



Office of the Comptroller of the Currency

Washington, DC 20219

April 13, 2018

VIA ECF

Molly Dwyer, Clerk of Court
Office of the Clerk
United States Court of Appeals for the Ninth Circuit
95 Seventh Street
San Francisco, CA 94103-1526

Subject: The Office of the Comptroller of the Currency's Intent to File a Brief *Amicus Curiae* in Support of Appellee Bank of America in *Lusnak v. Bank of America, N.A.*, No. 14-56755

Dear Ms. Dwyer:

The Office of the Comptroller of the Currency submits this letter to inform the Court that it intends to file a brief *amicus curiae* in support of appellee Bank of America's petition for rehearing en banc in the above-captioned matter. *See* Fed. R. App. P. 29(a)(2); Local Circuit Rule 29-2(a). The OCC will submit its brief no later than April 23, 2018. *See* Local Circuit Rule 29-2(e)(1).

Respectfully,

/s/ Douglas B. Jordan

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on April 13, 2018.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

s/ Douglas B. Jordan
Douglas B. Jordan

*Attorney for Amicus Curiae
Office of the Comptroller of the
Currency*