September 21, 2020

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**By NYSCEF**

The Honorable O. Peter Sherwood
New York Supreme Court
Commercial Division
60 Centre Street, Room 615
New York, NY 10007

> **Re:    *Ambac Assurance Corp. et al. v. Countrywide Home Loans, Inc. et al.*,**
> **Index No. 651612/2010**

Dear Justice Sherwood:

We represent Plaintiff Ambac Assurance Corp. ("Ambac") in the above captioned matter.  Consistent with the Court's instructions during the September 17, 2020 status conference, we write on behalf of the parties to provide answers to the Court's questions regarding the logistics of the upcoming trial in this matter.

These answers reflect the parties' best preliminary estimates of their needs for trial.  As we approach trial, it may be necessary to revise these estimates, and we will advise the Court accordingly.

| Information Requested | Ambac Response | Countrywide/BAC Response |
|---|---|---|
| How many attorneys will be present in the courtroom at any time on behalf of each party? | Approximately 8 | Approximately 8 |

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| Information Requested | Ambac Response | Countrywide/BAC Response |
|---|---|---|
| What firms represent each party? | *For Ambac Assurance Corporation*:<br><br>Quinn Emanuel Urquhart & Sullivan LLP<br><br>Patterson Belknap Webb & Tyler LLP<br><br>Selendy & Gay LLP<br><br>Ganfer Shore Leeds & Zauderer LLP | *For the Countrywide Defendants:*<br><br>Williams & Connolly LLP<br><br>Goodwin LLP<br><br>Simpson Thacher & Bartlett LLP<br><br>*For Bank of America Corporation (not a defendant at February 2020 trial):*<br><br>O'Melveny & Myers LLP |
| Which firm is lead counsel for each party? | *For Ambac Assurance Corporation*:<br><br>Harvey J. Wolkoff, Esq., Quinn Emanuel Urquhart & Sullivan LLP | *For the Countrywide Defendants:*<br><br>Enu Mainigi, Esq., Williams & Connolly LLP<br><br>*For Bank of America Corporation:*<br><br>O'Melveny & Myers LLP |
| How many jurors will be needed? | Approximately 75 | Approximately 75 |
| How many people other than attorneys will be present in the courtroom at any time on behalf of each party? | Approximately 4 | Approximately 4 |

| Information Requested | Ambac Response | Countrywide/BAC Response |
|---|---|---|
| What technological equipment will be needed? | We will likely need the following equipment, and would be amenable to sharing equipment between the parties:<br><br>• Projector<br>• Projection Screen (7x10)<br>• Flat Screen Monitors<br>• Document Camera<br>• AV Switches<br>• Distribution Amps<br>• Speakers<br>• Cables for all of the above | 7 monitors<br>1 projector/screen<br>1 document camera<br>1 "tech table"<br>1 laptop/iPad for real-time feed<br>Miscellaneous cables/switches<br>Speakers |
| How many days in advance will be necessary to set up the required equipment? | An initial walkthrough will need to be conducted at least four business days in advance of trial, and the setup can be done two business days in advance of trial or jury selection (if jury selection will be conducted in the same courtroom). We intend to confer with Countrywide in order to share equipment and minimize the burden on the Court as much as possible. | The set-up will take approximately half a day. We would request an initial walk through sometime in advance of the set-up day to ensure that the set-up goes smoothly. |

The parties recognize that the proposed size of the venire is quite large. However, in addition to typical reasons that jurors cannot serve, the parties anticipate higher numbers of jurors will represent that susceptibility to illness or lack of childcare will make jury service a severe hardship.

The parties are available to discuss the above, as well as any other logistical information pertinent to the upcoming trial, at the Court's convenience. In addition, the parties request a conference at the Court's convenience to discuss the COVID-19 precautions it will implement when trial proceeds.

Respectfully submitted,

Harry Sandick

*Counsel for Plaintiff Ambac Assurance Corp.*

cc:     All counsel of record

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