

19 CV 1852

JS 44C/SDNY
REV 06/01/17

CIVIL COVER SHEET

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

PLAINTIFFS
See Rider A

DEFENDANTS
See Rider A

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
See Rider B

ATTORNEYS (IF KNOWN)
See Rider B

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(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

General Motors LLC's Motion to Withdraw Reference, ECF No 14434, In re Motors Liquidation Co., Case No 09-50026 (Bankr S D N Y)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned **Furman**

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

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN (x) IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 387 HEALTHCARE/ PHARMACEUTICAL PERSONAL	<input type="checkbox"/> 825 DRUG RELATED	<input type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 375 FALSE CLAIMS
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	<input type="checkbox"/> INJURY/PRODUCT LIABILITY	<input type="checkbox"/> SEIZURE OF PROPERTY	<input type="checkbox"/> 28 USC 158	<input type="checkbox"/> 376 QUI TAM
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 365 PERSONAL INJURY	<input type="checkbox"/> 21 USC 881	<input checked="" type="checkbox"/> 423 WITHDRAWAL	<input type="checkbox"/> 400 STATE
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT LIBEL &	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> 690 OTHER	<input type="checkbox"/> 28 USC 157	<input type="checkbox"/> REAPPOINTMENT
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	<input type="checkbox"/> 368 ASBESTOS PERSONAL	PROPERTY RIGHTS		<input type="checkbox"/> 410 ANTI TRUST
OVERPAYMENT &	EMPLOYERS	<input type="checkbox"/> INJURY PRODUCT	<input type="checkbox"/> 820 COPYRIGHTS		<input type="checkbox"/> 430 BANKS & BANKING
ENFORCEMENT	LIABILITY	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 830 PATENT		<input type="checkbox"/> 450 COMMERCE
OF JUDGMENT	<input type="checkbox"/> 340 MARINE	PERSONAL PROPERTY	<input type="checkbox"/> 835 PATENT ABBREVIATED NEW DRUG APPLICATION		<input type="checkbox"/> 460 DEPORTATION
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 840 TRADEMARK	SOCIAL SECURITY	<input type="checkbox"/> 470 RACKETEER INFLU
<input type="checkbox"/> 152 RECOVERY OF	LIABILITY	<input type="checkbox"/> 371 TRUTH IN LENDING		<input type="checkbox"/> 881 HIA (1395f)	ENCED & CORRUPT
DEFAULTED	<input type="checkbox"/> 350 MOTOR VEHICLE			<input type="checkbox"/> 882 BLACK LUNG (923)	ORGANIZATION ACT
STUDENT LOANS	<input type="checkbox"/> 355 MOTOR VEHICLE			<input type="checkbox"/> 883 DIWC/DIWW (405(g))	(RICO)
(EXCL VETERANS)	PRODUCT LIABILITY			<input type="checkbox"/> 884 SSID TITLE XVI	<input type="checkbox"/> 480 CONSUMER CREDIT
<input type="checkbox"/> 153 RECOVERY OF	<input type="checkbox"/> 380 OTHER PERSONAL	<input type="checkbox"/> 380 OTHER PERSONAL	LABOR	<input type="checkbox"/> 885 RSI (405(g))	<input type="checkbox"/> 480 CABLE/SATELLITE TV
OVERPAYMENT	INJURY	PROPERTY DAMAGE	<input type="checkbox"/> 710 FAIR LABOR		<input type="checkbox"/> 850 SECURITIES/
OF VETERANS	<input type="checkbox"/> 382 PERSONAL INJURY	PRODUCT LIABILITY	<input type="checkbox"/> STANDARDS ACT		COMMODITIES/
BENEFITS	MED MALPRACTICE		<input type="checkbox"/> 720 LABOR/MGMT		EXCHANGE
<input type="checkbox"/> 160 STOCKHOLDERS		PRISONER PETITIONS	<input type="checkbox"/> RELATIONS	FEDERAL TAX SUITS	<input type="checkbox"/> 890 OTHER STATUTORY
SUITS		<input type="checkbox"/> 483 ALIEN DETAINEE	<input type="checkbox"/> 740 RAILWAY LABOR ACT	<input type="checkbox"/> 870 TAXES (U.S. Plaintiff or	ACTIONS
<input type="checkbox"/> 190 OTHER	ACTIONS UNDER STATUTES	<input type="checkbox"/> 510 MOTIONS TO	<input type="checkbox"/> 751 FAMILY MEDICAL	Defendant)	<input type="checkbox"/> 891 AGRICULTURAL ACTS
CONTRACT	CIVIL RIGHTS	<input type="checkbox"/> VACATE SENTENCE	<input type="checkbox"/> LEAVE ACT (FMLA)	<input type="checkbox"/> 871 IRS THIRD PARTY	
CONTRACT	(Non Prisoner)	<input type="checkbox"/> 28 USC 2255	<input type="checkbox"/> 790 OTHER LABOR	<input type="checkbox"/> 28 USC 7809	
PRODUCT	<input type="checkbox"/> 440 OTHER CIVIL RIGHTS	<input type="checkbox"/> 530 HABEAS CORPUS	LITIGATION		<input type="checkbox"/> 893 ENVIRONMENTAL
LIABILITY	(Non Prisoner)	<input type="checkbox"/> 535 DEATH PENALTY	<input type="checkbox"/> 791 EMPL RET INC		MATTERS
<input type="checkbox"/> 196 FRANCHISE		<input type="checkbox"/> 540 MANDAMUS & OTHER	SECURITY ACT (ERISA)		<input type="checkbox"/> 895 FREEDOM OF
	<input type="checkbox"/> 441 VOTING		IMMIGRATION		INFORMATION ACT
REAL PROPERTY	<input type="checkbox"/> 442 EMPLOYMENT	PRISONER CIVIL RIGHTS	<input type="checkbox"/> 482 NATURALIZATION		<input type="checkbox"/> 896 ARBITRATION
<input type="checkbox"/> 210 LAND	<input type="checkbox"/> 443 HOUSING/	<input type="checkbox"/> 550 CIVIL RIGHTS	APPLICATION		<input type="checkbox"/> 899 ADMINISTRATIVE
CONDEMNATION		<input type="checkbox"/> 555 PRISON CONDITION	<input type="checkbox"/> 465 OTHER IMMIGRATION		PROCEDURE ACT/REVIEW OR
<input type="checkbox"/> 220 FORECLOSURE	ACCOMMODATIONS	<input type="checkbox"/> 580 CIVIL DETAINEE	ACTIONS		APPEAL OF AGENCY DECISION
<input type="checkbox"/> 230 RENT LEASE &	<input type="checkbox"/> 445 AMERICANS WITH	<input type="checkbox"/> CONDITIONS OF CONFINEMENT			<input type="checkbox"/> 950 CONSTITUTIONALITY OF
EJECTMENT	DISABILITIES				STATE STATUTES
<input type="checkbox"/> 240 TORTS TO LAND	EMPLOYMENT				
<input type="checkbox"/> 245 TORT PRODUCT	<input type="checkbox"/> 446 AMERICANS WITH				
LIABILITY	DISABILITIES OTHER				
<input type="checkbox"/> 290 ALL OTHER	<input type="checkbox"/> 448 EDUCATION				
REAL PROPERTY					

