

**IN THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Thomas J. Tucker

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**CERTIFICATION OF NO RESPONSE OR OBJECTION REGARDING CITY OF  
DETROIT'S MOTION AGAINST SEAN T. LEWIS FOR VIOLATION OF  
THE AUTOMATIC STAY AND DISMISSAL OF THE LAWSUIT FILED IN WAYNE  
COUNTY CIRCUIT COURT**

On January 11, 2016, the City Of Detroit ("City") filed its Motion Against Sean T. Lewis For Violation Of the Automatic Stay and Dismissal Of the Lawsuit Filed In Wayne County Circuit Court ("Motion"). [Doc. No. 10725]. The Motion was served upon counsel via first class mail and electronic mail on the same date, as follows:

Larry R. Polk  
65 Cadillac Bldg, Ste 2605  
Detroit, MI 48226-2842  
[Lpolk14405@aol.com](mailto:Lpolk14405@aol.com)

*See Certificate of Service* Exhibit A.

No response or objection to the Motion has been filed with the Court and the time to do so has passed. The City respectfully requests that the Court enter an order in substantially the same form as the one which was attached to the Motion. *See Proposed Order* Exhibit B.

MILLER, CANFIELD, PADDOCK AND  
STONE, P.L.C.

By: /s/ Marc N. Swanson  
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- and -

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Attorneys for the City of Detroit

DATED: January 29, 2016

## **Exhibit A**

**EXHIBIT 4 – CERTIFICATE OF SERVICE**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:

City of Detroit, Michigan,  
Debtor.

Bankruptcy Case No. 13-53846

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Chapter 9

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on January 11, 2016, that the foregoing Motion Against Sean T. Lewis for Violation of the Automatic Stay and Dismissal of the Lawsuit Filed in Wayne County Circuit Court was filed and served via the Court's electronic case filing and notice system and upon counsel as listed below, via first class mail and electronic mail:

Larry R. Polk  
65 Cadillac Bldg, Ste 2605  
Detroit, MI 48226-2842  
[Lpolk14405@aol.com](mailto:Lpolk14405@aol.com)

DATED: January 11, 2016

By: /s/ Marc N. Swanson

Marc N. Swanson  
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## **Exhibit B**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:

City of Detroit, Michigan,

Debtor.

Bankruptcy Case No. 13-53846

Honorable Thomas J. Tucker

Chapter 9

**ORDER GRANTING CITY OF DETROIT'S MOTION AGAINST SEAN T. LEWIS FOR  
VIOLATION OF THE AUTOMATIC STAY AND DISMISSAL OF THE LAWSUIT  
FILED IN WAYNE COUNTY CIRCUIT COURT**

This matter, having come before the court on the City of Detroit's Motion against Sean T. Lewis for Violation of the Automatic Stay and Dismissal of the Lawsuit filed in Wayne County Circuit Court ("Motion"); upon proper notice and a hearing; the Court being fully advised in the premises; and there being good cause to grant the relief requested,

**IT IS HEREBY FOUND AND CONCLUDED THAT** Sean T. Lewis violated the automatic stay in the above captioned bankruptcy case by filing a complaint ("Complaint") and commencing case number 13-016394, in Wayne County Circuit Court, Michigan ("State Court Lawsuit").

**ACCORDINGLY, THE COURT ORDERS THAT:**

1. The Motion is granted.
2. The Complaint is void.
3. Within five days of the entry of this Order, Sean T. Lewis must dismiss, or cause to be dismissed, the State Court Lawsuit.
4. The Court shall retain jurisdiction over any and all matters arising from the interpretation or implementation of this Order.