

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

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*In re:*

MOTORS LIQUIDATION COMPANY, *et al.*,  
  
Debtors.

Chapter 11

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

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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

Case No.: 09-00504 (MG)

Plaintiff,

v.

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

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**STIPULATION AND ORDER EXTENDING TIME FOR  
GENERAL MOTORS LLC TO FILE A MOTION TO SEAL SOME  
MOTION IN LIMINE BRIEFING AND TRIAL MATERIALS**

**WHEREAS**, on April 18, 2016, the Court entered the Amended Agreed Protective Order (ECF No. 489) (the “Amended Agreed Protective Order”), which governs discovery provided by and to all parties and non-parties in this Action;

**WHEREAS**, on March 8, 2017, the Court entered a *Stipulation and Order Permitting the Parties to File Motion in Limine Under Seal* (ECF No. 862) (the “March 8, 2017 Stipulation and Order”)<sup>1</sup>, setting forth the procedures regarding the treatment of the Motion in Limine Briefing

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the March 8, 2017 Stipulation and Order and the April 6, 2017 Stipulation and Order (defined below).

that contains information designated by parties and third parties as Confidential or OAEO, in accordance with the terms therein and the Amended Agreed Protective Order;

**WHEREAS**, on April 6, 2017, the Court entered a *Stipulation and Order Permitting the Parties to Submit Trial Exhibits and Deposition Designations Under Seal* (ECF No. 921) (the “April 6, 2017 Stipulation and Order”), setting forth the procedures regarding the treatment of the Trial Materials that contain information designated by parties and third parties as Confidential or OAEO, in accordance with the terms therein and the Amended Agreed Protective Order;

**WHEREAS**, in accordance with the March 8, 2017 Stipulation and Order and the April 6, 2017 Stipulation and Order, the parties recently served all third parties, including General Motors LLC (“New GM”), with the relevant portions of the Motion in Limine Briefing and Trial Materials that contained each third party’s Confidential or OAEO material on April 3, 2017 and April 10, 2017, respectively;

**WHEREAS**, in accordance with the March 8, 2017 Stipulation and Order and the April 6, 2017 Stipulation and Order, the deadline for any party or third party to file any motion to seal some or all of the Motion in Limine Briefing or Trial Materials is April 14, 2017;

**WHEREAS**, due to time limitations, the significant amount of Motion in Limine Briefing and Trial Materials that the parties provided for New GM’s review, New GM’s concerns as to the confidential nature of certain of the information contained therein, and on-going discussions about New GM’s concerns, New GM requests a brief extension of time to file a motion to seal some or all of the Motion in Limine Briefing or Trial Materials to April 19, 2017;

**WHEREAS**, counsel for New GM, counsel for Plaintiff, counsel for Defendant JPMorgan Chase Bank, N.A., and counsel for the Defendants' Steering Committee have met and conferred regarding New GM's request for an extension of time to file a motion to seal some or all of the Motion in Limine Briefing or Trial Materials;

**WHEREAS**, good cause exists for granting New GM an extension of time to file any motions to seal some or all of the Motion in Limine Briefing or Trial Materials;

**IT IS HEREBY STIPULATED AND AGREED**, by and among counsel for the undersigned parties, that:

1. The deadline to file any motion to seal some or all of the Motion in Limine Briefing or Trial Materials<sup>2</sup> shall be extended to on or before April 19, 2017, solely with respect to New GM.

2. The deadline for the parties to file the Motion in Limine Briefing on the Court's electronic docket in the event that no party or third party files a motion to seal some or all of the Motion in Limine Briefing or Trial Materials shall be extended to on or before April 20, 2017.

3. In the event New GM files a motion to seal some or all of the Motion in Limine Briefing or Trial Materials, such documents shall remain sealed and the time for the parties to file any applicable, redacted versions, shall be (i) four days after the close of evidence, or (ii) pursuant to the Court's Order.

*[Remainder of page intentionally left blank.]*

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<sup>2</sup> For the sake of clarity, New GM has no concerns about and does not seek to potentially seal or redact any of New GM's business records marked as exhibits by the Parties.

4. The remainder of the March 8, 2017 Stipulation and Order and the April 6, 2017

Stipulation and Order shall remain in full force and effect.

Dated: New York, New York  
April 14, 2017

**KING & SPALDING LLP**

By: /s/ Arthur Steinberg  
Arthur J. Steinberg  
1185 Avenue of the Americas  
New York, NY 10036  
Email: [asteinberg@kslaw.com](mailto:asteinberg@kslaw.com)  
Telephone: (212) 556-2100

Edward L. Ripley  
*(admitted pro hac vice)*  
1100 Louisiana Street  
Suite 4000  
Houston, TX 77002  
Email: [eripley@kslaw.com](mailto:eripley@kslaw.com)  
Telephone: (713) 751-3200

*Attorneys for General Motors LLC*

Dated: New York, New York  
April 14, 2017

**BINDER & SCHWARTZ LLP**

By: /s/ Eric Fisher  
Eric B. Fisher  
Neil S. Binder  
Lindsay A. Bush  
Lauren K. Handelsman  
366 Madison Avenue, 6th Floor  
New York, New York 10017  
Telephone: (212) 510-7008  
Facsimile: (212) 510-7299  
Email: [efisher@binderschwartz.com](mailto:efisher@binderschwartz.com)

