

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

RESPONSE FROM MAYA A BROADY AKA KILLINGS

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EXHIBIT 1

May 3, 2012

RESPONSE
(Revised copy)

Maya A. Broady aka Killings
238 Sawyer Street
Rochester, New York 14619

United States Bankruptcy Court
Southern District of New York
One Bowling Green
New York, New York 10004-1408

TO: Whom It May Concern: Claims No 70896 & 70925

I am asking that my claims not be expunged on 5/31/2012, as the attorney's representing the "Debtors" aka, Motors Liquidation Company is requesting (DICKSTEIN SHAPIRO LLP) (Exhibit 1). From the time that I became ill in 1991 to the present, the "Debtors" have arbitrarily acted in bad faith, and the "Debtors" have refused to comply with the Americans with Disability Act of 1990, and Title VII laws (Exhibits 8 & 9). From 1992 to the present, it has been difficult ascertaining vital information from the "Debtors" attorneys' handling the Motors Liquidation Bankruptcy claims (Exhibit 5, pages 1 & 2).

My claims should not be expunged based on the following statements:

1. I originally filed my claims on 2/10/2011, and 2/12/2011 (not 2/12/2011, and 2/14/2012 as the "Debtors" attorneys' indicated in their objection (Exhibit 2). To my knowledge, I am not aware of any other hearings pertaining to the "276th Omnibus Objection to Claims" in order to expunge late filed claims. I did not become privy to this information. The "Debtors" or their attorneys, had a legal obligation in submitting all necessary materials in a timely fashion, and not withhold information.
2. The truth is being guilefully distorted. On 2/7/2012 (Exhibit 5, page 2), I discovered for the **first time** that my case was grouped with other cases that were already expunged, and I contacted Attorney Conray Tseng for an explanation. He promised to update me on my claims in an e-mail dated 2/23/2011 (Exhibit 4, page 1). Also, on 2/7/2012, Attorney Tseng informed me that "he could not locate my claims on the computer and that he would have someone contact me."

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Southern District of New York
Page 2 (Revised copy)

3. The first claim that I filed has a court stamp date of 2/10/2011, and another court stamp date of 2/12/2011 (Claim #70896) (Exhibit 2, page 1). The 2/10/2011 court stamp date is correct, but the 2/12/2011 stamp date is incorrect. The 2/12/2011 stamp date should have been on the second claim versus the stamp date of 2/14/2011 (Claim #70925) (Exhibit 2, page 2). The enclosed certified return receipt from the post office will verify that the court received the second claim on 2/12/2011, not 2/14/2011 (Exhibit 2).
4. I am obfuscated because of a conversation that I had with Attorney Yvanna Custodio on 2/8/2012. She contacted me on behalf of Attorney Tseng. Again, I asked Attorney Custodio the same question. Why are my claims grouped with other claims that were expunged? She responded by saying, "My claims are not being expunged and that they are under to be resolved." She requested that I resubmit information to her that I had already filed with my claims. I faxed Ms. Custodio a letter dated 3/8/2012, and mailed the bulk of the material out to her on 2/15/2012 (Exhibit 5, pages 4 & 6).
5. It is non-coincidental that important information pertaining to my claims has not been communicated to me as promised by Attorney Tseng, and expunging the claims had already been set in motion before I discovered it on 2/7/2012. Certain information is not being mailed out within a reasonable period giving the creditors time to respond (Exhibit 3). I have experienced many roadblocks, and claims were allowed to transient in order to find loopholes to expunge them. The "Debtors" failed to negotiate or mediate the claims. Instead, information obtained during their discovery was used to their advantage with this case and not my claims.
6. To expunge my claims or to punish me for allegedly filing late is disparagement to the crime committed for a long...long time, and the injustice needs to be eradicated, including the discrimination and sexual harassment statements made in my original claims. I worked in a hostile environment, and my former employer (General Motors Liquidation aka General Motors) failed to keep me safe, therefore, I filed a complaint with the EEOC (Exhibit 6).
7. Most of the telephone information given to me was incorrect or inaccurate (filing administrative claim vs. filing secured and un-secured claims). There was misrepresentation pertinent facts related, delays in responding, and exploitation of an insured in a venerable position (per se; not have an attorney to represent me). Since I do not have an attorney, ascertaining or receiving vital information became almost non-existent. Eventually, I e-mailed the Debtors on 2/7/2012

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Page 3 (Revised copy)

stating that I would contact the judge handling the bankruptcy claims since the “Debtors” attorneys’ failed to respond to my concerns or update me on my claims (Exhibit 5, page 2).

8. Even though the Dex Cool Class Action Law Suit is over, I am still experiencing problems keeping engine coolant in my car. I have to purchase engine coolant every 2 to 3 months since I experienced the problem in 12/06 (Exhibit 12).

I am remonstrating that both claims **not be expunged, but approved**. Furthermore, I am asking or motioning that my claims be amended that I be able to file a late claim for 2009 and 2010 secured claim and amend any necessary corrections to my present claims based on the statements that I have provided in my response. (CLPR 3025 and 3025.15)

<http://public.leginfo.state.ny.us>

I am asking that the court fully compensate me for benefits that I am legally and contractually entitled to under the General Motors Liquation aka General Motors disability benefits plans that the “Debtors” have refused to administer (Exhibits 7, 10, & 11). Furthermore, the Debtors be accountable for subjecting me to an hostile environment, including sexual under both quid pro quo and hostile work environment sexual harassment (see Mauro v Orville, 259 AD2d 89, 91 - 92 [1999], 1v denied 94 NY2d 759 [2000]).

I motion that the court extend or reschedule the hearing in order that I may gather information to substantiate my response in a timely timeframe.

I have meritorious grounds surrounding my claims, and this misdeed done to me as well as the willful and malicious acts that have occurred, needs to be corrected. I am asking that a precedent be established here in hope to eliminate future misdeeds from happening to others who have tried to do the thing.

Once again, I employ that the court approve both claims that were filed within the mandatory timeframe, the “Debtors” be accountable as well as be responsible for their bad faith actions, and comply with the Americans with Disability Act of 1990 (Pub. L. 101-336), and Title VII laws. By the grace and mercy of God, ensure that all individuals are protected and treated fairly by corporations and institution that violate state and federal laws.

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Southern district of New York
Page 3

Thanks in advance for considering my responses in not expunging my claims.

Regards,


Maya A. Broady

cc: Debtors Attorneys
Dickstein Shapiro LLP
1633 Broadway
New York, New York 10019-6708

Attention: Mr. Barry N. Seidel (PS-1945)
Ms. Stefanie Birbrower Greer (SG-2898)

EXHIBIT 2

Exhibit 18


| UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK | | ADMINISTRATIVE PROOF OF CLAIM |
|---|---|--|
| Name of Debtor Against Which Administrative Claim is Filed <i>General Motors Company (Company)</i> | |  <p>THIS SPACE IS FOR COURT USE ONLY</p> |
| Name of Creditor (The person or other entity to whom the debtor owes money or property): <i>Maya A Broady AKA - Killings</i> | | |
| Name and address where notices should be sent: <i>Maya A Broady 3238 Sawyer St., Rochester, NY 14619 Telephone number: 585-328-2325</i> | | |
| Account or other number by which creditor identifies debtor: | | Check here If this claim <input type="checkbox"/> replaces a previously filed claim, dated _____ <input type="checkbox"/> amends _____ |
| 1. Basis for Claim <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input checked="" type="checkbox"/> Other <i>Det-cool Engine damaged</i> | | <input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) <input checked="" type="checkbox"/> Wages, salaries, and compensation (fill out below) Last four digits of SS# <i>4038</i> Unpaid compensation for services performed from <i>10/92</i> to <i>Present</i> |
| 2. Date debt was incurred: <i>5/88 - Present</i> | | 3. If court judgment, date obtained: |
| 4. Total Amount of Administrative Expense Claim: <i>\$206,000</i> | | |
| <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges. | | |
| 5. Brief Description of Administrative Expense Claim (attach any additional information): <i>1) Unpaid Disability. It was determined that I was disabled at the time I was forced to retire from GM in 4/1992. See attachments. I was paid for temporary disability (6 months) but not permanent. 2) Det-cool Engine damage. I had to replace head gasket in my 2001 Pontiac Sunfire in 11/2007 due to coolant leakage. (See attached) 3) GM failed to protect me, I worked in a hostile environment. I filed a claim with EEOC. See attachments</i> | | |
| 6. Credits: All payments made on this claim have been credited and deducted for the purpose of making this proof of claim | | THIS SPACE IS FOR COURT USE ONLY |
| 7. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. | | |
| 8. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim. | | |
| Date: | Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any): <i>Maya Broady 2/9/11</i> | |

Penalty for presenting a fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years or both 18 U.S.C. §§ 152 and 3571

FILED - 70896
 MOTORS FUNDATION COMPANY
 F/K/A GENERAL MOTORS COMPANY
 SINCE 1996 (REG)

ROCHESTER NY
 14692
 FEB 10 2011
 MAIN

Exhibit 18

| UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK | | ADMINISTRATIVE PROOF OF CLAIM |
|---|---|---|
| Name of Debtor Against Which Administrative Claim is Held <i>General Motors Company (company)</i> | Case Number <i>09-50026 (REG)</i> |  <p>THIS SPACE IS FOR COURT USE ONLY</p> |
| Name of Creditor (The person or other entity to whom the debtor owes money or property): <i>Maya A Broady AKA - Killing</i> | <input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court. | |
| Name and address where notices should be sent: <i>Maya A Broady 238 Sawyer St., Rochester, NY 14619 Telephone number: 585-328-2325</i> | Check here If this claim <input type="checkbox"/> replaces a previously filed claim, dated _____ <input type="checkbox"/> amends _____ | |
| Account or other number by which creditor identifies debtor: _____ | Check here <input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) <input checked="" type="checkbox"/> Wages, salaries, and compensation (fill out below) Last four digits of SS# <i>4038</i> Unpaid compensation for services performed from <i>10/92</i> to <i>Present</i> | |
| 1. Basis for Claim <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input checked="" type="checkbox"/> Other <i>Det-cool Engine damaged</i> | 2. Date debt was incurred: <i>5/88 - Present</i> | 3. If court judgment, date obtained: _____ |
| 4. Total Amount of Administrative Expense Claim: <i>\$206,000</i> | | |
| <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges. | | |
| 5. Brief Description of Administrative Expense Claim (attach any additional information): <i>1) Unpaid Disability. It was determined that I was disabled at the time I was forced to retire from GM in 4/1992. See attachments. I was paid for temporary disability (6 months) but not permanent. 2) Det-cool Engine damage. I had to replace head gasket in my 2001 Pontiac Sunfire in 11/2007 due to coolant leakage. (See attached) 3) GM failed to protect me, I worked in a hostile environment. I filed a claim with EEOC. See attached.</i> | | |
| 6. Credits: All payments made on this claim have been credited and deducted for the purpose of making this proof of claim. | | THIS SPACE IS FOR COURT USE ONLY |
| 7. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. | | |
| 8. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim. | | |
| Date: _____ | Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any): <i>Maya Broady 2/9/11</i> | |
| Penalty for presenting a fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571 | | |

FILED - 70896
 MOTORS LIQUIDATION COMPANY
 F/K/A GENERAL MOTORS CORP.
 SINCE 1986 (REG)

ROCHESTER NY
 14692
 FEB 10 2011
 MAIN

Exh. b.7 DE (1)

February 5, 2011

Ms. Maya A. Broady
238 Sawyer Street
Rochester, New York 14619

The Garden City Group, Inc.
Attention: Motors Liquidation Company Claims Processing
P. O. ox 9386
Dublinm, Ohio 43017-4286

TO WHOM IT MAY CONCERN:

For many months now, I have been calling your office reference the attached Motors Liquidation with General Motors. I have either been disconnected, transferred to the wrong department, or the customer service representatives could not or did not answer my questions.

I have also attempted to go on line at www.motorsliquidationdocket.com, but could not locate the Administrative Poof of Claim Form until recently.

