010)
06/18/2010	<u>89</u>	ANSWER and Affirmative Defenses to Amended Complaint (" <i>Aurelius Complaint</i> ") by Bank of America, N.A..(Rasile, Craig) (Entered: 06/18/2010)
06/23/2010	<u>90</u>	ORDER REFERRING MOTION: <u>86</u> Third Party MOTION for Extension of Time to File Response/Reply to <i>Document Requests</i> filed by Fontainebleau Resorts, LLC Motions referred to Ted E. Bandstra. Signed by Judge Alan S. Gold on 6/23/2010. (gp) (Entered: 06/23/2010)
06/30/2010	<u>91</u>	ORDER granting <u>86</u> Motion for Extension of Time to File Response/Reply re <u>86</u> Third Party MOTION for Extension of Time to File Response/Reply to <i>Document Requests</i> Responses due by 7/29/2010. Signed by Magistrate Judge Ted E. Bandstra on 6/30/2010. (rg) (Entered: 06/30/2010)
07/02/2010	<u>92</u>	MOTION to Substitute Party <i>Motion to Approve Substitution of Chapter 7 Trustee as Plaintiff Fontainebleau Las Vegas, LLC</i> by Soneet R. Kapila. Responses due by 7/19/2010 (Sharp, Susan) (Entered: 07/02/2010)
07/06/2010	<u>93</u>	MOTION to Quash <i>Subpoenas</i> by Fontainebleau Resorts, LLC. (Waldman, Glenn) (Entered: 07/06/2010)
07/08/2010	<u>94</u>	ORDER REFERRING MOTION: <u>93</u> MOTION to Quash <i>Subpoenas</i> filed by Fontainebleau Resorts, LLC Motions referred to Ted E. Bandstra. Signed by Judge Alan S. Gold (mbs) (Entered: 07/08/2010)
07/10/2010	<u>95</u>	Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-1 Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Attachments: # <u>1</u> Text of Proposed Order Order Granting Joint Motion to Join Plaintiffs)(Pruss, Lorenz) (Entered: 07/10/2010)
07/12/2010	<u>96</u>	MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to</i>

		<i>Mediation, and Establishing Pretrial Dates and Procedures</i> by Soneet R. Kapila. (Sharp, Susan) –Modified text on 8/5/2010 (gp). (Entered: 07/12/2010)
07/12/2010	<u>97</u>	Joint MOTION for Extension of Time to Complete Discovery / <i>Joint Motion for Extension of Certain Pre–Trial Deadlines</i> by Bank of America, N.A., Merrill Lynch Capital Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Rasile, Craig) (Entered: 07/12/2010)
07/13/2010	<u>98</u>	CERTIFICATE OF SERVICE by Soneet R. Kapila re <u>96</u> MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures Amended Certificate of Service</i> (Sharp, Susan) (Entered: 07/13/2010)
07/14/2010	<u>99</u>	Amended MOTION to Adopt/Join <u>95</u> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> , <u>15</u> Amended Complaint by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Leave to Join Additional Plaintiffs)(Pruss, Lorenz) (Entered: 07/14/2010)
07/15/2010	<u>100</u>	MDL ORDER Number 23 – Granting <u>97</u> Joint Motion for Extension of Time to Complete Discovery ; SETTING TELEPHONE STATUS CONFERENCE on Chapter 7 Trustee's Discovery Motions <u>96</u> , on Tuesday, July 20, 2010 at 11:00 a.m. Any party opposing the Chapter 7 Trustee's Discovery Motion <u>96</u> shall have until Monday July 19, 2010 at 12:00 noon. Signed by Judge Alan S. Gold on 7/15/2010. (gp) (Entered: 07/15/2010)
07/15/2010		Set/Reset Deadlines as to <u>96</u> MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing pretrial dates and procedures</i> . Responses due by 7/19/2010 Telephonic Status Conference set for 7/20/2010 11:00 AM in Miami Division before Judge Alan S. Gold. **Per <u>100</u> Order ** (gp) (Entered: 07/15/2010)
07/15/2010	<u>101</u>	Joint MOTION for Extension of Time to Complete Discovery / <i>Joint Motion for Extension of Certain Pre–Trial Deadlines</i> by Bank of America, N.A., Merrill Lynch Capital Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Rasile, Craig) (Entered: 07/15/2010)
07/15/2010	<u>102</u>	STIPULATION / <i>Confidentiality Stipulation and Proposed Protective Order</i> by Bank of America, N.A., Merrill Lynch Capital Corporation (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Rasile, Craig) (Entered: 07/15/2010)

07/15/2010	<u>103</u>	ORDER Granting <u>99</u> Unopposed Amended Joint Motion to add Plaintiffs. DIRECTING CLERK to Correct Dockets. Signed by Judge Alan S. Gold on 7/15/2010. **Please see Order for further details** (gp) (Entered: 07/16/2010)
07/15/2010	<u>104</u>	ORDER Granting <u>92</u> Chapter 7 Trustee's Motion to Approve Substitution; DIRECTING CLERK to Modify Docket.. Signed by Judge Alan S. Gold on 7/15/2010. **Please see Order for further details** (gp) (Entered: 07/16/2010)
07/16/2010	105	PAPERLESS ORDER granting <u>101</u> Joint Motion for Extension of Time to Complete Discovery. The date for completing document production in response to Initial Requests for Production is hereby EXTENDED from July 12, 2010 to and including the later of: (a) Monday, August 16, 2010; or (b) the date Plaintiff completes its document production. All other pretrial deadlines contained in MDL Order Number 16 [DE 76] shall remain in full force and effect. THIS DOCUMENT RELATES TO CASE NO.: 09-CV-21879-ASG.. Signed by Judge Alan S. Gold (mbs) (Entered: 07/16/2010)
07/16/2010	<u>108</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Vincent Buccola. Filing Fee \$ 75.00. Receipt # FLS 10000 3865. (gp) (Entered: 07/20/2010)
07/19/2010	<u>106</u>	RESPONSE in Opposition re <u>96</u> MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures</i> filed by Bank of Scotland PLC, Barclays Bank PLC, Deutsche Bank Trust Company Americas, HSH Nordbank AG, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Royal Bank of Scotland PLC, Sumitomo Mitsui Banking Corporation. (Hutton, John) (Entered: 07/19/2010)
07/19/2010	<u>107</u>	RESPONSE to Motion re <u>96</u> MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures</i> filed by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. Replies due by 7/29/2010. (Pruss, Lorenz) (Entered: 07/19/2010)
07/20/2010	109	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Telephonic Motion Hearing held on 7/20/2010 re <u>96</u> MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures</i> filed by Soneet R. Kapila. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 07/20/2010)
07/20/2010	<u>110</u>	MDL ORDER Number 24 CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER. Signed by Judge Alan S. Gold on 7/20/2010. (gp) (Entered: 07/21/2010)

07/21/2010	<u>111</u>	MDL ORDER NUMBER 25; Granting in part <u>96</u> Motion for Extension of Time to Complete Discovery. REQUIRING SUBMISSION Setting Telephone Status Conference on August 31, 2010 at 8:45 a.m.. Signed by Judge Alan S. Gold on 7/21/2010. **Please see Order for further details** (gp) –Modified text on 7/22/2010 (gp). (Entered: 07/22/2010)
07/21/2010		Set/Reset Deadlines/Hearings – Telephonic Status Conference set for 8/31/2010 08:45 AM in Miami Division before Judge Alan S. Gold. **Per <u>111</u> MDL Order ** (gp) (Entered: 07/22/2010)
07/21/2010	<u>112</u>	MDL ORDER NUMBER TWENTY SIX: Granting <u>108</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Vincent Buccola. Signed by Judge Alan S. Gold on 7/21/2010. (gp) (Entered: 07/22/2010)
07/22/2010	<u>113</u>	TRANSCRIPT of Telephonic Conference held on 07.20.10 before Judge Alan S. Gold, 1–20 pages, Court Reporter: Joseph A. Millikan, 305–523–5588 / Joseph_Millikan@flsd.uscourts.gov. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 8/16/2010. Redacted Transcript Deadline set for 8/25/2010. Release of Transcript Restriction set for 10/25/2010. (jm) (Entered: 07/22/2010)
07/23/2010	<u>114</u>	RESPONSE in Opposition re <u>93</u> MOTION to Quash <i>Subpoenas</i> filed by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC. (Hutton, John) (Entered: 07/23/2010)
07/23/2010	<u>115</u>	AFFIDAVIT signed by : Steven S. Fitzgerald. re <u>114</u> Response in Opposition to Motion by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M)(Hutton, John) (Entered: 07/23/2010)
07/23/2010	<u>116</u>	AMENDED MDL ORDER NUMBER 24 re <u>110</u> Protective Order to include Exhibits A and B – Confidentiality Stipulation and Protective Order. Signed by Judge Alan S. Gold on 7/22/2010. (jh) (Entered: 07/23/2010)
07/23/2010	<u>117</u>	CERTIFICATE OF SERVICE by Bank of America, N.A., Merrill Lynch Capital Corporation re <u>116</u> Amended Order (Rasile, Craig) (Entered: 07/23/2010)
07/23/2010	<u>118</u>	NOTICE of Change of Attorney after Transfer by Camulos Master Fund, L.P. (gp) (Entered: 07/26/2010)
07/23/2010		Attorney Nicholas J. Santoro terminated. Notice of Termination delivered by US Mail to Nicholas Santoro, Per <u>118</u> Notice of Change of Attorney. (gp) (Entered: 07/26/2010)
07/30/2010	<u>119</u>	Corporate Disclosure Statement by Caspian Solitude Master Fund, L.P., Sola Ltd, Solus Core Opportunities Master Fund Ltd (Attachments: # <u>1</u> Exhibit Exhibit A – Corporate Disclosure – Caspian Solitude Master Fund, # <u>2</u> Exhibit Exhibit B – Corporate Disclosure Statement – Sola Ltd. and Sola Care)(Pruss, Lorenz) (Entered: 07/30/2010)
08/04/2010	<u>120</u>	MDL ORDER No. 27 Denying <u>93</u> Motion to Quash. Signed by Magistrate Judge Ted E. Bandstra on 8/3/2010. (gp)–Modified text on 8/5/2010 (gp). (Entered: 08/05/2010)
08/04/2010	<u>121</u>	CERTIFICATION OF REFERRAL to Magistrate Judge Jonathan Goodman for all discovery pretrial motions, Magistrate Judge Ted E. Bandstra no longer assigned to case. Pursuant to Administrative Order No. 2010–79. Signed by Magistrate Judge Ted E. Bandstra on 8/3/2010. (gp) –Modified text on 8/5/2010 (gp). (Entered: 08/05/2010)
08/05/2010	<u>122</u>	RESPONSE to Plaintiff Term Lenders' Document Request Dated April 22, 2010 by Fontainebleau Resorts, LLC. (gp) (Entered: 08/05/2010)

08/19/2010	<u>123</u>	MOTION to Compel <i>Production of Documents in Response to Subpoena</i> by Term Lenders. Responses due by 9/7/2010 (Attachments: # <u>1</u> Exhibit Mockler Declaration, # <u>2</u> Exhibit Exhibit A to Mockler Declaration.pdf, # <u>3</u> Exhibit Exhibit B to Mockler Declaration.pdf, # <u>4</u> Exhibit Exhibit C to Mockler Declaration.pdf, # <u>5</u> Exhibit Exhibit D to Mockler Declaration.pdf, # <u>6</u> Exhibit Exhibit E to Mockler Declaration.pdf, # <u>7</u> Exhibit Exhibit F to Mockler Declaration.PDF, # <u>8</u> Exhibit Exhibit G to Mockler Declaration.PDF)(Pruss, Lorenz) (Entered: 08/19/2010)
08/20/2010	<u>124</u>	NOTICE by Soneet R. Kapila re <u>111</u> Order on Motion for Extension of Time to Complete Discovery, <i>Chapter 7 Trustee's Notice of Intention with Regard to Case No. 1:09-cv-21879-ASG</i> (Sharp, Susan) (Entered: 08/20/2010)
08/20/2010	<u>125</u>	MDL ORDER NUMBER 28; REFERRING: <u>123</u> MOTION to Compel <i>Production of Documents in Response to Subpoena</i> filed by Term Lenders. Motions referred to Magistrate Judge Jonathan Goodman. Signed by Judge Alan S. Gold on 8/20/2010. (gp) (Entered: 08/23/2010)
08/23/2010	126	PAPERLESS ORDER Setting Hearing on Motion DE # <u>123</u> MOTION to Compel <i>Production of Documents in Response to Subpoena</i> : Motion Hearing set for 8/30/2010 at 02:30 PM in Miami Division before Magistrate Judge Jonathan Goodman. All parties associated with this motion may appear for the hearing telephonically. The filing party shall place the call through a commercial carrier (e.g., ATto Chambers at 305-523-5720 shortly before the above-noted time so that the telephonic hearing may begin promptly. Court requests no additional briefing on this motion. Signed by Magistrate Judge Jonathan Goodman on 8/23/2010. (mso) (Entered: 08/23/2010)
08/25/2010	<u>127</u>	RESPONSE to Motion re <u>123</u> MOTION to Compel <i>Production of Documents in Response to Subpoena</i> filed by Fontainebleau Resorts, LLC. Replies due by 9/7/2010. (Waldman, Glenn) (Entered: 08/25/2010)
08/26/2010	<u>128</u>	NOTICE by Term Lenders re 126 Order Setting Hearing on Motion,, <u>127</u> Response to Motion, <u>123</u> MOTION to Compel <i>Production of Documents in Response to Subpoena</i> , <u>125</u> Order Referring Motion <i>Notice of Call-In Information</i> (Pruss, Lorenz) (Entered: 08/26/2010)
08/30/2010	<u>129</u>	ORDER granting <u>123</u> Motion to Compel. Signed by Magistrate Judge Jonathan Goodman on 8/30/2010. (eg) (Entered: 08/30/2010)
08/30/2010	<u>132</u>	Minute Entry for proceedings held before Magistrate Judge Jonathan Goodman: Motion Hearing held on 8/30/2010 re: DE # <u>123</u> MOTION to Compel <i>Production of Documents in Response to Subpoena</i> filed by Term Lenders. (Digital 14:33:53.) (Tapes #10-JG-3 and 4.) (mso) (Entered: 08/31/2010)
08/31/2010	130	PAPERLESS MDL ORDER NUMBER 31 re <u>124</u> Notice (Other) filed by Soneet R. Kapila. For the reasons stated of record, counsel shall meet and confer and submit proposals and proposed orders setting forth a course of action for all three cases no later than September 14, 2010 at 12:00 p.m. The proposals shall include a plan for the preservation of documents by the Trustee and any proposed final judgments the parties would like the Court to enter. The parties shall file a Motion for Status Conference if they are unable to agree regarding how these matters should proceed.. Signed by Judge Alan S. Gold on 8/31/2010. (mbs) (Entered: 08/31/2010)
08/31/2010	131	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Telephonic Status Conference held on 8/31/2010 regarding prosecution of 09-21879-CV-GOLD. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 08/31/2010)
09/13/2010	<u>133</u>	Plaintiff's MOTION to Amend/Correct <i>Amended Complaint filed January 15, 2010 in Case No. 10-CV-20236-ASG</i> by ACP Master, Ltd., Aurelius Capital Master, Ltd.. Responses due by 9/30/2010 (Amron, Brett) (Entered: 09/13/2010)
09/14/2010	<u>134</u>	NOTICE by Bank of America, N.A., Term Lenders of <i>Positions Regarding Proposed Adjustment to Certain Pre-Trial Dates in Light of Trustee's Notice of Intention Relating to Case No. 1:09-CV-21879-ASG</i> (Amron, Brett) (Entered: 09/14/2010)

09/14/2010	<u>135</u>	Unopposed MOTION to Dismiss 130 Order., <u>124</u> Notice (Other) <i>Claims With Prejudice to Expedite Appeal of Claim–Dispositive Ruling</i> by Soneet R. Kapila. Responses due by 10/1/2010 (Sharp, Susan) (Entered: 09/14/2010)
09/14/2010	<u>136</u>	REPORT REGARDING Trustee's Plan for Retention and Preservation of Documents by Soneet R. Kapila (Sharp, Susan) (Entered: 09/14/2010)
09/15/2010	<u>137</u>	Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital Advisors, LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., Carlyle High Yield Partners 2008–1, Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Duane Street CLO 1, Ltd., Duane Street CLO II, Ltd., Duane Street CLO III, Ltd., Duane Street CLO IV, Ltd., Duane Street CLO V, Ltd., Encore Fund LP, Fortissimo Fund, Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING International (II) – Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Jay Street Market Value CLO I, Ltd., LFC2 Loan Funding LLC, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Nuveen Floating Rate Income Fund, Nuveen Floating Rate Income Opportunity Fund, Nuveen Senior Income Fund, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Southfork CLO, Ltd., Stone Lion Portfolio L.P., Symphony CLO I, Ltd., Symphony CLO II, Ltd., Symphony CLO III, Ltd., Symphony CLO IV, Ltd., Symphony CLO V, Ltd., Symphony Credit Opportunity Fund, Ltd., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Motion)(Pruss, Lorenz) (Entered: 09/15/2010)
09/17/2010	<u>138</u>	MDL ORDER NUMBER 32 Granting <u>133</u> Aurelius Plaintiffs' Motion for Leave to Amend their Complaint. Plaintiffs are directed to file their Second Amended Complaint no later than Friday, September 24, 2010. Signed by Judge Alan S. Gold on 9/16/2010. (gp) (Entered: 09/17/2010)
09/20/2010	<u>139</u>	MDL ORDER NUMBER 35; DISMISSING CLAIMS with Prejudice to Expedite Appeal of Claim–Dispositive Ruling <u>135</u> Motion to Dismiss. **Please see Order for further details**. Signed by Judge Alan S. Gold on 9/20/2010. (gp) (Entered: 09/21/2010)
09/20/2010	<u>140</u>	MDL ORDER NUMBER 33; Amending Pre–Trial Deadlines re <u>134</u> Notice filed by Term Lenders, Bank of America, N.A.. Signed by Judge Alan S. Gold on 9/20/2010. (gp) (Entered: 09/21/2010)
09/20/2010	<u>141</u>	FINAL JUDGMENT is hereby entered dismissing action 1:09–cv–21879–ASG, with prejudice, but without prejudice to the Trustee's right to appeal with respect to Counts I and VII of the Amended Complaint. In accordance with the Court's Order, the Plaintiffs shall take nothing from this cause. All parties shall bear their own costs. Signed by DEPUTY CLERK on 9/20/2010. (gp) (Entered: 09/21/2010)
09/22/2010	<u>142</u>	MDL ORDER NUMBER 34; Denying Motion to Stay re <u>134</u> Notice filed by Term Lenders, Bank of America, N.A.. Signed by Judge Alan S. Gold on 9/21/2010. (gp) (Entered: 09/22/2010)
09/22/2010	<u>143</u>	MDL ORDER NUMBER 36; Granting <u>137</u> Motion to Add Additional Plaintiffs to the Action. **Please see Order for further details**. Signed by Judge Alan S. Gold on 9/20/2010. (gp) (Entered: 09/22/2010)
09/22/2010	<u>144</u>	Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman. by Fontainebleau Resorts, LLC. Responses due by 10/12/2010 (Waldman, Glenn)

