

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

In the matter of the application of  
U.S. BANK NATIONAL ASSOCIATION and U.S.  
BANK TRUST COMPANY, NATIONAL  
ASSOCIATION (each separately as Trustee,  
Securities Administrator, Paying Agent, and/or  
Calculation Agent, as applicable, under various  
Pooling and Servicing Agreements),

Petitioners,

for judicial instructions pursuant to CPLR Art. 77.

Index No. 656028/2021

**Hon. Andrew A. Borok  
(IAS Part 53)**

**AFFIRMATION OF HENRY J. RICARDO IN SUPPORT OF THE REPOSITIVE  
MERITS BRIEF OF RESPONDENTS OLIFANT FUNDS, RELIANCE PARTIES, AND  
TACONIC FUNDS**

I, HENRY J. RICARDO, an attorney admitted to practice before the courts of this State, hereby affirm under penalty of perjury:

1. I am a partner in the law firm of Patterson Belknap Webb & Tyler LLP, attorneys for respondents Olifant Fund, Ltd., FFI Fund Ltd., FYI Ltd. (collectively the “Olifant Funds”), Reliance Standard Life Insurance Company, Safety National Casualty Corporation, Stephen Finkelstein, NAV LLC (collectively, the “Reliance Parties”), Taconic Master Fund 1.5 LP, Taconic Opportunity Master Fund LP, and Park Royal II LLC (collectively, the “Taconic Funds”). I submit this affirmation in support of the Responsive Merits Brief of Respondents Olifant Funds, Reliance Parties, and Taconic Funds.

2. Attached are true and correct copies of the following documents:

**Exhibit 1.** A CDI file titled “bsabs07he4\_v4.cdi”. HBK produced this document with the Bates numbering HBKUS\_0006783.

- Exhibit 2.** A slide deck titled “BSABS 2007-HE4 Residual”. HBK produced this document with the Bates numbering HBKUS\_0006768-HBKUS\_0006782.
- Exhibit 3.** The Opening Brief for HBK Parties in *Matter of Wells Fargo Bank N.A.*, 198 A.D.3d 156 (1st Dep’t 2021).
- Exhibit 4.** The Pooling and Servicing Agreement for Bear Stearns Asset Backed Securities I Trust 2005-AQ2 (BSABS 2005-AQ2). This document was obtained through the U.S. Bank Trust Investor Reporting website at the following URL:  
<https://trustinvestorreporting.usbank.com/TIR/public/deals/detail/9415/bear-stearns-2005-aq2>
- Exhibit 5.** A document titled “New Issue Marketing Materials”. HBK produced this document with the Bates numbering HBKUS\_0006704-HBKUS\_0006767.
- Exhibit 6.** A prospectus supplement for Bear Stearns Asset Backed Securities I Trust 2007-HE4 (BSABS 2007-HE4), dated April 26, 2007. This document was obtained through the U.S. Bank Trust Investor Reporting website at the following URL:  
<https://trustinvestorreporting.usbank.com/TIR/public/deals/detail/10046/bear-stearns-2007-he4>
- Exhibit 7.** The Pooling and Servicing Agreement for Bear Stearns Asset Backed Securities I Trust 2007-HE4 (BSABS 2007-HE4). This document was obtained through the U.S. Bank Trust Investor Reporting website at the following URL:  
<https://trustinvestorreporting.usbank.com/TIR/public/deals/detail/10046/bear-stearns-2007-he4>
- Exhibit 8.** The Bear Stearns Asset Backed Securities I Trust Asset-Backed Certificate Series 2007-HE4 Report for Distribution dated May 25, 2023. This document was obtained through the U.S. Bank Trust Investor Reporting website at the following URL:  
<https://trustinvestorreporting.usbank.com/TIR/public/deals/detail/10046/bear-stearns-2007-he4>

Dated: June 21, 2023

/s/ Henry J. Ricardo

Henry J. Ricardo

**CERTIFICATION OF COMPLIANCE**

This affirmation complies with the word count limit of Commercial Division Rule 17 because it contains 358 words, excluding the parts of the affirmation exempted by Rule 17. This word count was prepared based on the Microsoft Word count function.

Dated: June 21, 2023  
New York, New York

By: /s/ Henry J. Ricardo  
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