

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

MBIA INSURANCE CORPORATION,

Plaintiff,

-against-

FEDERAL DEPOSIT INSURANCE CORPORATION
(in its corporate capacity and as conservator and receiver for
INDYMAC FEDERAL BANK, F.S.B.),

Defendant.

Case No: 1:09-cv-01011

Hon. Amy Berman Jackson

PLAINTIFF MBIA INSURANCE CORPORATION'S NOTICE OF APPEAL

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Dated: November 4, 2011

Notice is hereby given that Plaintiff MBIA Insurance Corporation (“MBIA”), appeals to the United States Court of Appeals for the District of Columbia Circuit from the order entered in this action on October 6, 2011, granting Defendant FDIC Corporate and FDIC Receiver’s motions to dismiss.

Dated: November 4, 2011

Respectfully submitted,

CADWALADER, WICKERSHAM & TAFT LLP

By: /s/ David F. Williams
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CERTIFICATE OF SERVICE

I hereby certify that on November 4, 2011, a copy of the foregoing PLAINTIFF MBIA INSURANCE CORPORATION'S NOTICE OF APPEAL was filed electronically with the Court's Electronic Case Filing ("ECF") system. I understand that notice of this filing will be sent to all parties by operation of the Court's ECF system.

[s]David F. Williams