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

-----X	:	
Alberto Rodriguez, <i>et al.</i>	:	
	:	Adv. Proc. 19-01320 (MG)
Plaintiffs,	:	
	:	
v.	:	
	:	
Residential Capital, LLC, <i>et al.</i>	:	
	:	
Defendants.	:	
-----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 PURSUANT TO ORDER APPROVING
MANDATORY SUPPLEMENTAL AP PROCEDURES FOR AP ACTIONS**

Defendant the ResCap Liquidating Trust, successor in interest to the above named
defendants Residential Capital, LLC and Homecomings Financial, LLC (the “**Defendant**”),
hereby submits this progress report in connection with the above-captioned adversary proceeding
(the “**Adversary Proceeding**”).



PROGRESS REPORT

1. This progress report is being submitted by the Defendant pursuant to the *Amended Order Approving Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a) and (d), Bankruptcy Rules 1015(c), 2002(m), 7016, and 9007 and Local Bankruptcy Rule 2002-2 for Entry of an Order Approving (A) Supplement to Case Management Order Establishing Mandatory Procedures for Management of Adversary Proceedings Commenced by Borrowers and Former Borrowers and (B) Related Relief* entered by the Bankruptcy Court in the above-captioned chapter 11 cases on April 22, 2013 [Docket No. 3490] (the “**AP Procedures Order**”).¹

2. On July 23, 2019, the Defendant filed and served a notice of applicability of the AP Procedures Order in the Adversary Proceeding [AP Docket No. 4].

3. On August 29, 2019, the Defendant, by its counsel, conducted an Initial Conference by telephone with plaintiffs Alberto Rodriguez and Maria Rodriguez, appearing *pro se* (the “**Plaintiffs**” and together with the Defendant, the “**Parties**”), in accordance with the AP Procedures Order. The Parties in good faith discussed the issues raised in the complaint at the Initial Conference. The Parties have not reached any resolution; however, the Defendant is endeavoring to provide additional information to the Plaintiffs in an effort to continue their discussions.

4. On September 6, 2019, Plaintiffs filed a Summary of Conference [AP Docket 7]. Counsel to the Defendant has reached out to Plaintiffs in an effort to discuss how the Parties desire to proceed in the Adversary Proceeding; however, the Parties have not yet had an opportunity to confer. Accordingly, Defendant is filing this separate progress report. Once the

¹ Capitalized terms used and not defined herein have the meanings ascribed to them in the AP Procedures Order.

Parties have had an opportunity to confer, the Defendant (or preferably the Parties in a joint statement), will update the Bankruptcy Court as to the manner in which they wish to proceed in the Adversary Proceeding.

Dated: September 23, 2019
New York, New York

/s/ Norman S. Rosenbaum
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