

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

In the matter of the application of

U.S. BANK NATIONAL ASSOCIATION (as Trustee,  
Securities Administrator, Paying Agent, and/or  
Calculation Agent under various Pooling and Servicing  
Agreements),

Petitioners,

for Judicial Instructions under CPLR Article 77.

Index No. 656028/2021

IAS Part 53 (Borrok, J.S.C.)

**AFFIRMATION OF DAVID I.  
GREENBERGER IN SUPPORT  
OF THE APPLICATIONS OF  
ISSAC GRADMAN AND E.  
PAGE ALLINSON FOR  
ADMISSION PRO HAC VICE**

David I. Greenberger, an attorney admitted to practice in the State of New York, affirms as follows under penalty of perjury:

1. I am an attorney with the law firm of Bailey Duquette P.C., attorneys for Ellington Management Group L.L.C. (“Ellington”) and co-counsel with the law firm Perry, Johnson, Anderson, Miller and Moskowitz LLP in this action. As such, I am fully familiar with the facts and circumstances set forth herein.

2. I make this Affirmation based on personal knowledge in support of Ellington’s application to admit Isaac Gradman and E. Page Allinson as counsel *pro hac vice* to represent Ellington in this matter.

3. I was admitted to practice before the Supreme Court for the State of New York in 2000, and am a member in good standing of the Bar of the State of New York. I am also admitted to the Bar of the District of Columbia (my current status is inactive), the Supreme Court of the United States, the United States Court of Appeals for the Second Circuit, the United States District

Courts for the Southern and Eastern Districts of New York, and the United States District Court for the District of Columbia.

4. Mr. Gradman is a partner of the law firm Perry, Johnson, Anderson, Miller and Moskowitz LLP, which is located at 438 First Street, 4<sup>th</sup> Floor, Santa Rosa, California 95401.

5. Mr. Gradman has been a member of good standing of the bar of the State of California since June 2006. Mr. Gradman's February 3, 2022 Affidavit, attaching his Certificate of Good Standing from the State of California, is submitted in support of this application. His Affidavit states that he acknowledges and agrees that he shall be subject to the jurisdiction of the courts of the State of New York with respect to any acts occurring during the course of his participation in this matter, and that there are no disciplinary proceedings pending against him in the State of California or in any other jurisdiction, nor have there ever been any such proceedings brought against him within the past five years. Mr. Gradman has been previously admitted *pro hac vice* in this Court on four prior occasions, of which three remain active.

6. Mr. Allinson is an associate of the law firm Perry, Johnson, Anderson, Miller and Moskowitz LLP, and also works in its Santa Rosa, California office.

7. Mr. Allinson has been a member of good standing of the bar of the State of California since December 2012. Mr. Allinson's February 3, 2022 Affidavit, attaching his Certificate of Good Standing from the State of California, is submitted in support of this application. His Affidavit states that he acknowledges and agrees that he shall be subject to the jurisdiction of the courts of the State of New York with respect to any acts occurring during the course of his participation in this matter, and that there are no disciplinary proceedings pending against him in the State of California or in any other jurisdiction, nor have there ever been any such

proceedings brought against him within the past five years. Mr. Allinson has been previously admitted *pro hac vice* in this Court on three prior occasions, all of which are active.

8. Mr. Gradman is the partner-in-charge of this matter, and Mr. Allinson is the associate at Mr. Gradman's firm who has been assigned to it. Both Mr. Gradman and Mr. Allinson have a deep knowledgeable of the underlying matters at issue in this action, as well as long standing professional relationships with our client.

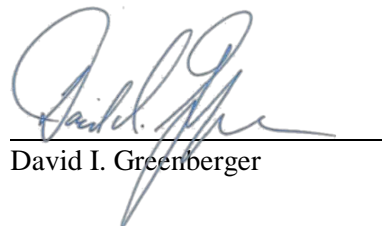
9. I have personally had the honor of knowing and working with Mr. Gradman and Mr. Allinson since March 2020 on a variety of matters, and believe them both to be of the highest integrity.

10. I therefore respectfully submit that the *pro hac vice* admissions of Mr. Gradman and Mr. Allinson are necessary to the effective representation of Ellington in this matter.

11. An Order to Show Cause is respectfully submitted herewith for the admission of Mr. Gradman and Mr. Allinson *pro hac vice*.

WHEREFORE, it is respectfully requested that DW, Ellington and the Reliance Parties' application to admit Mr. Gradman and Mr. Allinson *pro hac vice* to represent them in this matter be granted.

Dated: New York, New York  
February 4, 2022



David I. Greenberger