I am filing the following claims:

- 1) The Dex cool fluid. I had to replace my head gasket because the fluid kept leaking out of the engine. I understand that there was a class action lawsuit/recall pertaining to this, but I was not contacted, and did not know about the lawsuit/recall. The damage \$1/ ^{1487.55} . (See Attachments)
- 2) General Motors failed to pay me for my permanent disability from November 1992 – Present. When I was forced to leave GM in April 1992, I was still under the doctor's care before, during and after leaving General Motors. It was determined that I was permanently disabled and could not return to work. I did contact them and filed for disability benefits, but the Disability Benefits Department would not return my calls. They also stated that they never received my claim for disability. (See attachments)
- 3) I feel that I was discriminated against by General Motors. In 1988, I had to file a discrimination complaint with EEOC. They did find probable cause for discrimination. (See Attached)

Therefore, I am filing a claim for \$200,000 against General Motors for pain and suffering, failure to fulfill their disability policies and procedures for long term disability, forcing me to take an early retirement while I was still under a doctor's care in April 1992, and creating a hostile environment while working for them from 1988 – 1992 which necessitated me filing a claim with EEOC in 1991? My employment started with General Motors in August, 1984 – April 1992.

Exhibit 28, Pg 2

Once again, I am sending this letter because I am unable to gather the proper claim form, and could not obtain them.

Sincerely,

Maya A. Broady

Attachments

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. | A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee X |
| 1. Article Addressed to: The Garden City Group, Inc. Attn: Motors Liquidation Company Claims Processing P.O. Box 9386 Dublin, OH 43017-4286 | B. Received by (Printed Name) C. Date of Delivery RECEIVED FEB 2 2011 |
| 2. Article Number (Transfer from s) 7010 1060 0000 8839 0234 | D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: Exhibit 1F (1) THE GARDEN CITY GROUP INC |
| PS Form 3811, February 2004 | 3. Service Type <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Certified Mail <input type="checkbox"/> C.O.D. <input type="checkbox"/> Registered Mail <input type="checkbox"/> Insured Mail 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes Domestic Return Receipt 102595-02-M-1540 |

UNITED STATES POSTAL SERVICE

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Maya A. Broady
238 Sawyer St.
Rochester, NY 14619

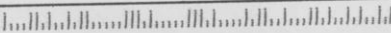


EXHIBIT 3

Exhibit 1c

Attachment # 6

Claim Question? Call: 646 282 2400 Technical Support Question? Call: 800 794 4430

Guest | Sign In



dentorMatrix

MOTORS LIQUIDATION COMPANY
OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF MOTORS LIQUIDATION COMPANY
(FORMERLY GENERAL MOTORS CORPORATION)
GM (n/k/a Motors Liquidation Company) Creditors' Committee
Change Client

Client Home Docket Key Documents

Home » Client Home

Bookmark this Page

MOTORS LIQUIDATION COMPANY

OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF MOTORS LIQUIDATION COMPANY
(FORMERLY GENERAL MOTORS CORPORATION)

YOUR USE OF THIS COMMITTEE WEBSITE IS SUBJECT TO THIS DISCLAIMER.

| | | | | | | |
|---------------------|---------------------|----------------------------|---------------------|-------------------------------------|-----------------|-------------------|
| General Information | Contact Information | Frequently Asked Questions | Chapter 11 Overview | Buying and Selling Unsecured Claims | Important Dates | Submit an Inquiry |
|---------------------|---------------------|----------------------------|---------------------|-------------------------------------|-----------------|-------------------|

Submit an Inquiry

You may submit an inquiry below or call the GM Committee Hotline at: (212) 715-3275

First Name

Last Name

Organization

Street Address

City, State Zip ,

Country

Email Address

Phone

Fax

Relationship to Debtor

Type of Inquiry

Notes

Please contact me at the above address and telephone number. I need to know what types of claims I can submit. The documentation that I recently received this year does not specify the types of claims, it very vague, and not specific. It would be best if you CALLED ME AT 585-328-2325 AFTER 3:00 P.M. Monday thru Friday.

Information for bondholders on whether to file a proof of claim:

Wilmington Trust Company is successor indenture trustee to Citibank NA, the 1990 and 1995 Indenture. The outstanding series of notes issued pursuant to these indentures are represented by CUSIP numbers: 370442ANS; 370442AJ4; 370442AR6; 37045EAG3; and 37045EAS7; 370442AT2; 370442AU9; 370442AV7; 370442AZ8; 370442BB0; 370442B16; 370442774; 370442766; 370442758; 370442741; 370442733; 370442725; 370442BG7; 370442BT1; 370442717; 370442BW4; 370442BS3; 370442121; and 370442691.

Wilmington Trust has placed a list of Frequently Asked Questions on its website. Those Questions and Answers are attached here. The web site indicates that Wilmington Trust will be filing the proof of claim and all supporting documents on behalf of the bondholders it represents. If you have questions for Wilmington Trust, you may call them at (866) 521-0079 Monday through Friday from 8:00 a.m. to 5:30 p.m. (Eastern). If you are calling from outside the United States, please call (302) 636-4130. Or, you can access their web site at www.wilmingtontrust.com/gmbondholders/faqs.html.

Law Debenture Trust Company of New York is the proposed successor trustee to The Bank of New York Mellon under seven different Indentures. The outstanding series of notes issued pursuant to those indentures are represented by CUSIP numbers: 594693AQ6; 616449AA2; 616449AB0; 455329AB8; 677596AU2; 67759ABC2; and 349272AT1.

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EXHIBIT 4

Exhibit 4

Attachment #1

Adrienne Killings

From: "Tseng, Conray" <conray.tseng@weil.com>
To: <sdunham3@triad.rr.com>
Cc: "Griffiths, David" <David.Griffiths@weil.com>
Sent: Wednesday, February 23, 2011 11:26 AM
Subject: MLC - PoC 70896/70925 Maya Brody

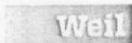
Ms. Brody

Per our phone conversation, your two claims (one with addendum and one without) will be combined into a single surviving proof of claim 70925 of \$200,000.

We reserve all rights and defenses with respect to your claim. If you agree with the above, please respond back confirming your agreement.

Also, as promised, we will provide you notice by mail and telephone when we will schedule your claim for hearing and resolution before the bankruptcy court.

Please feel free to give me a call if you have any questions or concerns. Thank you for your assistance with this matter.



Conray C. Tseng
Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, New York 10153
conray.tseng@weil.com
+1 212 310 8601 Direct
+1 212 310 8007 Fax

The information contained in this email message is intended only for use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by email (postmaster@weil.com), and destroy the original message. Thank you.

2/24/2011

Exhibit 4 134

March 25, 2011

Ms. Maya Broady
238 Sawyer Street
Rochester, New York 14619

Revised 4/18/2011

Mr. Conray Tseng
The Garden City Group, Inc.
Attn: Motors Liquidation Company Claims Processing
P. O. Box 9386
Dublin, Ohio 43017-4286

Dear Mr. Tseng:

I am responding to the telephone call you made to me on 2/22/2011, and your email dated 2/23/2011 referencing the General Motors Liquidation claims that I filed dated 2/9/2011. (Attachment # 1).

On 2/22/2011, you contacted me and recommended that I combine both claims filed on 2/9/2011. You also stated that providing I combine both claims filed on 2/9/2011, as well as cancel them, that you would open up the 2009/2010 claim against Motors Liquidation Company on my behalf. I asked that you put these changes in writing and mail or email them to me. After receiving your email on 2/23/2011, you confirmed everything we discussed, but you neglected to confirm our conversation pertaining to filing the 2009/2010 claim on my behalf. I contacted you reference to the contents of the email, you indicated to me over the telephone that your superior recommended that you not include me or open up the 2009/2010 claim on my behalf.

In the last few weeks, I did some research pertaining to my permanent and total disability claims, and uncovered the following information:

- 1) The Americans with Disability Act of 1990 "is a civil right law protecting individual with disabilities from discrimination in the workplace." My doctor who examined me before, during, and after my illness, as well as the judge who approved my disability on 7/8/1993, and determined that I was indeed permanently disabled on or before April 15, 1992.
- 2) The Americans with Disability Act of 1990: §325-8.5 Improper influence or involvement in medical treatment. My superiors at General Motors became aware of my illness around September 1991- 1992. I feel that they hindered me from seeking crucial medical assistance, including not allowing me to take a medical leave of absence and trying to force me to relocate out of town, and set up job interviews knowing that I was ill. I also feel that they contributed to my illness by initiating a hostile working environment, sexual harassment, and racial discrimination. You have certain documents in your possession that I mailed with my claim on 2/9/2011 and I have included additional back up information with this letter. (Attachment # 2).
- 3) The American with Disability Act of 1990. See 42 U.S.C. §§ 12201-12213 -Title V – Miscellaneous Provision. "The prohibition against retaliation or coercion applies broadly to any individual or entity that seeks to prevent an individual from exercising his or her rights or

Exhibit 4D 294

Page 2
C. Tseng

to retaliate against him or her for having exercised right. Any form of retaliation or coercion, including threats, intimidation, or interference is prohibited if it is intended to interfere." I was retaliated against for filing the complaints with the EEOC in 1988, and my superiors at General Motors **constantly coerced, and forced** me into taking the early retirement on April 15, 1992, which is a violation.

NYS Workers Compensation Disability Benefit Law - § Section 120, Benefits. It states, "An employee filing a claim against his or her employer for retaliatory discrimination or discharge under NYS Workman's Compensation Law 120, I can obtain the following benefits." C) " Payment from the employer for loss of compensation because of the unlawful discrimination."

A Guide to Disability Rights Law - Section 504. "No qualified individual with a disability in the United States shall be excluded from, denied the benefits of, or be subjected to discrimination under." I was denied unemployment benefits as well as disability benefits after leaving the company because my superiors claimed that they were not aware of my illness, and that I had voluntarily accepted the early retirement. This is incorrect. I was coerced. I provided documentation to the unemployment office here in Rochester, NY in 1992 to substantiate my claim. They suggested that I file for disability benefits, which I did.

- 4) The American with Disability Act of 1990: Section 287.200. It states that "then in addition to the compensation for which the employer is liable and after the completion of payment of the compensation by the employer, the employee shall be paid the remainder of the compensation that would be due for permanent total disability under **Section 287.200.**"
- 5) NYS Workers Compensation Disability Benefit Law: §10.6 – Eligibility Entitlement. It states that "an employee is entitled to disability benefits whenever he/she is a full time employee after four consecutive weeks." I was employed full time from 9/84 – 4/92 (7 ½ years at General Motors).
- 6) NYS Workers Compensation Disability Benefit Law – Modification of awards/decision or errors: §15.9, §10.9 Claim Filing. It is up to the chair/judge to re-open or modify late claims and award the employee retroactive benefits. Based upon this law, therefore; I am asking the judge to automatically include me in the 2009/2010 claim against General Motors Liquidation because the attorney's handling the Motors Liquidation Claim did not return any or my telephone calls during that period of time. I had to send an e-mail on 1/7/2011 in order to receive a response from the lawyer's firm handling the General Motors Liquidation claims (See the attached e-mail, # 1). I was also under a doctor's care for stress and medical concerns.
- 7) NYS Worker's Compensation Disability Benefit Law §10.6, §217 - #7 – Payment of Benefits. My employer at General Motors had prior knowledge of my disability and Supplemental Disability Benefits were eventually paid after I filed a complaint with the NYS Worker's Compensation Board, but they refused to pay me for permanent disability.

Exhibit 40 384

Page 3
C. Tseng

- 8) NYS Worker's Compensation Disability Benefit Law - §220 Penalties – This law “mandates that employers become responsible in paying any disability benefits to their employees required by law.” Proof of my disability was filed within the timeframe; 26 weeks before as well as after I became disabled in 1992.

§217 - My supervisor at General Motors failed to enforce all disability rules and regulations, and I feel that they willfully and intentionally failed to make provisions in paying me disability benefits that I was/am entitled to under the NYS Worker's Compensation Disability Law and The American with Disability Act of 1990. After General Motors approved my Supplemental Disability Benefits, they should have continued to pay for permanent and total disability benefits according to the General Motors Plan outlined in their GM Benefits booklet. (See Attachment # 2, 3)

Based upon all the evidence I have provided and submitted, I am not combining or closing any of the claims that I filed against General Motors Liquidation. I am also asking that the judge includes me in the 2009/2010 claim based on the following reasons:

- The law firm, Weil, Gotshal & Manages LLP failed to respond to all my telephone calls made to their law firm in 2009/2010, as well as some calls in 2011.
- They failed to directly answer the questions pertaining to the types of claims I could file in 2009/2010, and when I did talk with them in 2011 before filing my claim on 2/9/2011, they reluctantly answered my questions and avoided some of them.
- They only contacted me when I sent them an email on 1/7/2011. (Attachment # 6)
- I was under the doctor's care throughout 2009 – 2011 for emotional stress and various illnesses.' I have constantly been under a doctor's care since and after my illness in April 1992.

