

**COPY**

STATE OF WISCONSIN : CIRCUIT COURT : DANE COUNTY

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In the Matter of the Rehabilitation of:

Case No. 10-CV-1576

Segregated Account of Ambac Assurance Corporation

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**NOTICE OF MOTION FILED BY LVM BONDHOLDERS CHALLENGING  
ALLOCATION OF LVM BOND POLICY TO SEGREGATED ACCOUNT**

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TO:

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Clerk of Court  
Dane County Circuit Court  
Dane County Courthouse  
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Madison, WI 53703

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Clerk of Court of Appeals  
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**PLEASE TAKE NOTICE** that Eaton Vance Management, Nuveen Asset Management, Restoration Capital Management LLC, and Stone Lion Capital Partners L.P. (collectively, the "LVM Bondholders"), in their capacity as beneficial owners of a majority of the outstanding Las Vegas Monorail Project Revenue Bonds, which are supported by an insurance policy (the "LVM Bond Policy") issued by Ambac Assurance Corporation ("Ambac"), by their attorneys, Parrett & O'Connell, LLP and Kramer Levin Naftalis & Frankel LLP, at a time and place to be set by the Court, will move and do hereby move the Court for an Order:

1. Declaring that the allocation of the LVM Bond Policy to the Segregated Account was unlawful;
2. Authorizing the LVM Bondholders to be heard and to take discovery in connection with this motion, by means of an order authorizing their intervention as of right in the event the Court deems such intervention necessary; and
3. Granting such other and further relief as is just and proper.

Dated this 9<sup>th</sup> day of June, 2010.

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BY:   
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