

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

JOHN A. GENOVESE, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

v.

STEPHEN B. ASHLEY, DANIEL H. MUDD,
STEPHEN M. SWAD, and ROBERT J. LEVIN,

Defendants.

Electronically Filed

No. 1:08-cv-07831(GEL)

ECF CASE

NICHOLAS CRISAFI and STELLA CRISAFI,
TRUSTEES FBO THE CRISAFI INTER VIVOS
TRUST, Individually, and On Behalf of All Others
Similarly Situated,

Plaintiffs,

v.

MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED, CITIGROUP GLOBAL
MARKETS INC., MORGAN STANLEY & CO.
INCORPORATED, UBS SECURITIES LLC,
WACHOVIA CAPITAL MARKETS LLC,
STEPHEN B. ASHLEY, DANIEL H. MUDD,
STEPHEN M. SWAD, and ROBERT J. LEVIN,

Defendants.

Electronically Filed

No. 1:08-cv-08008(GEL)

ECF CASE

[captions continued on following pages]

DECLARATION OF ROBERT N. CAPPUCCI

FOGEL CAPITAL MANAGEMENT, INC., On
Behalf of Itself And All Others Similarly Situated,

Plaintiff,

v.

FEDERAL NATIONAL HOME MORTGAGE
ASSOCIATION, STEPHEN ASHLEY, DENNIS
BERESFORD, LOUIS FREEH, BRENDA
GAINES, FRDERICK B. HARVEY, III, DAVID
HISEY, KAREN HORN, ROBERT LEVIN,
BRIDGET MACASKILL, DANIEL MUDD,
PETER NICULESCU, LESLIE RAHL, JOHN
SITES, JR., GREG SMITH, STEPHEN SWAD, H.
PATRICK SWYGERT and JOHN WULFF,

Defendants.

Electronically Filed

No. 1:08-cv-08096(GEL)

ECF CASE

KAREN ORKIN, ANTHONY ESPOSITO,
FRANK MCALONAN, WILLIAM R. WHITE and
STEVE LATIMER, Individually and On Behalf of
All Others Similarly Situated,

Plaintiffs,

v.

MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED, CITIGROUP GLOBAL
MARKETS INC., MORGAN STANLEY & CO.
INCORPORATED, UBS SECURITIES LLC,
WACHOVIA CAPITAL MARKETS LLC, BANK
OF AMERICA SECURITIES LLC, BARCLAYS
CAPITAL INC., FTN FINANCIAL SECURITIES
CORP., GOLDMAN, SACHS & CO. and WELLS
FARGO SECURITIES LLC,

Defendants.

Electronically Filed

No. 1:08-cv-08488(GEL)

ECF CASE

[captions continued on following page]

BRIAN JARMAIN, Individually and On Behalf of
All Others Similarly Situated,

Plaintiffs,

v.

MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED, CITIGROUP GLOBAL
MARKETS INC., MORGAN STANLEY & CO.
INCORPORATED, UBS SECURITIES LLC,
WACHOVIA CAPITAL MARKETS LLC,
STEPHEN B. ASHLEY, DANIEL H. MUDD,
STEPHEN M. SWAD, and ROBERT J. LEVIN,

Defendants.

Electronically Filed

No. 1:08-cv-08491(GEL)

ECF CASE

CHERYL STRONG and WILLIAM BERMAN,
Individually and On Behalf of All Others Similarly
Situated,

Plaintiffs,

v.

WACHOVIA CAPITAL MARKETS LLC, and
WACHOVIA SECURITIES, LLC,

Defendants.

Electronically Filed

No. 1:08-cv-08551(GEL)

ECF CASE

DECLARATION OF ROBERT N. CAPPUCCI

I, the undersigned, Robert N. Cappucci, do hereby declare under the penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct:

1. I am an attorney licensed to practice law in the United States Supreme Court and the State and Federal courts serving the States of New York and New Jersey. I am a partner of the law firm of Entwistle & Cappucci LLP (“Entwistle & Cappucci”), counsel for the Series T Preferred Investor Group. Entwistle & Cappucci’s principal office is located at 280 Park Avenue, 26th Floor, New York, New York 10017.

2. I submit this Declaration in support of the Series T Preferred Investor Group’s Notice of Motion and Motion for Consolidation of Similar Cases; To Be Appointed Lead Plaintiff; and To Approve Proposed Lead Plaintiff’s Choice of Counsel.

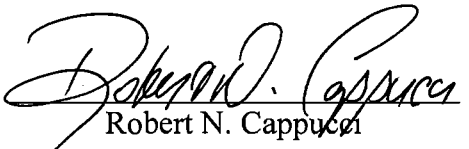
3. Attached hereto as Exhibit A are true and correct copies of the Certifications of Martin Mahler, Danny Austin and Eleanor L. Maro, on behalf of the Series T Preferred Investor Group.

4. Attached hereto as Exhibit B is the Class Action Notice concerning the class action filed on behalf of investors in Federal National Mortgage Association a/k/a Fannie Mae 8.25% Non-Cumulative Preferred Stock, Series T, published on September 17, 2008.

5. Attached hereto as Exhibit C are true and correct copies of the Declarations of Martin Mahler, Danny Austin and Eleanor L. Maro in support of the Series T Preferred Investor Group..

6. Attached hereto as Exhibit D are true and correct copies of the Firm Resumes of Entwistle & Cappucci and Brower Piven, A Professional Corporation.

EXECUTED on the 7th day of November, 2008.


Robert N. Cappucci