

**THIS NOTICE IS IMPORTANT AND REQUIRES YOUR IMMEDIATE ATTENTION**

**This notice is made pursuant to the Act on Financial Supervision (*Wet op het financieel toezicht*).**

If you are in any doubt as to the action you should take, you are recommended to seek your own financial, legal or other advice immediately from your stockbroker, bank manager, solicitor, accountant or other appropriately authorised independent financial adviser.

Capitalised terms used herein have the meanings defined or construed in the Master Definitions Agreement entered into by the Issuer in connection with the issue of the Notes and dated 23 May 2008 as amended and restated.

**EMF-NL Prime 2008-A B.V.**

(the **Issuer**)

Notice is hereby given with respect to:

EUR 50,000,000 Class A1 Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: US26868QAA67 (144A) / XS0362459215 (Reg S)) (the **Class A1 Notes**)

EUR 110,000,000 Class A2 Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: US26868QAB41 (144A) / XS0362465535 (Reg S)) (the **Class A2 Notes**)

EUR 10,000,000 Class A3 Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: US26868QAC24 (144A) / XS0362465881 (Reg S)) (the **Class A3 Notes**)

EUR 12,000,000 Class B Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: US26868QAD07 (144A) / XS0362466186 (Reg S)) (the **Class B Notes**)

EUR 9,000,000 Class C Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: US26868QAE89 (144A) / XS0362466269 (Reg S)) (the **Class C Notes**)

EUR 9,000,000 Class D Mortgage Backed Floating Rate Notes due April 2041  
(ISIN: XS0362466772 (Reg S)) (the **Class D Notes**)

(collectively, the **Notes** and each class of Notes, a **Class of Notes** and together the **Classes of Notes** and the holders thereof the **Noteholders**)

and

the 10,000 Residual Certificates (ISIN: XS0362467317)  
(the **Residual Certificates** and, together with the Notes, the **Securities**)

Amsterdam, 10 January, 2017

Notice is hereby given by the Issuer that a settlement agreement has been entered into with Lehman Brothers Special Financing Inc. (**LBSF**) in respect of the dispute relating to the termination of the ISDA Master Agreement dated as of 22 May 2008 and made between the Issuer and LBSF in connection with the Securities.

Pursuant to such settlement agreement the Issuer has agreed to pay to LBSF:

- (a) EUR 800,000 (to rank after limb (g) and prior to limb (h) of the Pre-Enforcement Interest Priority of Payments and as limb (d) in the Post-Enforcement Priority of Payments); and
- (b) EUR 1,900,000, together with interest on such amount accrued until the date of the settlement agreement and continuing to accrue thereafter on a non-compound basis at a rate of 6 per cent. per annum from and including the Early Termination Date of the ISDA Master Agreement (to rank as limb (r) of the Pre-Enforcement Interest Priority of Payments and as limb (i) in the Post-Enforcement Priority of Payments).

This notice was issued by:

The Issuer  
Managing Director  
Intertrust Management B.V.  
Prins Bernhardplein 200  
1097 JB Amsterdam  
The Netherlands