

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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In re:	: Chapter 11
	: :
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	: Case No. 08-13555 (JMP)
	: :
Debtors.	: :
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LEHMAN BROTHERS HOLDINGS INC. and	: :
OFFICIAL COMMITTEE OF UNSECURED	: :
CREDITORS OF LEHMAN BROTHERS HOLDINGS	: Adversary Proceeding
INC., <u>et al.</u>	: :
Plaintiff and	: No. 10-03266 (JMP)
Plaintiff Intervenor	: :
	: :
-against-	: :
	: :
JPMORGAN CHASE BANK, N.A.,	: :
	: :
Defendant.	: :
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**[PROPOSED] STIPULATION AND ORDER FOR APPLICATION OF THE
CONFIDENTIALITY STIPULATION AND PROTECTIVE ORDER TO DOCUMENTS
PRODUCED BY THE EXAMINER**

This Stipulation is entered into by and between the undersigned counsel, acting for and on behalf of their respective clients: (a) Lehman Brothers Holdings Inc. (“LBHI”), (b) the Official Committee of Unsecured Creditors of Lehman Brothers Holdings Inc. (the “Committee” and, together with LBHI, the “Plaintiffs”); (c) JPMorgan Chase Bank, N.A. (“JPMorgan” and, together with LBHI and the Committee, the “Parties” and each a “Party”); and (d) Anton R. Valukas, Bankruptcy Court Examiner (the “Examiner”).

WHEREAS, on September 15, 2008 LBHI commenced a voluntary case under chapter 11 of title 11 of the United States Code as amended in the United States Bankruptcy Court for the Southern District of New York (the “Court”);

WHEREAS, on May 26, 2010 Plaintiff LBHI and Plaintiff Intervenor Committee filed an adversary proceeding against Defendant JPMorgan, No. 10-03266 (JMP) (the “Adversary Proceeding”);

WHEREAS, the Order Discharging Examiner And Granting Related Relief, entered on July 13, 2010 (the “Discharge Order”) provides a mechanism for discovery of documents that were produced to the Examiner by various individuals and entities (the “Producing Parties” and each a “Producing Party”) in response to the Examiner's requests for documents and information;

WHEREAS, the Court entered a Confidentiality Stipulation and Protective Order on September 1, 2010 governing the treatment of documents produced in the Adversary Proceeding and designated “Confidential” or “Highly Confidential” (the “Protective Order”);

WHEREAS, JPMorgan served a Subpoena For Production Of Documents To CaseLogistix Database C/o Robert L. Byman, Jenner & Block LLP on October 20, 2010 (the “JPMorgan Subpoena”);

WHEREAS, the Committee served a Subpoena For Production Of Documents To CaseLogistix Database C/o Robert L. Byman, Jenner & Block LLP on October 22, 2010 and a Subpoena For Production Of Documents To CaseLogistix Database C/o Epiq Bankruptcy Solutions, LLC on October 22, 2010 (the “Committee Subpoenas” and, together with the JPMorgan Subpoena, the “CaseLogistix Subpoenas”);

WHEREAS, the Examiner does not concede that he or his professionals are subject to subpoena nor that the CaseLogistix Subpoenas require any action or response by the Examiner, but the Examiner nevertheless wishes to voluntarily assist the parties;

WHEREAS, paragraph 7(c) of the Discharge Order specifies that the production of documents requested from the CaseLogistix database is to be made on a publicly available platform; and

WHEREAS, many of the Producing Parties would object to the public production of their documents,

NOW, THEREFORE, the Parties hereby agree and the Court hereby orders that any and all documents produced voluntarily by the Examiner in response to the CaseLogistix Subpoenas shall be produced to LBHI, the Committee, and JPMorgan through their respective counsel for use solely in connection with the Adversary Proceeding, subject to all of the terms and confidentiality protections of the Protective Order, including paragraph 9 thereof.

DATED: January 20, 2011

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

By /s/ Erica Taggart

Erica Taggart
Tyler Whitmer
*Counsel for Plaintiff Intervenor Official
Committee of Unsecured Creditors of Lehman
Brothers Holdings Inc.*

DATED: January 20, 2011

CURTIS, MALLET-PREVOST, COLT & MOSLE
LLP

By /s/ Joseph D. Pizzurro

Joseph D. Pizzurro

L.P. Harrison 3rd

Michael J. Moscato

Nancy E. Delaney

Peter J. Behmke

Cindi M. Eilbott

*Counsel for Plaintiff, Debtor Lehman Brothers
Holdings Inc.*

DATED: January 20, 2011

WACHTELL, LIPTON, ROSEN & KATZ

By /s/ Ian Boczko

Paul Vizcarrondo

Amy R. Wolf

Ian Boczko

*Counsel for Defendant JPMorgan Chase Bank,
N.A.*

DATED: January 20, 2011

JENNER & BLOCK LLP

By /s/ Robert L. Byman

Robert L. Byman

*Counsel for Anton R. Valukas, Bankruptcy Court
Examiner*

IT IS SO ORDERED:

Dated: _____, 2011

JAMES M. PECK
United States Bankruptcy Judge