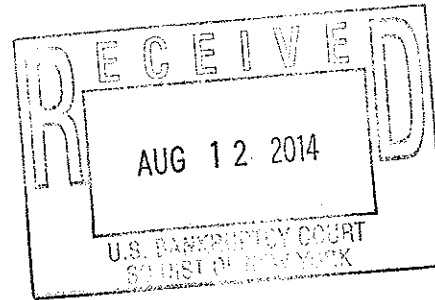


Jennifer L. Wilson, Sui Juris
4365 School House Commons, 500-251
Harrisburg, NC 28075
Ph.: 704-773-1712



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

Jennifer L. Wilson

ADV. CASE: 12-01936-mg

Plaintiff,

CASE NO: 12-12020 (MG)

v.

RESIDENTIAL CAPITAL, LLC, et al.,

Defendants.

In re

RESIDENTIAL CAPITAL, LLC, et al.,

Debtors

**APPELLANT'S DESIGNATION OF ITEMS TO BE INCLUDED IN THE
RECORD ON APPEAL**

Pursuant to Rule 8006 of the Federal Rules of Bankruptcy Procedure and
Rule 8007-1¹ of the Local Bankruptcy Rules for the Southern District of New

¹ The United States Bankruptcy Court Southern District of New York, does not permit self-represented litigants access to the CM/ECF system, therefore, Jennifer L. Wilson is unable to comply with the Local Bankruptcy Rule 8007-1.



York, Jennifer L. Wilson ("Plaintiff" or "Appellant"), provided the following designation of items to be included in the record on appeal.

Appellant designates the following in the record on appeal.

a. PLEADINGS

Dkt. #	Docket Text
1 (114 pgs; 5 docs)	Adversary case 12-01936. Complaint against Residential Capital, LLC, Residential Funding Company, LLC, Does 1-10 inclusively . Nature(s) of Suit: (14 (Recovery of money/property - other)) Filed by Jennifer L. Wilson. (Attachments: # <u>1</u> Exhibit A-G# <u>2</u> Exhibit H-R# <u>3</u> Adversary Proceeding Cover Sheet# <u>4</u> Notice and Demand for Jury Trial) (Vargas, Ana) (Entered: 11/09/2012)
4 (362 pgs; 9 docs)	Motion to Dismiss Adversary Proceeding / <i>Debtors Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1)</i> filed by Norman Scott Rosenbaum on behalf of Residential Capital, LLC, et al.. with hearing to be held on 2/28/2013 at 10:00 AM at Courtroom 501 (MG) Responses due by 1/21/2013, (Attachments: # <u>1</u> Notice of Motion# <u>2</u> Exhibit 1 - Scoliard Declaration# <u>3</u> Exhibits 2 - 9# <u>4</u> Exhibits 10 - 14# <u>5</u> Exhibit 15# <u>6</u> Exhibits 16 - 24# <u>7</u> Exhibits 25 - 28# <u>8</u> Exhibit 29) (Rosenbaum, Norman) (Entered: 01/07/2013)
14 (6 pgs; 3 docs)	Opposition / Plaintiff's Opposition to Debtors' Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Premissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1) (related document(s) <u>4</u>) filed by Jennifer L. Wilson. (Attachments: # <u>1</u> Certificate of Service# <u>2</u> Exhibit A) (Cales, Humberto) (Entered: 03/21/2013)
15 (17 pgs)	Memorandum of Law / Memorandum of Points and Authorities in Support of Plaintiff's Opposition to Debtors' Motion for Dismissal of Adversary Proceeding

	Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1) (related document(s) <u>14</u>) filed by Jennifer L. Wilson. (Cales, Humberto) (Entered: 03/21/2013)
<u>16</u> (7 pgs; 3 docs)	Objection / Plaintiff's Objection to Declaration of Jennifer Scoliard, In-House Senior Bankruptcy Counsel at Residential Capital, LLC, in Support of Debtors' Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1) (related document(s) <u>4</u>) filed by Jennifer L. Wilson. (Attachments: # <u>1</u> Certificate of Service# <u>2</u> Exhibit A) (Cales, Humberto) (Entered: 03/21/2013)
<u>17</u> (8 pgs)	Memorandum of Law / <i>Memorandum of Points and Authorities in Support of Plaintiff's Objection to Declaration of Jennifer Scoliard, In-House Senior Bankruptcy Counsel at Residential Capital, LLC, in Support of Debtors' Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1)</i> (related document(s) <u>16</u>) filed by Jennifer L. Wilson. (Cales, Humberto) (Entered: 03/21/2013)
<u>38</u> (43 pgs; 3 docs)	Response / <i>The ResCap Liquidating Trust's Reply in Support of the Debtors' Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c)(1)</i> (related document(s) <u>15</u> , <u>14</u> , <u>4</u> , <u>17</u> , <u>16</u>) filed by Norman Scott Rosenbaum on behalf of The ResCap Liquidating Trust. (Attachments: # <u>1</u> Exhibit 1 # <u>2</u> Exhibit 2) (Rosenbaum, Norman) (Entered: 03/07/2014)
<u>44</u> (3 pgs)	Motion to Stay <i>Proceedings Pending Motion to Withdraw Reference</i> filed by Jennifer L. Wilson. (Anderson, Deanna) (Entered: 04/30/2014)

<u>47</u> (6 pgs)	Motion to Withdraw the Reference filed by Jennifer L. Wilson. Filing fee collected, receipt #193837. (Rouzeau, Anatin) (Entered: 04/30/2014)
<u>48</u> (16 pgs)	Memorandum of Law <i>in Support to Motion to Withdraw Reference</i> (related document(s) <u>47</u>) filed by Jennifer L. Wilson. (Rouzeau, Anatin) (Entered: 04/30/2014)
<u>45</u> (2 pgs)	Memorandum Endorsed So Ordered Motion signed on 4/30/2014. The Motion is DENIED. The May 1, 2014 hearing will proceed as scheduled at 9 a.m. (Related Doc # <u>44</u>). (Anderson, Deanna) (Entered: 04/30/2014)
<u>51</u>	Transcript regarding Hearing Held on May 1, 2014 9:02 AM RE: Motion to Dismiss. Remote electronic access to the transcript is restricted until 7/31/2014. The transcript may be viewed at the Bankruptcy Court Clerks Office. [Transcription Service Agency: eScribers, LLC.]. (See the Courts Website for contact information for the Transcription Service Agency.). Notice of Intent to Request Redaction Deadline Due By 5/9/2014. Statement of Redaction Request Due By 5/23/2014. Redacted Transcript Submission Due By 6/2/2014. Transcript access will be restricted through 7/31/2014. (Braithwaite, Kenishia) (Entered: 05/09/2014)
<u>54</u> (21 pgs)	Memorandum of Law / <i>The ResCap Liquidating Trust's Supplemental Brief in Support of the Debtor's Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP12(b)(1) and 12(b)(6) or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. Section 1334 (c)(1)</i> (related document(s) <u>4</u> , <u>38</u>) filed by Norman Scott Rosenbaum on behalf of The ResCap Liquidating Trust. (Rosenbaum, Norman) (Entered: 05/29/2014)
<u>55</u> (23 pgs; 6 docs)	<i>Declaration of Lauren Graham Delehey in Support of the Debtors' Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP 12(b)(1) and 12(b)(6) Or, in the Altnernative, Permissive Abstention Pursuant to 28 U.S.C. § 1334(c) (1)</i> (related document(s) <u>54</u>) filed by Norman Scott Rosenbaum on behalf of The ResCap Liquidating Trust. (Attachments: # <u>1</u> Exhibit 1 # <u>2</u> Exhibit 2 # <u>3</u> Exhibit 3 # <u>4</u> Exhibit 4 # <u>5</u>

