

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:

NATIONAL CENTURY FINANCIAL
ENTERPRISES, INC. FINANCIAL
INVESTMENT LITIGATION.

Case No. 2:03-md-01565

Judge James L. Graham

Magistrate Judge Mark R. Abel

STIPULATION

WHEREAS, the Court issued an Opinion and Order, on March 2, 2012, granting in part, and denying in part, Credit Suisse's Motion for Summary Judgment in the Noteholder Actions (D.E. 1846);

WHEREAS, the MDL Panel issued a Conditional Remand Order on April 12, 2012 (D.E. 75) stating that, "pursuant to Rule 10.4(a), the parties shall furnish the Clerk for the Southern District of Ohio with a stipulation or designation of the contents of the record to be remanded and all necessary copies of any pleadings or other matter filed so as to enable said Clerk to comply with the order of remand";

WHEREAS, the MDL Panel finalized and filed the Conditional Remand Order on April 20, 2012 (D.E. 1862); and

WHEREAS, two of the actions have been remanded to the United States District Court for the District of New Jersey: (i) *Metropolitan Life Insurance Co., et al. v. Bank One, N.A., et al.*, Case No. 2:03-cv-1882, and (ii) *Lloyds TSB Bank PLC v. Bank One, N.A., et al.*, Case No. 2:03-cv-2784.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties, as follows:

The record on remand in the two cases pending in the District of New Jersey should only include the docket entries from the MDL litigation styled *In re National Century Financial Enterprises, Inc. Investment Litigation*, Case No. 2:03-cv-1565 identified on Exhibit A attached hereto (*i.e.*, the entries that are not crossed out).

Dated: May 8, 2012

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