

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

In re:	:	Chapter 11 Case
MOTORS LIQUIDATION COMPANY, <i>et al.</i> ,	:	Case No. 09-50026 (REG)
Debtors.	:	(Jointly Administered)
OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF MOTORS LIQUIDATION COMPANY f/k/a GENERAL MOTORS CORPORATION,	:	Adversary Proceeding
Plaintiff,	:	Case No. 09-00504 (REG)
vs.	:	
JPMORGAN CHASE BANK, N.A., individually and as Administrative Agent for Various lenders party to the Term Loan Agreement described herein, <i>et al.</i> ,	:	
Defendants.	:	

**STIPULATED SCHEDULING ORDER**

Pursuant to Fed. R. Civ. P. 26 and Fed.R.Bankr.P. 7026, Plaintiff the Official Committee of Unsecured Creditors of Motors Liquidation Company f/k/a General Motors Corporation (the “Committee”) and Defendant JPMorgan Chase Bank, N.A. (“JPMCB”) have conferred with respect to each of the items listed below. As a result of these discussions, the Committee and JPMCB, through their undersigned counsel, hereby stipulate to and submit the following Stipulated Scheduling Order (“Scheduling Order”) for the Court’s approval.

**IT IS HEREBY ORDERED** as follows:

**1. Service of Complaint:** JPMCB has accepted service of the complaint dated July 31, 2009 (the "Complaint"). The Committee shall have 240 days to complete service on the other defendants, without prejudice to seek an additional extension of time to serve the summons and Complaint upon other defendants, if necessary.

**2. Response to Complaint:** JPMCB shall serve its response to the Complaint on or before October 7, 2009.

**3. Deadline for Initial Disclosures:** The Committee and JPMCB shall serve initial disclosures pursuant to Fed.R.Civ.P. 26(a)(1) and Fed.R.Bankr.P. 7026(a)(1) on or before October 7, 2009.

**4. Service of Subpoenas:** The Committee and JPMCB shall be authorized to serve subpoenas for documents and/or depositions on non-parties and not defendants on or after October 7, 2009.

**5. Written Discovery Requests:** The Committee and JPMCB shall be authorized to serve discovery requests upon each other on or after October 15, 2009. Written responses to the discovery requests and responsive documents shall be provided thirty (30) days after the service of the discovery requests.

**6. Depositions:** The Committee and JPMCB shall use their best effort to complete depositions on or before December 31, 2009.

**7. Dispositive Motions:** The Committee and/or JPMCB shall make dispositive motion(s) on or before February 1, 2010. Oppositions to any dispositive motions made by the Committee and/or JPMCB shall be filed on or before March 1, 2010. Replies to any dispositive motions made by the Committee and/or JPMCB shall be filed on or before March 17, 2010.

**8. Confidentiality:** If necessary, the Committee and JPMCB will agree upon the terms of a Confidentiality Stipulation and Order with respect to discovery produced in this case and thereafter jointly request that said Confidentiality Stipulation and Order be signed by the Court.

**9. Privilege:** Inadvertent disclosure of any document which the producing party deems to be protected by the attorney-client privilege or as attorney work product shall not act as a waiver of the applicable privilege and may be recalled by the producing party upon notice to the receiving party. Upon receipt of such notice, the receiving party shall, at the option and direction of the producing party, promptly return or destroy the document(s) in question.

**10. No Duplicative Discovery:** No party, which is subsequently served with the summons and the Complaint and wishes to participate in discovery, will be permitted to duplicate previous deposition questioning and/or discovery requests.

**11. Modification:** This schedule may be modified only by order of this Court for good cause shown.

STIPULATED AND AGREED:

Dated: New York, New York  
October 6, 2009

BUTZEL LONG

By: /s/ Eric B. Fisher

Eric B. Fisher (EF 1209)

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Attorneys for Defendant  
Official Committee of Unsecured Creditors of  
Motors Liquidation Company f/k/a General  
Motors Corporation

Dated: New York, New York  
October 6, 2009

KELLEY DRYE & WARREN LLP

By: /s/ John M. Callagy

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JPMorgan Chase Bank, N.A.

SO ORDERED:

s/ Robert E. Gerber 10/6/2009  
UNITED STATES BANKRUPTCY JUDGE