

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

In re:

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

Debtors.

Chapter 11

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

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

Plaintiff,

against

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

Defendants.

Adversary Proceeding

Case No. 09-00504 (MG)

**ORDER REGARDING CORRECTION TO STATEMENT BY THE COURT  
DURING NOVEMBER 2, 2016 HEARING**

The Court held a telephone hearing today on a discovery dispute in this adversary proceeding. At the conclusion of the hearing, the Court ruled on the record resolving the discovery dispute. During the hearing the Court incorrectly referred to the requirements of Fed. R. Civ. P. 45 with respect to the service of subpoenas. Rule 45, which is applicable to the service of subpoenas in this adversary proceeding, provides that “A subpoena must issue from the court where the action is pending.” Fed. R. Civ. P. 45(a)(2). The Court’s statement during the hearing regarding the proper issuing court was incorrect. The subpoenas served by the defendants in this case on third-party witnesses were properly issued by this Court. The proper

place of compliance is controlled by Rule 45(c). In the event of non-compliance with subpoenas, compliance must be sought as provided in Rules 45(f) and 45(g).

Dated: November 2, 2016  
New York, New York

*Martin Glenn*  
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MARTIN GLENN  
United States Bankruptcy Judge