

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

	X	
	:	
In re:	:	Chapter 9
	:	
CITY OF DETROIT, MICHIGAN,	:	Case No. 13-53846
	:	
Debtor.	:	Hon. Thomas J. Tucker
	:	
	X	

**CITY OF DETROIT'S (I) MOTION FOR ORDER
EXTENDING STAY OF DISCOVERY AND (II) STATUS
REPORT WITH REGARD TO PREFERENCE ACTIONS**

The City of Detroit, Michigan (the "City") hereby submits its status motion and report (the "Motion and Report") pursuant to this Court's *Order Approving Procedures for Adversary Proceedings to Avoid and Recover Preferential Transfers* (Docket No. 10280) (the "Procedures Order") and, in that connection, requests that the Court enter an order permitting the process established by the Procedures Order to continue. For its Motion and Report, the City respectfully represents as follows:

BACKGROUND

1. The City filed its petition for relief under chapter 9 of title 11 of the United States Code (the "Bankruptcy Code") on July 18, 2013 (Docket No. 1). On December 5, 2013, the Court entered an order for relief after finding that the City was eligible to be a debtor in a chapter 9 bankruptcy case (Docket No. 1946).



2. On November 12, 2014, the Court issued an Order confirming the *Eighth Amended Plan for the Adjustment of Debts of the City of Detroit* (the "Plan") (Docket No. 8272). On December 31, 2014, the Court entered the *Supplemental Opinion Regarding Plan Confirmation, Approving Settlements, and Approving Exit Financing* (Docket No. 8993).

3. The Plan provided, among other things, that the City would retain and enforce claims, rights and Causes of Action (as defined in the Plan), including claims to recover transfers that are avoidable and recoverable pursuant to sections 547 and 550 of the Bankruptcy Code (collectively, the "Preferential Transfers"). See Plan, Article III(D)(2).

4. The Plan expressly preserved the City's right to assert Causes of Action on account of Preferential Transfers against 324 parties identified in the City's nonexclusive schedule of parties against whom Causes of Action could be asserted, which schedule was filed as an exhibit to the Plan. See Plan, Exhibit III.D.2 (Docket No. 8192).

5. On December 10, 2014 (the "Effective Date"), the Plan became effective in accordance with its terms. See *Notice of (I) Entry of Order Confirming Eighth Amended Plan for the Adjustment of Debts of the City of Detroit and (II) Occurrence of Effective Date* (Docket No. 8649).

6. On February 26, 2015, the City filed the Post-Confirmation Status Report of the City of Detroit Michigan (Docket No. 9306) (the "Post-Confirmation Status Report"), which is incorporated herein by reference.

7. The Post-Confirmation Status Report stated that: (i) the City deferred the analysis of potential Preferential Transfers until after the Effective Date; (ii) only after the Effective Date was the City able to devote resources to its diligence regarding the Preferential Transfers; and (iii) as of February 26, 2015, the City had identified potential Preferential Transfers made to approximately 300 transferees.

8. Thereafter, as a result of additional diligence, the City further reduced the number of parties from whom Preferential Transfers may be recovered to approximately 185 transferees (the “Transferees”), who received potential Preferential Transfers.

STATUS REGARDING PREFERENCE ACTIONS

9. On November 14, 2015, the Court entered the Procedures Order (Docket No. 10280), which had been sought at the City’s request. The Procedures Order sets forth the process and procedures intended to promote amicable resolution of adversary proceedings brought by the City against the Transferees in connection with the Preferential Transfers.

10. In or about December 2015, the City commenced 185 proceedings against the Transferees (the “Preference Actions”), seeking the avoidance and recovery of the Preferential Transfers.

11. Since the Preference Actions were commenced, the City has resolved 105 out of the 185 proceedings, whether through settlement, discontinuance, or otherwise. Consequently, as of today, only 80 Preference

Actions remain unresolved, and the City and its counsel are working diligently with these remaining defendants to resolve the rapidly dwindling number of open cases as expeditiously as possible – all with virtually no need for judicial intervention or formal discovery.

12. Specifically, to date, the City has successfully achieved settlements in 59 of the Preference Actions. Attached as Exhibit “A” hereto is a schedule identifying the settled Preference Actions.

13. The City has also obtained default judgments in a further 18 actions and discontinued (with prejudice) an additional 28 actions. Attached as Exhibits “B” and “C” hereto are schedules identifying the Preference Actions where the City has obtained a default judgment or discontinued the action.

