

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

-----	X	
<i>In re:</i>	:	Chapter 11
	:	
MOTORS LIQUIDATION COMPANY, <i>et al.</i> ,	:	Case No.: 09-50026 (MG)
	:	f/k/a General Motors Corp., <i>et al.</i>
	:	
Debtors.	:	(Jointly Administered)
	:	
-----	X	
	:	
MOTORS LIQUIDATION COMPANY AVOIDANCE	:	
ACTION TRUST, by and through the Wilmington Trust	:	
Company, solely in its capacity as Trust Administrator	:	Adversary
Proceeding	:	
and Trustee,	:	No. 09-00504 (MG)
	:	
Plaintiff,	:	
v.	:	
	:	
JPMORGAN CHASE BANK, N.A. <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	
-----	X	

**STIPULATION AND ORDER, INTER ALIA, VACATING DEFAULT**

WHEREAS, on April 26, 2016, the Plaintiff filed an application for certificates of default against several defendants in the above-captioned adversary proceeding (“Action”), including against Double Black Diamond Offshore Ltd. (“Defendant”) (ECF Doc. # 503);

WHEREAS, on May 4, 2016, the Clerk of the Court granted the Plaintiff’s application for a certificate of default against the Defendant (ECF Doc. # 546) (“Certificate of Default”); and

WHEREAS, the Plaintiff and the Defendant agree that the Certificate of Default should be vacated;

**IT IS HEREBY ORDERED AS FOLLOWS:**

1. The Certificate of Default is vacated as to Defendant Double Black Diamond Offshore Ltd..
2. The date by which the Defendant must answer the *First Amended Adversary Complaint for (1) Avoidance of Unperfected Lien, (2) Avoidance and Recovery of Postpetition Transfers, (3) Avoidance and Recovery of Preferential Payments, and (4) Disallowance of Claims by Defendants* (ECF Doc. # 91) in the Action is hereby extended to thirty days following the Court's approval of this Stipulation and Order.
3. The Defendants and the Plaintiff expressly reserve and preserve any and all rights, claims, interests and defenses they each may have in connection with or related to the Action.

Dated: New York, New York  
September 29, 2016

Respectfully submitted,  
SIDLEY AUSTIN LLP

By: /s/ Nicholas Lagemann

Nicholas Lagemann  
787 Seventh Avenue  
New York, New York 10019  
Tel. (212) 839-8521  
nlagemann@sidley.com

*Attorneys for Double Black Diamond Offshore Ltd.*

BINDER SCHWARTZ LLP

By: /s/ Eric Fisher

Eric B. Fisher  
(efisher@binderschwartz.com)  
Michael M. Hodgson  
(mhodgson@binderschwartz.com)  
366 Madison Avenue, 6th Floor  
New York, NY 10017  
Tel: (212) 510-7008

*Attorneys for Plaintiff*

**IT IS SO ORDERED.**

Dated: September 29, 2016  
New York, New York

/s/Martin Glenn  
MARTIN GLENN  
United States Bankruptcy Judge