Check if demanded in complaint

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

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S D N Y AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13? IF SO, STATE

DEMAND \$ _____ OTHER TBD

JUDGE Furman

DOCKET NUMBER 14-2543

Check YES only if demanded in complaint

JURY DEMAND YES NO

NOTE You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from (Specify District) 6 Multidistrict Litigation (Transferred) 7 Appeal to District Judge from Magistrate Judge
- a all parties represented b At least one party is pro se 8 Multidistrict Litigation (Direct File)

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

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

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

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

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

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

General Motors LLC
300 Renaissance Center
Detroit, Michigan 48243

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

GUC Trust Administrator
Wilmington Trust Company
1100 North Market Street (Rodney Square North)
Wilmington, Delaware 19890
Attn: Corporate Trust Administration

DEFENDANT(S) ADDRESS UNKNOWN

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

The Signatory Plaintiffs

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21

Check one THIS ACTION SHOULD BE ASSIGNED TO WHITE PLAINS MANHATTAN

DATE 02/25/2019 *Paul Buster DAY*
SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT
[] NO
[x] YES (DATE ADMITTED Mo 05 Yr 1994)
Attorney Bar Code # PB 4434

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court

Magistrate Judge _____ is so Designated

Ruby J Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

Rider A

General Motors LLC is seeking to withdraw the reference from the Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") with respect to a contested matter involving General Motors LLC, the Motors Liquidation Company GUC Trust and the Signatory Plaintiffs, as defined in that certain Settlement Agreement attached to the *Economic Loss Plaintiffs' Motion to: (1) Extend Bankruptcy Rule 7023 to These Proceedings; (2) Approve the Form and Manner of Notice; (3) Grant Class Certification for Settlement Purposes Upon Final Settlement Approval; (4) Appoint Class Representatives and Class Counsel for Settlement Purposes; and (5) Approve the Settlement Agreement By and Among the Signatory Plaintiffs and the GUC Trust Pursuant to Rule 23*, available at ECF No. 14408 in *In re Motors Liquidation Co.*, Case No. 09-50026 (Bankr. S.D.N.Y.) (Glenn, J.). Proceedings relating to the Settlement Agreement are currently pending before the Bankruptcy Court.

Additionally, the cause of action under which General Motors LLC is seeking to withdraw the reference is 28 U.S.C. § 157, even though the basis for the district court's jurisdiction is not diversity.

Rider B

Plaintiff General Motors LLC's Counsel

Bankruptcy Counsel for General Motors LLC

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-and-

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Attn: Arthur Steinberg, Esq., and Scott Davidson, Esq.

MDL 2543 Counsel for General Motors LLC

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Defendants' Counsel

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-and-

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-and-

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