	Exhibit 5) (Rosenbaum, Norman) (Entered: 05/29/2014)
<u>56</u> (49 pgs; 3 docs)	Statement / Notice of Filing of The ResCap Liquidating Trust's Corrected Supplemental Brief in Support of the Debtor's Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP12(b)(1) and 12(b)(6) or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. Section 1334 (c)(1) (related document(s) <u>54</u> , <u>55</u>) filed by Norman Scott Rosenbaum on behalf of The ResCap Liquidating Trust. (Attachments: # <u>1</u> Exhibit 1 # <u>2</u> Exhibit 2) (Rosenbaum, Norman) (Entered: 05/29/2014)
<u>59</u> (167 pgs)	Objection and Supporting Memorandum of Points and Authorities (related document(s) <u>55</u>) filed by Jennifer L. Wilson. (Suarez, Aurea) (Entered: 06/25/2014)
<u>60</u> (16 pgs)	Response /Reply in Opposition To Rescap Liquidating Trust's Supplemental Brief in Support of the Debtor's Motion for Dismissal of Adversary Proceeding Pursuant to Bankruptcy Rule 7012(b) and FRCP12(b)(1) and 12(b)(6) or, in the Alternative, Permissive Abstention Pursuant to 28 U.S.C. Section 1334 (c)(1) (related document(s) <u>54</u>) filed by Jennifer L. Wilson. (Suarez, Aurea) (Entered: 06/25/2014)
<u>62</u> (27 pgs)	Memorandum Opinion, signed on 7/7/2014, Granting Motion to Dismiss in Part With Prejudice and in Part Without Prejudice. (related document(s) 59, 15, 1, 60, 4, 55, 16, 38, 56) (Anderson, Deanna) (Entered: 07/07/2014)

1
2

b. TRANSCRIPT

51	Transcript regarding Hearing Held on May 1, 2014 9:02 AM RE: Motion to Dismiss. Remote electronic access to the transcript is restricted until 7/31/2014. The transcript may be viewed at the Bankruptcy Court Clerks Office. [Transcription Service Agency: eScribers, LLC.]. (See the Courts Website for contact information for the Transcription Service Agency.). Notice of Intent to Request Redaction Deadline Due By 5/9/2014. Statement of Redaction Request Due By 5/23/2014. Redacted Transcript Submission Due By 6/2/2014. Transcript access will be restricted
----	--

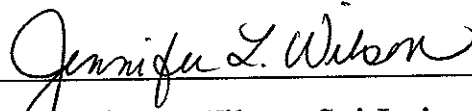
through 7/31/2014. (Braithwaite, Kenishia) (Entered: 05/09/2014)

STATEMENT OF THE ISSUES PRESENTED

1. Did the court exceed its jurisdictional limits pursuant to 28 U.S.C. § 157 in rendering the Interlocutory Order dismissing Plaintiff's first, second, and third claims?
2. Did the court err in law in denying Plaintiff's objection to the Scoliard Declaration?
3. Did the court err in law in denying Plaintiff's objection to the Delehey Declaration?
4. Did the court err in dismissing Breach of Contract Claims;
 - a. Notice of Accceleration?;
 - b. Appointment of Substitute Trustee?; and
 - c. Assignment of Note and Deed of Trust?
5. Did the court abuse its discretion in denying Plaintiff leave to amend complaint to set aside foreclosure judgment due to fraud upon the state court?

Date: August 11, 2014

Respectfully submitted,



Jennifer L. Wilson, Sui Juris
4365 School House Commons, 500-251
Harrisburg, NC 28075
Ph.: 704-773-1712

PROOF OF SERVICE

I, Jennifer L. Wilson, hereby certify that on August 11, 2014, I served a copy of the foregoing by email addressed to defendants counsel of record as follows:

Samantha Martin, Associate
Morrison & Foerster LLP
1290 Avenue of the Americas
New York, NY 10104
(212) 336-4128
(212) 468-7900
SMartin@mofo.com

This the 11th day of August, 2014.

By: _____

Jennifer L. Wilson

//

//

//

//

//

//

//

//

//

//

//