

EXHIBIT 2

Jim Gilreath

From: McLaughlin, Terence [tmclaughlin@willkie.com]
Sent: Tuesday, July 14, 2009 2:33 PM
To: Jim Gilreath
Cc: Cheryl F. Perkins; Robert L. Brace; Vogel, Stephen; Hickerson, David A.
Subject: RE: Status of continuance

Jim,

Let's do this. We will agree to put the hearing on our stay motion in Bankruptcy Court over to the next omnibus date (August 25) at 11:00 a.m. In exchange, I ask that you agree to give the non-SunTrust defendants in the MDL action 75 days from the service of the Consolidated Amended Complaint to answer, move or otherwise respond. I would also ask that you apprise the MDL court of this arrangement when you appear before that court on July 20 for the status conference.

This will give us comfort that the hearing on the adjourned motion will occur sufficiently in advance of the deadline for the individual defendants to respond to the MDL Complaint. And it will give you all sufficient time to further consider whether to dismiss the individuals without prejudice subject to Tolling Agreements.

Finally, per your request, this will confirm that we do not seek in our motion a stay of the MDL proceeding as it relates to SunTrust Banks.

Regards,

Terence K. McLaughlin
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