14. Currently, 80 Preference Actions remain open. Attached hereto as Exhibit “D” is a schedule identifying the open Preference Actions.

**MOTION FOR ENTRY OF AN ORDER
TEMPORARILY STAYING DISCOVERY**

15. The City continues to work to resolve these Preference Actions on an amicable basis with the Transferees. As the City believes that the process established by the Procedures Order has been very effective so far in facilitating the resolution of the Preference Actions without the need for costly and time consuming litigation and/or third party mediation, the City believes that the Court should provide a further opportunity for the process the Court established to proceed. The City, therefore, respectfully requests entry of a further scheduling order (the “Second Procedures Order”), extending those

applicable terms and conditions as originally set forth in the Procedures Order. The City is cautiously optimistic that entry of the Second Procedures Order, substantially in the form annexed hereto as Exhibit "E," will facilitate the resolution of many of the remaining open Preference Actions.

16. Further, the City submits that the Court has broad discretion to enter an order to aid in the administration of discovery in the Preference Actions:

the power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy or time and effort for itself, for counsel, and for litigants.

See Schroeder v. Hess Indus., Inc., No. 12-668, 2013 WL 2389489, at *1 (W.D. Mich. May 30, 2013), *quoting Landis v. North Am. Co.*, 299 U.S. 248 (1936) (Cardozo, J.). Likewise, the Bankruptcy Rules, which should be construed to "secure the just, speedy, and inexpensive determination of every case and proceeding," provide the Court with authority to issue a temporary stay of discovery as requested here. FED. R. BANKR. P. 1001; *see* FED. R. BANKR. P. 7016 & 7026; *Anti-Monopoly, Inc. v. Hasbro, Inc.*, 1996 WL 101277 at *2 (S.D.N.Y., March 7, 1996) ("Pursuant to Rule 26(c), it is clear the Court has discretion to stay discovery for 'good cause'"); *see also Williams v. Scottrade, Inc.*, No. 06-10677, 2006 WL 1722224, at *1 (E.D. Mich. June 19, 2006) (staying discovery pending consideration of dispositive motion); *In re Collins & Aikman Corp.*, 376 B.R. 815, 818 (Bankr. E.D. Mich. 2007) (staying discovery to facilitate mediation).

17. In deciding whether entry of a temporary discovery stay is appropriate in a particular case, courts generally consider the burden of the requested discovery and the potential prejudice to any party opposing the stay. *See Bowens v. Columbus Metropolitan Library Bd. of Trustees*, No. 10-00219, 2010 WL 3719245, at *1 (S.D. OH. Sept. 16, 2010) (considering burden). In particular, courts have exercised discretion to stay discovery when the requested stay is for a short period of time and the opposing parties will not be prejudiced. *Anti-Monopoly, Inc.*, 1996 WL 101277 at *2.

18. With respect to the Preference Actions, a further stay of formal discovery would facilitate the amicable resolution of these proceedings. In addition, a further stay would not prejudice any Preference Action defendant as such a minimal delay is insufficient to show prejudice. *In re AOL Time Warner, Inc. Securities and "ERISA" Litigation*, No. 02-8853, 2003 WL 22227945 at *2 (S.D.N.Y., Sept. 26, 2003) (refusing to find prejudice when opposing parties claim that they "should not have to wait such a long period of time to obtain" discovery). Further, the requested temporary stay would bring efficiency to the Avoidance Action discovery process by preserving City resources and facilitating the Court's management of discovery in the Preference Actions. *See In re AOL Time Warner, Inc.*, 2003 WL 22227945 at *1.

19. For these reasons, the City asks the Court to enter the proposed Second Procedures Order. The proposed order stays Federal Rule of Civil Procedure 26(f), applicable to the Preference Actions under Federal

Bankruptcy Rule 7026, for an additional 90-days. In addition, the proposed Second Procedures Order stays the parties' obligations and ability to conduct formal discovery in each Preference Action, pursuant to Federal Rules of Civil Procedures 26 through 37, applicable herein pursuant to Federal Bankruptcy Rule 7026 through 7037, for an additional 90-days, provided that during the stay of discovery, the parties are directed and encouraged to informally exchange documents and information in an attempt to resolve the Preference Action, as the parties have been doing to date.

20. The City will be prepared to discuss the Preference Actions and the proposed Second Procedures Order at the Status Conference set for May 18, 2015.

