

Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4000
Facsimile: (212) 701-5800

Attorneys for the Sterling Defendants

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

-----	X
IRVING H. PICARD,	:
	:
Plaintiff,	:
	:
- against -	: 11-CV-03605 (JSR) (HBP)
	:
SAUL B. KATZ, et al.	:
	:
Defendants.	:
	:
-----	X

**SUPPLEMENTAL DECLARATION OF KAREN E. WAGNER
IN FURTHER SUPPORT OF STERLING DEFENDANTS'
MOTION TO WITHDRAW THE REFERENCE**

I, KAREN E. WAGNER, declare pursuant to 28 U.S.C. § 1746, that the following is true:

1. I am an attorney licensed to practice in the state of New York. I am a partner of the firm Davis Polk & Wardwell LLP, attorneys for the Sterling Defendants. I submit this supplemental declaration in further support of the Sterling Defendants' Motion to Withdraw the Reference of the Above-Captioned Adversary Proceeding to the Bankruptcy Court pursuant to 28 U.S.C. § 157(d).

2. Attached hereto as Exhibit G is a true and correct copy of the Reply Memorandum of Law in Further Support of Sterling Defendants' Motion to Dismiss or, in the Alternative, for Summary Judgment filed in *Picard v. Katz*, Adv. Pro. No. 10-05287 (BRL), dated June 20, 2011.

Dated: New York, New York
June 24, 2011

/s/ Karen E. Wagner
Karen E. Wagner