		(Entered: 09/22/2010)
09/22/2010	<u>145</u>	NOTICE by Fontainebleau Resorts, LLC re <u>144</u> Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman. (Attachments: # <u>1</u> Exhibit)(Waldman, Glenn) (Entered: 09/22/2010)
09/23/2010	<u>146</u>	Second AMENDED COMPLAINT <i>Relating to Case No. 20236-ASG</i> against Fontainebleau Las Vegas Contract Litigation filed in response to Order Granting Motion for Leave, filed by Aurelius Capital Master, Ltd., ACP Master, Ltd..(Amron, Brett) (Entered: 09/23/2010)
09/29/2010	<u>147</u>	RESPONSE to Motion re <u>144</u> Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman. filed by Bank of America, N.A.. Replies due by 10/12/2010. (Rasile, Craig) (Entered: 09/29/2010)
09/29/2010	<u>148</u>	AFFIDAVIT signed by : Kirk D. Dillman in Support of Joint Response to Waldman Trigoboff Hildebrandt Marx & Calnan, P.A.'s Motion to Wthdraw as Counsel. re <u>147</u> Response to Motion by Bank of America, N.A. (Rasile, Craig) (Entered: 09/29/2010)
09/30/2010	<u>149</u>	CERTIFICATE OF SERVICE by Bank of America, N.A. re <u>147</u> Response to Motion, <u>148</u> Affidavit (Rasile, Craig) (Entered: 09/30/2010)
10/04/2010	<u>150</u>	Corporate Disclosure Statement by Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd (Pruss, Lorenz) (Entered: 10/04/2010)
10/06/2010	<u>151</u>	Joint MOTION for Entry of Judgment under Rule 54(b) (<i>Partial Final</i>) and <i>Memorandum of Law in Support Thereof</i> by Term Lenders. (Amron, Brett) (Entered: 10/06/2010)
10/06/2010	<u>152</u>	REPLY to Response to Motion re <u>144</u> Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman. filed by Fontainebleau Resorts, LLC. (Attachments: # <u>1</u> Exhibit)(Waldman, Glenn) (Entered: 10/06/2010)
10/08/2010	<u>153</u>	MOTION for Sanctions by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd., Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd.. (Attachments: # <u>1</u> Affidavit Declaration of Robert Mockler, Esq.)(Pruss, Lorenz) (Entered: 10/08/2010)
10/08/2010	<u>155</u>	MOTION to Appear Pro Hac Vice and Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Rebecca T. Pilch. Filing Fee \$ 75.00. Receipt # 7834. (ksa) (Entered: 10/12/2010)
10/08/2010	<u>156</u>	MOTION to Appear Pro Hac Vice and Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Robert W. Mockler. Filing Fee \$ 75.00. Receipt # 7835. (ksa) (Entered: 10/12/2010)
10/08/2010	<u>157</u>	MOTION to Appear Pro Hac Vice and Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Caroline M. Walters. Filing Fee \$ 75.00. Receipt # 7833. (ksa) (Entered: 10/12/2010)

10/09/2010	<u>154</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Whitney CLO I Ltd. <i>OF REQUEST FOR TERMINATION OF APPEARANCE OF ATTORNEY ON SERVICE LIST</i> (Pruss, Lorenz) (Entered: 10/09/2010)
10/12/2010	<u>158</u>	ANSWER and Affirmative Defenses to Amended Complaint / <i>Answer and Affirmative Defenses to Aurelius Plaintiffs' Second Amended Complaint</i> by Bank of America, N.A..(Rasile, Craig) (Entered: 10/12/2010)
10/13/2010	159	PAPERLESS ORDER Setting Telephonic Hearing on <u>144</u> Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman and <u>153</u> MOTION for Sanctions:Hearing set for 10/18/2010 at 10:00 AM in Miami Division before Magistrate Judge Jonathan Goodman. All parties are to appear telephonically. Fontainebleau's counsel shall place the call through a commercial carrier (e.g., ATand shall contact Michael Santorufo at 305-523-5230 for call-in instructions. Neither party shall file any additional written materials in connection with either motion. Signed by Magistrate Judge Jonathan Goodman on 10/13/2010. (eg) (Entered: 10/13/2010)
10/13/2010	<u>160</u>	MDL ORDER NUMBER 37; REFERRING MOTIONS to Magistrate Judge Jonathan Goodman: <u>153</u> MOTION for Sanctions, <u>144</u> Third Party MOTION to Withdraw as Attorney by Glenn J. Waldman. Motions referred to Jonathan Goodman. Signed by Judge Alan S. Gold on 10/13/2010. (gp) (Entered: 10/14/2010)
10/14/2010	<u>161</u>	NOTICE by Fontainebleau Resorts, LLC of <i>Call-In Information for October 18, 2010 Telephonic Hearing</i> (Waldman, Glenn) (Entered: 10/14/2010)
10/15/2010	<u>162</u>	MOTION for Leave to File <i>Response to Motion for Sanctions</i> by Fontainebleau Resorts, LLC. (Attachments: # <u>1</u> Exhibit Response to Motion for Sanctions)(Springer, Sarah) (Entered: 10/15/2010)
10/15/2010	163	ORDER denying, without prejudice, Motion (DE 162) for Leave to File Response to Motion for Sanctions. The motion does not contain the required certificate attesting to a pre-filing conference with opposing counsel. In addition, the Court specifically instructed the parties to not submit any responses before the telephone hearing scheduled for October 18, 2010. Neither the Court nor its law clerks will review the proposed response which was filed along with the motion. Counsel can advise the Court, during the hearing, of the points outlined in the unread response. If, at the end of the hearing, counsel still believes that it is necessary for the Court to review the response, then the motion for leave can be renewed at that time. The Court is optimistic that the disputes will be resolved at the hearing, without further briefing, and that the proposed response will be moot. Signed by Magistrate Judge Jonathan Goodman on 10/15/2010. (JG) (Entered: 10/15/2010)
10/15/2010	<u>164</u>	MDL ORDER NUMBER 38; Granting <u>155</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing ; Granting <u>156</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing ; Granting <u>157</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing. Signed by Judge

		Alan S. Gold on 10/15/2010. (gp) (Entered: 10/18/2010)
10/18/2010	<u>165</u>	Minute Entry for proceedings held before Magistrate Judge Jonathan Goodman: Motion Hearing was held on 10/18/2010 regarding DE <u>153</u> MOTION for Sanctions and DE <u>144</u> Third Party MOTION to Withdraw. (Digital 10:06:54 and 10:21:12.) (Tape #10-JG-12 and 13.) (mso) (Entered: 10/18/2010)
10/18/2010	<u>166</u>	ORDER granting in part and denying in part <u>144</u> Motion to Withdraw as Attorney. THE CLERK OF THE COURT IS INSTRUCTED THAT THIS ORDER DOES NOT TERMINATE ANY ATTORNEYS FROM THIS CASE.. Signed by Magistrate Judge Jonathan Goodman on 10/18/2010. (eg) (Entered: 10/18/2010)
10/18/2010	<u>167</u>	ORDER granting in part, denying in part, and reserving in part <u>153</u> Motion for Sanctions. Signed by Magistrate Judge Jonathan Goodman on 10/18/2010. (eg) (Entered: 10/18/2010)
10/18/2010	<u>168</u>	NOTICE OF APPEAL (See case 09CV21879-ASG for appeal details) as to <u>141</u> Judgment, <u>139</u> Order on Motion to Dismiss by Soneet R. Kapila Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. Appeal Record due by 11/1/2010. (Sharp, Susan) -Modified appeal record due date per Attorney on 10/19/2010 (gp)-. Text modified on 10/20/2010 (mc). (Entered: 10/18/2010)
10/19/2010	169	CLERK'S NOTICE re <u>168</u> NOTICE OF APPEAL any documents related to this appeal will be docketed on case 09CV21879-ASG (mc) (Entered: 10/19/2010)
10/21/2010	<u>170</u>	NOTICE of Attorney Appearance by Raquel A. Rodriguez on behalf of Camulos Master Fund, L.P. (Rodriguez, Raquel) (Entered: 10/21/2010)
10/22/2010		Attorney Lauren A. Smith terminated per <u>154</u> Notice of Request for Termination. Notice of Termination delivered by US Mail to Lauren Smith. (gp) (Entered: 10/22/2010)
10/22/2010	<u>171</u>	MOTION for Entry of Confidentiality Order re <u>167</u> Order on Motion for Sanctions, <u>129</u> Order on Motion to Compel by Fontainebleau Resorts, LLC. (Attachments: # <u>1</u> Text of Proposed Order)(Springer, Sarah) (Entered: 10/22/2010)
10/22/2010	<u>172</u>	MDL ORDER NUMBER 39; SETTING ORAL ARGUMENT on: <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b) (<i>Partial Final</i>) and <i>Memorandum of Law in Support Thereof</i> : Oral Argument set for 12/17/2010 11:00 AM in Miami Division before Judge Alan S. Gold. **Please see Order for further details** Signed by Judge Alan S. Gold on 10/22/2010. (gp) (Entered: 10/25/2010)
10/25/2010	<u>173</u>	ORDER denying <u>171</u> Motion for Entry of Confidentiality Order. Signed by Magistrate Judge Jonathan Goodman on 10/25/2010. (eg) (Entered: 10/25/2010)
10/25/2010	<u>174</u>	NOTICE of Compliance by Fontainebleau Resorts, LLC re <u>167</u> Order on Motion for Sanctions, <u>129</u> Order on Motion to Compel (Springer, Sarah) (Entered: 10/25/2010)
10/25/2010	<u>175</u>	MEMORANDUM in Opposition re <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b) (<i>Partial Final</i>) and <i>Memorandum of Law in Support Thereof</i> by Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, New York Branch, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Royal Bank of Scotland PLC, Sumitomo Mitsui Banking Corporation. (Rasile, Craig) (Entered: 10/25/2010)
10/27/2010	176	PAPERLESS ORDER Clarifying day of oral argument previously set forth in [DE 172]. Oral argument shall be heard on FRIDAY, December 17, 2010 at 11:00 a.m. Signed by Judge Alan S. Gold on 10/27/2010. (lms) (Entered: 10/27/2010)
11/01/2010	<u>177</u>	NOTICE by Camulos Master Fund, L.P. of <i>Request for Termination of Appearance of Attorney Bruce J. Berman on Service List</i> (Rodriguez, Raquel) (Entered: 11/01/2010)

11/02/2010	<u>178</u>	SUPPLEMENTAL ORDER re <u>167</u> Order on Motion for Sanctions, <u>153</u> MOTION for Sanctions. The Term Lenders' supplemental memorandum is due by 11/12/2010. Signed by Magistrate Judge Jonathan Goodman on 11/2/2010. (eg) (Entered: 11/02/2010)
11/04/2010	<u>179</u>	RESPONSE in Support re <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b) (<i>Partial Final</i>) and <i>Memorandum of Law in Support Thereof [Term Lenders' Reply Memorandum in Furter Support]</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd., Avenue CLO Fund, Ltd.. (Amron, Brett) (Entered: 11/04/2010)
11/05/2010	<u>180</u>	NOTICE by Term Lenders re <u>167</u> Order on Motion for Sanctions of <i>Non-Compliance with the October 18, 2010 Order</i> (Pruss, Lorenz) (Entered: 11/05/2010)
11/09/2010	<u>181</u>	NOTICE by Fontainebleau Resorts, LLC re <u>180</u> Notice (Other) of <i>Response to Notice of Non-Compliance</i> (Springer, Sarah) (Entered: 11/09/2010)
11/12/2010	<u>182</u>	SUPPLEMENT to <u>153</u> MOTION for Sanctions <i>Supplemental Memorandum</i> by Term Lenders (Pruss, Lorenz) (Entered: 11/12/2010)
11/15/2010	<u>183</u>	SECOND SUPPLEMENTAL ORDER re <u>167</u> Order on Motion for Sanctions, <u>153</u> MOTION for Sanctions. Signed by Magistrate Judge Jonathan Goodman on 11/15/2010. (eg) (Entered: 11/15/2010)
11/17/2010	<u>184</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Steven C. Chin, Esq.. Filing Fee \$ 75.00. Receipt # 9691. (gp) (Entered: 11/17/2010)
11/18/2010	<u>185</u>	NOTICE by Fontainebleau Resorts, LLC re <u>166</u> Order on Motion to Withdraw as Attorney (Springer, Sarah) (Entered: 11/18/2010)
11/19/2010	<u>186</u>	NOTICE by Fontainebleau Resorts, LLC re <u>183</u> Order <i>Response to Supplemental Order on Motion for Sanctions</i> (Springer, Sarah) (Entered: 11/19/2010)
11/19/2010	<u>187</u>	Statement of: Clarification by Term Lenders Regarding Response of Fountainebleau Resorts, Llc to Supplemental Order on Motion For Sanctions by Term Lenders re <u>186</u> Notice (Other) (Pruss, Lorenz) (Entered: 11/19/2010)
11/22/2010	<u>188</u>	ORDER Granting (184) in case 1:09-md-02106-ASG - Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing of Steven C. Chin. Signed by Judge Alan S. Gold on 11/22/2010. This document relates to: 1:09-md-02106-ASG, 1:09-cv-21879-ASG (gp) (Entered: 11/23/2010)
11/24/2010	<u>189</u>	RESPONSE/REPLY to <u>182</u> Supplement <i>Memorandum in Support of Motion for Sanctions</i> by Fontainebleau Resorts, LLC. (Springer, Sarah) (Entered: 11/24/2010)
11/29/2010	<u>190</u>	SUPPLEMENTAL ORDER re <u>153</u> MOTION for Sanctions. Signed by Magistrate Judge Jonathan Goodman on 11/29/2010. (eg) (Entered: 11/29/2010)
11/30/2010	<u>191</u>	MDL ORDER NUMBER 41; RE-Setting Oral Argument on <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b) (<i>Partial Final</i>) and <i>Memorandum of Law in Support Thereof</i> : Oral Argument set for 1/7/2011 10:00 AM in Miami Division before Judge Alan S. Gold. Signed by Judge Alan S. Gold on 11/30/2010. **Please see Order for further details** (gp) (Entered: 12/01/2010)
12/06/2010	<u>192</u>	MOTION Motion for Adjudication of FBs Waiver of Privilege by Term Lenders. (Attachments: # <u>1</u> Exhibit Declaration of Kirk Dillman)(Pruss, Lorenz) (Entered: 12/06/2010)
12/09/2010	<u>193</u>	Statement of: Joinder by Bank of America, N.A. re <u>192</u> MOTION Motion for Adjudication of FBs Waiver of Privilege (Rasile, Craig) (Entered: 12/09/2010)
12/13/2010	<u>194</u>	RESPONSE in Opposition re <u>192</u> MOTION Motion for Adjudication of FBs Waiver of Privilege filed by Fontainebleau Resorts, LLC. (Springer, Sarah) (Entered: 12/13/2010)

12/17/2010	<u>195</u>	TRANSCRIPT of Telephonic Hearing of Motion for Sanctions held on 10/18/2010 before Magistrate Judge Jonathan Goodman, 1–59 pages, Court Reporter: Jerald M. Meyers, 954–431–4757 / crjm@aol.com. Transcript may be viewed at the court public terminal or purchased by contacting the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/10/2011. Redacted Transcript Deadline set for 1/20/2011. Release of Transcript Restriction set for 3/21/2011. (Attachments: # <u>1</u> Designation)(cqs) (Entered: 12/17/2010)
12/17/2010	<u>196</u>	TRANSCRIPT of Telephonic Hearing on Motion to Compel held on 8/30/2010 before Magistrate Judge Jonathan Goodman, 1–35 pages, Court Reporter: Jerald M. Meyers, 954–431–4757 / crjm@aol.com. Transcript may be viewed at the court public terminal or purchased by contacting the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/10/2011. Redacted Transcript Deadline set for 1/20/2011. Release of Transcript Restriction set for 3/21/2011. (Attachments: # <u>1</u> Designation)(cqs) (Entered: 12/17/2010)
12/17/2010		Attorney Bruce Judson Berman terminated per <u>177</u> Notice of Request for Termination of Appearance. (gp) (Entered: 12/17/2010)
12/17/2010	<u>197</u>	MDL ORDER NUMBER 42; REFERRING MOTION; <u>192</u> MOTION Motion for Adjudication of FBs Waiver of Privilege filed by Term Lenders. Motions referred to Jonathan Goodman to take all necessary and proper action as required by law. Signed by Judge Alan S. Gold on 12/17/2010. (gp) (Entered: 12/20/2010)
12/30/2010	<u>198</u>	MDL ORDER 43 re <u>191</u> Order Setting Hearing on Motion <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b)(Partial Final) and Memorandum of Law in Support Thereof. Motion Hearing set for 1/7/2011 10:00 AM in Miami Division before Judge Alan S. Gold. Signed by Judge Alan S. Gold on 12/30/2010. (jh) (Entered: 12/30/2010)
01/07/2011	<u>199</u>	ORDER granting <u>192</u> Motion for Determination of FBR's Waiver of Privilege. Signed by Magistrate Judge Jonathan Goodman on 1/7/2011. (eg) (Entered: 01/07/2011)
01/07/2011	200	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Motion Hearing held on 1/7/2011 re <u>151</u> Joint MOTION for Entry of Judgment under Rule 54(b)(Partial Final) and Memorandum of Law in Support Thereof filed by Term Lenders. Court Reporter: Joseph Millikan, 305–523–5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 01/11/2011)
01/13/2011	<u>201</u>	MDL ORDER NUMBER 44; Granting <u>151</u> Joint Motion for Entry of Partial Final Judgment under Rule 54(b). The Clerk is directed to enter final judgment in favor of Defendants on Claims II, III, and IV of the Second Amended Complaint in Avenue CLO Fund, Ltd., et al v. Bank of America, N.A., et al., Case No. 09–cv–23835–ASG and Claims I and II of the Amended Complaint in ACP Master, Ltd., et al v. Bank of America, N.A., et al., Case No. 10–cv–20236–ASG **Please see Order for further details**. Signed by Judge Alan S. Gold on 1/13/2010. (gp) (Entered: 01/18/2011)
01/13/2011	<u>202</u>	ENTRY OF PARTIAL FINAL JUDGMENT. Signed by DEPUTY CLERK on 1/13/2011. (gp) (Entered: 01/18/2011)
01/19/2011	<u>203</u>	NOTICE OF APPEAL (see member case 09–23835 for all appeal related documents) as to <u>201</u> Order on Motion for Entry of Judgment under Rule 54(b), Order on Motion for Entry of Judgment under Rule 54(b), Order on Motion for Entry of Judgment under Rule 54(b), <u>202</u> Judgment by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management

		<p>CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Pruss, Lorenz)Text Modified on 1/20/2011 (cqs). (Entered: 01/19/2011)</p>
<p>01/24/2011</p>	<p><u>204</u></p>	<p>TRANSCRIPT INFORMATION FORM by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>203</u> Notice of Appeal,,,,,,. Pre-Trial Proceeding transcript(s) ordered. Order placed by Lorenz Michel Prss. Email sent to Court Reporter Coordinator. (Pruss, Lorenz) (Entered: 01/24/2011)</p>
<p>01/24/2011</p>	<p><u>205</u></p>	<p>DESIGNATION of Record on Appeal by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>203</u> Notice of Appeal,,,,,,. (Pruss, Lorenz) (Entered: 01/24/2011)</p>

02/08/2011	<u>206</u>	NOTICE by Term Lenders <i>OF REQUEST FOR TERMINATION OF APPEARANCE OF CERTAIN ATTORNEYS ON SERVICE LIST</i> (Pruss, Lorenz) (Entered: 02/08/2011)
02/08/2011	<u>207</u>	NOTICE by Term Lenders <i>OF NAME CHANGE OF AVENUE TERM LENDERS COUNSEL</i> (Pruss, Lorenz) (Entered: 02/08/2011)
02/11/2011	<u>208</u>	NOTICE OF APPEAL as to <u>202</u> Judgment by ACP Master, Ltd., Aurelius Capital Master, Ltd. (for appeal document see member case 09cv23835 and 10cv20236) Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Amron, Brett)Text Modified on 2/11/2011 (cqs). (Entered: 02/11/2011)
02/11/2011	<u>209</u>	USCA Appeal Fees received \$ 455.00 receipt number FLS100014010 re <u>208</u> Notice of Appeal,, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd. (for member case 09cv23835 and 10cv20236) (cqs) (Entered: 02/11/2011)
02/15/2011	<u>210</u>	MOTION to Appear Pro Hac Vice, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Kenneth Murata. Filing Fee \$ 75.00. Receipt # 14189. (ksa) (Entered: 02/16/2011)
02/15/2011	<u>211</u>	MOTION to Appear Pro Hac Vice, Consent to Designation and Request to Electronically Receive Notices of Electronic Filings for Asher L. Rivner. Filing Fee \$ 75.00. Receipt # 14190. (ksa) (Entered: 02/16/2011)
02/17/2011	<u>212</u>	MOTION for Order Dismissing Aurelius Action without Prejudice by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Attachments: # <u>1</u> Exhibit A – Declaration of Kirk D. Dillman)(Pruss, Lorenz) (Entered: 02/17/2011)
02/18/2011	<u>213</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Peter J. Most, Esq.. Filing Fee \$ 75.00. Receipt # 14355. (gp) (Entered: 02/22/2011)
02/18/2011	<u>214</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for C. Dana Hobart, Esq.. Filing Fee \$ 75.00. Receipt # 14354. (gp) (Entered: 02/22/2011)
02/23/2011	<u>215</u>	MOTION for A Determination of Fontainebleau Resorts' Waiver of Privilege for its E–Mail Server Documents by Bank of America, N.A.. (Attachments: # <u>1</u> Exhibit Declaration in Support of Motion)(Rasile, Craig) (Entered: 02/23/2011)
02/24/2011	216	PAPERLESS ORDER requiring expedited response and reply to <u>215</u> MOTION for A Determination of Fontainebleau Resorts' Waiver of Privilege for its E–Mail Server Documents, filed by Bank of America, N.A. Fontainebleau shall file a response of no more than 5 pages by 3/1/2011. Bank of America shall file a reply of no more than 3 pages by 3/4/2011. Signed by Magistrate Judge Jonathan Goodman on 2/24/2011. (eg) (Entered: 02/24/2011)

