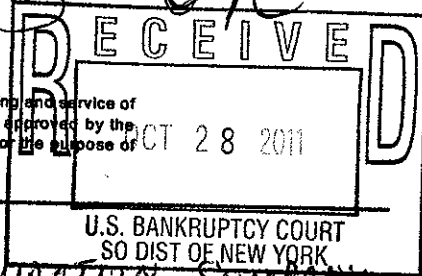


JS 44C/SDNY
REV. 5/2010

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.



PLAINTIFFS: DALE R. SPIRNAK
DEFENDANTS: MOTORS LIQUIDATION COMPANY
ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER): N/A
ATTORNEYS (IF KNOWN):

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

28 USC 158

Has this or a similar case been previously filed in SDNY at any time? No? Yes? Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

(PLACE AN [x] IN ONE BOX ONLY) NATURE OF SUIT

- | TORTS | | | | ACTIONS UNDER STATUTES | | | |
|--|--|---|--|---|---|--|---|
| CONTRACT | PERSONAL INJURY | PERSONAL INJURY | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES | REAL PROPERTY | CIVIL RIGHTS |
| <input type="checkbox"/> 110 INSURANCE | <input type="checkbox"/> 310 AIRPLANE LIABILITY | <input type="checkbox"/> 362 PERSONAL INJURY - MED MALPRACTICE | <input type="checkbox"/> 610 AGRICULTURE | <input checked="" type="checkbox"/> 422 APPEAL 28 USC 158 | <input type="checkbox"/> 400 STATE REAPPORTIONMENT | <input type="checkbox"/> 210 LAND CONDEMNATION | <input type="checkbox"/> 441 VOTING |
| <input type="checkbox"/> 120 MARINE | <input type="checkbox"/> 315 AIRPLANE PRODUCT LIABILITY | <input type="checkbox"/> 365 PERSONAL INJURY PRODUCT LIABILITY | <input type="checkbox"/> 620 OTHER FOOD & DRUG | <input type="checkbox"/> 423 WITHDRAWAL 28 USC 157 | <input type="checkbox"/> 410 ANITRUST | <input type="checkbox"/> 220 FORECLOSURE | <input type="checkbox"/> 442 EMPLOYMENT |
| <input type="checkbox"/> 130 MILLER ACT | <input type="checkbox"/> 320 ASSAULT, LIBEL & SLANDER | <input type="checkbox"/> 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY | <input type="checkbox"/> 625 DRUG RELATED SEIZURE OF PROPERTY | <input type="checkbox"/> 430 BANKS & BANKING | <input type="checkbox"/> 430 BANKS & BANKING | <input type="checkbox"/> 230 RENT LEASE & EJECTMENT | <input type="checkbox"/> 443 HOUSING/ ACCOMMODATIONS |
| <input type="checkbox"/> 140 NEGOTIABLE INSTRUMENT | <input type="checkbox"/> 330 FEDERAL EMPLOYERS' LIABILITY | <input type="checkbox"/> 370 OTHER FRAUD | <input type="checkbox"/> 630 LIQUOR LAWS | <input type="checkbox"/> 440 COMMERCE | <input type="checkbox"/> 440 COMMERCE | <input type="checkbox"/> 240 TORTS TO LAND | <input type="checkbox"/> 444 WELFARE |
| <input type="checkbox"/> 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT | <input type="checkbox"/> 340 MARINE LIABILITY | <input type="checkbox"/> 371 TRUTH IN LENDING | <input type="checkbox"/> 640 RR & TRUCK | <input type="checkbox"/> 450 DEPORTATION | <input type="checkbox"/> 450 DEPORTATION | <input type="checkbox"/> 245 TORT PRODUCT LIABILITY | <input type="checkbox"/> 445 AMERICANS WITH DISABILITIES - EMPLOYMENT |
| <input type="checkbox"/> 151 MEDICARE ACT | <input type="checkbox"/> 345 MARINE PRODUCT LIABILITY | <input type="checkbox"/> 380 OTHER PERSONAL PROPERTY DAMAGE | <input type="checkbox"/> 650 AIRLINE REGS | <input type="checkbox"/> 460 DEPORTATION RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) | <input type="checkbox"/> 460 DEPORTATION RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) | <input type="checkbox"/> 290 ALL OTHER REAL PROPERTY | <input type="checkbox"/> 446 AMERICANS WITH DISABILITIES - OTHER |
| <input type="checkbox"/> 152 RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS) | <input type="checkbox"/> 350 MOTOR VEHICLE LIABILITY | <input type="checkbox"/> 385 PROPERTY DAMAGE PRODUCT LIABILITY | <input type="checkbox"/> 660 OCCUPATIONAL SAFETY/HEALTH | <input type="checkbox"/> 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) | <input type="checkbox"/> 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) | | <input type="checkbox"/> 440 OTHER CIVIL RIGHTS |
