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

-----X	:	
Derrick Lytle,	:	
	:	Adv. Proc. 12-02069 (MG)
Plaintiff,	:	
	:	
v.	:	
	:	
GMAC Mortgage, LLC, <i>et al.</i> ,	:	
	:	
Defendant.	:	
-----X	:	
In re	:	Case No. 12-12020 (MG)
RESIDENTIAL CAPITAL, LLC, <i>et al.</i> ,	:	Chapter 11
	:	
Debtors	:	Jointly Administered
-----X	:	

**Defendant's Progress Report**



Defendant GMAC Mortgage, LLC (“GMAC” or “Defendant”), a debtor and debtor in possession in the above-captioned chapter 11 case (collectively with all affiliated non-defendant debtors and debtors in possession, the “Debtors”), hereby submits the following Progress Report pursuant to the Mandatory Supplemental AP Procedures for AP Actions (“Supplemental AP Procedures”) entered by the Bankruptcy Court in the above-captioned chapter 11 cases on March 22, 2013 [Docket No. 3293], as amended on April 22, 2013, [Docket No. 3490], and the Notice of Applicability of The Order Approving Mandatory Supplemental AP Procedures filed in this Adversary Proceeding on March 26, 2013 [Docket No. 16].

Defendant reports that plaintiff Derrick Lytle (“Plaintiff”) has wholly failed to comply with the Court’s Supplemental AP Procedures. Plaintiff failed to provide Defendant with updated contact information as required by paragraph 2 of the Supplemental AP Procedures. Plaintiff also failed to cooperate with Defendant’s efforts to schedule the initial conference, required by paragraph 4 of the Supplemental AP Procedures.

Defendant’s counsel, Morrison & Foerster LLP, attempted to contact Plaintiff through letters sent via overnight mail directed to the address listed by Plaintiff on his complaint on May 8, 2013. Additionally, on May 16, 2013, Defendant informed Plaintiff by letter that it intends to file a motion to dismiss this Adversary Proceeding due to Plaintiff’s failure to comply with the Supplemental AP Procedures. Plaintiff has not responded to any of Defendant’s letters. Furthermore, Silverman Acampora LLP, as special counsel to the Official Committee of Unsecured Creditors for borrower matters (“Special Counsel”), attempted to contact Plaintiff through letters sent on February 1, 2013 and February 19, 2013 prior to entry of the Supplemental AP Procedures. Plaintiff has not responded to any of Special Counsel’s letters. Given Plaintiff’s failure to comply with Supplemental AP Procedures or otherwise prosecute this

Adversary Proceeding, Defendant intends to file a motion to dismiss the Adversary Proceeding pursuant to paragraph 4 of the Supplemental AP Procedures.

Dated: May 30, 2013  
New York, New York

/s/ Paul A. Galante  
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