02/28/2011		Attorney Bruce Bennett terminated. Notice of Termination delivered by US Mail to Bruce Bennett per DE # <u>206</u> . (gp) (Entered: 02/28/2011)
02/28/2011		Attorney Sidney P. Levinson terminated. Notice of Termination delivered by US Mail to Sidney Levinson per DE # <u>206</u> . (gp) (Entered: 02/28/2011)
02/28/2011		Attorney Michael C. Schneiderei terminated. Notice of Termination delivered by US Mail to Michael Schneiderei per DE # <u>206</u> . (gp) (Entered: 02/28/2011)
02/28/2011	<u>217</u>	Notice of Adoption by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Related document: <u>215</u> MOTION for A Determination of Fontainebleau Resorts' Waiver of Privilege for its E-Mail Server Documents filed by Bank of America, N.A. (Pruss, Lorenz) (Entered: 02/28/2011)
02/28/2011	<u>218</u>	MDL ORDER NUMBER 45 Granting <u>210</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Kenneth Murata ; Granting <u>211</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Asher L. Rivner ; Granting <u>213</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Peter J. Most, Esq. ; Granting <u>214</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for C. Dana Hobart, Esq.. Signed by Judge Alan S. Gold on 2/28/2011. (gp) (Entered: 03/01/2011)
03/01/2011	<u>219</u>	RESPONSE in Opposition re <u>215</u> MOTION for A Determination of Fontainebleau Resorts' Waiver of Privilege for its E-Mail Server Documents filed by Fontainebleau Resorts, LLC. (Attachments: # <u>1</u> Affidavit)(Springer, Sarah) (Entered: 03/01/2011)
03/02/2011	<u>220</u>	MDL ORDER NUMBER 46; SETTING ORAL ARGUMENT on Motion <u>212</u> MOTION for Order Dismissing Aurelius Action without Prejudice : Oral Argument set for 4/8/2011 03:00 PM in Miami Division before Judge Alan S. Gold. To assist the Court, the parties are ORDERED to deliver to the undersigned's Chambers a <u>Joint Binder</u> by Friday, March 25, 2011 at 5:00 p.m. . Signed by Judge Alan S. Gold on 3/1/2011. **Please see Order for further details** (gp) (Entered: 03/03/2011)
03/03/2011	<u>221</u>	NOTICE OF UNAVAILABILITY by Fontainebleau Resorts, LLC for dates of March 10, 2011 through March 21, 2011 (Springer, Sarah) (Entered: 03/03/2011)
03/04/2011	<u>222</u>	REPLY to Response to Motion re <u>215</u> MOTION for A Determination of Fontainebleau Resorts' Waiver of Privilege for its E-Mail Server Documents //Bank of America, N.A.'s Reply in Further Support of Its Motion filed by Bank of America, N.A.. (Rasile, Craig) (Entered: 03/04/2011)

03/04/2011	<u>223</u>	ORDER on <u>215</u> Motion for Determination of Waiver of Privilege for Fontainebleau's E-Mail Server Documents. Signed by Magistrate Judge Jonathan Goodman on 3/4/2011. (dkc) (Entered: 03/04/2011)
03/07/2011	<u>224</u>	RESPONSE to Motion re <u>212</u> MOTION for Order Dismissing Aurelius Action without Prejudice filed by Bank of America, N.A., Merrill Lynch Capital Corporation. Replies due by 3/17/2011. (Rasile, Craig) (Entered: 03/07/2011)
03/07/2011	<u>225</u>	RESPONSE in Opposition re <u>212</u> MOTION for Order Dismissing Aurelius Action without Prejudice filed by Bank of Scotland PLC, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, New York Branch, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC. (Attachments: # <u>1</u> Affidavit Declaration of David J. Woll)(Hutton, John) (Entered: 03/07/2011)
03/09/2011	<u>226</u>	MOTION for Extension of Time to Comply with Order dated March 4, 2011, and to Serve Privilege Log re <u>223</u> Order on Motion for Miscellaneous Relief by Fontainebleau Resorts, LLC. Responses due by 3/28/2011 (Attachments: # <u>1</u> Text of Proposed Order)(Springer, Sarah) (Entered: 03/09/2011)
03/09/2011	227	ORDER granting in part and denying in part without prejudice <u>226</u> Motion for Extension of Time. The Court is now aware (from the motion for extension filed this afternoon) that the attorney primarily responsible for working with the IT vendors to produce a privilege log is scheduled to be married and then go on a honeymoon. However, there is an April 15, 2011 discovery cutoff and the parties are in the midst of taking depositions and they need the privilege log to know which documents may be used as exhibits in the depositions. Fontainebleau Resorts LLC advises that Bank of America, N.A. does not oppose the motion IF the discovery deadline and other deadlines linked to the discovery cutoff are extended for a month. FBR also advised that the Term Lenders oppose any extension of the discovery deadline. This Court, however, does not have the jurisdiction to unilaterally extend discovery deadlines or other, related deadlines imposed by U.S. District Judge Alan Gold. Moreover, it is FBR who is responsible for the apparent inadvertent production of privileged emails and the delay in providing a privilege log to identify the privileged emails and demand their return. Therefore, the Court is reluctant to provide a significant enlargement without a discovery cutoff enlargement, which the Court is unable to provide. I will therefore provide FBR with modest relief — and extend the compliance deadline for the email server privilege log to 5:00 p.m. on March 17, 2011. To the extent that FBR's motion seeks an additional enlargement beyond March 17, 2011, it is denied, albeit without prejudice. If FBR or a party to the litigation files an appropriate motion and persuades Judge Gold to extend the discovery deadline and other deadlines by one month, then FBR can file a renewed motion and this Court will give it renewed consideration. But in the absence of a change in the discovery cutoff deadline and other scheduling deadlines, and given the procedural posture and upcoming discovery cutoff, the motion for an enlargement beyond March 17, 2011 is denied without prejudice. Signed by Magistrate Judge Jonathan Goodman on 3/9/2011. (JG) (Entered: 03/09/2011)
03/16/2011	<u>228</u>	NOTICE of Compliance with Court Orders and Notice of Serving Additional Privilege Log by Fontainebleau Resorts, LLC re 227 Order on Motion for Extension of Time,,,,,, <u>223</u> Order on Motion for Miscellaneous Relief (Springer, Sarah) (Entered: 03/16/2011)
03/17/2011	<u>229</u>	REPLY to Response to Motion re <u>212</u> MOTION for Order Dismissing Aurelius Action without Prejudice filed by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V,

		Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Pruss, Lorenz) (Entered: 03/17/2011)
04/06/2011	230	PAPERLESS ORDER providing information for counsel and/or parties to call into the hearing currently scheduled for Friday, April 8, 2011 at 3:00 p.m. Counsel that will be arguing the motion shall appear in person. Any other Counsel and/or parties that wish to listen to the proceedings shall call 1-888-684-8852. Access code is 8321924. Security code is 5050. Please begin calling five minutes in advance of the scheduled time. Signed by Judge Alan S. Gold on 4/6/2011. (lms) (Entered: 04/06/2011)
04/07/2011	231	PAPERLESS Order CANCELLING hearing previously scheduled for Friday, April 8, 2011. The Court has been advised by all counsel of record that the motion scheduled for hearing has been resolved, therefore, no appearance is required in person or via telephonically. Signed by Judge Alan S. Gold on 4/7/2011. (lms) (Entered: 04/07/2011)
04/11/2011	<u>232</u>	Notice of Court Practice re Discovery Procedures for Magistrate Judge Goodman. Entered by Magistrate Judge Jonathan Goodman on 4/11/2011. (eg) (Entered: 04/11/2011)
04/12/2011	<u>233</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Notice of Filing [PROPOSED] ORDER GRANTING IN PART MOTION FOR ORDER DISMISSING AURELIUS ACTION WITHOUT PREJUDICE</i> (Attachments: # <u>1</u> Text of Proposed Order [PROPOSED] ORDER GRANTING IN PART MOTION FOR ORDER DISMISSING AURELIUS ACTION WITHOUT PREJUDICE)(Pruss, Lorenz) (Entered: 04/12/2011)
04/12/2011	<u>234</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management

		CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>233</u> Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other) <i>SUPPLEMENTAL NOTICE REGARDING PROPOSED ORDER GRANTING IN PART MOTION FOR ORDER DISMISSING AURELIUS ACTION WITHOUT PREJUDICE</i> (Pruss, Lorenz) (Entered: 04/12/2011)
04/14/2011	<u>235</u>	NOTICE by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC of <i>Request for Termination of Appearance of Attorney – Steven S. Fitzgerald, Esq.</i> (Hutton, John) (Entered: 04/14/2011)
04/14/2011	<u>236</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Peri L. Zelig. Filing Fee \$ 75.00. Receipt # 17333. (gp) (Entered: 04/15/2011)
04/14/2011	<u>237</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Donald D. Conklin. Filing Fee \$ 75.00. Receipt # 17334. (gp) (Entered: 04/15/2011)
04/18/2011		Attorney Steven S. Fitzgerald terminated. Notice of Termination delivered by US Mail to Steven Fitzgerald. (See DE# <u>235</u> .) (wc) (Entered: 04/18/2011)
04/19/2011	<u>238</u>	MDL ORDER No. 47 Granting in part <u>212</u> Motion for Order Dismissing Aurelius Action without Prejudice in case 1:09–md–02106–ASG. The claims against Bank of America, N.A. currently pending before this Court in ACP Master, Ltd., et al. v. Bank of America, N.A., et al., Case No. 10–cv–20236 (Count III of the Aurelius Complaint) are DISMISSED WITHOUT PREJUDICE. **Please see Order for further details**. Signed by Judge Alan S. Gold on 4/19/2011. (gp) (Entered: 04/19/2011)
04/25/2011	<u>239</u>	NOTICE of Attorney Appearance by Michael Garrett Austin on behalf of Camulos Master Fund, L.P. (Austin, Michael) (Entered: 04/25/2011)
04/25/2011	<u>240</u>	NOTICE by Camulos Master Fund, L.P. of <i>Request For Termination Of Appearance Of Attorney On Service List</i> (Austin, Michael) (Entered: 04/25/2011)
04/25/2011	<u>241</u>	Joint MOTION for Extension of Time for Certain Pre–Trial Deadlines by <i>Avenue CLO Fund, Ltd. and</i> by Bank of America, N.A.. Responses due by 5/12/2011 (Attachments: # <u>1</u> Text of Proposed Order)(Bane, David) (Entered: 04/25/2011)
04/25/2011		Attorney Raquel A. Rodriguez terminated per <u>240</u> Notice of Request for Termination of Appearance of Attorney on Service List. (gp) (Entered: 09/12/2011)
04/28/2011	<u>242</u>	MDL ORDER NUMBER 48 Granting <u>236</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing ; Granting <u>237</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing. Signed by Judge Alan S. Gold on 4/28/2011. (gp) (Entered: 04/28/2011)
05/09/2011	<u>243</u>	MOTION to Dismiss <u>15</u> Amended Complaint, <u>46</u> Order, Terminate Parties,, <i>Motion to Dismiss Without Prejudice Certain Plaintiffs</i> by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master

		Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. Responses due by 5/26/2011 (Attachments: # <u>1</u> Affidavit Declaration of Kirk Dillman)(Pruss, Lorenz) (Entered: 05/09/2011)
05/10/2011	<u>244</u>	MDL ORDER NUMBER 49; Granting <u>241</u> Joint Motion for Extension of Time of Certain Pre-Trial Deadlines. ** Please see Order for further details **. Signed by Judge Alan S. Gold on 5/10/2011. (gp) (Entered: 05/11/2011)
05/10/2011		Set/Reset Deadlines/Hearings per <u>244</u> MDL ORDER NUMBER 49 : Fact Discovery for all depositions noticed is extended to and including 5/6/2011. Expert Witness Summaries and reports due by 5/23/2011. (gp) (Entered: 05/11/2011)
05/31/2011	<u>245</u>	STIPULATION of Dismissal to <i>Dismiss Certain Plaintiffs Without Prejudice</i> by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Capital CLO 2004 1 Ltd., Canyon Capital CLO 2006 1 Ltd., Canyon Capital CLO 2007 1 Ltd., Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Stipulation)(Pruss, Lorenz) (Entered: 05/31/2011)
06/21/2011	<u>246</u>	MDL ORDER NUMBER 50; Granting <u>243</u> Motion to Dismiss w/o Prejudice as to Certain Plaintiffs. **Please see Order for further details.** Signed by Judge Alan S. Gold on 6/20/2011. (lbc) (Entered: 06/22/2011)
06/22/2011	<u>247</u>	PRETRIAL STIPULATION / <i>Joint Motion for Extension of Certain Pre-Trial Deadlines</i> by Bank of America, N.A. (Kamensky, Andrew) (Entered: 06/22/2011)
06/28/2011	<u>248</u>	NOTICE by Bank of America, N.A. of <i>Pending, Refiled Related or Similar Actions</i> (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit B)(Bane, David) (Entered: 06/28/2011)
06/29/2011	<u>249</u>	NOTICE by Bank of America, N.A. of <i>Corrected Notice of Pending, Refiled, Related or Similar Actions</i> (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit B)(Bane, David) (Entered: 06/29/2011)

07/01/2011	<u>250</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-I Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>249</u> Notice (Other), <u>248</u> Notice (Other) <i>NOTICE OF POSITION REGARDING DEFENDANT BANK OF AMERICA, N.A.S NOTICE OF PENDING, REFILED, RELATED OR SIMILAR ACTIONS</i> (Attachments: # <u>1</u> Exhibit A – Plaintiffs' Motion for Remand, # <u>2</u> Exhibit B – Defendants' Motion for Remand, # <u>3</u> Exhibit C – Motion to Vacate CTO, # <u>4</u> Exhibit D – Motion to Vacate CTO)(Pruss, Lorenz) (Entered: 07/01/2011)
07/26/2011	<u>251</u>	MDL ORDER NUMBER 51; Granting <u>247</u> Pretrial Stipulation/Joint Motion for Extension of Certain Pre-Trial Deadlines filed by Bank of America, N.A.. **Please see Order for further details** Signed by Judge Alan S. Gold on 7/26/2011. (gp) (Entered: 07/27/2011)
07/26/2011		Set/Reset Scheduling Order Deadlines per <u>251</u> Order: All Expert Discovery, including depositions, shall be completed no later than Friday, 7/29/2011 . All Dispositive Pretrial Motions and memoranda of law shall be filed no later than Friday, 8/5/2011 . Opposition to any dispositive motions, including motions to strike in whole or in part expert testimony, shall be filed no later than Friday, 9/9/2011 . All Motions to Strike in whole or in part expert testimony shall be filed no later than Tuesday, 12/13/2011 . **Please see Order for further details** (gp) (Entered: 07/27/2011)
<u>07/28/2011</u>	<u>252</u>	Joint MOTION for Leave to File Excess Pages for <i>Legal Memoranda in Support of and in Opposition to Motions for Summary Judgment and Supporting Documents</i> by Bank of America, N.A.. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion for Extension of Page Limits)(Johnson, Christopher) (Entered: 07/28/2011)
<u>08/05/2011</u>	<u>253</u>	MDL ORDER NUMBER 52 Granting <u>252</u> Joint Motion for Leave to File Excess Pages. **Please see Order for further details**. Signed by Judge Alan S. Gold on 8/3/2011. (gp) (Entered: 08/08/2011)
<u>08/08/2011</u>		SYSTEM ENTRY – Docket Entry <u>254</u> restricted/sealed until further notice. (vp) (Entered: 08/08/2011)
<u>08/08/2011</u>		SYSTEM ENTRY – Docket Entry <u>255</u> restricted/sealed until further notice. (vp) (Entered: 08/08/2011)
<u>08/08/2011</u>		SYSTEM ENTRY – Docket Entry <u>256</u> restricted/sealed until further notice. (vp) (Entered: 08/08/2011)
<u>08/08/2011</u>		SYSTEM ENTRY – Docket Entry <u>257</u> restricted/sealed until further notice. (vp) (Entered: 08/08/2011)
<u>08/11/2011</u>		SYSTEM ENTRY – Docket Entry <u>258</u> restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
<u>08/11/2011</u>		SYSTEM ENTRY – Docket Entry <u>259</u> restricted/sealed until further notice. (ra) (Entered: 08/11/2011)

08/11/2011		SYSTEM ENTRY – Docket Entry 260 restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
08/11/2011		SYSTEM ENTRY – Docket Entry 261 restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
08/24/2011	262	NOTICE (Stipulation) of Substitution of Counsel by Jamie Zysk Isani on behalf of Bank of America, N.A. instead of prior counsel of record Christopher N. Johnson and Craig Rasile. (Isani, Jamie) (Entered: 08/24/2011)
08/24/2011	263	NOTICE (Stipulation) of Substitution of Counsel by Jamie Zysk Isani on behalf of Bank of America, N.A. instead of prior counsel of record Christopher N. Johnson and Craig Rasile. /Amended to Amend Certificate of Service (Isani, Jamie) (Entered: 08/24/2011)
08/26/2011	264	MDL ORDER NUMBER 53: ORDER Granting 254 Unopposed Motion to Seal, 260 Unopposed Motion to File Under Seal. Signed by Judge Alan S. Gold on 8/26/2011. (nc) (Entered: 08/30/2011)
09/09/2011	265	Unopposed MOTION for Extension of Time to file Appendix of Exhibits and Testimony by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007–I Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. Responses due by 9/26/2011 (Attachments: # 1 Affidavit Declaration of Mockler)(Pruss, Lorenz) (Entered: 09/09/2011)
09/09/2011	266	MDL ORDER NUMBER 54 granting 265 Emergency Motion for Extension of Time by One Day to File Appendices in Support of Term Lender Plaintiffs' Opposition to Bank of America, N.A.'s Motion for Summary Judgment. Signed by Judge Alan S. Gold on 9/9/2011. (jh) (Entered: 09/09/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 267 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 268 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 269 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 270 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 271 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 272 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 273 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)

09/12/2011		SYSTEM ENTRY – Docket Entry 274 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY – Docket Entry 275 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 276 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 277 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 278 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 279 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 280 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 281 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 282 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY – Docket Entry 283 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/15/2011	284	NOTICE of Change of Address/Contact Information by Lorenz Michel Pruss (Pruss, Lorenz) –Modified/added filers on 9/21/2011 (gp). (Entered: 09/15/2011)
09/27/2011	285	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Term Lenders Opposition to B of A's Request for Judicial Notice re Motion for Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011)
09/27/2011	286	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007–I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007–1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd,

		Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Reply in Support of Plaintiff Term Lenders Request for Judicial Notice re Motion for Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011)
09/27/2011	<u>287</u>	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Declaration of Robert Mockler re: Term Lenders' Motion for Partial Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>288</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>289</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>290</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>291</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>292</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>293</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>294</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>295</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>296</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>297</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>298</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY – Docket Entry <u>299</u> restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
10/03/2011	<u>300</u>	MDL ORDER NUMBER 55; Granting Unopposed Motions to Seal ECF Nos. 267 , 273 , 276 , 288 , 294 . The Clerk shall permit the parties to file the following documents identified in the above-referenced motions under seal, as well as any

		exhibits attached thereto. Signed by Judge Alan S. Gold on 10/3/2011. (nc) (Entered: 10/03/2011)
10/07/2011	301	NOTICE by Bank of America, N.A. re 285 Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other) <i>Defendant Bank of America, N.A.'s Reply to Term Lender Plaintiffs' Opposition to Its Request for Judicial Notice</i> (Isani, Jamie) (Entered: 10/07/2011)
10/11/2011		SYSTEM ENTRY – Docket Entry 302 restricted/sealed until further notice. (nc) (Entered: 10/11/2011)
10/11/2011		SYSTEM ENTRY – Docket Entry 303 restricted/sealed until further notice. (nc) (Entered: 10/11/2011)
10/11/2011		SYSTEM ENTRY – Docket Entry 304 restricted/sealed until further notice. (nc) (Entered: 10/11/2011)
10/11/2011		SYSTEM ENTRY – Docket Entry 305 restricted/sealed until further notice. (nc) (Entered: 10/11/2011)
10/11/2011		SYSTEM ENTRY – Docket Entry 306 restricted/sealed until further notice. (nc) (Entered: 10/11/2011)
10/18/2011		SYSTEM ENTRY – Docket Entry 307 restricted/sealed until further notice. (nc) (Entered: 10/18/2011)
10/18/2011		SYSTEM ENTRY – Docket Entry 308 restricted/sealed until further notice. (nc) (Entered: 10/18/2011)
10/18/2011		SYSTEM ENTRY – Docket Entry 309 restricted/sealed until further notice. (nc) (Entered: 10/18/2011)
10/19/2011	310	MDL ORDER NUMBER 56 Granting Unopposed Motions to Seal ECF Nos. 302 , 305 , 307 . The Clerk shall permit the parties to file the following documents identified in the above–referenced motions under seal, as well as any exhibits attached thereto.. Signed by Judge Alan S. Gold on 10/19/2011. (nc) (Entered: 10/20/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 311 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 312 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 313 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 314 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 315 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 316 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY – Docket Entry 317 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/16/2011	318	ENDORSED ORDER Permitting out of town counsel and/or parties to attend hearing telephonically for purposes of listening only. All parties shall call 1–888–684–8852 and press access code 8321924, then press security code 5050 to join the call. All callers MUST call ten minutes in advance of the scheduled hearing time and MUST press *6 for mute. [Hearing is scheduled for Friday, November 18, 2011 at 9:00 a.m. Signed by Judge Alan S. Gold on 11/16/2011. (lms) (Entered: 11/16/2011)
11/16/2011	319	MDL ORDER NUMBER 57; ORDER Granting 311 UNOPPOSED MOTION to File Plaintiffs' Notice of Submission of Recently Produced Documents In Support of Plaintiffs' Motion for Partial Summary Judgment and In Opposition to Bank Of

		America, N.A.'S Motion for Summary Judgment and Supporting Documents Under Seal. Signed by Judge Alan S. Gold on 11/16/2011. (nc) (Entered: 11/17/2011)
11/17/2011		SYSTEM ENTRY – Docket Entry <u>320</u> restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/17/2011		SYSTEM ENTRY – Docket Entry <u>321</u> restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/17/2011		SYSTEM ENTRY – Docket Entry <u>322</u> restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/17/2011		SYSTEM ENTRY – Docket Entry <u>323</u> restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/17/2011		SYSTEM ENTRY – Docket Entry <u>324</u> restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/18/2011	<u>325</u>	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Oral Argument/Motion Hearing held on 11/18/2011 re 255 SEALED MOTION for Summary Judgment, 258 SEALED MOTION for Partial Summary Judgment and Memorandum of Law in Support. APPEARANCES: J. Micahel Hennigan, Esquire; Kirk D. Dillman, Esquire; Daniel L. Cantor, Esquire; Ken Murata, Esquire; Jamie Zysk Isani, Esquire. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 11/18/2011)
11/20/2011	<u>326</u>	TRANSCRIPT of Oral Argument held on 11.18.11 before Judge Alan S. Gold, 1-113 pages, Court Reporter: Joseph A. Millikan, 305-523-5588 / josephamillikan@gmail.com. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 12/15/2011. Redacted Transcript Deadline set for 12/27/2011. Release of Transcript Restriction set for 2/24/2012. (jm) (Entered: 11/20/2011)
11/22/2011	<u>327</u>	MDL ORDER NUMBER 58; HOLDING DATES IN ABEYANCE. Signed by Judge Alan S. Gold on 11/22/2011. (gp) (Entered: 11/22/2011)
11/28/2011	<u>328</u>	NOTICE OF FILING BY COURT. See attached letter received from attorney Kirk D. Dillman dated November 23, 2011. (lms) (Entered: 11/28/2011)
11/30/2011	<u>329</u>	MDL ORDER NUMBER 59; ORDERING REGARDING COMMUNICATIONS WITH THE COURT. Signed by Judge Alan S. Gold on 11/29/2011. (gp) (Entered: 11/30/2011)
12/14/2011	<u>330</u>	NOTICE of Voluntary Dismissal by Canyon Special Opportunities Master Fund (Canyon), Ltd., Stone Lion Portfolio L.P. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Dismissing Claims of)(Pruss, Lorenz) (Entered: 12/14/2011)
12/14/2011	<u>331</u>	MDL ORDER No. 60; Approving (<u>330</u> in 1:09-md-02106-ASG) Stipulation to Dismiss the Action of Plaintiffs Stone Lion Portfolio L.P. and Canyon Special Opportunities Master Fund (Canyon), Ltd. Without Prejudice. This Order has no effect on claims asserted by or against any other parties. Party Stone Lion Portfolio L.P., and Canyon Special Opportunities Master Fund (Canyon), Ltd. terminated. Signed by Judge Alan S. Gold on 12/14/2011. (gp) (Entered: 12/15/2011)
12/16/2011		SYSTEM ENTRY – Docket Entry <u>332</u> restricted/sealed until further notice. (nc) (Entered: 12/16/2011)
12/16/2011		SYSTEM ENTRY – Docket Entry <u>333</u> restricted/sealed until further notice. (nc) (Entered: 12/16/2011)
12/16/2011		SYSTEM ENTRY – Docket Entry <u>334</u> restricted/sealed until further notice. (nc) (Entered: 12/16/2011)
12/18/2011	<u>335</u>	Redacted Transcript of Oral Argument (including deletion of metadata) held on 11.18.11 before Judge Alan S. Gold, 1-113 pages, re: <u>326</u> Transcript, Court Reporter: Joseph A. Millikan, 305-523-5588 / josephamillikan@gmail.com. (jm) (Entered: 12/18/2011)

12/22/2011	<u>336</u>	MDL ORDER NUMBER 61 Granting 332 Unopposed Motion to Seal Documents, 333 Unopposed Motion to Redact Oral Argument Transcript. Signed by Judge Alan S. Gold on 12/19/2011. (nc) (Entered: 12/22/2011)
01/03/2012	337	ENDORSED ORDER. In accordance with the Order previously issued under [DE 327], all hearings, including the hearing scheduled for January 13, 2012 is CANCELLED until further order of the court. Signed by Judge Alan S. Gold on 1/3/2012. (lms) (Entered: 01/03/2012)
01/30/2012	<u>338</u>	NOTICE by Camulos Master Fund, L.P. <i>Of Request For Termination Of Appearance of Attorney On Service List</i> (Siff, Steven) (Entered: 01/30/2012)
02/01/2012		Attorney Michael Garrett Austin terminated per Notice at <u>338</u> . (gp) (Entered: 02/01/2012)
03/19/2012	<u>339</u>	OMNIBUS ORDER granting 255 Sealed Motion; denying 258 Sealed Motion; denying as moot 320 Sealed Motion. The Clerk of the Court is instructed to CLOSE this case. Signed by Judge Alan S. Gold on 3/19/2012. (ra) Modified to Unseal on 3/19/2012 (ra). (Entered: 03/19/2012)
03/19/2012	<u>340</u>	Clerks Notice of Docket Correction re <u>339</u> Omnibus Order on Sealed Motion,,,,, Order Sealed in Error ; The Image of the Order has been attached to this notice. (ra) (Entered: 03/19/2012)
03/19/2012	<u>341</u>	FINAL JUDGMENT in favor of the Defendant Bank of America, N.A. against the Plaintiffs. As to all claims of the Second Amended Complaint, Plaintiffs shall take nothing from the aforementioned Defendant and shall go hence without day. Signed by DEPUTY CLERK on 3/19/2012. This document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) -Modified text on 3/21/2012 (gp)-. (Entered: 03/20/2012)
03/22/2012	<u>342</u>	NOTICE OF APPEAL as to <u>341</u> Judgment, by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Pruss, Lorenz) (Entered: 03/22/2012)
03/22/2012	<u>343</u>	USCA Appeal Fees received \$ 455.00 receipt number FLS100035775 re <u>342</u> Notice of Appeal,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Sola Ltd, Solus Core Opportunities Master Fund Ltd, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC,

		Caspian Solitude Master Fund, L.P., Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) – Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. (cqs) (Entered: 03/22/2012)
03/22/2012		Transmission of Notice of Appeal, Judgment and Docket Sheet to US Court of Appeals re <u>342</u> Notice of Appeal,,,,,, (cqs) (Entered: 03/22/2012)
03/28/2012	<u>344</u>	TRANSCRIPT INFORMATION FORM by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-I Ltd., ING International (II) – Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>342</u> Notice of Appeal,,,,,, Pre-Trial Proceedings transcript(s) ordered. Order placed by Lorenz M. Pruss. Email sent to Court Reporter Coordinator. (Pruss, Lorenz) (Entered: 03/28/2012)
03/29/2012	345	Clerks Notice to Filer re <u>344</u> Transcript Information Form,,,,,,. Document not filed in Text Searchable Format ; ERROR – The document was not filed in Text Searchable Format. All future filings must be submitted in Text Searchable format as instructed in the CM/ECF Administrative Procedure 3G(5) –Page 10–. It is not necessary to refile this document. (ls) (Entered: 03/29/2012)
03/29/2012	<u>346</u>	COURT REPORTER ACKNOWLEDGMENT re <u>344</u> Transcript Information Form. Court Reporter: Joseph Millikan, 305-523-5588 / josephamillikan@gmail.com. Estimated filing date of transcript: The transcript is already on file, DE 335. (jm) (Entered: 03/29/2012)
04/12/2012	<u>347</u>	Acknowledgment of Receipt re (129 in 1:09-cv-23835-ASG) Notice of Appeal,,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-I Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) – Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (342 in 1:09-md-02106-ASG) Notice of Appeal,,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management

		CLO IV, Ltd., ING Investment Management CLO I, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture VIII CDO Limited, Venture V CDO Limited, Genesis CLO 2007-1 Ltd., Venture III CDO Limited, Canpartners Investments IV, LLC, Caspian Solitude Master Fund, L.P., Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) – Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd.. Date received by USCA: 4/6/12. USCA Case Number: 12-11815-A. (hh) (Entered: 04/12/2012)
04/18/2012	<u>348</u>	Joint MOTION for Extension of Time for Submitting Bill of Costs by Bank of America, N.A.. Responses due by 5/7/2012 (Attachments: # <u>1</u> Proposed Order)(Isani, Jamie) (Entered: 04/18/2012)
04/20/2012	<u>349</u>	ORDER Granting <u>348</u> Motion for Extension of Time for Submitting Bill of Costs; Staying Motion for Costs. **Please see Order for further details**. Signed by Judge Alan S. Gold on 4/20/2012. (gp) (Entered: 04/23/2012)
04/30/2012	<u>350</u>	Unopposed MOTION for Bill of Costs by Bank of America, N.A.. Responses due by 5/17/2012 (Attachments: # <u>1</u> Memorandum Defendant Bank of America, N.A.'s Memorandum of Law in Support of Unopposed Bill of Costs)(Isani, Jamie) (Entered: 04/30/2012)
05/04/2012	<u>351</u>	MDL ORDER No. 63; STAYING <u>350</u> Motion for Bill of Costs. Signed by Senior Judge Alan S. Gold on 5/3/2012. (gp) (Entered: 05/04/2012)
07/06/2012	<u>352</u>	ORDER of USCA, The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART. The motion is DENIED as to consolidation; however, the Clerk is DIRECTED to schedule Appeal No. 12-11815 for oral argument with Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 (to the extent those appeals are not resolved by settlement and voluntary dismissal). The motion to expedite Appeal No. 12-11815 is GRANTED. Appellee is directed to notify the district court when its brief is filed, and the district court clerk is directed to transmit the record immediately upon receipt of such notice. Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 remain stayed pending further order of the Court (see order for details) as to (129 in 1:09-cv-23835-ASG) Notice of Appeal,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) – Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (111 in 1:09-cv-23835-ASG) Notice of Appeal,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management

		<p>CLO IV, Ltd., ING Investment Management CLO I, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture VIII CDO Limited, Venture V CDO Limited, Genesis CLO 2007-1 Ltd., Venture III CDO Limited, Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) – Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (58 in 1:10-cv-20236-ASG) Notice of Appeal, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd., (139 in 1:09-cv-21879-ASG) Notice of Appeal, filed by Soneet Kapila, Trustee, (208 in 1:09-md-02106-ASG) Notice of Appeal, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd. (hh) (Entered: 07/06/2012)</p>
08/06/2012	<u>353</u>	<p>ORDER of DISMISSAL by USCA GRANTING Appellant's motion to dismiss Appeal No. 10-14925 with prejudice due to settlement, with each party bearing its own fees and costs incurred in connection with the appeal. On the Court's own motion, the stay of Consolidated Appeals Nos. 11-10468 and 11-10740 is hereby LIFTED. As soon as briefing is complete in Appeal No. 12-11815, the Clerk is DIRECTED to schedule all of the appeals for oral argument; re (168 in 1:09-md-02106-ASG) Notice of Appeal, filed by Soneet R. Kapila, (139 in 1:09-cv-21879-ASG) Notice of Appeal, filed by Soneet Kapila, Trustee. USCA# 10-14925-AA, 11-10468-AA, 11-10740-AA and 12-11815-AA (mc) (Entered: 08/06/2012)</p>
08/20/2012	<u>354</u>	<p>NOTICE by Bank of America, N.A to notify that the Appellee has filed its brief and requesting to transmit the record to the Eleventh Circuit pursuant to Order; re (352 in 1:09-md-02106-ASG, 137 in 1:09-cv-23835-ASG). USCA# 12-11815-AA (mc) (Entered: 08/22/2012)</p>

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

STEVEN M. LARIMORE
Clerk of Court

Appeals Section

Date: 9/12/2012

FILED by *me* D.C.
SEP 12 2012
STEVEN M. LARIMORE
CLERK U. S. DIST. CT.
S. D. of FLA. - MIAMI

Clerk, United States Court of Appeals
Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, GA 30303

COR/ROA

IN RE:

Dist. Court No: 09-02106-MD - ASG 09-23835-CV ASG

U.S.C.A. No: 12-11815-AA

Style: AVENUE CLO IV LTD ET AL V BANK OF AMERICA

CERTIFICATE OF READINESS AND TRANSMITTAL OF RECORD ON APPEAL

Pursuant to Fed. R. App. P. 11(c), the Clerk of the District Court for the Southern District of Florida hereby certifies that, as shown on the enclosed index, the record is complete for purposes of this appeal. The record (including the transcript or parts thereof designated for inclusion and all necessary exhibits) consists of:

- 4 Volume(s) of pleadings
- 5 Volume(s) of Transcripts
- Exhibits: 5 boxes; 4 folders;
- 0 envelopes; 0 PSIs (sealed)
- other: _____
- other: (5)BOXES CONTAINING SEALED DOCUMENTS
- Other: (4)ACC FOLDERS DE# 77,94,99,101,115,250,340,350

Certified to be ~~Others~~ and correct copy of the document on file
Sincerely, Steven M. Larimore, Clerk,
U.S. District Court
Southern District of Florida
By *Ram* Deputy Clerk
Date 9/12/12 Deputy Clerk

Attachment
c: court file

S/F A-15
Rev. 10/94

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954-769-5413

701 Clematis Street
West Palm Beach, FL 33401
561-803-3408

APPEAL,CASREF,CLOSED,JG,MDL,REF_DISCOV

**U.S. District Court
Southern District of Florida (Miami)
ABRIDGED CIVIL DOCKET FOR CASE #: 1:09-md-02106-ASG
09MD2106-1
Internal Use Only**

In Re: Fontainebleau Las Vegas Contract Litigation
Assigned to: Judge Alan S. Gold
Referred to: Magistrate Judge Jonathan Goodman
Case in other court: 12-11815-A
Cause: 28:1331 Fed. Question: Breach of Contract

Date Filed: 12/02/2009
Date Terminated: 03/19/2012
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

In Re

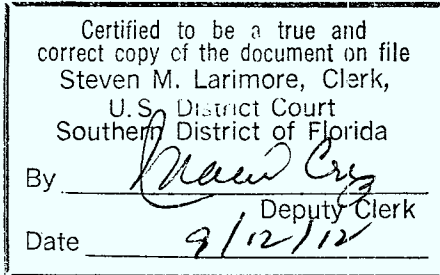
**Fontainebleau Las Vegas Contract
Litigation**

Plaintiff

**Caspian Alpha Long Credit Fund,
L.P.**

represented by **C. Dana Hobart**

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Canyon Capital CLO 2004 1 Ltd.
TERMINATED: 06/22/2011

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Plaintiff

Canyon Capital CLO 2006 1 Ltd.
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V.

Consol Plaintiff

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TERMINATED: 05/24/2010
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Consol Plaintiff

Bank of Scotland PLC

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**Canyon Special Opportunities
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Highland Loan Funding V, Ltd.
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Consol Plaintiff

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Consol Plaintiff

Carlyle High Yield Partners VI, Ltd.

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Consol Plaintiff

**ING Investment Management CLO
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Consol Plaintiff

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Consol Plaintiff

Armstrong Loan Funding, Ltd.
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Consol Plaintiff

Avenue CLO Fund, Ltd.
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Consol Plaintiff

**ING Investment Management CLO
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Consol Plaintiff

Westchester CLO, Ltd.
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Consol Plaintiff

Genesis CLO 2007-1 Ltd.

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Consol Plaintiff

Aberdeen Loan Funding, Ltd.
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Consol Plaintiff

Avenue CLO II, Ltd.
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Consol Plaintiff

Highland Credit Opportunities CDO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

**ING International (II) - Senior Bank
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Consol Plaintiff
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Consol Plaintiff

Primus CLO II, Ltd.
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Consol Plaintiff

Symphony CLO I, Ltd.

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Consol Plaintiff

Venture VII CDO Limited

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Consol Plaintiff

Nuveen Senior Income Fund

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Consol Plaintiff

Orpheus Funding LLC
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Consol Plaintiff

Mariner Opportunities Fund, LP
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Consol Plaintiff

**Caspian Select Credit Master Fund,
Ltd.**

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Consol Plaintiff

Vista Leveraged Income Fund

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Consol Plaintiff

Loan Star State Trust
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Consol Plaintiff

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Consol Plaintiff

**Carlyle High Yield Partners VIII,
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Consol Plaintiff

LFC2 Loan Funding LLC

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Battalion CLO 2007-I Ltd.

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Consol Plaintiff

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Consol Plaintiff

Avenue CLO III, Ltd.
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Consol Plaintiff

Green Lane CLO Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Jasper CLO, Ltd.
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Consol Plaintiff

Brentwood CLO, Ltd.

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Consol Plaintiff

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Consol Plaintiff

Rockwall CDO Ltd.
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Red River CLO, Ltd.
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Consol Plaintiff

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Consol Plaintiff

Greenbriar CLO, Ltd.

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Consol Plaintiff

Rockwall CDO II, Ltd.