Under the General Motors Disability Income Brochure, I should have received monthly installments or payments of my basic Life Insurance following the expiration of my extended disability providing if I had less than 10 years of credit service when I became totally and permanently disabled. General Motors failed to comply by all disability laws, and to my knowledge, they failed to file a "Special Form C-8 to notify NYS Workman's Compensation (Law §25(d) notifying them that they had suspended payments for future benefits. On 2/9/2011, I filed another claim pertaining to the additional benefits that I should have received under the General Motors Disability Plan. For some reason, you sent it back to me in the self-addressed/stamped envelope I sent with the claim. (See Attachments # 4).

Even though the Dex Cool Class action lawsuit is over, I am still experiencing problems keeping engine coolant in my car, and I have to purchase engine coolant every 2 to 3 months since I experienced the problem in December, 2006.

Exhibit ~~LD~~ 434

Page 4
C. Tseng

In summary, my superiors at General Motors had prior knowledge of my illness before, during, and after my employment with them. I was forced to work in a hostile environment, and subjected to constant harassment, including sexual, and was forced into an early retirement after I filed a complaint with the EEOC. They constantly setup roadblocks in preventing me from obtaining disability benefits that I was/am entitled to under the American with Disability Act of 1990 as well as the NYS Workman's Compensation Disability Law after I became disabled. Therefore, I am asking that the judge approve my claims for disability benefits, as well as my Dex Cool claim, and make by disability benefits retroactive from October 1992 to the present that I should have received under the General Motors Disability Benefits Plan.

I am enclosing additional document to further backup my claim filed on 2/9/2011, including an attachment that I mailed with the original claim. (See Attachment # 5 mailed out originally). I am also asking the judge to include the enclosed documents with the original claim when making his decision.

Sincerely yours,

Maya Broady

Attachments:

E-Mail from Conray Tseng (Attachment #1)
General Motors Liquidation Claims (Attachment # 2).
GM Benefits booklet. (See Attachment # 3 § 4)
General Motors Disability Benefit information - Attachments #5
E-mail from Maya Broady to General Motors Liquidation 1/7/2011. (Attachment # 6)
Letters from General Motors Personnel Director, etc. (Attachments #7
Letters from my former attorney (Supplemental Disability Claim) (Attachments #8)
Letters from my former doctors (1992) Attachments #9
Documented Harassment records - Attachments #10
Information from NYS Department of Labor - Attachments #11
Letters from General Motors Insurance Carrier (Metropolitan Life) - Attachments #12
Workman's Compensation letter(s) - Attachments 13
Documents from General Motors Benefits Center - Attachments #14
Letters from Maya Broady to General Motors Ins. Carrier (Metropolitan Life Insurance) - Attach. 15
Letters from Maya Broady to former Attorney, Sheldon M. Markel & Assoc., Mr. Windward - Attach. 16
Social Security Disability Letter - Attachments #17
Sexual Harassment Letters - Attachments #18

cc: Nastalis & Frankel, LLP Counsel (Unsecured Creditors Counsel)

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none">■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.■ Print your name and address on the reverse so that we can return the card to you.■ Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature x RECEIVED <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> |
| 1. Article Addressed to: The Garden City Group Attn: motors Liquidation Company Claims Processing P.O. Box 9386 Dublin, OH 43017-4286 Attn: Conway Tseng | B. Received by (Printed Name) C. Date of Delivery MAY 12 2011 |
| 2. Article Number (Transfer from service label) | D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No THE GARDEN CITY GROUP, INC. Exhibit LF (2) |
| PS Form 3811, February 2004 | 3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes |
| Domestic Return Receipt | 7010 1870 0002 8068 7469 102595-02-M-1540 |

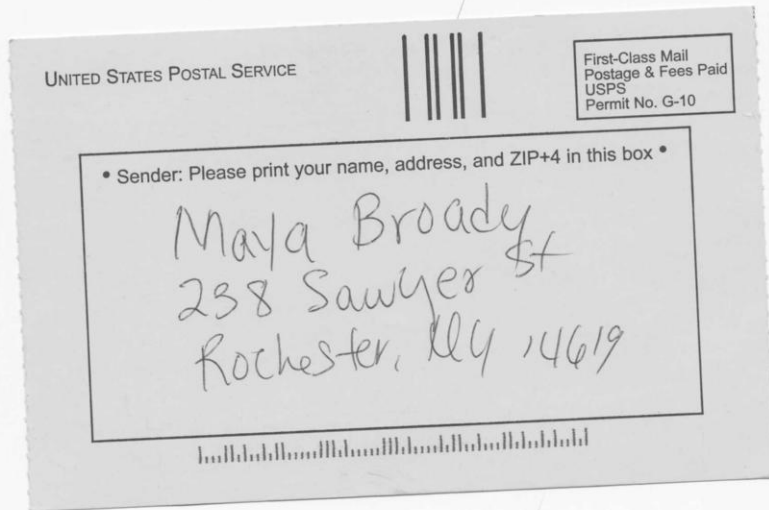


EXHIBIT 5

Exhibit 5

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Adrienne Killings

From: "Shanna D" <sdunham3@triad.rr.com>
To: "AGE" <age213@rochester.rr.com>
Sent: Wednesday, February 08, 2012 8:08 PM
Subject: Fw: Motors Liquidation

-----Original Message-----

From: info@motorsliquidation.com
Sent: Wednesday, February 08, 2012 1:37 PM
To: SDUNHAM3@TRIAD.RR.COM
Subject: Motors Liquidation

Ms. Broady,

There are 2 pending claims filed according to the website, Claim #70896 and #70925.

Please watch for any further notices regarding this claim submitted to you through the mail. Additionally, you will continue to receive notices as further decisions are made on your claim in the bankruptcy.

Feel free to contact us with further questions via email or at 1-800-414-9603.

Regards,

Motors Liquidation Company GUC Trust

From: SDUNHAM3@TRAID.RR.COM [mailto:SDUNHAM3@TRAID.RR.COM]
Sent: Tuesday, February 07, 2012 3:17 PM

Subject: MLC GUC Trust Contact Us

SDUNHAM3@TRAID.RR.COM submitted a Contact Us request on February 07, 2012 @ 03:17:27

eMail Address: SDUNHAM3@TRAID.RR.COM

Full Name: Maya A. Broady
Phone: 585-328-2325
Address 1: 238 Sawyer Street
Address 2:
City: Rochester
State: NY
Postal / ZIP: 14619
Country: Monroe

2/11/2012

Exhibit 5

Comments: I looked at my claim today for the first time. I noticed that only Only one claim was filed for me in the amount of \$200,000. There should have been two claims for a total of \$400,000. What happened to the other claim, and why no one contacted me about one of the claims not be filed? Both claims were filed on time. I talked to someone today, but she did not inform me that only one claim was filed. No one has. Please have someone to respond in writing. I was told to contact the judge who is handling this case. Maya Broady

Exhibit 5
To: Yvanna Custodio

WESTGATE BRANCH
ROCHESTER, New York
146249998
3510280624-0098
02/15/2012 (585)247-5150 05:39:01 PM

| Sales Receipt | | |
|---|---------------------|-------------|
| Product Description | Sale Unit Qty Price | Final Price |
| NEW YORK NY 10153 Zone-3 First-Class Large Env 11.70 oz. | | \$3.10 |
| Issue PVI: | | \$3.10 |

Total: *Confirmation Receipt* \$3.10
Paid by: Cash \$3.10

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2/11/2012

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Displaying: Claim / Schedule Number contains 70896

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| Claim/Schedule # | Claim/Scl | Creditor Name | Status | Date | Current Total | C/U/U/D | Transferr | Image |
|------------------|-----------|----------------------------|----------------|----------|---------------|---|--------------------------|--------------------------|
| MLC-0070896 | C | MAYA H BROADY AKA KILLINGS | To Be Resolved | 02/12/20 | \$200,000.00 | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> | Download |
| MLC-1708960 | S | BYARS, JOHN | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708961 | S | HADLEY, JOHN | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708962 | S | RIPLEY, THOMAS | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708963 | S | SAWYER, WARDELL | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708964 | S | SCHMIOT, ROBERT J | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708965 | S | SHUFORD, JERRY W | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708966 | S | EYVON, RICHARD J | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708967 | S | WATTS, PERTIS BANDES | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708968 | S | RAYMAN, KEVIN | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1708969 | S | ALLSTATE INSURANCE COMPANY | Expunged | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |

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Creditor Summary

Match Code: unmatched-70896-01

| Filed Claims Tally | Count | Secured | Administrative | Priority | Unsecured | Total |
|--------------------|-------|---------|----------------|----------|-----------|--------------|
| As Filed | 1 | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |
| Current Status | 1 | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |

| Scheduled Claims Tally | Count | Secured | Administrative | Priority | Unsecured | Total |
|------------------------|-------|---------|----------------|----------|-----------|--------|
| As Filed | 0 | \$0.00 | | \$0.00 | \$0.00 | \$0.00 |
| Current Status | 0 | \$0.00 | | \$0.00 | \$0.00 | \$0.00 |

Filed Claims

| Claim # | Creditor | Date | Total | Status | C/U/U/D | Debtor | Transferred |
|----------|----------------------------|------------|--------------|----------------|---|----------------------------|--------------------------|
| MLC-002C | MAYA H BROADY AKA KILLINGS | 02/12/2011 | \$200,000.00 | To Be Resolved | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | Motors Liquidation Company | <input type="checkbox"/> |

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Scheduled Liabilities

| Schedule # | Creditor | Total | Status | C/U/U/D | Debtor | Transferred |
|---------------------------------|----------|-------|--------|---------|--------|-------------|
| There are no records available. | | | | | | |

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| | | | | | |
|---|----------------|---|-----------------|------------------|--------------|
| Creditor: MAYA H BROADY AKA KILLINGS | | Claim Number: MLC-0070896 | | | |
| Debtor: Motors Liquidation Company | | Date Filed: Feb 12, 2011 | | | |
| Current Claim Status: To Be Resolved | | View Claim Image: Download | | | |
| Original Filed Amount | <u>Secured</u> | <u>Admin</u> | <u>Priority</u> | <u>Unsecured</u> | <u>Total</u> |
| \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 | \$200,000.00 |
| Current Amount | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |

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| | | | | | |
|---|----------------|--------------|-----------------|---|--------------|
| Creditor: MAYA H BROADY AKA KILLINGS | | | | Claim Number: MLC-0070925 | |
| Debtor: Motors Liquidation Company | | | | Date Filed: Feb 14, 2011 | |
| Current Claim Status: To Be Resolved | | | | View Claim Image: Download | |
| Original Filed Amount | <u>Secured</u> | <u>Admin</u> | <u>Priority</u> | <u>Unsecured</u> | <u>Total</u> |
| Current Amount | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |
| | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |

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|--------------------------------|-------|---------|----------------|----------|-----------|--------------|--|
| Filed Claims Tally | Count | Secured | Administrative | Priority | Unsecured | Total | |
| As Filed | 1 | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 | |
| Current Status | 1 | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 | |
| Scheduled Claims Tally | Count | Secured | Administrative | Priority | Unsecured | Total | |
| As Filed | 0 | \$0.00 | | \$0.00 | \$0.00 | \$0.00 | |
| Current Status | 0 | \$0.00 | | \$0.00 | \$0.00 | \$0.00 | |

Filed Claims

| Claim # | Creditor | Date | Total | Status | C/U/U/D | Debtor | Transferrec |
|----------|----------------------------|------------|--------------|----------------|---|----------------------------|--------------------------|
| MLC-007C | MAYA H BROADY AKA KILLINGS | 02/14/2011 | \$200,000.00 | To Be Resolved | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | Motors Liquidation Company | <input type="checkbox"/> |

