

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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BARCLAYS BANK PLC, *et al.*,

Petitioners,

Index No. 651811/10

- against -

JAMES WRYNN, in his capacity as  
Superintendent of the New York State  
Insurance Department; the NEW YORK  
STATE INSURANCE DEPARTMENT;  
MBIA INC.; MBLA INSURANCE  
CORPORATION; NATIONAL PUBLIC  
FINANCE GUARANTEE HOLDINGS, INC.;  
and NATIONAL PUBLIC FINANCE  
GUARANTEE CORPORATION,

Respondents.  
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**STIPULATION AND ORDER  
OF DISCONTINUANCE BY  
MORGAN STANLEY  
CAPITAL SERVICES LLC.**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys of record for all the parties herein, that pursuant to CPLR 3217(a)(2) and 3217(b) the above-captioned Article 78 proceeding is hereby discontinued with prejudice as to Petitioner Morgan Stanley Capital Services LLC (*f/k/a* Morgan Stanley Capital Services Inc.), with all parties to bear their own costs and attorneys fees. The above-captioned Article 78 proceeding is not discontinued as to the remaining Petitioners, BNP Paribas, Merrill Lynch International; Bank of America, N.A., Natixis, Natixis Financial Products LLC (*f/k/a* Natixis Financial Products Inc.); Société Générale; and UBS AG, London Branch. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
December 15, 2011

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Dated: New York, New York  
December 12, 2011

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SO ORDERED:

New York, New York  
December 21, 2011

BRK  
J.S.C.

**BARBARA R. KAPNICK**  
J.S.C.