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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**Ares Enhanced Loan Investment
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Consol Plaintiff

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**NZC Opportunities (Funding) II
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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

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Consol Plaintiff

Rosedale CLO, Ltd.
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Consol Plaintiff

Rosedale CLO II Ltd.
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Consol Plaintiff

SPCP Group, LLC

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Amicus

Term Lenders

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Date Filed	#	Docket Text
01/13/2010	12	RESPONSE in Opposition re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders</i> <i>Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b) and</i> MOTION to Stay re (23) Order., (62) <i>Begin Vol. 1</i>

		Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Term Lenders. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 01/13/2010) <i>Vol. 1 Contd</i>
01/13/2010	13	MDL ORDER NUMBER FOUR: Administratively Closing Member Cases. **Please see Order for further details**. Signed by Judge Alan S. Gold on 1/13/2010. This Document relates to All actions. Re: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(gp) -Modified text on 1/14/2010 (gp). (Entered: 01/14/2010)
01/14/2010	14	UNSTIPULATED MOTION for Substitution of Counsel (<i>Proposed Order Attached</i>) by MB Financial Bank, N.A.. Responses due by 2/1/2010 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG(Grossman, Gregory) (Entered: 01/14/2010)
01/15/2010	15	Second AMENDED COMPLAINT, filed by Term Lenders.Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (Pruss, Lorenz) (Entered: 01/15/2010)
01/19/2010	16	MDL ORDER Number Five granting (124) Unstipulated Motion for Substitution of Counsel. Attorney Alvin S. Goldstein terminated in case 1:09-cv-21879-ASG; granting (14) Unstipulated Motion for Substitution of Counsel. Attorney Alvin S. Goldstein terminated in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/19/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG(1s) (Entered: 01/19/2010)
01/20/2010	17	NOTICE of Attorney Appearance by Bruce Judson Berman on behalf of Camulos Master Fund, L.P. (Berman, Bruce) (Entered: 01/20/2010)
01/20/2010	18	Corporate Disclosure Statement by Camulos Master Fund, L.P.. (Berman, Bruce) (Entered: 01/20/2010)
01/20/2010	19	REPLY to Response to Motion re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Fontainebleau Las Vegas LLC. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Snyder, Jeffrey) (Entered: 01/20/2010)
01/21/2010	20	TEXT Minute Entry for proceedings held before Judge Alan S. Gold: Motion Hearing held on 1/21/2010 re Docket Number 98 in 1:09-cv-21879-ASG, MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to</i>

		28 U.S.C. Section 1292(b) and MOTION to Stay re (23) Order, (62) Order, Litigation Pending Disposition of Any Appeal filed by Fontainebleau Las Vegas LLC. Court Reporter: Joseph Millikan, 305-523-5588 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (jh) (Entered: 01/22/2010) <i>Vol. 1 Cont'd</i>
01/25/2010	<u>21</u>	CONDITIONAL TRANSFER ORDER (CTO-1) from Judicial Panel on Multidistrict Litigation transferring case, to the Southern District of Florida re: MDL Case # 09-MD-2106 for consolidated pretrial proceedings pursuant to 28 USC 1407 and assigned to the Honorable Alan S. Gold. (Signed by Robert L. Miller, Jr., Acting Chairman of the Panel). (Attachments: # <u>1</u> Panel Service List) (gp) (Entered: 01/25/2010)
06/18/2010	<u>88</u>	ANSWER and Affirmative Defenses to Amended Complaint by Bank of America, N.A..(Rasile, Craig) (Entered: 06/18/2010)
06/18/2010	<u>89</u>	ANSWER and Affirmative Defenses to Amended Complaint (" <i>Aurelius Complaint</i> ") by Bank of America, N.A..(Rasile, Craig) (Entered: 06/18/2010)
06/23/2010	<u>90</u>	ORDER REFERRING MOTION: <u>86</u> Third Party MOTION for Extension of Time to File Response/Reply to <i>Document Requests</i> filed by Fontainebleau Resorts, LLC Motions referred to Ted E. Bandstra. Signed by Judge Alan S. Gold on 6/23/2010. (gp) (Entered: 06/23/2010)
06/30/2010	<u>91</u>	ORDER granting <u>86</u> Motion for Extension of Time to File Response/Reply re <u>86</u> Third Party MOTION for Extension of Time to File Response/Reply to <i>Document Requests</i> Responses due by 7/29/2010. Signed by Magistrate Judge Ted E. Bandstra on 6/30/2010. (rg) (Entered: 06/30/2010)
07/02/2010	<u>92</u>	MOTION to Substitute Party <i>Motion to Approve Substitution of Chapter 7 Trustee as Plaintiff Fontainebleau Las Vegas, LLC</i> by Soneet R. Kapila. Responses due by 7/19/2010 (Sharp, Susan) (Entered: 07/02/2010)
07/06/2010	<u>93</u>	MOTION to Quash <i>Subpoenas</i> by Fontainebleau Resorts, LLC. (Waldman, Glenn) (Entered: 07/06/2010)
07/08/2010	<u>94</u>	ORDER REFERRING MOTION: <u>93</u> MOTION to Quash <i>Subpoenas</i> filed by Fontainebleau Resorts, LLC Motions referred to Ted E. Bandstra. Signed by Judge Alan S. Gold (mbs) (Entered: 07/08/2010)
07/10/2010	<u>95</u>	Joint MOTION to Adopt/Join <u>15</u> Amended Complaint <i>Join Plaintiffs</i> by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd.,

		<p>ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. (Attachments: # <u>1</u> Text of Proposed Order Granting Joint Motion to Join Plaintiffs)(Pruss, Lorenz) (Entered: 07/10/2010) <i>Vol. 1 Cont'd</i></p>
07/12/2010	<u>96</u>	<p>MOTION for Extension of Time to Complete Discovery <i>Chapter 7 Trustees Motion for Brief Excusal of Compliance with Second Amended Order Resetting Certain Pretrial Deadlines, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures</i> by Soneet R. Kapila. (Sharp, Susan) -Modified text on 8/5/2010 (gp). (Entered: 07/12/2010)</p>
07/21/2010	<u>111</u>	<p>MDL ORDER NUMBER 25; Granting in part <u>96</u> Motion for Extension of Time to Complete Discovery. REQUIRING SUBMISSION Setting Telephone Status Conference on August 31, 2010 at 8:45 a.m.. Signed by Judge Alan S. Gold on 7/21/2010. **Please see Order for further details** (gp) -Modified text on 7/22/2010 (gp). (Entered: 07/22/2010)</p>
07/21/2010	<u>112</u>	<p>MDL ORDER NUMBER TWENTY SIX: Granting <u>108</u> Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Vincent Buccola. Signed by Judge Alan S. Gold on 7/21/2010. (gp) (Entered: 07/22/2010)</p>
07/22/2010	<u>113</u>	<p>TRANSCRIPT of Telephonic Conference held on 07.20.10 before Judge Alan S. Gold, 1-20 pages, Court Reporter: Joseph A. Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 8/16/2010. Redacted Transcript Deadline set for 8/25/2010. Release of Transcript Restriction set for 10/25/2010. (jm) (Entered: 07/22/2010) <i>Vol. 6</i></p>
07/23/2010	<u>114</u>	<p>RESPONSE in Opposition re <u>93</u> MOTION to Quash <i>Subpoenas</i> filed by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC. (Hutton, John) (Entered: 07/23/2010) <i>Vol. 1 Cont'd</i></p>
07/23/2010	<u>115</u>	<p>AFFIDAVIT signed by : Steven S. Fitzgerald. re <u>114</u> Response in Opposition to Motion by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M) (Hutton, John) (Entered: 07/23/2010) <i>See Appendix Folder # 1</i></p>

07/23/2010	116	AMENDED MDL ORDER NUMBER 24 re <u>110</u> Protective Order to include Exhibits A and B - Confidentiality Stipulation and Protective Order. Signed by Judge Alan S. Gold on 7/22/2010. (jh) (Entered: 07/23/2010) <i>Ord Vol. 1</i>
07/23/2010	117	CERTIFICATE OF SERVICE by Bank of America, N.A., Merrill Lynch Capital Corporation re <u>116</u> Amended Order (Rasile, Craig) (Entered: 07/23/2010) <i>Begin Vol. 2</i>
07/23/2010	118	NOTICE of Change of Attorney after Transfer by Camulos Master Fund, L.P. (gp) (Entered: 07/26/2010)
07/30/2010	119	Corporate Disclosure Statement by Caspian Solitude Master Fund, L.P., Sola Ltd, Solus Core Opportunities Master Fund Ltd (Attachments: # <u>1</u> Exhibit Exhibit A - Corporate Disclosure - Caspian Solitude Master Fund, # <u>2</u> Exhibit Exhibit B - Corporate Disclosure Statement - Sola Ltd. and Sola Care)(Pruss, Lorenz) (Entered: 07/30/2010)
08/04/2010	120	MDL ORDER No. 27 Denying <u>93</u> Motion to Quash. Signed by Magistrate Judge Ted E. Bandstra on 8/3/2010. (gp)-Modified text on 8/5/2010 (gp). (Entered: 08/05/2010)
08/04/2010	121	CERTIFICATION OF REFERRAL to Magistrate Judge Jonathan Goodman for all discovery pretrial motions, Magistrate Judge Ted E. Bandstra no longer assigned to case. Pursuant to Administrative Order No. 2010-79. Signed by Magistrate Judge Ted E. Bandstra on 8/3/2010. (gp) - Modified text on 8/5/2010 (gp). (Entered: 08/05/2010)
08/05/2010	122	RESPONSE to Plaintiff Term Lenders' Document Request Dated April 22, 2010 by Fontainebleau Resorts, LLC. (gp) (Entered: 08/05/2010)
07/01/2011	250	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <i>See Accordia Field # 1</i>

		249 Notice (Other), 248 Notice (Other) <i>NOTICE OF POSITION REGARDING DEFENDANT BANK OF AMERICA, N.A.S NOTICE OF PENDING, REFILED, RELATED OR SIMILAR ACTIONS</i> (Attachments: # 1 Exhibit A - Plaintiffs' Motion for Remand, # 2 Exhibit B - Defendants' Motion for Remand, # 3 Exhibit C - Motion to Vacate CTO, # 4 Exhibit D - Motion to Vacate CTO)(Pruss, Lorenz) (Entered: 07/01/2011) <i>See Docket Folder #1</i>
07/26/2011	251	MDL ORDER NUMBER 51; Granting 247 Pretrial Stipulation/Joint Motion for Extension of Certain Pre-Trial Deadlines filed by Bank of America, N.A.. **Please see Order for further details** Signed by Judge Alan S. Gold on 7/26/2011. (gp) (Entered: 07/27/2011) <i>Vol. 2 Cont'd</i>
07/28/2011	252	Joint MOTION for Leave to File Excess Pages <i>for Legal Memoranda in Support of and in Opposition to Motions for Summary Judgment and Supporting Documents</i> by Bank of America, N.A.. (Attachments: # 1 Text of Proposed Order Granting Motion for Extension of Page Limits) (Johnson, Christopher) (Entered: 07/28/2011)
08/05/2011	253	MDL ORDER NUMBER 52 Granting 252 Joint Motion for Leave to File Excess Pages. **Please see Order for further details**. Signed by Judge Alan S. Gold on 8/3/2011. (gp) (Entered: 08/08/2011)
08/08/2011		SYSTEM ENTRY - Docket Entry 254 restricted/sealed until further notice. (vp) (Entered: 08/08/2011)
08/08/2011		SYSTEM ENTRY - Docket Entry 255 restricted/sealed until further notice. (vp) (Entered: 08/08/2011) <i>See Box # 1</i>
08/08/2011		SYSTEM ENTRY - Docket Entry 256 restricted/sealed until further notice. (vp) (Entered: 08/08/2011) <i>(Volume 1)</i>
08/08/2011		SYSTEM ENTRY - Docket Entry 257 restricted/sealed until further notice. (vp) (Entered: 08/08/2011) <i>for Sealed</i>
08/11/2011		SYSTEM ENTRY - Docket Entry 258 restricted/sealed until further notice. (ra) (Entered: 08/11/2011) <i>Documents</i>
08/11/2011		SYSTEM ENTRY - Docket Entry 259 restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
08/11/2011		SYSTEM ENTRY - Docket Entry 260 restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
08/11/2011		SYSTEM ENTRY - Docket Entry 261 restricted/sealed until further notice. (ra) (Entered: 08/11/2011)
08/24/2011	262	NOTICE (Stipulation) of Substitution of Counsel by Jamie Zysk Isani on behalf of Bank of America, N.A. instead of prior counsel of record Christopher N. Johnson and Craig Rasile. (Isani, Jamie) (Entered: 08/24/2011)
08/24/2011	263	NOTICE (Stipulation) of Substitution of Counsel by Jamie Zysk Isani on behalf of Bank of America, N.A. instead of prior counsel of record Christopher N. Johnson and Craig Rasile. <i>/Amended to Amend Certificate</i>

		of Service (Isani, Jamie) (Entered: 08/24/2011)
08/26/2011	264	MDL ORDER NUMBER 53: ORDER Granting 254 Unopposed Motion to Seal, 260 Unopposed Motion to File Under Seal. Signed by Judge Alan S. Gold on 8/26/2011. (nc) (Entered: 08/30/2011) <i>Vol. 2 Cont'd</i>
09/09/2011	265	Unopposed MOTION for Extension of Time to file Appendix of Exhibits and Testimony by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund; Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd.. Responses due by 9/26/2011 (Attachments: # 1 Affidavit Declaration of Mockler)(Pruss, Lorenz) (Entered: 09/09/2011)
09/09/2011	266	MDL ORDER NUMBER 54 granting 265 Emergency Motion for Extension of Time by One Day to File Appendices in Support of Term Lender Plaintiffs' Opposition to Bank of America, N.A.'s Motion for Summary Judgment. Signed by Judge Alan S. Gold on 9/9/2011. (jh) (Entered: 09/09/2011)
09/12/2011		SYSTEM ENTRY - Docket Entry 267 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>See Box #2</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 268 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>fn</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 269 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>Sealed</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 270 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>Documents</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 271 restricted/sealed until further notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY - Docket Entry 272 restricted/sealed until further

		notice. (nc) (Entered: 09/12/2011)
09/12/2011		SYSTEM ENTRY - Docket Entry 273 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>See Box # 1</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 274 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>(Exp. Folder #1) for</i>
09/12/2011		SYSTEM ENTRY - Docket Entry 275 restricted/sealed until further notice. (nc) (Entered: 09/12/2011) <i>Sealed Documents</i>
09/13/2011		SYSTEM ENTRY - Docket Entry 276 restricted/sealed until further notice. (nc) (Entered: 09/13/2011) <i>See Box #3</i>
09/13/2011		SYSTEM ENTRY - Docket Entry 277 restricted/sealed until further notice. (nc) (Entered: 09/13/2011) <i>for</i>
09/13/2011		SYSTEM ENTRY - Docket Entry 278 restricted/sealed until further notice. (nc) (Entered: 09/13/2011) <i>Sealed</i>
09/13/2011		SYSTEM ENTRY - Docket Entry 279 restricted/sealed until further notice. (nc) (Entered: 09/13/2011) <i>Documents</i>
09/13/2011		SYSTEM ENTRY - Docket Entry 280 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY - Docket Entry 281 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY - Docket Entry 282 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/13/2011		SYSTEM ENTRY - Docket Entry 283 restricted/sealed until further notice. (nc) (Entered: 09/13/2011)
09/15/2011	284	NOTICE of Change of Address/Contact Information by Lorenz Michel Pruss (Pruss, Lorenz) -Modified/added filers on 9/21/2011 (gp). (Entered: 09/15/2011) <i>Vol. 2 cont'd</i>
09/27/2011	285	NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd,

		<p>Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Term Lenders Opposition to B of A's Request for Judicial Notice re Motion for Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011) <i>Vol. 2 Cont'd</i></p>
<p>09/27/2011</p>	<p>286</p>	<p>NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Reply in Support of Plaintiff Term Lenders Request for Judicial Notice re Motion for Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011)</p>
<p>09/27/2011</p>	<p>287</p>	<p>NOTICE by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO</p>

		Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. <i>Declaration of Robert Mockler re: Term Lenders' Motion for Partial Summary Judgment</i> (Pruss, Lorenz) (Entered: 09/27/2011) <i>Vol. 2 Cont'd</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 288 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>See Box #1</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 289 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>(Exp. Folder # 1)</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 290 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>for</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 291 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>Sealed</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 292 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>Documents</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 293 restricted/sealed until further notice. (nc) (Entered: 09/28/2011)
09/28/2011		SYSTEM ENTRY - Docket Entry 294 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>See Box #1</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 295 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>(Exp. Folder #1)</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 296 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>for Sealed</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 297 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>Documents</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 298 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>See Box #1 (Exp Folder #2)</i>
09/28/2011		SYSTEM ENTRY - Docket Entry 299 restricted/sealed until further notice. (nc) (Entered: 09/28/2011) <i>for Sealed Documents</i>
10/03/2011	300	MDL ORDER NUMBER 55; Granting Unopposed Motions to Seal ECF Nos. 267 , 273 , 276 , 288 , 294 . The Clerk shall permit the parties to file the following documents identified in the above-referenced motions under seal, as well as any exhibits attached thereto. Signed by Judge Alan S. Gold on 10/3/2011. (nc) (Entered: 10/03/2011)
10/07/2011	301	NOTICE by Bank of America, N.A. re 285 Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other), Notice (Other) <i>Defendant Bank of America, N.A.'s Reply to Term Lender Plaintiffs' Opposition to Its Request for Judicial Notice</i> (Isani, Jamie) (Entered: 10/07/2011)
10/11/2011		SYSTEM ENTRY - Docket Entry 302 restricted/sealed until further notice. (nc) (Entered: 10/11/2011) <i>See Box #1 (Exp Folder #2) for Sealed Documents</i>

10/11/2011		SYSTEM ENTRY - Docket Entry 303 restricted/sealed until further notice. (nc) (Entered: 10/11/2011) <i>See Box #1</i>
10/11/2011		SYSTEM ENTRY - Docket Entry 304 restricted/sealed until further notice. (nc) (Entered: 10/11/2011) <i>(Exp. Folder #2)</i>
10/11/2011		SYSTEM ENTRY - Docket Entry 305 restricted/sealed until further notice. (nc) (Entered: 10/11/2011) <i>for Sealed</i>
10/11/2011		SYSTEM ENTRY - Docket Entry 306 restricted/sealed until further notice. (nc) (Entered: 10/11/2011) <i>Documents</i>
10/18/2011		SYSTEM ENTRY - Docket Entry 307 restricted/sealed until further notice. (nc) (Entered: 10/18/2011) <i>See Box #1 (Volume 1)</i>
10/18/2011		SYSTEM ENTRY - Docket Entry 308 restricted/sealed until further notice. (nc) (Entered: 10/18/2011) <i>for Sealed</i>
10/18/2011		SYSTEM ENTRY - Docket Entry 309 restricted/sealed until further notice. (nc) (Entered: 10/18/2011) <i>Documents</i>
10/19/2011	310	MDL ORDER NUMBER 56 Granting Unopposed Motions to Seal ECF Nos. 302 , 305 , 307 . The Clerk shall permit the parties to file the following documents identified in the above-referenced motions under seal, as well as any exhibits attached thereto.. Signed by Judge Alan S. Gold on 10/19/2011. (nc) (Entered: 10/20/2011) <i>Vol 2 Cont'd</i>
11/15/2011		SYSTEM ENTRY - Docket Entry 311 restricted/sealed until further notice. (nc) (Entered: 11/15/2011) <i>See Box #1</i>
11/15/2011		SYSTEM ENTRY - Docket Entry 312 restricted/sealed until further notice. (nc) (Entered: 11/15/2011) <i>(Exp. Folder #2)</i>
11/15/2011		SYSTEM ENTRY - Docket Entry 313 restricted/sealed until further notice. (nc) (Entered: 11/15/2011) <i>for Sealed</i>
11/15/2011		SYSTEM ENTRY - Docket Entry 314 restricted/sealed until further notice. (nc) (Entered: 11/15/2011) <i>Documents</i>
11/15/2011		SYSTEM ENTRY - Docket Entry 315 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY - Docket Entry 316 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/15/2011		SYSTEM ENTRY - Docket Entry 317 restricted/sealed until further notice. (nc) (Entered: 11/15/2011)
11/16/2011	318	ENDORSED ORDER Permitting out of town counsel and/or parties to attend hearing telephonically for purposes of listening only. All parties shall call 1-888-684-8852 and press access code 8321924, then press security code 5050 to join the call. All callers MUST call ten minutes in advance of the scheduled hearing time and MUST press *6 for mute. [Hearing is scheduled for Friday, November 18, 2011 at 9:00 a.m. Signed by Judge Alan S. Gold on 11/16/2011. (lms) (Entered: 11/16/2011)

