

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

PRESENT: Hon. George J. Silver, Acting Administrative Judge
Administrative Order

PIMCO ABSOLUTE RETURN STRATEGY 3D
OFFSHORE FUND LTD., et al.,

Plaintiffs,

- v -

INDEX NO. 654743/2017

WELLS FARGO BANK, NATIONAL ASSOCIATION,

Defendants.

Administrative Order:

By letter dated July 19, 2017, plaintiffs' counsel seeks reassignment of this action from the Hon. Barry R. Ostrager to the Hon. Charles E. Ramos as related to BlackRock Core Bond Portfolio, et al. v Wells Fargo Bank, National Association, Index No. 656587/2016 (the Wells Fargo Class Action). By letter dated July 24, 2017, defense counsel advises that his client does not object to the request.

The Wells Fargo Class Action was brought by the plaintiffs herein, together with other institutional investors, asserting claims for breach of contract, breach of the covenant of good faith and fair dealing, and breach of the duty to avoid conflicts of interest in connection with Wells Fargo's allegedly negligent and willful misconduct in its administration of over 261 residential mortgage-backed securities ("RMBS") trusts, including the eleven RMBS trusts at issue in this action. Plaintiffs bring this new action against Wells Fargo, the trustee for the eleven RMBS trusts at issue in this action, seeking, among other things, a declaratory judgment that Wells Fargo is not permitted to seek indemnification from the trusts for any loss, liability or expense associated with the Wells Fargo Class Action.

The request is granted, with the consent of both Justices Ostrager and Ramos. The General Clerk's Office is directed to reassign this action to Justice Charles E. Ramos (Commercial Division Part 53) as related to Index No. 656587/2016.

Dated: August 2, 2017

ENTER: George J. Silver, A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION

HON. GEORGE J. SILVER