Return Date: September 30, 2009 Response Due: August 26, 2009 Reply Due: September 16, 2009

#### GIBSON, DUNN & CRUTCHER LLP

200 Park Avenue, 47th Floor New York, New York 10166 Telephone: (212) 351-4000 Facsimile: (212) 351-4035

Adam H. Offenhartz (To Argue Motion)

David Feldman Matthew J. Williams David J. Kerstein

ATTORNEYS FOR WILMINGTON TRUST COMPANY

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

In re

MOTORS LIQUIDATION COMPANY et al., f/k/a General Motors Corp. et al.,

Debtors.

RADHA RAMANA MURTY NARUMANCHI (MURTY) and RADHA BHAVATARINI DEVI NARUMANCHI (DEVI),

Plaintiffs Pro Se,

v.

GENERAL MOTORS CORP. et al.,

Defendants.

Chapter 11 Case No. 09-50026 (REG) (Jointly Administered)

Adversary Proceeding No. 09-00501 (REG)

# DEFENDANT WILMINGTON TRUST COMPANY'S MOTION TO DISMISS PLAINTIFFS' ADVERSARY COMPLAINT

For the reasons set forth in the accompanying Memorandum of Law in Support of Defendant Wilmington Trust Company's Motion To Dismiss Plaintiffs' Adversary Complaint, and the accompanying Declaration of David J. Kerstein, and the exhibits thereto, Defendant

Wilmington Trust Company ("WTC") moves this Court for an Order dismissing all claims against WTC with prejudice pursuant to Federal Rule of Civil Procedure 12(b)(6), which is made applicable to this proceeding by Federal Rule of Bankruptcy Procedure 7012, and granting such other and further relief as the Court deems just and proper.

Dated: New York, New York July 16, 2009

Respectfully submitted,

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Adam H. Offenhartz\_

Adam H. Offenhartz (AO-0952)
David Feldman (DF-8070)
Matthew J. Williams (MW-4081)
David J. Kerstein (DK-7017)
200 Park Avenue, 47th Floor
New York, New York 10166-0193
Talanhana: (212) 351, 4000

Telephone: (212) 351-4000 Facsimile: (212) 351-4035

Attorneys for Defendant Wilmington Trust Company

Return Date: September 30, 2009 Response Due: August 26, 2009 Reply Due: September 16, 2009

#### GIBSON, DUNN & CRUTCHER LLP

200 Park Avenue, 47th Floor New York, New York 10166 Telephone: (212) 351-4000 Facsimile: (212) 351-4035

Adam H. Offenhartz (To Argue Motion)

David Feldman Matthew J. Williams David J. Kerstein

ATTORNEYS FOR WILMINGTON TRUST COMPANY

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re

MOTORS LIQUIDATION COMPANY et al., f/k/a General Motors Corp. et al.,

Debtors.

RADHA RAMANA MURTY NARUMANCHI (MURTY) and RADHA BHAVATARINI DEVI NARUMANCHI (DEVI),

Plaintiffs Pro Se,

v.

GENERAL MOTORS CORP. et al.,

Defendants.

Chapter 11 Case No. 09-50026 (REG) (Jointly Administered)

Adversary Proceeding No. 09-00501 (REG)

#### **ORDER**

AND NOW, this	day of	, 2009
---------------	--------	--------

upon consideration of the motion to dismiss filed by Wilmington Trust Company, and any

response thereto, **IT IS ORDERED** that the Motion is **GRANTED**, and that all claims against Wilmington Trust Company are **DISMISSED WITH PREJUDICE**.

BY THE COURT:
Robert E. Gerber, J.