11/16/2011	319	MDL ORDER NUMBER 57; ORDER Granting 311 UNOPPOSED MOTION to File Plaintiffs' Notice of Submission of Recently Produced Documents In Support of Plaintiffs' Motion for Partial Summary Judgment and In Opposition to Bank Of America, N.A.'S Motion for Summary Judgment and Supporting Documents Under Seal. Signed by Judge Alan S. Gold on 11/16/2011. (nc) (Entered: 11/17/2011) <i>Vol. 2 Cont'd</i>
11/17/2011		SYSTEM ENTRY - Docket Entry 320 restricted/sealed until further notice. (nc) (Entered: 11/17/2011) <i>See pg #1</i>
11/17/2011		SYSTEM ENTRY - Docket Entry 321 restricted/sealed until further notice. (nc) (Entered: 11/17/2011) <i>(Exp Folder # 2)</i>
11/17/2011		SYSTEM ENTRY - Docket Entry 322 restricted/sealed until further notice. (nc) (Entered: 11/17/2011) <i>for Sealed</i>
11/17/2011		SYSTEM ENTRY - Docket Entry 323 restricted/sealed until further notice. (nc) (Entered: 11/17/2011) <i>Documents</i>
11/17/2011		SYSTEM ENTRY - Docket Entry 324 restricted/sealed until further notice. (nc) (Entered: 11/17/2011)
11/18/2011	325	PAPERLESS Minute Entry for proceedings held before Judge Alan S. Gold: Oral Argument/Motion Hearing held on 11/18/2011 re 255 SEALED MOTION for Summary Judgment, 258 SEALED MOTION for Partial Summary Judgment and Memorandum of Law in Support. APPEARANCES: J. Micahel Hennigan, Esquire; Kirk D. Dillman, Esquire; Daniel L. Cantor, Esquire; Ken Murata, Esquire; Jamie Zysk Isani, Esquire. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov (jh) (Entered: 11/18/2011)
11/20/2011	326	TRANSCRIPT of Oral Argument held on 11.18.11 before Judge Alan S. Gold, 1-113 pages, Court Reporter: Joseph A. Millikan, 305-523-5588 / josephamillikan@gmail.com. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 12/15/2011. Redacted Transcript Deadline set for 12/27/2011. Release of Transcript Restriction set for 2/24/2012. (jm) (Entered: 11/20/2011) <i>Vol. 8</i>
11/22/2011	327	MDL ORDER NUMBER 58; HOLDING DATES IN ABEYANCE. Signed by Judge Alan S. Gold on 11/22/2011. (gp) (Entered: 11/22/2011)
11/28/2011	328	NOTICE OF FILING BY COURT. See attached letter received from attorney Kirk D. Dillman dated November 23, 2011. (lms) (Entered: 11/28/2011) <i>Vol. 2 Cont'd</i>
11/30/2011	329	MDL ORDER NUMBER 59; ORDERING REGARDING COMMUNICATIONS WITH THE COURT. Signed by Judge Alan S. Gold on 11/29/2011. (gp) (Entered: 11/30/2011)
12/14/2011	330	NOTICE of Voluntary Dismissal by Canyon Special Opportunities Master Fund (Canyon), Ltd., Stone Lion Portfolio L.P. (Attachments: # 1 Text of Proposed Order Proposed Order Dismissing Claims of)(Pruss, Lorenz)

		(Entered: 12/14/2011)
12/14/2011	331	MDL ORDER No. 60; Approving (330 in 1:09-md-02106-ASG) Stipulation to Dismiss the Action of Plaintiffs Stone Lion Portfolio L.P. and Canyon Special Opportunities Master Fund (Canyon), Ltd. Without Prejudice. This Order has no effect on claims asserted by or against any other parties. Party Stone Lion Portfolio L.P., and Canyon Special Opportunities Master Fund (Canyon), Ltd. terminated. Signed by Judge Alan S. Gold on 12/14/2011. (gp) (Entered: 12/15/2011) <i>Vol. 2 Cont'd</i>
12/16/2011		SYSTEM ENTRY - Docket Entry 332 restricted/sealed until further notice. (nc) (Entered: 12/16/2011) <i>See Box #1</i>
12/16/2011		SYSTEM ENTRY - Docket Entry 333 restricted/sealed until further notice. (nc) (Entered: 12/16/2011) <i>(Volume 1) for</i>
12/16/2011		SYSTEM ENTRY - Docket Entry 334 restricted/sealed until further notice. (nc) (Entered: 12/16/2011) <i>Sealed Documents</i>
12/18/2011	335	Redacted Transcript of Oral Argument (including deletion of metadata) held on 11.18.11 before Judge Alan S. Gold, 1-113 pages, re: 326 Transcript, Court Reporter: Joseph A. Millikan, 305-523-5588 / josephamillikan@gmail.com. (jm) (Entered: 12/18/2011) <i>Vol. 9</i>
12/22/2011	336	MDL ORDER NUMBER 61 Granting 332 Unopposed Motion to Seal Documents, 333 Unopposed Motion to Redact Oral Argument Transcript. Signed by Judge Alan S. Gold on 12/19/2011. (nc) (Entered: 12/22/2011)
01/03/2012	337	ENDORSED ORDER. In accordance with the Order previously issued under [DE 327], all hearings, including the hearing scheduled for January 13, 2012 is CANCELLED until further order of the court. Signed by Judge Alan S. Gold on 1/3/2012. (lms) (Entered: 01/03/2012) <i>Vol. 2 Cont'd</i>
01/03/2012		(Court only) ***Deadline(s)/Hearing(s) terminated pursuant to DE# 327 and #337. (dgj) (Entered: 01/06/2012)
01/30/2012	338	NOTICE by Camulos Master Fund, L.P. <i>Of Request For Termination Of Appearance of Attorney On Service List</i> (Siff, Steven) (Entered: 01/30/2012)
03/19/2012	339	OMNIBUS ORDER granting 255 Sealed Motion; denying 258 Sealed Motion; denying as moot 320 Sealed Motion. The Clerk of the Court is instructed to CLOSE this case. Signed by Judge Alan S. Gold on 3/19/2012. (ra) Modified to Unseal on 3/19/2012 (ra). (Entered: 03/19/2012)
03/19/2012	340	Clerks Notice of Docket Correction re 339 Omnibus Order on Sealed Motion,,,,, Order Sealed in Error ; The Image of the Order has been attached to this notice. (ra) (Entered: 03/19/2012) <i>See Alexander Folder #1</i>
03/19/2012	341	FINAL JUDGMENT in favor of the Defendant Bank of America, N.A. against the Plaintiffs. As to all claims of the Second Amended Complaint, Plaintiffs shall take nothing from the aforementioned Defendant and shall go hence without day. Signed by DEPUTY CLERK on 3/19/2012. This

		document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) - Modified text on 3/21/2012 (gp)-. (Entered: 03/20/2012) <i>Vol. 2 Cont'd</i>
03/22/2012	342	NOTICE OF APPEAL as to <u>341</u> Judgment, by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Caspian Solitude Master Fund, L.P., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Pruss, Lorenz) (Entered: 03/22/2012)
03/22/2012	343	USCA Appeal Fees received \$ 455.00 receipt number FLS100035775 re <u>342</u> Notice of Appeal,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Sola Ltd, Solus Core Opportunities Master Fund Ltd, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Caspian Solitude Master Fund, L.P., Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. (cqs) (Entered: 03/22/2012)

04/18/2012	348	Joint MOTION for Extension of Time for Submitting Bill of Costs by Bank of America, N.A.. Responses due by 5/7/2012 (Attachments: # <u>1</u> Proposed Order)(Isani, Jamie) (Entered: 04/18/2012) <i>Vol 2 Cont'd</i>
04/20/2012	349	ORDER Granting <u>348</u> Motion for Extension of Time for Submitting Bill of Costs; Staying Motion for Costs. **Please see Order for further details**. Signed by Judge Alan S. Gold on 4/20/2012. (gp) (Entered: 04/23/2012)
04/30/2012	350	Unopposed MOTION for Bill of Costs by Bank of America, N.A.. Responses due by 5/17/2012 (Attachments: # <u>1</u> Memorandum Defendant Bank of America, N.A.'s Memorandum of Law in Support of Unopposed Bill of Costs)(Isani, Jamie) (Entered: 04/30/2012) <i>See Record in Folder # 1</i>
05/04/2012	351	MDL ORDER No. 63; STAYING <u>350</u> Motion for Bill of Costs. Signed by Senior Judge Alan S. Gold on 5/3/2012. (gp) (Entered: 05/04/2012)
07/06/2012	352	ORDER of USCA, The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART. The motion is DENIED as to consolidation; however, the Clerk is DIRECTED to schedule Appeal No. 12-11815 for oral argument with Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 (to the extent those appeals are not resolved by settlement and voluntary dismissal). The motion to expedite Appeal No. 12-11815 is GRANTED. Appellee is directed to notify the district court when its brief is filed, and the district court clerk is directed to transmit the record immediately upon receipt of such notice. Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 remain stayed pending further order of the Court (see order for details) as to (129 in 1:09-cv-23835-ASG) Notice of Appeal,,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (111 in 1:09-cv-23835-ASG) Notice of Appeal,,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald

		<p>Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO I, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture VIII CDO Limited, Venture V CDO Limited, Genesis CLO 2007-1 Ltd., Venture III CDO Limited, Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (58 in 1:10-cv-20236-ASG) Notice of Appeal, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd., (139 in 1:09-cv-21879-ASG) Notice of Appeal, filed by Soneet Kapila, Trustee, (208 in 1:09-md-02106-ASG) Notice of Appeal, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd. (hh) (Entered: 07/06/2012) <i>Vol 2 limited</i></p>
08/06/2012	353	<p>ORDER of DISMISSAL by USCA GRANTING Appellant's motion to dismiss Appeal No. 10-14925 with prejudice due to settlement, with each party bearing its own fees and costs incurred in connection with the appeal. On the Court's own motion, the stay of Consolidated Appeals Nos. 11-10468 and 11-10740 is hereby LIFTED. As soon as briefing is complete in Appeal No. 12-11815, the Clerk is DIRECTED to schedule all of the appeals for oral argument; re (168 in 1:09-md-02106-ASG) Notice of Appeal, filed by Soneet R. Kapila, (139 in 1:09-cv-21879-ASG) Notice of Appeal, filed by Soneet Kapila, Trustee. USCA# 10-14925-AA, 11-10468-AA, 11-10740-AA and 12-11815-AA (mc) (Entered: 08/06/2012)</p>
08/20/2012	354	<p>NOTICE by Bank of America, N.A to notify that the Appellee has filed its brief and requesting to transmit the record to the Eleventh Circuit pursuant to Order; re (352 in 1:09-md-02106-ASG, 137 in 1:09-cv-23835-ASG). USCA# 12-11815-AA (mc) (Entered: 08/22/2012) <i>End Vol 2</i></p>

APPEAL,MDL,RECOUT,TEB

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:09-cv-23835-ASG
Internal Use Only**

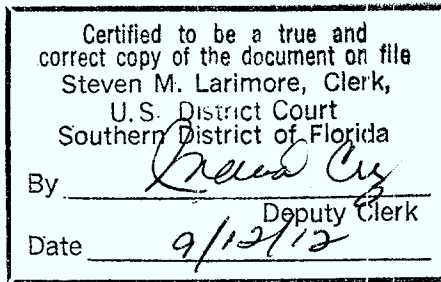
Avenue CLO Fund, Ltd. et al v. Sumitomo Mitsui Banking Corporation et al
Assigned to: Judge Alan S. Gold
Referred to: Magistrate Judge Ted E. Bandstra
Case in other court: USCA, 11-10468-AA
12-11815-A
Nevada, 2:09-cv-01047
Cause: 28:1331 Fed. Question: Breach of Contract

Date Filed: 12/28/2009
Date Terminated: 01/13/2010
Jury Demand: Both
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

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Kennecott Funding Ltd.
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NZC Opportunities (Funding) II Limited
TERMINATED: 02/22/2010

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1888 Fund, Ltd.
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Orpheus Funding LLC
TERMINATED: 02/22/2010

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Orpheus Holdings, LLC
TERMINATED: 02/22/2010

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Aberdeen Loan Funding, Ltd.
TERMINATED: 04/30/2010

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Armstrong Loan Funding, Ltd.
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Brentwood CLO, Ltd.
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Gleneagles CLO, Ltd.

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Grayson CLO, Ltd.
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Greenbriar CLO, Ltd.
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Highland Credit Opportunities CDO, Ltd.
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Highland Loan Funding V, Ltd.
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Highland Offshore Partners, L.P.
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Loan Star State Trust
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Nuveen Floating Rate Income Fund

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**Carlyle High Yield Partners 2008-1,
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Carlyle High Yield Partners VII, Ltd.

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Plaintiff

Avenue CLO III, Ltd.
TERMINATED: 03/10/2010

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Plaintiff

**Ares Enhanced Loan Investment
Strategy III, Ltd.**
TERMINATED: 03/10/2010

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Plaintiff

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Primus CLO II, Ltd.
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**Canyon Special Opportunities
Master Fund (Canyon), Ltd.**
TERMINATED: 12/14/2011

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Plaintiff

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Plaintiff

**Caspian Alpha Long Credit Fund,
L.P.**

Plaintiff

Sola Ltd

Plaintiff

Monarch Master Funding Ltd.

Plaintiff

**Solus Core Opportunities Master
Fund Ltd**

V.

Consol Plaintiff

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Rosedale CLO, Ltd.

TERMINATED: 04/27/2010

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Defendant

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Defendant

HSH Nordbank AG

Defendant

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Defendant

BofA

*a nationally chartered bank with its
 main office in Charlotte, NC*











Date Filed	#	Docket Text
12/28/2009	77	Case transferred in from District of Nevada; Case Number 2:09-cv-01047-KJD-PAL. Electronic file consisting of documents numbered 1-76, including transfer order and docket sheet received. (Attachments: # <u>1</u> DE 1 - Complaint, # <u>2</u> DE 4 - Certificate of Interested Parties, # <u>3</u> DE 5 - Notice of Appearance of S.W. Scann, # <u>4</u> DE 6 - Amd. Complaint, # <u>5</u> DE 7 - Petition PHV by J.M. Hennigan, # <u>6</u> DE 8 - Petition PHV by L.A. Smith, # <u>7</u> DE 9 - Petition PHV by P.J. Most, # <u>8</u> DE 10 - Petition PHV by S.P. Levinson, # <u>9</u> DE 11 - Petition PHV by B. Bennett, # <u>10</u> DE 12 - Certificate of Interested Parties, # <u>11</u> DE 13 - Order granting PHV of J. M. Hennigan, # <u>12</u> DE 14 - Order granting PHV of L.A. Smith, # <u>13</u> DE 15 - Order granting PHV of P.J. Most, # <u>14</u> DE 16 - Order granting PHV S.P. Levinson, # <u>15</u> DE 17 - Order granting PHV of B. Bennett, # <u>16</u> DE 18 - Proposed Summons, # <u>17</u> DE 19 - Summons as to Bank of Scotland, # <u>18</u> DE 20 - Summons as to Barclays Bank PLC, # <u>19</u> DE 21 - Summons as to Bank of America, N.A., # <u>20</u> DE 22 - Summons as to Camulos Master Fund, L.P., # <u>21</u> DE 23 - Summons as to Deutsche Bank Trust Compnay Americas, # <u>22</u> DE 24 - Summons as to HSH Nordbank AG, # <u>23</u> DE 25 - Summons as to JPMorgan Chase Bank, N.A., # <u>24</u> DE 26 - Summons as to MB Financial Bank, N.A., # <u>25</u> DE 27 - Summons as to Merril Lynch Capital Corporation, # <u>26</u> DE 28 - Summons as to Royal Bank of Scotland PLC, # <u>27</u> DE 29 - Summons as to Sumitomo Mitsui Banking Corp, # <u>28</u> DE 30-1 - Notice of Motion before the MDL Panel, # <u>29</u> DE 30-2 - Attachments to DE # 30, # <u>30</u> DE 31 - Stipulation re: Amd. Complaint, # <u>31</u> DE 32 - Amd Certificate of Srv., # <u>32</u> DE 33-1 - Amd Certificate of Srv., # <u>33</u> DE 33-2 - Attachments to DE # 33, # <u>34</u> DE 34 - Order on Stipulation granting (31) Stipulation, # <u>35</u> DE 35 - Stipulation and Order to Extend Time to File resp to amd complaint # <u>36</u> DE 36 - Summons Returned exec for Barclays Bank PLC, # <u>37</u> DE 37 - Summons returned executed for Deutsche Bank Trust Co, # <u>38</u> DE 38 - Summons Returned exec for MB Financial Bank N.A., # <u>39</u> DE 39 - Summons returned exec for JPMorgan Chase Bank, N.A., # <u>40</u> DE 40 - Summons returned exec for

See Accordin Folders 2-3



		<p>Sumitomo Mitsui Banking Corp, # <u>41</u> DE 41 - Summons returned exec for Bank of America, N.A., # <u>42</u> DE 42 - Summons Returned exec for Merrill Lynch Capital Corporation, # <u>43</u> DE 43 - Summons returned exec for HSH Nordbank AG, # <u>44</u> DE 44 - Summons returned exec for Camulos Master Fund, LP, # <u>45</u> DE 45 - Summons returned exec for Royal, # <u>46</u> DE 46 - Summons returned exec for Bank of Scotland, # <u>47</u> DE 47 - Notice of Appear by A.L, Paccione, # <u>48</u> DE 48 - Ntc of Appear for MDL Panel T.C. Rice, # <u>49</u> DE 49 - Ntc of Voluntary Dismissal, # <u>50</u> DE 50- Ntc of Voluntary Dismissal, # <u>51</u> DE 51 - Certificate of Interested Parties, # <u>52</u> DE 52 - Certificate of Interested Parties, # <u>53</u> DE 53 - Certificate of Interested Parties, # <u>54</u> DE 54 - Certificate of Interested Parties, # <u>55</u> DE 55 - Certificate of Interested Parties, # <u>56</u> DE 56 - Second Stipulation and Order to ext time to file Resp to Amd. Complaint, # <u>57</u> DE 57 - Order granting (56) Stipulation, # <u>58</u> DE 58 - Certificate of Interested Parties, # <u>59</u> DE 59- Third Stipulation to ext time, # <u>60</u> DE 60 - Rule 41(A)(1) Dismissal, # <u>61</u> DE 61 - Order granting (59) Stipulation, # <u>62</u> DE 62 - Certificate of Interested Parties, # <u>63</u> DE 63 - Mem in resp to Request to Trans to MDL, # <u>64</u> DE 64 - Ntc of Voluntary Dism, # <u>65</u> DE 65 - Ntc of Voluntary Dism, # <u>66</u> DE 66 - Ntc of Voluntary Dism, # <u>67</u> DE 67 - Stipulation and Order to ext time, # <u>68</u> DE 68 - Order granting (67) Stipulation, # <u>69</u> DE 69 - Ntc from MDL Panel re Oral Argument, # <u>70</u> DE 70 - Petition for PHV for K.D. Dillman, # <u>71</u> DE 71 - Order granting (70) Petition, # <u>72</u> DE 72 - Certificate of Service, # <u>73</u> DE 73 - Response to M for Trans and Consolidate, # <u>74</u> DE 74 - Ntc of Voluntary Dismissal, # <u>75</u> DE 75 - Transfer Order (Courtesy Copy) from MDL Panel, # <u>76</u> DE 76 - Certified Transfer Order from MDL Panel (gp) -Modified attachment description on 1/12/2010 (gp). (Entered: 12/28/2009)</p>
12/30/2009	 	<p>(Court only) *** Attorney Bruce Bennett, J. Michael Hennigan, Lauren A. Smith Michael C. Schneidereit and Krk D. Dillman added for all Plaintiffs. (gp) (Entered: 12/30/2009)</p>
01/06/2010		<p>MDL Transfer In Case Receipt from District of Nevada; Case Number 2:09-cv-01047-KJD-PAL. Electronic file consisting of documents numbered 1-76. Assigned Case #1:09-cv-23835-ASG on 12/28/09. re: SDFL MDL Transfer Order at DE # (1 in 1:09-md-02106-ASG). See Docket Sheet at DE # (77 in 1:09-cv-23835-ASG). This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 01/06/2010)</p>
01/06/2010		<p>MDL ORDER NUMBER ONE - ORDER FOLLOWING TELEPHONIC Status Conference; Requiring Submission; Signed by Judge Alan S. Gold on 12/8/2009. (gp) (Entered: 01/06/2010)</p>
01/06/2010		<p>MDL ORDER NUMBER TWO Following Telephonic Status Conference; Setting Oral Argument; Allowing Submission and Response - Oral Argument as to (98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal and for Stay Pending Appeal (Oral Argument set for 1/21/2010 05:00 PM in Miami Division before Judge Alan S. Gold.). **Please see Order for further details**. Signed by Judge Alan S. Gold on 12/21/2009. (gp) (Entered: 01/06/2010)</p>
01/08/2010	 	<p>(Court only) ***Attorney Sarah A. Harmon, Thomas C. Rice for Barclays</p>

