

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NEW YORK LAW SCHOOL, individually and on behalf of all others similarly situated,

Plaintiff,

v.

ASCOT PARTNERS, L.P., J. EZRA MERKIN and BDO SEIDMAN LLP,

Defendants.

Civil Action No. 08-CV-10922-DAB

[PROPOSED] ORDER FOR THE APPOINTMENT LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF LEAD COUNSEL

Upon good cause shown and all of the records and proceedings herein, **IT IS HEREBY**

ORDERED THAT:

Appointment Of Lead Plaintiff

1. New York Law School is hereby appointed the Lead Plaintiff in the above captioned action and any subsequently related filed actions pursuant to Section (3)(B) of the Securities Exchange Act of 1934, 15 U.S.C. 78n-4(a)(3)(B).

Plaintiff's Counsel

2. Lead Plaintiff's selection of the law firm of Abbey Spanier Rodd & Abrams, LLP, as Lead Counsel in this action and any subsequently related filed actions is approved.

SO ORDERED, this ___ day of _____, 2009.

Deborah A. Batts
United States District Judge