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Scheduled Liabilities

| Schedule # | Creditor | Total | Status | C/U/U/D | Debtor | Transferrec |
|---------------------------------|----------|-------|--------|---------|--------|-------------|
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|------------------|-----------|----------------------------|------------|---------------|---|--------------------------|--------------------------|
| MLC-0070925 | C | MAYA H BROADY AKA KILLINGS | 02/14/2011 | \$200,000.00 | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> | Download |
| MLC-1709250 | S | DOWDY, OSHAY P | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709251 | S | ANUFRIEV, KONSTANTIN | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709252 | S | ALLSTATE INSURANCE COMPANY | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709253 | S | DIETZEL, TODD | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709254 | S | LUCAS, FABIAN | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709255 | S | LUCAS, JESSICA | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709256 | S | ANTKOWIAK, THOMAS PETER | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709257 | S | BERNS, BILL C | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709258 | S | BURGER, ANNA J | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| MLC-1709259 | S | CUPP, GREG | | \$0.00 | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> | <input type="checkbox"/> | |

Records per page: 20

Records: 1 - 11 of 11 - Pages: 1

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Exhibit 5

MOTORS LIQUIDATION COMPANY GENERAL UNSECURED CREDITORS TRUST



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CLAIMS ROOM
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| | | | | | |
|---|----------------|--------------|-----------------|--|--------------|
| Creditor: MAYA H BROADY AKA KILLINGS | | | | Claim Number: MLC-0070925 | |
| Debtor: Motors Liquidation Company | | | | Date Filed: Feb 14, 2011 | |
| Current Claim Status: To Be Resolved | | | | View Claim Image: Download | |
| Original Filed Amount | <u>Secured</u> | <u>Admin</u> | <u>Priority</u> | <u>Unsecured</u> | <u>Total</u> |
| | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |
| Current Amount | \$0.00 | \$200,000.00 | \$0.00 | \$0.00 | \$200,000.00 |

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EXHIBIT 6

Exhibit 3A Pg: 124

STATE OF NEW YORK: EXECUTIVE DEPARTMENT
STATE DIVISION OF HUMAN RIGHTS
(State Division of Human Rights on the Complaint of)

EXEC. LAW ART. 15
SDHR COMPLAINT NO:

MAYA B. KILLINGS Complainant

- against -

GENERAL MOTORS CORPORATION,
ROCHESTER PRODUCTS DIVISION
and Max E. Rockefeller Respondents

TITLE VII
EEOC CHARGE NO:

I, Maya B. Killings
Residing at 238 Sawyer Street, Rochester, NY 14619
Tel. No. 716-436-3662 charge the above named respondent(s)
whose address ~~(xx)~~ is ~~(xxx)~~ 1000 Lexington Avenue, Rochester, NY 14606
TELEPHONE: 716-254-5050
with an unlawful discriminatory practice relating to EMPLOYMENT
in violation of Article 15 of the Executive
Law of the State of New York (Human Rights Law) on or about
June 1987 & continuing because of Race Color
National Origin () Creed () Age () Sex () Disability
Marital Status () Arrest Record(s) () Criminal Conviction(s) ()
Retaliation

The particulars are:

(1) I am Black. I believe that because of this, I am being denied equal terms, conditions and privileges of employment by the respondent.

(2) I have been employed by the respondent for approximately 3½-years. My present position is that of Secretary. My immediate supervisor is Max E. Rockafellow, Superintendent. I believe that I have always been a satisfactory employee based on my performance appraisals and attendance.

(3) Beginning in or about June 1987, Mr. Rockafellow began treating me in a disparate manner when compared to the treatment he afforded to my non-Black co-workers. He deliberately spoke to me in a loud manner in front of my co-workers; attempted to belittle me in front of others; was very critical of me in front of others; led me to believe that he was under the impression that I falsified overtime on my timecards; and on information and belief, did not give me the same respect he gave to non-Black employees under his supervision. Mr. Rockafellow denied that he had accused me of falsifying timecards. Because of the way I was being treated, I put my concerns into writing and sent them to Ronald Kimbrew, EEO Officer. Mr. Kimbrew acknowledged my memo and told me to be very aggressive with Mr. Rockafellow and that if Mr. Rockafellow persisted in treating me in that manner, I should go to his boss, Denny Mead.

EM:INT.2 (1of2)
5/17/12

Exhibit 3A Pg 278

(TITLE VII)

SDHR COMPLAINT NO: _____

EEOC CHARGE NO: _____

COMPLAINANT: MAYA B. KILLINGS

RESPONDENT(S): GENERAL MOTORS CORPORATION, ROCHESTER PRODUCTS
DIVISION

(4) On December 15, 1987, Mr. Rockafellow asked me if I was comfortable working with him and I said that I was. I asked him why he asked me that and he responded by saying he wasn't comfortable working with me. I asked him why and he just repeated that he didn't feel comfortable working with me.

(5) On February 3, 1988, I went to see Denny Mead after Mr. Rockafellow's discriminatory treatment towards me continued. I explained to Mr. Mead what had been taking place and he, Mr. Rockafellow, and I met at 3:00 P.M. to discuss these matters. Mr. Mead reiterated what I had said, said Mr. Rockafellow and I should work more closely together and he told Mr. Rockafellow that he should watch what he said in front of other people and to correct me in private. Mr. Rockafellow agreed that he would work more closely with me.

(6) Approximately 1-week later Mr. Rockafellow began taking my work away from me and giving it to Joyce Mager, who is white and who is a Grade 6 Supervisor. Mr. Rockafellow also had his subordinates take their work to other clerical people. He offered no explanation for doing this. On information and belief, Mr. Rockafellow was planning to move me out of his department. There were times when I had little or no work to do. Prior to then my work had been backlogged and I was working overtime.

(7) On Friday, April 15, 1988, Mr. Rockafellow again told me that he was not comfortable working with me. He also asked me if I would be interested in an efficiency promotion. On information and belief this was another indication of Mr. Rockafellow not wanting to work with me.

(8) On information and belief, Mr. Rockafellow's comments towards me and treatment of me when compared to his dealings with non-Black employees shows clearly that he has discriminated against me, as a Black person, because of my race and color.

RA:INT.2 (supplemental)
(8/85)

Exhibit 3A 937B

(TITLE VII) COMPLAINT NO: _____

EEOC CHARGE NO: _____

COMPLAINANT: MAYA B. KILLINGS

RESPONDENT(S): GENERAL MOTORS CORPORATION, ROCHESTER PRODUCTS DIVISION

(9) Based on the foregoing, I charge the respondent with an unlawful discriminatory practice relating to employment because of my race and color, in violation of Section 296 of the New York State Human Rights Law.

"I have not commenced any other civil or criminal action, nor do I have an action pending before any administrative agency under any other law of this state based upon this same unlawful discriminatory practice."

XX I also charge the above-named respondent(s) with violating Title VII of the Civil Rights Act of 1964, as amended (covers race, color, creed, national origin, sex relating to employment) and hereby authorize SDHR to accept this verified complaint on behalf of EEOC subject to the statutory limitations contained in Title VII.

STATE OF NEW YORK)
COUNTY OF _____)

ss: Maya B Killings
Signature

MAYA B. KILLINGS, being duly sworn, deposes and says: that he/she is the complainant herein; that he/she has read (or had read to him/her the foregoing complaint and knows the content thereof; that the same is true of his/her own knowledge except as to the matters therein stated on information and belief; and that as to those matters, he/she believes the same to be true.

Subscribed and sworn to before me this 21st day of April, 19 88

BARBARA M. SIMS
Notary Public, State of New York
Qualified in this County

Maya B Killings
(Signature of Complainant)
MAYA B. KILLINGS

RDS:me1
RA: 1197-7 (2012)
(3/P5)

Note: There is no 4th page. Only 1 of 3 pages

1-18-91 - 8:20 a.m

Ad Gate

Exhibit 3A

Pg 132

Security guard illegally searched my purse.

I informed him of this. He said that he was instructed to check everything including purses.

He also checked my back hand bag

upon my arrival at

my desk around

8:29. I called

Security for Bill Gates.

His sec. Carol answered.

Apparently Mr. Gates

was at Sees (see rd).

Carol said he's suppose

to check bags only

Not purses. I informed

her that it was illegal.

She said that she would

call him.

On my way to my desk, I asked
Rose Morris if her purse was
searched. Just to verify what
the Sec. Guard did. She said
"no" and that it is illegal.
I said I tried to tell the Sec.
guard this. She said "that man
is going to bury low points
around this Co." I said I knew
I walked away (this happened the
second time) and talked w/ Rose Morris

First
Upon taking my daughter to Edison, searched
and he was alone. Upon my return
from Edison High School at 7:35
Tracy Gilmore, from Houlihan's,
was standing in the office with the
Security Guard. He observed as the
Sec. Guard checked bags, not
purses. This time he didn't
check my purse.

Pa 232

Exhibit 3A ~~P. 44~~

10-25-95

To Whom It May Concern,

This is to verify that Maya Broady asked me to move in her house, because she was taking a position in Syracuse, New York. She mentioned to me about harassment charges by her supervisor. She also told me other things her supervisor said to her that were inappropriate to her.

Victoria Singh

Exhibit 56 pg 195

OSCAR SMUKLER

ATTORNEY AT LAW

1438 Hertel Avenue
Buffalo, New York 14216
716/ 838-5515

SANDRA H. ADAMS
Associate Counsel

FRED K. HEINLE
Legal Assistant

February 14, 1994

Forrest Cummings, Jr.
Regional Director
State of New York Executive Department
Division of Human Rights
One Monroe Square
259 Monroe Avenue, 3rd Floor
Rochester, New York 14607

Re: Maya A. Broady vs. A.C. Rochester, Division of
General Motors Corporation
Case No. 6-E-DORS-92-4700382E

Dear Mr. Cummings:

The following, for your review, is complainant's response to respondent's "statement of facts":

Paragraph 2: On 11/27/91, at approximately 9:15 A.M. when Superintendent Whiteside showed Ms. Broady the referenced cartoon, co-worker Jeffery Rath was present in the work area and did discuss the incident with Ms. Broady immediately after Mr. Whiteside returned to his office. In addition to the cartoon, Ms. Broady had previously and repeatedly made Mr. Whiteside aware of sexist and harassing remarks which had been made to her by a co-worker named Neal Rath over a three week period during the summer of '91, including Neal Rath's suggestion to Ms. Broady that she have his baby. Mr. Whiteside's response when informed of this objectionable behavior was simply, "That Neal is something else."

Paragraphs 3 and 4: Ms. Broady had heard rumors as early as April 1991 that Mr. Whiteside planned to transfer her to another department. On several occasions she questioned him about the truth of those rumors, which he denied.

Mr. Whiteside informed Ms. Broady of her transitional status on Tuesday, October 20, 1991, not December 1, 1991.

On 10/24/91, Ms. Broady met with personnel representative Karen Shed to discuss Ms. Broady's transitional assignment to the Security department. At this time she again asked if there was any truth to the rumor that Mr. Whiteside was going to transfer her. Ms. Shed responded, "The redeployment just came up in May [1991] and the two are not related." Ms. Shed then told Ms. Broady that the position in the Security department was to be for six to eight months, possibly longer. When Ms. Broady discussed this with Mr. Whitehead, he responded that personnel director Jesse Sellers had told him that the Security department position was supposed to be "permanent".

Between 10/91 and 1/92 the employees who had been designated "transitional" were given

Exhibit 6 Pg 2 of 5

new and conflicting information by Mr. Sellers on an almost weekly basis. Although the transitional employees were told that people with least seniority were being placed in transitional status, there were transitional employees with 10-25 years seniority while other employees with only 3-8 years seniority were not selected to be "transitional".

Cynthia Van Meter did not "displace" Ms. Broady until April 1992. Previous to that, Ms. Van Meter was covering the position of Judith Gell, personnel department, during Ms. Gell's sick leave.

Paragraph 5: Edward Conover and Jeffrey Rath were present and within hearing distance at 11:10 A.M. on February 18, 1992 when Mr. Whiteside communicated information to Ms. Broady, in an open area, regarding her redeployment. Approximately one hour later, Ms. Broady informed Mr. Sellers of Mr. Whiteside's unprofessional conduct.