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		Bank PLC, for Deutsche Bank Trust Company Americas, for JPMorgan Chase Bank, N.A., for Royal Bank of Scotland PLC added. (gp) (Entered: 01/08/2010) <i>Vol. 3 Cont'd</i>
01/08/2010	 	(Court only) ***Attorney Anthony L. Paccione for Bank of Scotland, Nicholas J. Santoro for Camulos Master Fund, L.P., Laury M. Macauley for MB Financial Bank, N.A. added. (gp) (Entered: 01/08/2010)
01/08/2010	 81	MDL ORDER Number Three - Amended Order Setting Pretrial and Trial Dates, Referring Discovery Motions, Directing Parties to Mediation, and Establishing Pretrial Dates and Procedures. Signed by Judge Alan S. Gold on 1/8/2010. This Document relates to all actions: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (gp) (Entered: 01/08/2010)
01/13/2010	 82	RESPONSE in Opposition re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Term Lenders. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 01/13/2010) <i>See DE#12 in case 09MD 2106</i>
01/13/2010	 83	MDL ORDER NUMBER FOUR: Administratively Closing Member Cases. **Please see Order for further details**. Signed by Judge Alan S. Gold on 1/13/2010. This Document relates to All Actions. re: 1:09-md-02106-ASG (gp) (Entered: 01/14/2010) <i>See DE#13 in case 09MD 2106</i>
01/13/2010	 	(Court only) ***Civil Case Terminated/Administratively Closed per MDL Order Number Four at DE # 83 . (gp) (Entered: 01/14/2010)
01/15/2010	 84	Second AMENDED COMPLAINT, filed by Term Lenders. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (Pruss, Lorenz) (Entered: 01/15/2010) <i>See DE#15 in case 09MD 2106</i>
01/20/2010	 85	REPLY to Response to Motion re (98 in 1:09-cv-21879-ASG, 98 in 1:09-cv-21879-ASG) MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> MOTION for Leave to Appeal <i>Interlocutory Orders Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b)</i> and MOTION to Stay re (23) Order,, (62) Order,, <i>Litigation Pending Disposition of Any Appeal</i> filed by Fontainebleau Las Vegas LLC. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG(Snyder, Jeffrey) (Entered: 01/20/2010) <i>See DE#19 in case 09MD 2106</i>
01/21/2010	 86	TEXT Minute Entry for proceedings held before Judge Alan S. Gold: Motion Hearing held on 1/21/2010 re Docket Number 98 in 1:09-cv-21879-ASG, MOTION for Leave to Appeal <i>Interlocutory Orders</i> <i>See DE#20 in case 09MD 2106</i>





		Withdrawing the Reference and Denying Summary Judgment Pursuant to 28 U.S.C. Section 1292(b) and MOTION to Stay re (23) Order, (62) Order, Litigation Pending Disposition of Any Appeal filed by Fontainebleau Las Vegas LLC. Court Reporter: Joseph Millikan, 305-523-5588 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG (jh) (Entered: 01/22/2010) <i>See DE 20 in case 09MD02106</i>
01/27/2010	87	MDL ORDER Number Six: Granting (23) Motion for Limited Appearance of Andrew B. Kratenstein, in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/27/2010. This Document relates to : 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (gp) (Entered: 01/28/2010) <i>Vol. 3 Cont'd</i>
01/27/2010	88	MDL ORDER Number Seven: Granting (24) Motion for Limited Appearance of Michael R. Huttenlocher, in case 1:09-md-02106-ASG. Signed by Judge Alan S. Gold on 1/27/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (gp) (Entered: 01/28/2010)
01/29/2010	89	Corporate Disclosure Statement by Term Lenders, Term Lenders. (Attachments: # <u>1</u> Exhibit A - Corporate Disclosure Statement, # <u>2</u> Exhibit B - Corporate Disclosure Statement, # <u>3</u> Exhibit C - Corporate Disclosure Statement, # <u>4</u> Exhibit D - Corporate Disclosure Statement, # <u>5</u> Exhibit E - Corporate Disclosure Statement, # <u>6</u> Exhibit F - Corporate Disclosure Statement, # <u>7</u> Exhibit G - Corporate Disclosure Statement, # <u>8</u> Exhibit H - Corporate Disclosure Statement, # <u>9</u> Exhibit I - Corporate Disclosure Statement, # <u>10</u> Exhibit J - Corporate Disclosure Statement, # <u>11</u> Exhibit K - Corporate Disclosure Statement, # <u>12</u> Exhibit L - Corporate Disclosure Statement, # <u>13</u> Exhibit M - Corporate Disclosure Statement, # <u>14</u> Exhibit N - Corporate Disclosure Statement, # <u>15</u> Exhibit O - Corporate Disclosure Statement, # <u>16</u> Exhibit P - Corporate Disclosure Statement, # <u>17</u> Exhibit Q - Corporate Disclosure Statement) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Pruss, Lorenz) (Entered: 01/29/2010)
02/08/2010	90	NOTICE by Term Lenders of Request for Termination of Appearance on Service of List of Susan Scann Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG(Pruss, Lorenz) (Entered: 02/08/2010)
02/09/2010	91	Case reassigned to Magistrate Judge Ted E. Bandstra, pursuant to docket entry 28 on 09MD2106 (yc) (Entered: 02/09/2010)
02/18/2010	92	Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, by Bank of America, N.A.. Responses due by 3/8/2010 (Attachments: # <u>1</u> Exhibit 1) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Rasile, Craig) (Entered: 02/18/2010)
02/18/2010	93	MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and Supportion Memorandum of Law by Bank of America, N.A., Barclays

		<p>Bank PLC, Deutsche Bank Trust Company Americas, JPMorgan Chase Bank, N.A., Merrill Lynch Capital Corporation, Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, JP Morgan Chase Bank, N.A., MB Financial Bank, N.A., Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC. Responses due by 3/8/2010 Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/18/2010) <i>Vol. 3 Cont'd</i></p>
02/18/2010	94	<p>AFFIDAVIT signed by : Thomas C Rice. re (42 in 1:10-cv-20236-ASG, 93 in 1:09-cv-23835-ASG, 36 in 1:09-md-02106-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> by Bank of America, N.A., Bank of Scotland, Barclays Bank PLC, Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas, HSH Nordbank AG, JPMorgan Chase Bank, N.A., MB Financial Bank, N.A., Merrill Lynch Capital Corporation, Sumitomo Mitsui Banking Corporation, Bank of America, N.A., Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., The Royal Bank of Scotland PLC (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit A-4, # <u>5</u> Exhibit B-1, # <u>6</u> Exhibit B-2, # <u>7</u> Exhibit B-3, # <u>8</u> Exhibit B-4, # <u>9</u> Exhibit B-5, # <u>10</u> Exhibit C, # <u>11</u> Exhibit D, # <u>12</u> Exhibit E, # <u>13</u> Exhibit F, # <u>14</u> Exhibit G, # <u>15</u> Exhibit H)Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/18/2010) <i>See Accordia Folder # 4</i></p>
02/22/2010	95	<p>ORDER DISMISSING Certain Parties without Prejudice pursuant to (33 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (38 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (32 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal, (34 in 1:09-md-02106-ASG) Notice (Other). DIRECTING Clerk to Take Action. Signed by Judge Alan S. Gold on 2/22/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 02/22/2010)</p>
02/22/2010	 	<p>(Court only) *** Party Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle Loan Investment, Ltd., Carlyle Loan Investment, Ltd., Copper River CLO Ltd., Copper River CLO Ltd., Green Lane CLO Ltd., Green Lane CLO Ltd., Kennecott Funding Ltd., Kennecott Funding Ltd., NZC Opportunities (Funding) II Limited, NZC Opportunities (Funding) II Limited, Orpheus Funding LLC, Orpheus Funding LLC, Orpheus Holdings, LLC, Orpheus Holdings, LLC,</p>

		Primus CLO I, Ltd., Primus CLO I, Ltd., Primus CLO II, Ltd., Primus CLO II, Ltd., Sands Point Funding Ltd., Sands Point Funding Ltd., 1888 Fund, Ltd. and 1888 Fund, Ltd. terminated per (39) in 1:09-md-02106-ASG, and (95) in 1:09-cv-23835-ASG. This Entry relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 02/23/2010)
02/23/2010	96	ORDER Setting Hearing on Motion (35 in 1:09-md-02106-ASG, 92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, (36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG, 42 in 1:10-cv-20236-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> : Motion Hearing set for 5/7/2010 03:15 PM in Miami Division before Judge Alan S. Gold. See [DE 10, p. 5].. Signed by Judge Alan S. Gold on 2/23/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (mbs) (Entered: 02/23/2010) <i>Vol. 3 Cont'd</i>
02/26/2010	97	NOTICE by Barclays Bank PLC, Deutsche Bank Trust Company Americas, JP Morgan Chase Bank, N.A., Bank of Scotland PLC, Royal Bank of Scotland PLC, The Royal Bank of Scotland PLC, Barclays Bank PLC of Request for Termination of Appearance of Attorney (Justin S. Stern, Esq.) Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Hutton, John) (Entered: 02/26/2010)
03/09/2010		Attorney Justin S. Stern terminated. Notice of Termination delivered by US Mail to Justin Stern. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(mbs) (Entered: 03/09/2010)
03/10/2010	98	ORDER DISMISSING Parties without prejudice pursuant to (44 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal ; Directing Clerk to Take Action. Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Ares Enhanced Loan Investment Strategy III, Ltd. terminated.. Signed by Judge Alan S. Gold on 3/9/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 03/10/2010)
03/22/2010	99	RESPONSE in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-

See Decisions Folder # 4

		ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. (Attachments: # <u>1</u> Exhibit Declaration of James B. Heaton, III Opposing Defendants' Joint Motion to Dismiss the Term Lender Complaints, # <u>2</u> Exhibit Continuation of Declaration)Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010) <i>See Occenden Falden #4</i>
03/22/2010	<u>100</u>	RESPONSE in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law Corrected Joint Opposition to Defendants' Motion to Dismiss the Term Lenders' Claims Against the Revolving Lenders</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010) <i>Vol. 3 Cont'd</i>
03/22/2010	<u>101</u>	AFFIDAVIT in Opposition re (42 in 1:10-cv-20236-ASG, 36 in 1:09-md-02106-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, and <i>Supportion Memorandum of Law Declaration of James B. Heaton, III Opposing Defendants' Joint Motion to Dismiss the Term Lender Complaints</i> filed by ACP Master, Ltd., Aurelius Capital Master, Ltd.. (Attachments: # <u>1</u> Affidavit Continuation)Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Amron, Brett) (Entered: 03/22/2010) <i>See Occenden Falden #4</i>
03/22/2010	<u>102</u>	RESPONSE in Opposition re (92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, filed by 1888 Fund, Ltd., Aberdeen Loan Funding, Ltd., Ares Enhanced Loan Investment Strategy III, Ltd., Armstrong Loan Funding, Ltd., Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd.,

		<p>Brentwood CLO, Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Canyon Capital Advisors, LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., Carlyle High Yield Partners 2008-1, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle Loan Investment, Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Copper River CLO Ltd., Duane Street CLO 1, Ltd., Duane Street CLO II, Ltd., Duane Street CLO III, Ltd., Duane Street CLO IV, Ltd., Duane Street CLO V, Ltd., Eastland CLO, Ltd., Encore Fund LP, Fortissimo Fund, Genesis CLO 2007-1 Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Green Lane CLO Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., ING International (II) - Senior Bank Loans Euro, ING International (II) - Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Jasper CLO, Ltd., Jay Street Market Value CLO I, Ltd., Kennecott Funding Ltd., LFC2 Loan Funding LLC, Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Mariner LDC, Mariner Opportunities Fund, LP, NZC Opportunities (Funding) II Limited, Nuveen Floating Rate Income Fund, Nuveen Floating Rate Income Opportunity Fund, Nuveen Senior Income Fund, Orpheus Funding LLC, Orpheus Holdings, LLC, Primus CLO I, Ltd., Primus CLO II, Ltd., Red River CLO, Ltd., Rockwall CDL II, Ltd., Rockwall CDO Ltd., Sands Point Funding Ltd., Southfork CLO, Ltd., Symphony CLO I, Ltd., Symphony CLO II, Ltd., Symphony CLO III, Ltd., Symphony CLO IV, Ltd., Symphony CLO V, Ltd., Symphony Credit Opportunity Fund, Ltd., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Westchester CLO, Ltd., Aurelius Capital Master, Ltd., Stratford CLO, Ltd., Cantor Fitzgerald Securities, Olympic CLO I Ltd. , Shasta CLO I Ltd., Whitney CLO I Ltd., San Gabriel CLO I Ltd., Sierra CLO II Ltd. , Rosedale CLO, Ltd., Rosedale CLO II Ltd., SPCP Group, LLC , Stone Lion Portfolio L.P., Venor Capital Master Fund, Ltd. . Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Pruss, Lorenz) - Modified to add missing filer on 3/23/2010 (gp). (Entered: 03/22/2010)</p>
03/24/2010	 	<p>(Court only) ***Party Cantor Fitzgerald Securities, Olympic CLO I Ltd., Shasta CLO I Ltd., Whitney CLO I Ltd., San Gabriel CLO I Ltd., Sierra CLO II Ltd., Rosedale CLO, Ltd., Rosedale CLO II Ltd., SPCP Group, LLC, Stone Lion Portfolio L.P. and Venor Capital Master Fund, Ltd. added per DE # 84 . (gp) (Entered: 03/24/2010)</p>
03/24/2010	 	<p>(Court only) ***Party BofA added per Second Amended Complaint at DE # 84 . (gp) (Entered: 03/24/2010)</p>

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04/05/2010	103	MEMORANDUM in Support re (35 in 1:09-md-02106-ASG, 92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,,Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>Defendant Bank of America, N.A.'s Reply Memorandum of Law in Further Support of Its Motion to Dismiss the Term Lenders' Disbursement Agreement Claims</i> by Bank of America, N.A.. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG(Rasile, Craig) (Entered: 04/05/2010) <i>Vol. 3 Cont'd</i>
04/09/2010	104	MDL ORDER NUMBER 12: SETTING HEARING Telephonic Status Conference set for 4/16/2010 01:30 PM in Miami Division before Judge Alan S. Gold. Miscellaneous Deadline: Joint Submission due 04/15/2010. Signed by Judge Alan S. Gold on 4/9/2010. Associated Cases: 1:09-md-02106-ASG, 1:09-cv-21879-ASG, 1:09-cv-23835-ASG, 1:10-cv-20236-ASG (jh) (Entered: 04/09/2010)
04/27/2010	105	ORDER DISMISSING PARTIES without prejudice Upon (63 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal ; DIRECTING CLERK to Take Action. Rosedale CLO, Ltd., and Rosedale CLO II Ltd. terminated. Signed by Judge Alan S. Gold on 4/26/2010. (gp) (Entered: 04/27/2010)
04/30/2010	106	ORDER DISMISSING PARTIES WITHOUT PREJUDICE Pursuant to (65 in 1:09-md-02106-ASG) Notice of Voluntary Dismissal. Armstrong Loan Funding, Ltd., Brentwood CLO, Ltd., Eastland CLO, Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., Jasper CLO, Ltd., Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Red River CLO, Ltd., Rockwall CDO II, Ltd., Rockwall CDO Ltd., Stratford CLO, Ltd., Westchester CLO, Ltd., and Aberdeen Loan Funding, Ltd. terminated.. Signed by Judge Alan S. Gold on 4/30/2010. This Document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) (Entered: 05/03/2010)
05/28/2010	106	(Court only) ***Deadline(s)/Hearing(s) terminated per Order at DE 79 in Case No: 09-MD-2106). ***Motions terminated: <u>92</u> Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,,Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, filed by Bank of America, N.A., <u>93</u> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended Complaint,, <i>and Supportion Memorandum of Law</i> MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG) Amended

		Complaint,, and Supportion Memorandum of Law filed by HSH Nordbank AG, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC, Merrill Lynch Capital Corporation, JPMorgan Chase Bank, N.A., JP Morgan Chase Bank, N.A., Barclays Bank PLC, MB Financial Bank, N.A., Bank of Scotland, Bank of America, N.A., Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas. (bb) (Entered: 05/28/2010) <i>Vol 3 contd</i>
05/28/2010	107	MDL ORDER NUMBER EIGHTEEN Granting in part and Denying in part (35 in 1:09-md-2106-ASG, 92 in 1:09-cv-23835-ASG, 41 in 1:10-cv-20236-ASG) Defendant's MOTION to Dismiss (84 in 1:09-cv-23835-ASG, 15 in 1:09-md-02106-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG), filed by Bank of America, N.A.; (36 in 1:09-md-2106-ASG, 42 in 1:10-cv-20236-ASG, 93 in 1:09-cv-23835-ASG) MOTION to Dismiss State Court Complaint (84 in 1:09-cv-23835-ASG) Amended Complaint, (27 in 1:10-cv-20236-ASG), and Supportion Memorandum of Law filed by HSH Nordbank AG, Sumitomo Mitsui Banking Corporation, The Royal Bank of Scotland PLC, Merrill Lynch Capital Corporation, JPMorgan Chase Bank, N.A., JP Morgan Chase Bank, N.A., Barclays Bank PLC, MB Financial Bank, N.A., Bank of Scotland, Bank of America, N.A., Camulos Master Fund, L.P., Deutsche Bank Trust Company Americas ; REQUIRING ANSWER TO AVENUE COMPLAINT; CLOSING AURELIUS CASE.Signed by Judge Alan S. Gold on 5/28/2010. {Document originally filed as DE # 79 in 1:09-md-2106-ASG} (gp) (Entered: 06/01/2010) <i>End Vol 3</i>
05/28/2010	108	AMENDED MDL ORDER NUMBER EIGHTEEN; Granting in Part and Denying in Part Motions to Dismiss DE # 35 in 1:09-md-2106-ASG; DE # 36 in 1:09-md-2106-ASG; REQUIRING ANSWER TO COMPLAINTS; re: (54 in 1:10-cv-20236-ASG, 107 in 1:09-cv-23835-ASG) MDL Order Number Eighteen; VACATING (53 in 1:10-cv-20236-ASG) Judgment. Signed by Judge Alan S. Gold on 5/28/2010. {Originally filed as DE # 80 in 1:09-md-2106} (gp) (Entered: 06/01/2010) <i>Begin Vol 4</i>
07/12/2010	109	Joint MOTION for Extension of Time to Complete Discovery /Joint Motion for Extension of Certain Pre-Trial Deadlines by Bank of America, N.A., Merrill Lynch Capital Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Rasile, Craig) (Entered: 07/12/2010)
07/15/2010		(Court only) ***Motions terminated: 109 Joint MOTION for Extension of Time to Complete Discovery /Joint Motion for Extension of Certain Pre-Trial Deadlines filed by Merrill Lynch Capital Corporation, Bank of America, N.A.. See MDL Order 23. (mbs) (Entered: 07/15/2010)
09/22/2010		(Court only) ***Party Scoggin Capital Management II LLC, Scoggin International Fund Ltd and Scoggin Worldwide Fund Ltd added per [143 in 1:09-md-2106] MDL ORDER NUMBER 36. (gp) (Entered: 09/22/2010)
10/22/2010		Attorney Lauren A. Smith terminated per (154 in 09-md-2106) Notice of Request for Termination. Notice of Termination delivered by US Mail to Lauren Smith. (gp) (Entered: 10/22/2010)

