

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

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In re:

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

Chapter 11

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

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

Adversary Proceeding

Plaintiff,

Case No. 09-00504 (MG)

against

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

Defendants.
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**STIPULATION AND ORDER DISMISSING
ADVERSARY PROCEEDING AGAINST HEWLETT-PACKARD COMPANY**

WHEREAS, on May 20, 2015, Plaintiff filed a First Amended Adversary Complaint for (1) Avoidance of Unperfected Lien, (2) Avoidance and Recovery of the Postpetition Transfers, (3) Avoidance and Recovery of Preferential Payments, and (4) Disallowance of Claims by Defendants (“**Amended Complaint**”) (ECF No. 91) and thereafter served the Amended Complaint on, among others defendants, Hewlett-Packard Company, n/k/a HP, Inc. (“**Defendant**”);

WHEREAS, the claim asserted against Defendant in the Amended Complaint concerns a certain transfer to Defendant’s affiliate, Hewlett-Packard Company Master Trust in the amount of \$86,536.49 (the “**Transfer**”), which Plaintiff asserts was made pursuant to a certain term loan

agreement, dated as of November 29, 2006, as amended by that certain first amendment dated as of March 4, 2009 (the “**Term Loan Agreement**”);

WHEREAS, on November 30, 2015, Defendant filed an Answer to the Amended Complaint (ECF No. 297); and

WHEREAS, Defendant represents that it did not receive any distributions under the Term Loan Agreement;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the parties, as follows:

1. Defendant is dismissed from this adversary proceeding and any and all claims against Defendant arising out of the Term Loan Agreement are dismissed with prejudice; and

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2. Any and all claims arising out of the Transfer are dismissed with prejudice.

Dated: New York, New York
July 14, 2016

New York, New York
July 14, 2016

BINDER & SCHWARTZ LLP

COLE SCHOTZ P.C.

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Company Avoidance Action Trust*

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*Attorneys for Defendant Hewlett-Packard
Company*

IT IS SO ORDERED.

Dated: July 15, 2016.
New York, New York

/s/Martin Glenn
MARTIN GLENN
United States Bankruptcy Judge