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February 5, 2013

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Via E-mail

Honorable Martin Glenn  
United States Bankruptcy Judge  
United States Bankruptcy Court for the Southern District of New York  
One Bowling Green  
New York, NY 10004

Re: GMAC Mortgage, LLC's Request for Extension of Deadline to Answer Adversary  
Complaint in *Taggart et al v. GMAC Mortgage, LLC et al*, Adversary No. 12-01945  
(MG)

Dear Judge Glenn:

We are counsel to Residential Capital, LLC, GMAC Mortgage, LLC ("**GMAC Mortgage**") and their debtor affiliates (the "**Debtors**") in the Debtors' chapter 11 bankruptcy cases, Case No. 12-12020 (MG), and in the above-captioned adversary proceeding (the "**Adversary Proceeding**"). We write to request a further extension of the date (until March 26, 2013) by which each of the defendants in the Adversary Proceeding must answer or otherwise respond to the complaint (the "**Complaint**") filed by the Plaintiff, Mr. Taggart, and the rescheduling of the pretrial conference currently scheduled for February 28, 2013 until after the defendants' deadline to respond.<sup>1</sup>

The Debtors previously requested and were granted an extension of the defendants' time to answer or otherwise respond to the Complaint until February 12, 2013. The Debtors indicated that they intended to serve Mr. Taggart with a Bankruptcy Rule 9011 motion and thereafter seek sanctions should Mr. Taggart fail to withdraw or seek dismissal of his Complaint. On Friday, January 25, 2013, the Debtors served Mr. Taggart with a draft motion for sanctions. The Debtors are engaging with Mr. Taggart to determine if voluntary withdrawal or dismissal of the Complaint will be possible. However, in the event that Mr. Taggart will not voluntarily withdraw the Complaint, the Debtors intend to file the sanctions

<sup>1</sup> The Debtors have not yet received confirmation that Mr. Taggart has properly served the Complaint. The Debtors expressly reserve the right to object in any answer or other responsive pleading to the sufficiency of Mr. Taggart's service of process, if and when effectuated, or any procedural deficiencies in connection with such service of process.



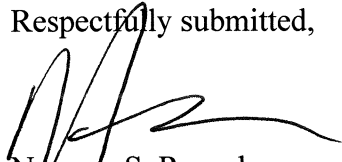
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motion and set a hearing date of March 5, 2013. Rather than requiring the Debtors and the twenty-one other defendants to prepare responses (to the extent that they plan to do so), the Debtors respectfully request that the Court approve a further extension of the defendants' time to answer or otherwise respond to the Complaint, through and including March 26, 2013. This will permit the Debtors to explore the potential for a voluntary withdrawal or dismissal of the complaint and, to the extent such attempts are unavailing, file the sanctions motion and have it heard, prior to requiring the twenty-two defendants to respond.

For the foregoing reasons, the Debtors respectfully request that the Court extend the deadline for all defendants in the Adversary Proceeding to answer or otherwise respond to the Complaint until March 26, 2013 and rescheduling the pre-trial hearing to a subsequent date.

Respectfully submitted,



Norman S. Rosenbaum

cc: Kenneth J. Taggart (by email)

Barbara Hager (by email) – Counsel to Mortgage Electronic Registration Systems Incorporated; Reed Smith, LLP; Maria T Guerin; Diane Bettino; Trey Jordan; and Carol Bonello.

Chris Hall (by email) – Counsel to Defendant Jeffrey Stephan

Andrew Spivak (by email) – for himself and others employed by Phelan, Hallinan & Schmieg, LLP

Brian Fleisher (by email) – for himself and other employed by Fleischer, Fleischer & Suglia<sup>2</sup>

Elise Frejka (by email) – Counsel to the Official Committee of Unsecured Creditors

Justin Krell (by email) – Special Counsel to the Official Committee of Unsecured Creditors for Borrower Matters

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<sup>2</sup> The Debtors do not know who represents Balboa Insurance and JAM Transfers, Inc., but will serve this letter on counsel for these two parties if and when they are identified.