01/13/2011	110	ENTRY OF PARTIAL FINAL JUDGMENT. Signed by DEPUTY CLERK on 1/13/2011. (gp) (Entered: 01/18/2011) <i>Vol. of Cont'd</i>
01/19/2011	111	NOTICE OF APPEAL as to <u>110</u> Judgment, <u>107</u> Order by Avenue CLO II, Ltd., Avenue CLO III, Ltd., Avenue CLO IV, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10 (b)]. For information go to our FLSD website under Transcript Information. (Pruss, Lorenz) Text modified on 1/20/2011 (mc). (Entered: 01/19/2011)
01/20/2011	112	USCA Appeal Fees received \$ 455.00 receipt number FLS100012815 re <u>111</u> Notice of Appeal,,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. Member case in 09-MD2106 (cqs)Text Modified on

		1/20/2011 (cqs). (Entered: 01/20/2011)
01/20/2011	●	Transmission of Notice of Appeal, Order, Judgment and Docket Sheet to US Court of Appeals re <u>111</u> Notice of Appeal(mc) (Entered: 01/20/2011)
01/24/2011	● <u>113</u>	DESIGNATION of Record on Appeal by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>111</u> Notice of Appeal,,,,,, (Pruss, Lorenz) (Entered: 01/24/2011) <i>Vol. 4 Cont'd</i>
01/24/2011	● <u>114</u>	TRANSCRIPT INFORMATION FORM by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>111</u> Notice of Appeal,,,,,. Pre-Trial Proceeding transcript(s) ordered. Order placed by Lorenz Michel Prss. Email sent to Court Reporter Coordinator. (Pruss, Lorenz) (Entered: 01/24/2011)
01/25/2011	● <u>115</u>	COURT REPORTER ACKNOWLEDGMENT re <u>111</u> Notice of Appeal,

		<p><u>114</u> Transcript Information Form. Court Reporter: Joseph A. Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov. Arrangements not made for payment. (jm) (Entered: 01/25/2011) <i>Vol. 4 Cont'd</i></p>
01/27/2011	● <u>116</u>	<p>COURT REPORTER ACKNOWLEDGMENT re <u>111</u> Notice of Appeal <u>114</u> Transcript Information Form. Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov. (jm) (Entered: 01/27/2011)</p>
01/27/2011	● <u>117</u>	<p>TRANSCRIPT of Oral Argument held on 05.07.10 before Judge Alan S. Gold, 1-63 pages, re: <u>111</u> Notice of Appeal, Court Reporter: Joseph A. Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 2/22/2011. Redacted Transcript Deadline set for 3/2/2011. Release of Transcript Restriction set for 5/2/2011. (jm) (Entered: 01/27/2011) <i>Vol. 5</i></p>
01/27/2011	● <u>118</u>	<p>TRANSCRIPT of Oral Argument held on 01.07.11 before Judge Alan S. Gold, 1-32 pages, re: <u>111</u> Notice of Appeal, Court Reporter: Joseph A. Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Mr. Millikan or through PACER. Redaction Request due 2/22/2011. Redacted Transcript Deadline set for 3/2/2011. Release of Transcript Restriction set for 5/2/2011. (jm) (jm) (Entered: 01/27/2011) <i>Vol. 7</i></p>
01/27/2011	● <u>119</u>	<p>TRANSCRIPT NOTIFICATION - The transcripts ordered on 01.19.11 by Lorenz Pruss, Esq., have been filed by the Official Court Reporter, Joseph A. Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov re <u>111</u> Notice of Appeal, <u>114</u> Transcript Information Form. (jm) (Entered: 01/27/2011) <i>Vol. 4 Cont'd</i></p>
02/14/2011	●	<p>Second Transmission of Notice of Appeal, Orders and Docket Sheet to US Court of Appeals re <u>111</u> Notice of Appeal(mc) (Entered: 02/14/2011)</p>
03/07/2011	● <u>120</u>	<p>Acknowledgment of Receipt of NOA (SECOND TRANSMITTAL) from USCA re <u>111</u> Notice of Appeal, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited,</p>

		<p>Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd.. Date received by USCA: 2/18/2011. USCA Case Number: 11-10468-A. (mc) (Entered: 03/07/2011)</p> <p style="text-align: right;"><i>Vol. of Control</i></p>
05/12/2011	<p><u>121</u></p>	<p>DESIGNATION of Record on Appeal by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Canyon Special Opportunities Master Fund (Canyon), Ltd., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Stone Lion Portfolio L.P., Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd., Caspian Alpha Long Credit Fund, L.P., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Monarch Master Funding Ltd. re <u>111</u> Notice of Appeal,,,,, (Pruss, Lorenz) (Entered: 05/12/2011)</p>
06/01/2011	<p><u>122</u></p>	<p>(APPEAL HAS BEEN REINSTATED SEE DE# <u>123</u>) ORDER of DISMISSAL by USCA pursuant to the appellant's motion for voluntary dismissal (joint stipulation of the parties), the above referenced appeal was duly entered dismissed as to the Appellants Canyon Capital Advisors, LLC, Caspian Corporate Loan Fund, LLC; and Mariner Opportunities Fund, L.P. ONLY; re <u>111</u> Notice of Appeal, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners</p>

		<p>Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. USCA# 11-10468-AA (mc) Text modified on 6/29/2011 (mc). (Entered: 06/01/2011)</p>
<p>06/29/2011</p>	<p>123</p>	<p>Appeal Reinstated, this dismissal was issued in error and this appeal has been clerically reinstated. Dismissal as to Canyon Capital Advisors, LLC, Caspian Corporate Loan Fund, LLC, and Mariner Oppotunities Fund, L.P.; re <u>111</u> Notice of Appeal, filed by Veer Cash Flow CLO, Limited, Mariner Oppotunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Oppotunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. USCA# 11-10468-AA (mc) (Entered: 06/29/2011) <i>Vol. 4 Cont'd</i></p>
<p>09/09/2011</p>	<p>124</p>	<p>CERTIFICATE of Readiness transmitted to USCA re <u>111</u> Notice of Appeal,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Oppotunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Oppotunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd.,</p>

		Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. USCA # 11-10468-AA consolidated with 10-14925-AA and 11-10740-AA (USDC#'s 09-21879-CV and 10-20236-CV) (cqs) (Entered: 09/09/2011) <i>Vol. 4 Cont'd</i>
09/09/2011	125	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>111</u> Notice of Appeal, consisting of (3) Volumes of Pleadings, (3) Transcripts, (2) Boxes and (2) Accordion Folders USCA# 11-10468-AA consolidated with 10-14952-AA and 11-10740-AA (USDC#'s 09-21879-CV and 10-20236-CV),,,,, (cqs) (Entered: 09/09/2011)
09/23/2011	126	Acknowledgment of Receipt of COR/ROA from USCA re <u>111</u> Notice of Appeal,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd.. Date received by USCA: 9/16/2011. USCA Case Number: 11-10468-AA. (cqs)Text Modified on 9/23/2011 (cqs). (Entered: 09/23/2011)
12/14/2011	127	MDL ORDER No. 60; Approving (330 in 1:09-md-02106-ASG) Stipulation to Dismiss the Action of Plaintiffs Stone Lion Portfolio L.P. and Canyon Special Opportunities Master Fund (Canyon), Ltd. Without Prejudice. This Order has no effect on claims asserted by or against any other parties. Party Stone Lion Portfolio L.P., and Canyon Special Opportunities Master Fund (Canyon), Ltd. terminated. Signed by Judge Alan S. Gold on 12/14/2011. (gp) (Entered: 12/15/2011) <i>See DE# 331 in case 09MD2106</i>
03/19/2012	128	FINAL JUDGMENT in favor of the Defendant Bank of America, N.A. against the Plaintiffs. As to all claims of the Second Amended Complaint, Plaintiffs shall take nothing from the aforementioned Defendant and shall go hence without day. Signed by DEPUTY CLERK on 3/19/2012. This document relates to: 1:09-md-02106-ASG, 1:09-cv-23835-ASG (gp) - Modified text on 3/21/2012 (gp)-. (Entered: 03/20/2012) <i>See DE# 341 in case 09MD2106</i>
03/22/2012	129	NOTICE OF APPEAL as to <u>128</u> Judgment, by Avenue CLO IV, Ltd., <i>See DE# 342 in case 09MD2106</i>

		<p>Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. Filing fee \$ 455.00. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Pruss, Lorenz) (Entered: 03/22/2012)</p> <p style="text-align: right;"><i>Vel. J. Contid</i></p>
03/22/2012	●	<p>Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>129</u> Notice of Appeal, Fee Paid FLS 1000100035775 (in MDL case) 3/22/2012,,,,, (cqs) Modified on 3/22/2012 (cqs). (Entered: 03/22/2012)</p>
03/22/2012	● (130)	<p>USCA Appeal Fees received on 3/22/2012 in the amount of \$ 455.00 receipt number FLS100035776 re <u>129</u> Notice of Appeal, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Sola Ltd, Solus Core Opportunities Master Fund Ltd, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd. (mc) (Entered: 03/22/2012)</p> <p style="text-align: right;"><i>See DEA 343 in case 091402106</i></p>

		03/22/2012)
03/28/2012	131	<p>TRANSCRIPT INFORMATION FORM (for image see DE#344 in 09md2106) by Armstrong Loan Funding, Ltd., Avenue CLO Fund, Ltd., Avenue CLO II, Ltd., Avenue CLO III, Ltd., Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brentwood CLO, Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Canyon Capital Advisors, LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., Carlyle High Yield Partners 2008-1, Ltd., Carlyle High Yield Partners IX, Ltd., Carlyle High Yield Partners VI, Ltd., Carlyle High Yield Partners VII, Ltd., Carlyle High Yield Partners VIII, Ltd., Carlyle High Yield Partners X, Ltd., Carlyle Loan Investment, Ltd., Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Copper River CLO Ltd., Duane Street CLO 1, Ltd., Duane Street CLO II, Ltd., Duane Street CLO III, Ltd., Duane Street CLO IV, Ltd., Duane Street CLO V, Ltd., Eastland CLO, Ltd., Encore Fund LP, Fortissimo Fund, Genesis CLO 2007-1 Ltd., Gleneagles CLO, Ltd., Grayson CLO, Ltd., Green Lane CLO Ltd., Greenbriar CLO, Ltd., Highland Credit Opportunities CDO, Ltd., Highland Loan Funding V, Ltd., Highland Offshore Partners, L.P., ING International (II) - Senior Bank Loans Euro, ING International (II) - Senior Bank Loans USD, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Jasper CLO, Ltd., Jay Street Market Value CLO I, Ltd., Kennecott Funding Ltd., LFC2 Loan Funding LLC, Liberty CLO, Ltd., Loan Funding IV LLC, Loan Funding VII LLC, Loan Star State Trust, Nuveen Floating Rate Income Opportunity Fund, Nuveen Senior Income Fund, Orpheus Funding LLC, Orpheus Holdings, LLC, Primus CLO I, Ltd., Primus CLO II, Ltd., Red River CLO, Ltd., Rockwall CDO II, Ltd., Rockwall CDO Ltd., Sands Point Funding Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Sola Ltd, Solus Core Opportunities Master Fund Ltd, Southfork CLO, Ltd., Stratford CLO, Ltd., Symphony CLO I, Ltd., Symphony CLO II, Ltd., Symphony CLO III, Ltd., Symphony CLO IV, Ltd., Symphony CLO V, Ltd., Symphony Credit Opportunity Fund, Ltd., Veer Cash Flow CLO, Limited, Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Westchester CLO, Ltd. re 129 Notice of Appeal,,,,,, Pre-Trial transcript(s) ordered. Order placed by Lorenz Pruss. Email sent to Court Reporter Coordinator. (cqs) (Entered: 03/28/2012) <i>Vol. 4 cont'd</i></p>
03/28/2012	132	<p>TRANSCRIPT INFORMATION FORM by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund,</p>

		<p>Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>129</u> Notice of Appeal,,,,,, Pre-Trial Proceedings transcript(s) ordered. Order placed by Lorenz M. Pruss. Email sent to Court Reporter Coordinator. (Pruss, Lorenz) (Entered: 03/28/2012) <i>Vol. 4 Cont'd</i></p>
03/29/2012	<u>133</u>	<p>COURT REPORTER ACKNOWLEDGMENT re <u>132</u> Transcript Information Form, Court Reporter: Joseph Millikan, 305-523-5588 / josephamillikan@gmail.com. Estimated filing date of transcript 04.29.12. (jm) (Entered: 03/29/2012)</p>
04/02/2012	<u>134</u>	<p>TRANSCRIPT of Oral Argument held on 11.18.11 before Judge Alan S. Gold, 1-113 pages, re: <u>129</u> Notice of Appeal. Court Reporter: Joseph Millikan, 305-523-5588 / josephamillikan@gmail.com. The transcript may be viewed at the court public terminal or purchased from Mr. Millikan before the deadline for Release of Transcript Restriction. After that date it may be obtained either from Joseph Millikan or through PACER. Redaction Request due 4/26/2012. Redacted Transcript Deadline set for 5/7/2012. Release of Transcript Restriction set for 7/5/2012. (jm) (Entered: 04/02/2012) <i>See DE# 326 in Case 09MD2106</i></p>
04/02/2012	<u>135</u>	<p>TRANSCRIPT NOTIFICATION - Transcript(s) ordered on: 03.28.12 by Lorenz Pruss, Esq. has/have been filed by Court Reporter: Joseph Millikan, 305-523-5588 / Joseph_Millikan@flsd.uscourts.gov re <u>132</u> Transcript Information Form,,,,,, (jm) (Entered: 04/02/2012) <i>Vol. 4 Cont'd</i></p>
04/12/2012	<u>136</u>	<p>Acknowledgment of Receipt re (129 in 1:09-cv-23835-ASG) Notice of Appeal,,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO</p>

		<p>Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (342 in 1:09-md-02106-ASG) Notice of Appeal,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO I, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Normandy Hill Master Fund, L.P., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture VIII CDO Limited, Venture V CDO Limited, Genesis CLO 2007-1 Ltd., Venture III CDO Limited, Canpartners Investments IV, LLC, Caspian Solitude Master Fund, L.P., Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd.. Date received by USCA: 4/6/12. USCA Case Number: 12-11815-A. (hh) (Entered: 04/12/2012)</p> <p style="text-align: right;"><i>Vol. of Control</i></p>
07/06/2012	137	<p>ORDER of USCA, The "Motion to Consolidate and Expedite Appeals" filed by the Appellants in Appeal No. 12-11815, as supplemented, is GRANTED IN PART and DENIED IN PART. The motion is DENIED as to consolidation; however, the Clerk is DIRECTED to schedule Appeal No. 12-11815 for oral argument with Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 (to the extent those appeals are not resolved by settlement and voluntary dismissal). The motion to expedite Appeal No. 12-11815 is GRANTED. Appellee is directed to notify the district court when its brief is filed, and the district court clerk is directed to transmit the record immediately upon receipt of such notice. Consolidated Appeals Nos. 10-14925, 11-10468, and 11-10740 remain stayed pending further order of the Court (see order for details) as to (129 in 1:09-cv-23835-ASG) Notice of Appeal,,,,, filed by Avenue CLO VI, Ltd., Veer Cash Flow CLO, Limited, Caspian Capital Partners, L.P., ING Senior Income Fund, Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Monarch Master Funding Ltd., ING Investment Management CLO I, Ltd., ING Investment Management CLO IV, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, Caspian Alpha Long Credit Fund, L.P., ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor</p> <p style="text-align: right;"><i>See DE 352 in case 09MD2106</i></p>

		<p>Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture V CDO Limited, Venture VIII CDO Limited, Venture III CDO Limited, Genesis CLO 2007-1 Ltd., Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Avenue CLO V, Ltd., Venture II CDO 2002, Limited, Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Sola Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (111 in 1:09-cv-23835-ASG) Notice of Appeal,,,,, filed by Veer Cash Flow CLO, Limited, Mariner Opportunities Fund, LP, Caspian Capital Partners, L.P., ING Senior Income Fund, Stone Lion Portfolio L.P., Cantor Fitzgerald Securities, Venture VII CDO Limited, Sierra CLO II Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Caspian Corporate Loan Fund, LLC, Avenue CLO III, Ltd., Vista Leveraged Income Fund, Scoggin Capital Management II LLC, Canyon Special Opportunities Master Fund (Canyon), Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO I, Ltd., SPCP Group, LLC, ING Investment Management CLO V, Ltd., Mariner LDC, ING Prime Rate Trust, Venture IV CDO Limited, Scoggin International Fund Ltd, Venor Capital Master Fund, Ltd., Whitney CLO I Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Venture VIII CDO Limited, Venture V CDO Limited, Genesis CLO 2007-1 Ltd., Venture III CDO Limited, Canpartners Investments IV, LLC, Battalion CLO 2007-I Ltd., Venture IX CDO Limited, ING Investment Management CLO III, Ltd., Venture VI CDO Limited, ING International (II) - Senior Bank Loans Euro, Venture II CDO 2002, Limited, Avenue CLO II, Ltd., Avenue CLO IV, Ltd., Caspian Select Credit Master Fund, Ltd., Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., ING Investment Management CLO II, Ltd., (58 in 1:10-cv-20236-ASG) Notice of Appeal, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd., (139 in 1:09-cv-21879-ASG) Notice of Appeal, filed by Soneet Kapila, Trustee, (208 in 1:09-md-02106-ASG) Notice of Appeal,, filed by ACP Master, Ltd., Aurelius Capital Master, Ltd. (hh) (Entered: 07/06/2012) <i>Del. of parties</i></p>
08/20/2012	<p>138</p>	<p>NOTICE by Bank of America, N.A to notify that the Appellee has filed its brief and requesting to transmit the record to the Eleventh Circuit pursuant to Order; re (352 in 1:09-md-02106-ASG, 137 in 1:09-cv-23835-ASG). USCA# 12-11815-AA (mc) (Entered: 08/22/2012) <i>See DE # 354 in case 09MD-106</i></p>
08/23/2012	<p>139</p>	<p>DESIGNATION of Record on Appeal by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Corporate Loan Fund, LLC, Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Monarch Master Funding Ltd., Olympic CLO I Ltd., SPCP Group, LLC, San Gabriel CLO I Ltd., Scoggin</p>

		<p>Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited, Venture IX CDO Limited, Venture V CDO Limited, Venture VI CDO Limited, Venture VII CDO Limited, Venture VIII CDO Limited, Vista Leveraged Income Fund, Whitney CLO I Ltd. re <u>129</u> Notice of Appeal,,,,,, (Pruss, Lorenz) (Entered: 08/23/2012)</p> <p style="text-align: right;"><i>Vol. 4 Cont'd</i></p>
08/23/2012	<p>140</p>	<p>DESIGNATION of Record on Appeal by Avenue CLO IV, Ltd., Avenue CLO V, Ltd., Avenue CLO VI, Ltd., Battalion CLO 2007-I Ltd., Brigade Leveraged Capital Structures Fund, Ltd., Canpartners Investments IV, LLC, Cantor Fitzgerald Securities, Caspian Alpha Long Credit Fund, L.P., Caspian Capital Partners, L.P., Caspian Select Credit Master Fund, Ltd., Genesis CLO 2007-1 Ltd., ING International (II) - Senior Bank Loans Euro, ING Investment Management CLO I, Ltd., ING Investment Management CLO II, Ltd., ING Investment Management CLO III, Ltd., ING Investment Management CLO IV, Ltd., ING Investment Management CLO V, Ltd., ING Prime Rate Trust, ING Senior Income Fund, Mariner LDC, Mariner Opportunities Fund, LP, Monarch Master Funding Ltd., Olympic CLO I Ltd., San Gabriel CLO I Ltd., Scoggin Capital Management II LLC, Scoggin International Fund Ltd, Scoggin Worldwide Fund Ltd, Shasta CLO I Ltd., Sierra CLO II Ltd., Sola Ltd, Solus Core Opportunities Master Fund Ltd, Veer Cash Flow CLO, Limited, Venor Capital Master Fund, Ltd., Venture II CDO 2002, Limited, Venture III CDO Limited, Venture IV CDO Limited re <u>129</u> Notice of Appeal,,,,,, (Pruss, Lorenz) (Entered: 08/23/2012)</p> <p style="text-align: right;"><i>End Vol. 4</i></p>