

TO: Richard Sauber, Counsel

From: Darrel W Dochow (signed via cover email)

DATE{ June 12, 2012

RE: Declaration dated June 7, 2012

On June 7, 2012 I signed the Declaration attached to the cover email. On June 11, 2012, several days after signing the Declaration, I was interviewed by the SEC. During the interview I was shown documents that indicated that IndyMac Bank may have been under a PCA capital calculation defined with double risk weighting of subprime loans. The documents were a condition of approval for the change in control application dated in year 2000 and an OTS Regulatory Profile showing PCA capital ratios that included a double risk weighting of subprime loans dated in late 2007. I had forgotten this at the time I signed the Declaration and am uncertain, based on my recollection, what capital requirement for PCA purposes IndyMac Bank was under at the time.

After seeing these documents and with my memory now better refreshed, I am less certain about some of the statements in the Declaration. In particular, I feel that I can no longer state item 6 in the Declaration, and quite frankly the entire matter of the double risk weighting is clouded in my mind.