

**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,

Plaintiff,

Adversary Proceeding

Case No. 09-00504 (MG)

v.

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

Defendants.

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**STIPULATION AND ORDER DISMISSING  
ADVERSARY PROCEEDING AGAINST GOLDEN KNIGHT II CLO LTD.**

**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 defendant Golden Knight II CLO Ltd. (“**Defendant**”);

**WHEREAS**, the claims asserted against Defendant in the Amended Complaint concern transfers to Defendant on May 27, 2009 in the amount of \$56,471.53 and on June 30, 2009 in the amount of \$21,500.42 (the “**Transfers**”), which Plaintiff asserts were 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**”); and

**WHEREAS**, on July 27, 2016, Defendant filed an Answer to the Amended Complaint (ECF Doc # 690);

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

1. The claims against Defendant set forth in the Amended Complaint, solely with respect to the Transfers, are dismissed from this adversary proceeding with prejudice; and
2. Defendant is dismissed from this adversary proceeding without prejudice as to any additional claims Plaintiff may have against Defendant arising out of the Term Loan Agreement.

Dated: New York, New York  
September 30, 2016

Dated: New York, New York  
September 30, 2016

**BINDER & SCHWARTZ LLP**

**KASOWITZ, BENSON, TORRES &  
FRIEDMAN LLP**

By:           /s/ Eric B. Fisher            
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**IT IS SO ORDERED.**

Dated: October 3, 2016  
New York, New York

          /s/Martin Glenn            
MARTIN GLENN  
United States Bankruptcy Judge