Paragraph 6: Ms. Broady received a letter from J.J. Powers, Area Personnel Director, dated March 5, 1992, extending a job offer to the Syracuse branch office, such offer stating, "the effective date of the transfer would be as soon as possible, since our needs are immediate. However, the effective date is flexible and subject to final approval of you, your Division and Chevrolet as well." On March 19, 1992, Ms. Broady contacted the Syracuse office and informed them of her decision to ACCEPT the offer, and a start date of April 16, 1992 was agreed upon. On April 2, 1992, J.J. Powers wrote Ms. Broady that, "It is our understanding that you are no longer available for redeployment on the previously agreed to effective date of April 16, 1992." Ms. Broady never communicated her alleged "non-availability" for redeployment to anyone.

Ms. Broady declined the Flint, Michigan position for four reasons: she accepted the Syracuse, NY position as it would allow her to remain closer to friends and family; her supervisor in Flint would have been the former supervisor who was the subject of the previous NYSDHR discrimination complaint; her physician advised her not to make the required two day interview at that time due to health problems; and finally, Ms. Broady had received threatening telephone calls relative to the Flint transfer, such calls having been reported to the Rochester Police and to Romulus McCoy, AC Rochester Plant Manager.

Paragraph 7: Ms. Shed did not outline the three available options on March 1, 1992 as it was a Sunday. From March 2 through March 6, 1992, Ms. Broady was on sick leave. The subject meeting occurred on March 9, 1992.

Paragraph 8: Although formally communicated to employees as a "voluntary" program, External Opportunities Procedure (ie. resignation and outplacement) was by no means voluntary--either Ms. Broady accepted one of the two transfers or she would be forced to resign.

Paragraph 9: The employer's statement is basically accurate until the events of March 23rd. On March 24, 1992 Mr. Sellers did question Ms. Broady about her employment decision. Ms. Broady responded that she had already communicated her decision to accept the Syracuse position to Ms. Shed on March 20, having left a note to that effect with Ms. Shed's secretary, Joanne Melwaine, at approximately 4:00 P.M. Ms. Shed did discuss the content of the note with Ms.

Ech. b.7 6 19 305

Broady later that afternoon. Ms. Broady repeated to Mr. Sellers that she had accepted the position in Syracuse on March 19, 1992 and had communicated same to Ms. Shed on March 20, 1992. The balance of Paragraph 9 of employer's response is a fabrication.

Paragraph 10: While no one, including Ms. Broady's three doctors, knew in March and early April, 1992 that Ms. Broady actually had M.S., her employer did know that she was suffering from pain and numbness to her right arm and the right side of her face and neck. Ms. Broady had incorrectly assumed that this was the result of a root canal performed approximately eight months earlier. On February 26, 1992 Ms. Broady made Messrs. Sellers and Whiteside and Ms. Shed aware that her medical condition prevented her attending a two day interview in Flint, Michigan.

The employer was well aware of lost time due to illness. Ms. Broady's attendance record during the instant flare-up of MS was as follows:

| | |
|-------------|---|
| 2/27-3/4/92 | absent due to illness |
| 3/5 | worked |
| 3/6 | absent due to illness |
| 3/9 | worked |
| 3/10-13 | absent due to illness |
| 3/16-26 | worked |
| 3/27 | 1/2 day vacation; MD app't - placed on work restriction til end of April |
| 3/30-4/10 | absent due to illness |
| 4/13 | returned to work but went home sick |
| 4/14 | absent due to illness |
| 4/15 | mandated to return to work or lose job; worked; effective date of termination |

On March 27, Ms. Broady contacted the benefits office on Lexington Avenue to request a disability form. (Ms. Broady also advised Mr. Sellers by telephone on that date of her work restriction and mailed him a copy of the physician note on 3/30/92. She gave additional copies to Ms. Shed on 4/13 and the GM physician, Dr. Morton on 4/15.). After the form was mailed to her, Ms. Broady completed it and submitted it to one of her physicians to complete. The physician returned the disability form to the employer some time prior to April 8, 1992.

Ms. Broady first sought medical treatment in August 1991 for her condition. Her physician, Joseph Marino, M.D. referred her to Louis Medved, M.D. for a neurological evaluation on March 4, 1992. On March 17, 1992, Dr. Medved prescribed a six week course of physical therapy, and on March 27, 1992 he restricted her from working until the end of April 1992, at which time he would reevaluate her ability to return to work.

As Ms. Broady had been scheduled for vacation, this sick leave did not begin until March 30, 1992. Catharine Wheatley contacted Ms. Broady on either 4/1 or 4/2 to advise her that an appointment had been scheduled for her to see the "Independent Medical Observer", Dr. Pette, on April 6, 1992. Ms. Wheatley stated that the appointment had been arranged at the request of Mr. Sellers. When Ms. Broady met with Dr. Pette, he expressed surprise that she had been sent for an evaluation so early in the current sick leave. When Ms. Broady repeated the conversation to Mr.

Exhibit 6 pg 495

Sellers on April 13, 1992, he replied, "[Dr. Pette] is not paid to give you any information; he is paid to do what we tell him."

After learning that Dr. Pette had determined that she was medically fit to return to work, Ms. Broady wrote him requesting that he forward a copy of the medical findings to her physician. This request has never been honored.

Ms. Broady is permanently and totally disabled due to MS and is currently receiving SSD payments.

Paragraph 11: While Ms. Broady received the telegram mandating her return to work on April 13, 1992, she had already returned before any attempted delivery of the registered letter (which itself was dated April 13.)

Ms. Broady returned to work on April 13 as instructed, and met with Mr. Sellers early that morning. Mr. Sellers' did not inform Ms. Broady of the results of Dr. Pette's evaluation until that time. The telegram did not mention it; the Post Office had not yet attempted to deliver the letter dated April 13, 1992. Ms. Broady did supply Mr. Sellers with her new number on 4/13/92, said number having been changed due to the harassing calls she had received relative to the Flint transfer.

When Ms. Broady learned of the evaluation result, she immediately requested from Mr. Sellers a disability leave to continue until the end of April, or in the alternative use of her vacation time, in order that she might comply with her doctor's instructions. Mr. Sellers told Ms. Broady that he would have to check with Mr. McCoy before granting either of those requests, but would let her know later. Ms. Broady then went home ill. Not having heard from him, Ms. Broady telephoned Mr. Sellers late that same afternoon and was informed that Mr. McCoy had denied both the requests for disability leave and vacation.

Mr. Sellers then told her that the Syracuse job offer had been rescinded and she now had only two options: the Flint, Michigan position (which she had already turned down) or the External Opportunities Procedure (forced resignation.)

Paragraph 12: While Ms. Broady had been given EOP papers on March 9, 1992, she had no reason to consult with counsel about this option as she thought she was transferring to Syracuse. Still seriously ill on April 15, 1992, Ms. Broady again attempted to return to work and was coerced into signing the EOP papers (effective date 4/15/92) or be fired, during a very hostile meeting with Ms. Shed in which Ms. Shed denied ever being advised of Ms. Broady's acceptance of the Syracuse position, or GM's receipt of any medical information regarding Ms. Broady's medical restrictions.

Because Mr. Sellers was concerned about a possible last name confusion on the first EOP form, he instructed Ms. Broady to return to GM on 4/16 to sign a new form.

Paragraph 13: The employer knowingly and willfully discriminated against Ms. Broady as

Exhibit 6 Pg 5 of 5

to the terms and conditions of her employment on the stated grounds, including the grossly negligent determination that Ms. Broady was medically able to return to work (despite her serious illness and the instructions of her specialist). The employer has continued to prevent Ms. Broady from collecting Extended Disability Coverage for Health Care, claiming that they never received an annual renewal form for 1992, said form having been submitted 10/91, and despite the fact that the required payroll deductions for said coverage were made quarterly in 1992.

Ms. Broady requests retroactive payments which would have been due her under the Extended Disability Coverage program, together with an amount fully commensable with the severe emotional distress caused by the employer's tortious and discriminatory conduct.

Very truly yours,

Sandra H. Adams
SANDRA H. ADAMS

cc: Maya Broady ✓

Exhibit 26

Documentation of Illness and time Absent

The employer was well aware of lost time due to illness. Ms. Broady's attendance record during the instant flare-up of MS was as follows:

- 2/27-3/4/92 absent due to illness
- 3/5 worked
- 3/6 absent due to illness
- 3/9 worked
- 3/10-13 absent due to illness
- 3/16-26 worked
- 3/27 1/2 day vacation; MD app't - placed on work restriction til end of April
- 3/30-4/10 absent due to illness
- 4/13 ~~absent due to illness~~ returned to work but went home sick
- 4/14 ~~absent due to illness~~ worked
- 4/15 mandated to return to work or lose job; worked; effective date of termination



25 more
Per session

THE TRAINING WILL BE
APRIL 11, 1991
TRAINING ROOM #2

Exhibit 6

SEXUAL HARASSMENT SIGN UP SHEET

6:00-7:30 A.M. 10:00-11:30 A.M. 2:00-3:30 P.M.

3RD SHIFT

- 1) Dave Rist
- 2) Bill Jennings
- 3) ~~Pat~~
- 4) Mike Murphy
- 5) LESUE FEDERICO
- 6) Ted Hartman
- 7) Carl Magin
- 8) Jim Mabeley
- 9) Dick Koss
- 10) Dick Parachio
- 11) ~~Steve~~
- 12) RE Marshall
- 13) Carmen Lippa
- 14) Craig NASH
- 15) J. Elstner
- 16) B. Betchie
- 17)
- 18)
- 19)
- 20)

1ST SHIFT

- 1) Maya Killings
- Tom Graham
- JEFF BALOWIN
- HORRIS GIBSON
- Omar Pereira
- STEVE CURRIAN
- Mr. Jeffrey M. Roth
- Ed Conover
- ~~Tom Edgworth~~
- Jersey Davis
- Carolyn Morris
- John Kurego
- A. Pucate
- Tony Sincione
- Tom Lorus
- DAN BROWN
- ~~Mike Magin~~
- Dave Irwin
- Gary Calkins
- HARRIS JONES SR

2ND SHIFT

- No LATH
- Violet Pringle
- Charles M. Menden
- H. Lu
- TOM WHALEN
- G. Stolt
- R. Kic
- Tony Bagnasco
- Harris J. Jr.
- J. Whiteside
- J. Wynn *
- J. Ellens
- McGowan
- Tony Stephens
- JOE LEUZZI
- John DELANEY
- S(B. Betchie)

4/4/91 - note: #2 more people can be added
 J. Buckner
 Alberta working
 Rescheduled 5/11

EXHIBIT 7



While You Are Disabled

If you become disabled and are unable to work, you may be approved for a disability leave of absence. To be granted a disability leave, you must furnish medical evidence satisfactory to GM that you are unable to perform your job responsibilities as a result of disability.

In the usual case, you will continue to receive your regular salary for the first week of your disability. Thereafter, while you remain disabled and furnish medical evidence satisfactory to GM, you may receive salary continuation and sickness and accident benefits up to 12 months. Extended disability benefits may be payable thereafter. Social Security Disability Insurance Benefits also may become payable.

If you are totally and permanently disabled, monthly benefits also may be payable to you from the Life and Disability Benefits Program and the Retirement Program. In addition, you may be eligible to receive a distribution of your account, if any, under the Savings-Stock Purchase Program.

If you lose a body member, or your eyesight, through accidental means, additional benefits may be payable under your extra accident insurance and under the Personal Accident Insurance program.

SICKNESS AND ACCIDENT BENEFITS

For Employees in Classified Salaried Positions You Are Covered . . .

for sickness and accident benefits on the first day of the sixth month following the month in which you commence working with GM. If you are not at work on the day your coverage otherwise would start, coverage commences on the day you return to work.

While You Are Unable to Work . . .

because of sickness or injury and you are under the care of a doctor, sickness and accident benefits may be payable for as long as 12 months. Sickness and accident benefits also may be payable if you are (1) disabled from surgery for sterilization, or (2) hospitalized for testing to determine your suitability to be a donor for an organ or tissue transplant.

To Receive Sickness and Accident Benefits . . .

you must give written notice of any sickness or injury within 20 days after the onset of disability.

Sickness and Accident Benefits Begin . . .

after a 7-day waiting period, during which your salary may be continued.

Monthly Benefit Amounts . . .

are determined by your monthly base salary. Base salary, for purposes of sickness and accident benefits, includes the premium for necessary continuous 7-day operations, but does not include overtime, night shift premium, or any other payments.