*Attorneys for Plaintiff Motors  
Liquidation Company Avoidance Action  
Trust*

New York, New York  
April 14, 2017

**WACHTELL, LIPTON, ROSEN & KATZ**

By: /s/ Marc Wolinsky  
Harold S. Novikoff  
Marc Wolinsky  
Amy R. Wolf  
Emil A. Kleinhaus  
Carrie M. Reilly  
C. Lee Wilson  
51 West 52nd Street  
New York, New York 10019  
Telephone: (212) 403-1322  
Email: [HSNovikoff@wlrk.com](mailto:HSNovikoff@wlrk.com)  
Email: [MWolinsky@wlrk.com](mailto:MWolinsky@wlrk.com)

**KELLEY DRYE & WARREN LLP**

John M. Callagy  
Nicholas J. Panarella  
Martin A. Krolewski  
101 Park Avenue  
New York, New York 10178  
Telephone: (212) 808-7800  
Email: jcallagy@kelleydrye.com  
Email: npanarella@kelleydrye.com  
Email: mkrolewski@kelleydrye.com

*Attorneys for Defendant JPMorgan Chase Bank,  
N.A.*

**JONES DAY**

By: /s/ Bruce Bennett  
Bruce Bennett  
Erin L. Burke  
555 South Flower Street, 50th Floor  
Los Angeles, California 90071  
Telephone: (213) 489-3939  
Email: bbennett@jonesday.com  
Email: eburke@jonesday.com

Gregory M. Shumaker  
Christopher J. DiPompeo  
51 Louisiana Avenue, N.W.  
Washington, D.C. 20001  
Telephone: (202) 879-3939  
Email: gshumaker@jonesday.com  
Email: cdipompeo@jonesday.com

**MUNGER, TOLLES & OLSON LLP**

John W. Spiegel  
Matthew A. Macdonald  
Bradley R. Schneider  
350 South Grand Avenue, 50th Floor  
Los Angeles, California 90071  
Telephone: (213) 683-9100  
Email: john.spiegel@mto.com  
Email: matthew.macdonald@mto.com  
Email: bradley.schneider@mto.com

Nicholas D. Fram  
560 Mission Street, 27th Floor  
San Francisco, California 94105  
Telephone: (415) 512-4000  
Email: nicholas.fram@mto.com

*Attorneys for the Term Loan Lenders Listed on  
Appendix A to Dkt. No. 241*

**KASOWITZ BENSON TORRES &  
FRIEDMAN LLP**

By: /s/ Andrew K. Glenn  
Andrew K. Glenn  
Joshua N. Paul  
Michelle G. Bernstein  
Isaac S. Sasson  
1633 Broadway  
New York, New York 10019  
(212) 506-1700  
Email: aglenn@kasowitz.com  
Email: jpaul@kasowitz.com  
Email: mgenet@kasowitz.com  
Email: isasson@kasowitz.com

*Attorneys for the Ad Hoc Group of Term Lenders  
listed in Appendix A to Dkt. No. 670*

**HAHN & HESSEN LLP**

By: /s/ Mark T. Power  
Mark T. Power  
Alison M. Ladd  
488 Madison Avenue  
New York, New York 10022  
Telephone: (212) 478-7200  
Email: mpower@hahn Hessen.com  
Email: aladd@hahn Hessen.com

*Attorneys for Certain Term Loan Investor  
Defendants identified on Exhibit 1 to Dkt. No. 788*

**DAVIS POLK & WARDWELL LLP**

By: /s/ Elliot Moskowitz  
Elliot Moskowitz  
Marc J. Tobak  
M. Nick Sage  
450 Lexington Avenue  
New York, New York 10017  
Email: elliot.moskowitz@davispolk.com  
Email: marc.tobak@davispolk.com  
Email: m.nick.sage@davispolk.com

*Attorneys for Defendants Arrowgrass  
Master Fund Ltd., Bank of America, N.A.,  
Merrill Lynch Capital Services, Inc.,  
Baltic Funding, LLC, Barclays Bank PLC,  
Grand Central Asset Trust, WAM Series,  
Citibank, N.A., Citigroup Financial  
Products Inc., Loan Funding XI LLC,  
Deutsche Bank AG, Deutsche Bank AG  
Cayman Islands Branch, Goldman Sachs  
Lending Partners LLC, Goldman Sachs –  
ABS Loans 2007 Ltd., Marathon CLO I  
Ltd., Marathon CLO II Ltd., Marathon  
Financing I, B.V., Morgan Stanley Senior  
Funding Inc., Muzinich &  
Company (Ireland) Ltd. for the Account of  
Muzinich Loan Fund Plus (f/k/a Muzinich &  
Company (Ireland) Ltd. for the Account of  
Extra Yield \$ Loan Fund), and The Royal  
Bank of Scotland plc*

**IT IS SO ORDERED.**

Dated: April 14, 2017  
New York, New York

/s/ Martin Glenn  
MARTIN GLENN  
United States Bankruptcy Judge