

Hearing Date and Time: March 21, 2013 at 10:00 AM (ET)
Objection Deadline: March 14, 2013 at 4:00 PM (ET)

Glenn E. Glover
James P. Watkins
Bradley Arant Boult Cummings LLP
One Federal Place
1819 Fifth Avenue North
Birmingham, AL 35203-2104
Telephone: (205) 521-8000
Facsimile: (205) 521-8800
*Counsel for Defendants Susan Turner and
Mortgage Electronic Registration Systems, Inc.*

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

-----X	:	
Brian F. Kimber and	:	
Malinda D. Kimber,	:	Adv. Proc. 12-02045 (MG)
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
GMAC Mortgage, LLC, et al.,	:	
	:	
Defendants.	:	
-----X	:	
In re	:	Case No. 12-12020 (MG)
RESIDENTIAL CAPITAL, LLC, et al.,	:	
	:	Chapter 11
	:	
Debtors.	:	Jointly Administered
-----X	:	

**NOTICE OF MOTION TO DISMISS ADVERSARY PROCEEDING PURSUANT TO
BANKRUPTCY RULE 7012(b)(6) BY DEFENDANTS SUSAN TURNER
AND MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.**



PLEASE TAKE NOTICE that the undersigned filed a *Motion To Dismiss Adversary Proceeding Pursuant To Bankruptcy Rule 7012(b)(6)* [Docket No. 12] (the “Motion”) on March 6, 2013.

PLEASE TAKE FURTHER NOTICE that a hearing on the Motion will take place on **March 21, 2013 at 10:00 AM (ET)** before the Honorable Martin Glenn, at the United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Custom House, One Bowling Green, New York, New York 10004-1408, Room 501.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion must be made in writing, conform to the Federal Rules of Bankruptcy Procedure, the Local Bankruptcy Rules for the Southern District of New York, and the Notice, Case Management, and Administrative Procedures approved by the Bankruptcy Court [Docket No. 141], be filed electronically by registered users of the Bankruptcy Court’s electronic case filing system, and be served, so as to be received no later than **March 14, 2013 at 4:00 PM (ET)** upon (a) counsel for Defendants Susan Turner and Mortgage Electronic Registration Systems, Inc., Bradley Arant Boult Cummings LLP, One Federal Place, 1819 Fifth Avenue North, Birmingham, AL 35203 (Attention: Glenn E. Glover and James P. Watkins); (b) counsel for the Debtors, Morrison & Foerster LLP, 1290 Avenue of the Americas, New York, NY 10104 (Attention: Norman S. Rosenbaum, Stefan W. Engelhardt, Paul Galante, and Erica Richards); (c) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21st Floor, New York, NY 10004 (Attention: Tracy Hope Davis, Linda A. Riffkin, and Brian S. Masumoto); (d) the Office of the United States Attorney General, U.S. Department of Justice, 950 Pennsylvania Avenue NW, Washington, DC 20530 (Attention: U.S. Attorney General, Eric H. Holder, Jr.); (e) the Office of the New York State Attorney General, The Capitol, Albany, NY

12224 (Attention: Nancy Lord and Enid N. Stuart); (f) the Office of the U.S. Attorney for the Southern District of New York, One St. Andrews Plaza, New York, NY 10007 (Attention: Joseph N. Cordaro); (g) counsel for Ally Financial Inc., Kirkland & Ellis LLP, 153 East 53rd Street, New York, NY 10022 (Attention: Richard Mr. Cieri); (h) counsel for Barclays Bank PLC, as administrative agent for the DIP lenders, Skadden, Arps, Slate, Meagher & Flom LLP, Four Times Square, New York, NY 10036 (Attention: Ken Ziman and Jonathan H. Hofer); (i) counsel for the committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, NY 10036 (Attention: Kenneth Eckstein and Greg Horowitz); (j) counsel for Ocwen Loan Servicing, LLC, Clifford Chance US LLP, 31 West 52nd Street, New York, NY 10019 (Attention: Jennifer C. DeMarco and Adam Lesman); (k) counsel for Berkshire Hathaway Inc., Munger, Tolles & Olson LLP, 355 South Grand Avenue, Los Angeles, CA 90071 (Attention: Thomas Walper and Seth Goldman); (k) Internal Revenue Service, P.O. Box 7346, Philadelphia, PA 19101 (if by overnight mail, to 2970 Market Street, Mail Stop 5-Q30.133, Philadelphia, PA 19104); and (l) Securities and Exchange Commission, New York Regional Office, 3 World Financial Center, Suite 400, New York, NY 10281 (Attention: George S. Canellos, Regional Director).

PLEASE TAKE FURTHER NOTICE that if you do not timely file and serve a written objection to the relief requested in the Motion, the Bankruptcy Court may deem any opposition waived, treat the Motion as conceded, and enter an order granting the relief requested in the Motion without further notice or hearing.

Respectfully submitted this the 7th day of March, 2013.

/s/ Glenn E. Glover

Glenn E. Glover, Esq.

James P. Watkins, Esq.

*Counsel for Defendants Susan Turner and
Mortgage Electronic Registration Systems,
Inc.*

One Federal Place

1819 Fifth Avenue North

Birmingham, AL 35203-2104

Telephone: (205) 521-8000

Facsimile: (205) 521-8800