Benefits generally are payable on your regular payday. These benefits are supplemented by salary continuation, as shown in the table on page 33.

Your monthly benefit amount is equal to 75% of your monthly base salary for periods of disability commencing after you attain one year's length of service. Your monthly benefit amount is equal to 60% of your monthly base salary for periods of disability commencing prior to your attainment of one year's length of service.

Sickness and Accident Benefits Are Payable . . .

for a period based on your (1) GM length of service, or (2) years of participation under the Life and Disability Benefits Program, if greater (see page 68).

For each month of service, you may receive one monthly benefit, up to a total of 12 monthly benefits.

Exhibit 7 pg 172

ADDITIONAL INSURANCE BENEFITS — FOR ACCIDENTAL INJURY

Your Extra Accident Insurance . . .

is equal to one-half of your basic life insurance (as described on page 57). It provides a lump-sum payment of one-half of your extra accident insurance for bodily injury (severance of a hand at or above the wrist joint, or a foot at or above the ankle joint, or the permanent loss of the sight of an eye) by accidental means. Your full extra accident insurance may be paid to you if you should suffer two or more such losses. Extra accident insurance benefits are payable whether you are injured on or off the job. For benefits to be payable, the loss must occur within two years of the accident, and cannot be due to disease, self-inflicted injury or any act of war.

To Apply for Extra Accident Insurance Benefits . . .

complete a claim form provided by GM for that purpose and return it to the office which administers your life insurance.

Personal Accident Insurance . . .

also may provide a lump-sum payment for loss of body members, hearing, speech or eyesight, as the result of an accident. Detailed information and enrollment cards are contained in the booklet, "Personal Accident Insurance".

OTHER BENEFIT PROGRAM COVERAGES WHILE ON DISABILITY LEAVE

Health Care Coverages

Your health care coverages, in effect when you go on disability leave, will continue to be provided while you are on an approved disability leave and you are totally and continuously disabled.

You may continue your Comprehensive Medical Expense Program (CMEP) coverage, by paying the usual monthly employe contribution, for as long as your basic coverages remain in effect.

Savings-Stock Purchase Program

You may continue regular monthly savings, up to one year, while you are on an approved disability leave and while you continue to receive salary continuation payments.

GM matching contributions continue to vest while you remain on disability leave.

Life and Disability Benefit Coverages

Basic life, extra accident, survivor income benefit, sickness and accident, and extended disability benefit coverages will be continued at no cost to you:

- for any period you are entitled to receive sickness and accident benefits or salary

continuation payments while you are totally disabled;

- and thereafter, while you are totally and continuously disabled and remain on an approved disability leave, but not to exceed a period equal to your years of participation (see page 68) as of the first day of disability.

Also, in the event your disability leave is cancelled because the period of the leave equaled your length of service, such coverages may be continued while you are entitled to receive monthly extended disability benefits. GM will pay the full cost of your coverages during these periods.

If your disability leave is canceled because you recovered, and you again become totally disabled within three working days of the date your leave was canceled, so as to be unable to work, all coverages to which you were entitled will be continued. GM will pay the full cost of your coverages while you remain totally disabled. However, coverage cannot continue beyond the period equal to your years of participation as of your first day of disability.

You will need to pay the required monthly contributions to continue optional and dependent life insurance while your basic life insurance remains in force.

DISABILITY INCOME

Monthly Payments

If you become disabled, you may be eligible to receive salary continuation and/or disability benefits of

**\$2,130 PER MONTH FOR 13 WEEKS AND
\$1,598 PER MONTH FOR THE NEXT 40 WEEKS.**

If you remain disabled, you may be eligible for continuing disability benefits from several sources, totaling **\$1,278** per month to age **61**. Thereafter, you may be eligible for continuing Social Security benefits up to **\$1,110** per month plus GM retirement* benefits of [redacted] per month payable for life.

In addition, if you have a dependent spouse and/or one or more children, they could receive up to **NOT MARRIED** per month from Social Security.

*Retirement benefits are shown only for employees with ten or more years of credited service.

SURVIVOR BENEFITS

In the event of your death while employed by GM, the following payments are available to your designated beneficiary:

Monthly Payments

From the Life and Disability Program*:

For up to 24 months, \$400 in Survivor Income Benefit Insurance (SIBI) may be payable to an eligible survivor (\$225 if certain Social Security benefits are payable). After 24 months, your spouse 1) who, upon your death, was at least age 45, or 2) whose age, when added to your years of participation totals 55 or more, could be eligible for up to \$400 a month until the earlier of (1) age 62, (2) remarriage, or (3) entitlement to unreduced Social Security because of your death. (Refer to note on back.)

From the Retirement Program*:

A noncontributory benefit of **NOT MARRIED** for your spouse's lifetime. Contributory benefits of **NOT MARRIED** would begin immediately for your spouse's lifetime in lieu of return of your contributions.

From Social Security:

Social Security could pay a surviving spouse and/or children as much as **NOT MARRIED**

Available Payments

| | |
|----------|----------------------------------|
| \$51,200 | Basic Life Insurance |
| \$15,000 | Optional Life Insurance |
| \$14,707 | Savings-Stock Purchase Program |
| \$75 | Retirement Program contributions |
| \$255 | Social Security death payment |

| | |
|----------|--|
| \$81,237 | Total |
| \$25,600 | Plus, if death is accidental: -Extra Accident Insurance |
| \$25,600 | -Extra Accident Insurance (while on company business) |

Plus

GM will pay for health care coverages for your spouse and eligible children if you die while actively employed, provided you:

- 1) Had in effect the Retirement Program contributory surviving spouse coverage and had 10 or more years of credited service, or
- 2) Were eligible to retire voluntarily (except between ages 55 and 60 when your age and credited service total less than 85).

Dependent Life Insurance (Employee Option):

| | |
|----------|------------|
| \$40,000 | Spouse |
| \$8,000 | Each child |

Contributory Personal Accident Insurance, which provides additional coverage for death, dismemberment, and certain other conditions resulting from bodily injury sustained in an accident, also is available to you.

*Assumes you have been married at least one year and your spouse is the same age as you.

INCOME SECURITY

IF YOU ARE LAID OFF, YOU MAY BE ELIGIBLE FOR 12 SEMI-MONTHLY PAYMENTS OF \$798.75 UNDER THE LAYOFF BENEFIT PLAN. THEREAFTER, YOU MAY BE ELIGIBLE FOR 12 SEMI-MONTHLY PAYMENTS OF \$639.00. THESE PAYMENTS WILL BE REDUCED BY UNEMPLOYMENT COMPENSATION TO WHICH YOU ARE ENTITLED, STATE DISABILITY BENEFITS AND ANY GM PAY RECEIVED, AND 75% OF ANY EARNINGS RECEIVED FROM ANOTHER EMPLOYER OR FROM SELF-EMPLOYMENT.

EXHIBIT 8



MEMORANDUM

Date: 02/24/92

Subject: FLINT, MICHIGAN INTERVIEW INFORMATION

From: K. SHED *KES*

AK To: M. BROADY

cc: J. Sellers
J. Whiteside

Action Required

Information Only

Per our phone conversation on this date, travel arrangements have been made on your behalf to accomodate a one-day visit to Flint, MI for the purpose of redeployment interviews. Based upon the experience of others, we believe you would greatly benefit from two full working days in the Flint area. This would provide you with a more relaxed visit in which to fully assess the real estate market. You indicated, however, that personal circumstances conflict with overnight travel.

You are encouraged to make every effort to reconsider this offer and make the appropriate arrangements to accomodate a two day visit to Flint as this opportunity will not avail itself again outside of the formal relocation process. You will be required to contact me no later than Monday, March 2, 1992 if you are able to arrange for a two-day visit. Otherwise, your current travel arrangements for March 6, 1992 are as follows:

| <u>AIRLINE</u> | <u>FLIGHT #</u> | <u>DEPARTURE TIME</u> | <u>ARRIVAL TIME</u> |
|----------------|-----------------|-----------------------|---------------------|
| Skyways | 1081 | 8:00 AM (ROCH) | 9:30 AM (FLINT) |
| Skyways | 1086 | 4:50 PM (FLINT) | 6:10 PM (ROCH) |

Airline tickets and itinerary will be available for you to pick up on Friday, February 28, 1992 at the TTM office in the Administration Building. You may make a request for travel advance funds through the cashier if necessary. Flint representatives will provide necessary transportation between the Flint airport and work facility on Friday, March 6, 1992. Be sure to complete an official expense report at the conclusion of your visit.

I have requested an interview schedule and will forward it to you as soon as it is available. You will also be receiving an informational packet of real estate information for Flint and surrounding areas. Once you have reviewed this information, I will need to know specific data regarding your preference for types of housing, price ranges, and any other items which may be helpful to a real estate agent. A local agent will use this information to schedule appointments for available real estate on March 6, 1992. You may reach me at extension 7419 with any questions.



MEMORANDUM

Date: February 26, 1992

Subject: INTERVIEW IN FLINT MICHIGAN ON 3/6/92

Action Required

Information Only

From: Maya Broady *Maya Broady*

To: Karen Shed

As I indicated to you over the telephone on Monday, February 24, 1992, I will not be able to stay over at Flint based on personal reasons. I also informed you that I am presently attending college 3 days a week and test are given weekly.

Jesse Seller as well as Jim Whiteside are aware of my medical problems that I have been experiencing for the past six months or more.

Based upon the reasons listed above and other personal reasons, I will not be able to spend the night over in Flint.

cc: J. Whiteside
J. Sellers
T. Stasunas
W. Warren
J. Tannehill

Central Office
Chevrolet Motor Division
General Motors Corporation
30007 Van Dyke Avenue, Warren, Michigan 48090-9065



April 2, 1992

Ms. Maya Broady
238 Sawyer Street
Rochester, New York 14619

Dear Maya:

It is our understanding that you are no longer available for redeployment on the previously agreed to effective date of April 16, 1992.

As you will recall in our job offer letter to you dated March 5, 1992, I indicated that our needs were immediate. You will also recall that all parties agreed to an April 16, 1992 effective date.

Accordingly, this letter is to advise that our job offer is withdrawn.

Should you be available for redeployment at a future date and should you remain interested in Chevrolet, please advise my office immediately so that you may be given consideration for future opportunities should they become available.

Very truly yours,

A handwritten signature in cursive script, appearing to read "J. J. Powers".

J. J. Powers
Area Personnel Director

c: K. Shedd
J. N. Corbett

[Redacted]

Date of this letter _____ 19 _____

YOU WERE EXAMINED ON:

58001 W PL

Date APRIL 6, 19 92

IX

Time 2:00 A.M. P.M. WITH:

Examining Physician/Clinic:

DR. PETTE
220 ALEXANDER ST.
ROCHESTER, NY 14607

To:

MAYA BROADY
238 SAWYER ST.
ROCHESTER, NY 14619

The medical examiner, named above, indicated you were found to be unable to work at the time of the above examination.

The medical examiner, named above, indicated you were found to be unable to work at the time of the above examination. According to the most recent medical information received from your physician, you will be able to return to work on or before _____. Therefore, Sickness and Accident benefits will continue through _____. (However, if you are scheduled for a medical examination prior to this date, benefits may be suspended sooner, depending on the results of the examination.)

The medical examiner, named above, indicated you were found to be able to work at the time of the above examination. Generally, benefits are not payable after you have been found to be able to work. Accordingly, your claim has been referred to Metropolitan Life for review. You will be hearing from us in the near future.

The medical examiner, named above, indicated you were found to be able to work at the time of the above examination. Generally, benefits are not payable after you have been found to be able to work. Accordingly, your claim has been referred to Metropolitan Life for review. You will be hearing from us in the near future. Meanwhile, you will receive a check for benefits through 4-9-92.

If you have any questions regarding your claim or this examination, contact the office which administers your disability benefits.

GM NATIONAL BENEFIT CENTER



**WESTERN
UNION | TELEGRAM**

IPM20NY
1-005969A101 04/10/92
ICS IPMRNJ RNO
ZCZC 00601 RENO NV 04-10 0134P PDT RYNI
ICS IPM20NY
BT

1-004037S101 04/10/92
ICS IPMRNCZ CSP
7166477581 FRS TDRN RODCHESTER NY 22 04-10 0335P EST
PMS MRS MAYA BROADY RPT DLY MGM, DLR
238 SAWYER ST
RODCHESTER NY 14619

IT IS IMPERATIVE THAT YOU REPORT FOR WORK ON APRIL 13, 1992 AT 800AM
AND SEE EITHER JESSE SELLERS OR KAREN SHED.

