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Additional Counsel Listed on Signature Pages

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

-----x
In re:

MOTORS LIQUIDATION COMPANY, f/k/a
GENERAL MOTORS CORPORATION, *et al.*,

Debtors.

-----x
MOTORS LIQUIDATION COMPANY AVOIDANCE
ACTION TRUST, by and through the Wilmington Trust
Company, solely in its capacity as Trust Administrator and
Trustee,

Plaintiff,

against

JPMORGAN CHASE BANK, N.A., *et al.*,

Defendants.
-----x

Case No. _____

Chapter 11

Case No. 09-50026 (MG)
(Jointly Administered)

Adversary Proceeding

Case No. 09-00504 (MG)

**NOTICE OF CONDITIONAL MOTION FOR CROSS-APPEAL
PURSUANT TO 28 U.S.C. § 158(a)(3) AND
FEDERAL RULE OF BANKRUPTCY PROCEDURE 8004**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Opposition to Plaintiff’s Motion for Leave to Appeal and, in the Alternative, in Support of Conditional Motion for Cross-Appeal, and the Declaration of C. Lee Wilson, Esq., together with the exhibits annexed thereto, defendants hereby conditionally cross-move, pursuant to 28 U.S.C. § 158(a)(3) and Rule 8004 of the Federal Rules of Bankruptcy Procedure, in the event that plaintiff’s motion for leave to appeal is granted, to appeal from the “Memorandum Opinion Regarding Fixture Classification and Valuation,” issued by the United States Bankruptcy Court for the Southern District of New York on September 26, 2017 (Dkt. No. 1015) in the adversary proceeding captioned 09-00504 (MG).

Dated: New York, New York
October 24, 2017

Respectfully submitted,

KELLEY DRYE & WARREN LLP

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