| <input type="checkbox"/> 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS | <input type="checkbox"/> 355 MOTOR VEHICLE PRODUCT LIABILITY | | <input type="checkbox"/> 690 OTHER | <input type="checkbox"/> 480 CONSUMER CREDIT | <input type="checkbox"/> 480 CONSUMER CREDIT | | |
| <input type="checkbox"/> 160 STOCKHOLDERS SUITS | <input type="checkbox"/> 360 OTHER PERSONAL INJURY | | <input type="checkbox"/> 710 FAIR LABOR STANDARDS ACT | <input type="checkbox"/> 480 CABLE/SATELLITE TV | <input type="checkbox"/> 480 CABLE/SATELLITE TV | | |
| <input type="checkbox"/> 190 OTHER CONTRACT | | | <input type="checkbox"/> 720 LABOR/MGMT RELATIONS | <input type="checkbox"/> 480 SELECTIVE SERVICE | <input type="checkbox"/> 480 SELECTIVE SERVICE | | |
| <input type="checkbox"/> 195 CONTRACT PRODUCT LIABILITY | | | <input type="checkbox"/> 730 LABOR/MGMT REPORTING & DISCLOSURE ACT | <input type="checkbox"/> 485 SECURITIES/ COMMODITIES/ EXCHANGE | <input type="checkbox"/> 485 SECURITIES/ COMMODITIES/ EXCHANGE | | |
| <input type="checkbox"/> 196 FRANCHISE | | | <input type="checkbox"/> 740 RAILWAY LABOR ACT | <input type="checkbox"/> 490 CUSTOMER CHALLENGE | <input type="checkbox"/> 490 CUSTOMER CHALLENGE | | |
| | | | <input type="checkbox"/> 750 OTHER LABOR LITIGATION | <input type="checkbox"/> 490 CHALLENGE 12 USC 3410 | <input type="checkbox"/> 490 CHALLENGE 12 USC 3410 | | |
| | | | <input type="checkbox"/> 791 EMPL RET INC SECURITY ACT | <input type="checkbox"/> 490 OTHER STATUTORY ACTIONS | <input type="checkbox"/> 490 OTHER STATUTORY ACTIONS | | |
| | | | | <input type="checkbox"/> 490 AGRICULTURAL ACTS | <input type="checkbox"/> 490 AGRICULTURAL ACTS | | |
| | | | | <input type="checkbox"/> 490 ECONOMIC STABILIZATION ACT | <input type="checkbox"/> 490 ECONOMIC STABILIZATION ACT | | |
| | | | | <input type="checkbox"/> 490 ENVIRONMENTAL MATTERS | <input type="checkbox"/> 490 ENVIRONMENTAL MATTERS | | |
| | | | | <input type="checkbox"/> 490 ENERGY ALLOCATION ACT | <input type="checkbox"/> 490 ENERGY ALLOCATION ACT | | |
| | | | | <input type="checkbox"/> 490 FREEDOM OF INFORMATION ACT | <input type="checkbox"/> 490 FREEDOM OF INFORMATION ACT | | |
| | | | | <input type="checkbox"/> 490 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE | <input type="checkbox"/> 490 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE | | |
| | | | | <input type="checkbox"/> 490 CONSTITUTIONALITY OF STATE STATUTES | <input type="checkbox"/> 490 CONSTITUTIONALITY OF STATE STATUTES | | |

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ 1,648,995.40 OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint

JURY DEMAND: YES NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding 2a. Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from (Specify District) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judge Judgment
- 2b. Removed from State Court AND at least one party is pro se.

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1322, 1441)

- 1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION (U.S. NOT A PARTY) 4 DIVERSITY

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF DEF [] []	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [] []	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF [] []
CITIZEN OF ANOTHER STATE	[] []	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] []	FOREIGN NATION	[] []

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DALE R. SPIRNAK
207 MAPLEDALE DR.
MUNHALL, ALLEGHENY COUNTY, PA
15120

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

MOTORS LIQUIDATION COMPANY
401 SOUTH OLD WOODWARD AVE., SUITE 370
BIRMINGHAM, OAKLAND COUNTY, MI
48009

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION.)

DATE _____ SIGNATURE OF ATTORNEY OF RECORD _____ ADMITTED TO PRACTICE IN THIS DISTRICT
[] NO
[] YES (DATE ADMITTED Mo. _____ Yr. _____)
RECEIPT # _____ Attorney Bar Code # _____

Magistrate Judge is to be designated by the Clerk of the Court.
Magistrate Judge _____ is so Designated.
Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____