JESSE SELLERS
PO BOX-1790
RODCHESTER NY 14692

1535 EST

FSI 12010 (8-91)



S-8

Employee Maaya Broady Date 4-13-92

The Sickness and Accident coverage provided under the General Motors Insurance Program requires that you be under the care and treatment of a physician during the period you claim disability benefits.

The medical information submitted indicates that you were first treated by a physician on 4-8-92 and therefore payment must be made from this date.

If you received prior medical treatment we will be glad to re-evaluate your claim provided you present medical certification of treatment and disability.

Insurance Office

G 11451-S-GM

Employee Maaya Broady Date 4-10-92
Social Security Number 107444038

Please contact the General Motors Benefit Center (1800 553-5678) ex. 6883 (immediately) regarding:

Your claim for Sickness & Accident Benefits

Contacted with a new phone number. Also your expense on 4-6-92 was an able expense. Your benefits have been suspended. Report for immed. relief thru medical dept. or call us at the personnel dept.

General Motors Benefit Center

Catherine

G.175-1 GMBC (12-86) Printed in U.S.A.

Exhibit 8

4-13-92

Pg 182

To: Jesse Sellers
From: Maya Broady
Subj: Vacation Request / Medical Leave

Jesse, this is a request to take the remainder of my vacation I have to cover my absence for the next few weeks effective 4-13-92 since GM is denying my benefits in light of a medical report they received from Dr. Pete, GM's independent physician.

This vacation is being requested in order that I can complete my therapy, even though my Neurologist, Dr. Medved placed me in restriction until the end of April, 1992. Copy attached.

As indicated to you my medical doctor also agreed that the therapy should be completed.

Dr. Medved will be contacting you w/ Karen Shed in light of Dr. Pete's medical exam on 4/10/92.

I have written to Dr. Pete requesting copies of his evaluation.

Exhibit 8 Pg 292

GP-81-H
It is imperative that you contact me this morning before 12:00 noon at 436+045 on Tuesday, April 14, 1992, and inform me of your decision to approve this needed time off, since you denied my medical leave on 4-13-92, 4:30 PM.

Sincerely,

Maya Broadway

This location is being requested in order that I can continue my therapy, which is essential for my health and well-being. I have been advised that the location is being requested until the end of April, 1992. Copy attached.

As indicated to you by my doctor, also advised that the therapy should be continued.

Dr. M. Broadway will be contacting you on 4/14/92 in light of Dr. P. Jones' medical exam on 4/13/92.

I have written to Dr. P. Jones requesting copies of his evaluation.

Exhibit 8



AC Rochester

P.O. Box 1790
Rochester, New York 14692-1790 USA

April 13, 1992

Ms. Maya Broady
238 Sawyer Street
Rochester, NY 14619

Dear Maya:

This correspondence serves to officially notify you of the results of your Independent Medical Observer (IMO) examination occurring on Monday April 6, 1992, in which it was determined that you are able to return to work. This determination was communicated to our office on Thursday, April 9, 1992, by the National Benefit Center and also to you by registered mail on April 10, 1992. Sickness and Accident Benefits have been deemed to be payable through April 9, 1992 only. Our inability to make timely contact with you via telephone was due to the fact that you changed your phone number to an unlisted number in the past several weeks, and failed to notify the Personnel Office until April 13, 1992.

Your attention is directed to the following:

- As indicated in the preceding paragraph, it has been determined by the IMO and concurred with by the Plant Medical Physician, that you were found able to return to work effective April 7, 1992.
- Should you elect not to report to work on Tuesday, April 14, 1992, as a result of advice from your personal physician, you will receive no compensation until such time that you return to work.

Be advised that the compensation you are about to receive effective April 15, 1992 anticipates that you will be at work on April 14 and April 15, 1992. If you do not report for work on those days, subsequent compensation that you receive from GM may incorporate an appropriate adjustment.

This information was verbally communicated to you by telephone at approximately 4:30 p.m. on Monday, April 13, 1992.

Sincerely,

Jesse C. Sellers
Plant Personnel Director
Rochester Operations

sellersmaya.01

Exhibit 8



AC Rochester

P.O. Box 1790
Rochester, New York 14692-1790 USA

April 15, 1992

16

Ms. Maya Broady
238 Sawyer Street
Rochester, NY 14619

Dear Ms. Broady:

The purpose of this correspondence is to ascertain your decision on continuing your GM career by accepting relocation to a bonafide job opportunity in Flint, Michigan, or accepting a special separation through the External Opportunities Procedure (EOP).

In view of the fact that the original time limits for both of these options have expired, and you have been provided sufficient opportunity to consider your decision, I regret to inform you that the time to render this decision cannot be delayed further.

Therefore, you are advised that I am expecting you to inform Karen Shed or myself of your decision no later than 4:30 p.m. this date. Failure to contact either of us, or refusal to respond with a decision will constitute a refusal of both options. As such, you will be separated from GM as a "voluntary quit" effective April 16, 1992.

Sincerely,

Jesse C. Sellers
Plant Personnel Director
Rochester Operations

sellers\maya.az

Exhibit 8

4-15-92

9:25am



AC Rochester

Maup:

Please call me
immediately upon return
from your therapy this
morning.

Karen Shed
xt. 7419

EXHIBIT 9

LOUIS H. MEDVED, M.D.
30 ERIE CANAL DRIVE
SUITE G
ROCHESTER, NEW YORK 14626
TELEPHONE (716) 227-3950

March 9, 1992

Joseph Marino, M.D.
1650 Elmwood Avenue
Rochester, New York 14620

RE: BROADY, Maya

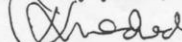
Dear Dr. Marino:

I received a telephone call from Mrs. Broady today complaining of increased pain in the right side of her neck going down her back. She had been taking the Flexeril as well as Feldene without much relief.

I have not yet received the report from her C-spine MRI scan, although according to a telephone report, she has a small focal disc protrusion at C5-6 centrally. She is due to return for EMG studies in the near future.

By her report, I suspect a strong musculoskeletal component to her neck and back pain. I have given her a limited prescription for Darvocet N 100 (1 tab. q4 hours prn severe neck pain, maximum daily dose of 6, dispense 50, 0 refills) for symptomatic treatment. I will be in touch with you after I am able to review her MRI personally as well as complete her electrodiagnostic studies.

Sincerely yours,



Louis H. Medved, M.D.

LHM/njm

LOUIS H. MEDVED, M.D.
NEUROLOGY & NEUROELECTROMYOGRAPHY
30 ERIE CANAL DRIVE
ROCHESTER, NY 14626

(716) 227-3950

DEA # AM 2907117
LIC # 158941

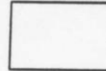
NAME Maya Brady AGE _____
ADDRESS _____ DATE 3/27/92

R Ms. Brady is restricted
from work until she
completes physical therapy at
end of April. I will re-
evaluate her at that time

Medved, MD

THIS PRESCRIPTION WILL BE FILLED GENERICALLY
UNLESS PRESCRIBER WRITES 'g a w' IN THE BOX BELOW

Refill _____ times
NR _____ Label _____



Dispense As Written

NE5010932

LOUIS H. MEDVED, M.D.
30 ERIE CANAL DRIVE
SUITE G
ROCHESTER, NEW YORK 14626
TELEPHONE (716) 227-3950

March 28, 1992

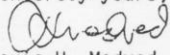
Joseph Marino, M.D.
1650 Elmwood Avenue
Rochester, New York 14620

RE: BROADY, Maya

Dear Dr. Marino:

I received a phone call today from Mrs. Broady. Her neck pain has increased, with radiation to the occipital region of her head. She continues to complain of pain down the arm. She has been to 3 physical therapy sessions. She was taking classes and carrying her books was exacerbating the situation. Her teacher's have asked her to stay out of school until she is better. In addition, she works as a secretary and she finds that typing and the use of her right arm exacerbates her pain. Therefore, I am medically restricting her until she completes physical therapy at the end of April. She has an appointment to see me after that time and I will re-evaluate her situation. She will continue on the Darvocet and anti-inflammatory medications prn.

Sincerely yours,


Louis H. Medved, M.D.

LHM/njm

UNIVERSITY OF
ROCHESTER

UNIVERSITY HEALTH SERVICE
MEDICAL CARE SECTION

October 8, 1992

Edward M. Braiman
Attorney at Law
45 Exchange Street
Rochester NY 14614

Re: **Maya Broady**
Social Security Claim #~~22-44~~-4038

Dear Mr. Braiman:

Please refer to my letter of September 10th for the answers to most of your questions. I realize that you have added a couple more questions for me at the bottom of your letter dated September 22nd.

After the evaluation by the neurologist in the Multiple Sclerosis Clinic at Strong Memorial Hospital, it does appear that Maya Broady has multiple sclerosis. It is quite possible that many of the symptoms that were felt to be cervical disc problems were, in fact, secondary to multiple sclerosis. It is difficult at this time to go back those many months, many during which I was not following her, and know for sure whether the early symptoms thought to be cervical disc were, in fact, the MS. I suspect that most of her distress since August of 1991 has been the multiple sclerosis.

I am sure that Mrs. Broady's illness will continue. Multiple sclerosis may have many patterns of presentation and many patterns of disease progression. It is unclear to me at this time how her disease may progress. During times when she is in remission she may well be able to work. Because she is a secretarial/clerical worker, and because much of her problems have been in the upper extremities and neck, she has been totally disabled since April, 1992 because of pain. I am unable to predict how long the total disability will continue or how her disease will progress.

I hope that the above will be helpful to you.

Very truly yours,

Barbara L. Schuster

Barbara L. Schuster, M.D.

BLS:jmk
cc: David H. Mattson, M.D.
Neurology Clinic

cc: Mrs. Maya Broady
250 Crittenden Boulevard, Box 617
Rochester, New York 14642
(716) 275-2662

LOUIS H. MEDVED, M.D.
30 ERIE CANAL DRIVE
SUITE G
ROCHESTER, NEW YORK 14626
TELEPHONE (716) 227-3950

April 9, 1992

Joseph Marino, M.D.
1650 Elmwood Avenue
Rochester, New York 14620

RE: BROADY, Maya
Date of Visit: 4/8/92

Dear Dr. Marino:

I saw Mrs. Broady today in follow-up for cervical strain/radiculopathy. Because she needed to file for disability, she came in advance of her scheduled appointment at the end of this month. She is having some benefit with physical therapy in terms of regaining strength and also some pain reduction in the neck and arm. She saw Dr. Pettee for an independent medical examination. His findings are not known. She did state that after his exam, her neck and arm pain flared up again, but things have settled down with medication, physical therapy, and a heating pad at home.

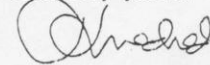
On examination, she has good strength in the right upper extremity within the limits of her pain and her reflexes are symmetrical, being grade 1+ in the biceps, triceps, and brachio-radialis muscles. There are no pinprick deficits that correspond to a particular dermatomal pattern. The remainder of her neurological examination is normal.

Mrs. Broady will continue with her current treatment. She will stay out of work until the end of the month at which time I will re-evaluate her.

The patient also mentioned to me some foot pain and paresthesias, particularly on the right. She states that a coworker ran over her foot with a wheeled chair 2½ years ago, however, her pain and paresthesias (affecting mainly the last 3 digits) developed only a couple of months ago. She also experiences some cold and tingling sensation in the left foot. Again, her neurological examination relative to the lower extremities is normal. I would have a hard time linking this foot pain to her neck problem, or to the incident 2½ years ago when her symptoms have just begun only in the last couple of months. I told Mrs. Broady that at some point we may do nerve conduction studies to evaluate this, but at the present time, I would prefer to concentrate on her main problem, namely that of her neck and right arm pain.

Thank you very much for allowing me to participate in Mrs. Broady's care.

Sincerely yours,



Louis H. Medved, M.D.

LHM/ml

EXHIBIT 10

EXH. b.7 10
Pg 182

February 16, 1994

Ms. Maya A. Broady
238 Sawyer Street
Rochester, NY 14619

Workers Compensation Board
Disability Benefit Bureau
100 Broadway-Menands
Albany, New York 12241

TO WHOM IT MAY CONCERN:

I am requesting your help and assistance in obtaining my disability benefits from my former employer, General Motors Corporation. The carrier for General Motors is Metropolitan Life Insurance Company. Even though I am not presently employed by General Motors Corporation, I was still under their employment when I became permanently and totally disabled on April 15, 1992. My disability is multiple sclerosis. I was eventually diagnosed in 8/92.

The carrier, Metropolitan Life Insurance, was forced to pay me New York State Disability (Off-the-job), but has continued to delay my claim for extended disability which I am entitled to under General Motors Corporation.

The carrier, Metropolitan Life Ins, sent me disability forms two times to be completed. The first form was mailed directly to me in 8/92, Exhibit #1 attached. Since Metropolitan Life Ins. never responded to the first form, I hired an attorney, and he was able to get a 2nd disability form, Exhibit #2 attached).

Months later, Mr. Larry Rakowicz, Metropolitan Life Ins. Litigation and Appeals Analyst (the carrier) informed one of the attorneys that I hired in August, 1992, that he needed some information on the amount I would be getting for Social Security and if my benefits were approved yet in order for him to effectively process my claim.

Still, after receiving all the information they requested, the carrier, Metropolitan Life Ins. has continued to procrastinate in processing my claim after I forwarded the necessary paperwork to the attorney on 10/93, Exhibit #3 attached.

I contacted Mr. Larry Rakowicz (the person who is handling the claim for Metropolitan Life Ins.) on November 8, 1993. Mr. Rakowicz said that my claim was being delayed "due to the problems they were having with the hourly employees at General Motors (their contract and the possibility of striking) and that I should hear from him after the New Year."

I should note that my status, while employed at General Motors, was salaried, not hourly, therefore, the delay in processing my claim had nothing to do with me.

Metropolitan Life Ins. has continued to delay in processing my disability claim, and has failed to respond for over a year now ~~their~~ status to the claim.

It is my belief and feeling that the carrier, Metropolitan Life Ins. is DELIBERATELY PROCRASTINATING in processing this claim in order to HINDER me from receiving disability benefits which I am entitled to under the General Motors disability plan.

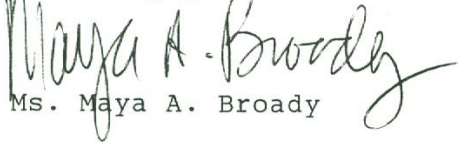
If you need to contact me, please call me at 716-328-0473.

Presently, I don't have an attorney. I had to let the attorney go who claimed to be representing me effective 2/14/94. But, Ms. Sandra Adams, Attorney, who is presently representing me for something else, can be forwarded any paperwork. Her address is as follows:

Ms. Sandra Adams, Attorney
1438 Hertle Street
Buffalo, NY 14216
(716) 838-5515.

Thank you in advance for your assistance and cooperation.

Sincerely yours,


Ms. Maya A. Broady

STATE OF NEW YORK
WORKERS' COMPENSATION BOARD
**NOTICE OF
 BOARD DECISION**

Exhibit 1D

| | | | |
|---|-----------------------------|---|---------------------------|
| Case No. DB 107-44-4038 | Date of Accident 8/26/92 | Social Security Number 007-44-4038 | Carrier Case No. (118) |
| Claimant Maya Broady 238 Sawyer Street Rochester, NY 14619 | | | |
| Employer AC Rochester Division of G.M. 1000 Lexington Avenue Rochester, NY 14692 | | | |
| Metropolitan Life Ins. Co. GM S & A Claim Referral Unit PO. Box 5164 Southfield, Mi. 48037-5264 | | Opinion By: Virginia Hauer Joseph A. Tauriello Thomas A. Dunne | |
| METROPOLITAN LIFE INS. ONE MADISON AVENUE NEW YORK NY 10010 | | | |

PLEASE TAKE NOTICE THAT THE BOARD'S MEMORANDUM OF DECISION IN THE ABOVE CLAIM IS PRINTED BELOW

MEMORANDUM OF DECISION

The carrier objects to the Workers' Compensation Law Judge (hereinafter WCLJ) decision filed 12/4/92, finding that the claimant was entitled to disability benefits for the period from 4/10/92 to 5/12/92 at a \$170.00 rate. The carrier contends that the award is not proper as the claimant has already received disability benefits for the maximum period of 26 weeks from 5/13/92 to 11/11/92. The carrier bases its contention on the trial calendar minutes for 12/3/92.

The trial calendar minutes for 12/3/92 reveal that the WCLJ awarded disability benefits for 26 weeks. The carrier's representative stated that the awards should commence on 4/10/92. The representative noted that the 26 weeks have already been paid.

Upon review of the whole record, in particular the trial calendar minutes for 12/3/92 indicating that the WCLJ awarded the claimant 26 weeks of disability benefits and that the disability benefits were paid by the carrier, the Board Panel finds that the claimant is entitled to 26 weeks of disability benefits commencing 5/13/92.

Accordingly, findings are made as indicated in the preceding paragraph. The WCLJ decision filed 12/4/92 is MODIFIED to rescind the awards and to reflect that the claimant was entitled to 26 weeks of disability benefits commencing on 5/13/92. The carrier is to be credited for any benefits paid during the 26 week period commencing 5/13/92. As so modified, the decision is AFFIRMED. The case is closed.

All concur.

Virginia Hauer
Virginia Hauer

Joseph A. Tauriello
Joseph A. Tauriello

Thomas A. Dunne
Thomas A. Dunne

EXHIBIT 11

Exhibit 11
Pg 172

WESTERN NEW YORK LAW CENTER
OF
Sheldon M. Markel and Associates, P.C.
ATTORNEYS AT LAW
43 COURT STREET • SUITE 1111
BUFFALO, NEW YORK 14202-3101
716-856-8004

SHELDON M. MARKEL
HOWARD S. LIPMAN

CAROLYN M. HENRY
JOSEPH R. BERGEN

*ALSO ADMITTED IN TEXAS AND NEVADA

ROCHESTER OFFICE:
TIMES SQUARE BUILDING
48 EXCHANGE BOULEVARD • SUITE
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PLEASE REPLY TO ROCHESTER OFFICE

May 17, 1993

Mr. Larry Rakowicz
Metropolitan Life Insurance Company
Sickness and Accident Claims
General Motors Division
660 New Center One
Detroit, Michigan 48202

RE: Maya Broady
Social Security Number: ~~101-44-2038~~
Employer: ACR-Rochester
Our File Number: WCB 1014/92(R)

Dear Mr. Rakowicz:

I am in receipt of your letter dated May 3rd, 1993, advising that your investigation is continuing and once again asking me for any additional information that I believe should be part of the review. Unfortunately, I do not know what exactly is part of your review already. Therefore, I will simply reiterate our position regarding this matter with basic documentation and ask that if you require additional information you narrow the scope of that request.

The claimant, Maya Broady, was employed with ACR-Rochester until April 15th, 1992. A copy of her last paycheck is enclosed for our consideration. Prior to her separation from this employment, Ms. Broady was under disability due to her multiple sclerosis. Her treatments with her physician, Dr. Barbara L. Schuster, began on April 3rd, 1992 and Dr. Schuster affirmed her disability beginning April 13th, 1992 (a copy of the form submitted to the Worker's Compensation Board Disabilities Benefits Bureau containing this information is enclosed for your consideration.) You will also find enclosed a letter from Dr. Schuster, dated October 8th, 1992, stating that Ms. Broady was in fact disabled since April of 1992.

At that time, Ms. Broady was also treating with a neurologist, Dr. Louis H. Medved, who likewise determined that Ms. Broady was disabled and restricted from work. This restriction dated March 27th, 1992 and which extends to the end of April is enclosed for your reference.



Exhibit 11, Pg 272

Mr. Larry Rakowicz
May 17, 1993
Page Two

Ultimately, it is our position that Ms. Broady was disabled at the time that she left employment with ACR-Rochester on April 15th of 1992. Enclosed are some of the documents in our possession which support this position.

At this time, I must insist that you clarify for me the issues that are still in dispute in Ms. Broady's case. As I understand it, we need only determine whether or not Ms. Broady was disabled at the time that she left employment with ACR-Rochester. I believe that there is already ample documentation that this is, in fact, the case. I would appreciate knowing whether or not there is some other issue in dispute. I am of the opinion that entirely too much time has passed to determine these simple issues and must ask that you now render a determination in this case. If I do not hear from you by the end of this month, I must consider that this claim will become the subject of litigation.

Very truly yours,

MARKEL & ASSOCIATES, P.C.

By: _____
THOMAS WINWARD, ESQ.

TW/jsc

Enclosures

Sheldon M. Markel and Associates, P.C. exhibit

Attorneys at Law
45 Exchange Street, Suite 713
Rochester, New York 14614

(716) 232-7600

Sheldon M. Markel
Howard S. Lipman
Carolyn M. Henry

August 18, 1993

Mr. Larry Rakowicz
MetLife
Sickness and Accident Claims
General Motors Division
660 New Center One
Detroit, Michigan 48202

RE: Maya Broady
Social Security Number: 107-44-4038
Employer: ACR-Rochester
Our File: WCB 1014-92(R)

Dear Mr. Rakowicz:

This is a follow-up to your correspondence of June 18th, 1993. Unfortunately, as of yet, I have not received word on the Social Security Disability Insurance application and Ms. Broady advises that she will contact me as soon as a decision on this application is rendered.

In the meantime, I would ask that you provide me with an update of a review of her file, and whether or not I may be able to provide any additional information.

I look forward to hearing from you soon.

Very truly yours,

MARKEL & ASSOCIATES, P.C.

By: Thomas M. V. Winward
THOMAS M. V. WINWARD, ESQ.

TMVW/jsc

EXHIBIT 12

Exhibit 12

general motors class action lawsuit

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Angsuman Chakraborty
April 22nd, 2008

GM General motors coolant Dex-Cool

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earlier) after the original owner or lessee took delivery of the vehicle, and who submit timely and valid claims. However the amount of the cash is to be decided depending on the individual case, sources said.
Source:KMBC.com

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287 Allen St.
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Exhibit 12

| QUAN. | PART NO. | DESCRIPTION | SALE AMOUNT |
|-------|----------|-----------------|-------------|
| 1 | | Head Set | 180.89 |
| 1 | | Temp Cool Gahst | 34.34 |
| 1 | | Water Pump | 38.95 |
| 1 | | Char + Fan | 102.92 |
| 1 | | Set Head Parts | 38.77 |
| 4 | | plugs | 16.00 |
| 2 | | gallon Darkwal. | 22.00 |
| 1 | | Feltu | 1.50 |
| | | Sptail | 10.00 |
| 1 | | Fenon | 33.30 |
| 1 | | Hose | 11.30 |
| 1 | | Theitral + Gaxt | 18.50 |
| 4 | | Pump. | 4.00 |
| 1 | | Used Head | 3500.00 |

NAME Maya Brody DATE 1-8-07

ADDRESS _____ PHONE _____

CITY _____

YEAR 01 MAKE OR MODEL Pont MOTOR # 16-#1515022911 LICENSE NUMBER 7229124 AD36237 ODOMETER 45324

REPAIR ORDER - LABOR INSTRUCTIONS

LUBRICATE CHANGE OIL FLUSH TRANS FLUSH DEF WASH POLISH \$

R/R Head + Replne with Used Head 511.95

Thin Coolant Leak in Header Nose

Damage to M for Cause by no coolant

regeneration from Nose Leak.

Head Cant Be Repaired. Had to

Replne + Ten Char + Fan Set.

(Note all Damage was cause by Coolant Leak)

Paw

| | | | |
|------------------|---------|-----------------------|---------|
| TOTAL PARTS | 865.42 | TOTAL LABOR | 511.95 |
| ESTIMATE AMOUNT | | TOTAL PARTS | 865.42 |
| ADD'L AUTH. AMT. | 1487.55 | GAS, OIL, GREASE | |
| ADD'L AUTH. AMT. | 700.00 | SPECIAL REPAIRS | |
| ADD'L AUTH. AMT. | | ENVIRONMENTAL CHARGES | |
| ESTIMATE TOTAL | 787.55 | STATE TAX | 1377.37 |
| | | TOTAL AMOUNT | 1101.8 |
| | | | 1487.55 |

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