WAIVER OF MEMORANDUM OF LAW

21. This Motion and Report does not raise any novel issues of law and the legal basis for the requested relief is set forth above. Accordingly, the City requests that the Court waive the requirement contained in Rule 9014 of the Local Bankruptcy rules for the Eastern District of Michigan that a separate memorandum of law be submitted.

NOTICE

22. Notice of this Motion and Report has been served on all Transferees listed on Exhibit "D" hereto, including their respective counsel, to the extent known. The City submits that no further notice need be given.

CONCLUSION

WHEREFORE, the City requests entry of the proposed Second Procedures Order: (i) staying Federal Rule of Civil Procedure 26(f), applicable herein under Federal Bankruptcy Rule 7026, through August 18, 2016; (ii) staying the parties' obligations and ability to conduct formal discovery in each Avoidance Action, pursuant to Federal Bankruptcy Rule 7026 through 7037, through August 18, 2016; and (iii) granting the City such other and further relief as is just.

Dated: April 29, 2016
New York, New York

Respectfully submitted,

TOGUT, SEGAL & SEGAL LLP
By:

/s/ Scott E. Ratner
ALBERT TOGUT (AT-9759)
SCOTT E. RATNER (SER-0015)
Members of the Firm
One Penn Plaza, Suite 3335
New York, New York 10119
(212) 594-5000

Counsel for the City of Detroit, Michigan

City of Detroit, Michigan, Case No. 15-53846
Settled Actions as of 4.29.16

	Adv Pro Number	Defendant Name
1	15-05241	1 WAY SERVICE INC
2	15-05240	ABM TOTAL BUILDING SERVICE
3	15-05307	AMERICAN SUPERCONDUCTOR CORP
4	15-05301	APPLIED INDUSTRIAL TECHNOLOGIES
5	15-05270	ARGUS GROUP INC DBA ARGUS HAZCO
6	15-05287	ARROW OFFICE SUPPLY CO
7	15-05274	CAMDEN INSURANCE AGENCY INC
8	15-05364	CAPP INC/CAPP USA
9	15-05273	CINTAS CORPORATION
10	15-05254	CLOW WATER SYSTEMS COMPANY
11	15-05268	COMMUNICATIONS PROFESSIONALS INC
12	15-05325	CUMMINS BRIDGEWAY LLC
13	15-05226	DECANTER MACHINE INC
14	15-05289	ELECTION SYSTEMS & SOFTWARE
15	15-05267	ELECTRONIC DATA MAGNETICS
16	15-05311	EXAMWORKS INC
17	15-05343	FOSTER SWIFT COLLINS & SMITH PC
18	15-05174	G4S SECURE SOLUTIONS USA INC
19	15-05314	GILLIG CORPORATION
20	15-05309	GRAINGER
21	15-05215	GREAT LAKES POWER INC
22	15-05304	GUARDIAN GUARD SERVICE INC
23	15-05358	HINSHON ENVIRONMENTAL CONSULTING INC
24	15-05189	HUBB SYSTEMS LLC
25	15-05368	Infinite Strategic Innovations dba ISI
26	15-05209	INFLECTION POINT SOLUTIONS
27	15-05164	INLAND WATERS POLLUTION CONTROL INC
28	15-05217	ITERIS MICHIGAN LLC
29	15-05332	JEFFREY J ELLISON PLLC
30	15-05229	JENKINS CONSTRUCTION INC
31	15-05290	KIRK'S AUTOMOTIVE INC
32	15-05253	LEXIS NEXIS
33	15-05295	MACOMB PIPE & SUPPLY
34	15-05336	MICHIGAN CAT
35	15-05300	MOORE MEDICAL CORP
36	15-05259	MORTON SALT INC
37	15-05214	NEXTEL COMMUNICATIONS
38	15-05232	OLIVE DELIVERY SERVICE LLC

39	15-05296	OSBURN ASSOCIATES INC
40	15-05187	PLANTE & MORAN LLP
41	15-05327	PMSI INC
42	15-05321	ROBERT W BAIRD & CO
43	15-05228	RS TECHNICAL SERVICES INC
44	15-05334	SAFETY SERVICES INC
45	15-05341	SEHI COMPUTER PRODUCTS INC
46	15-05222	SEMCO ENERGY GAS CO
47	15-05251	SIEMENS INDUSTRY INC
48	15-05302	SPRINT
49	15-05264	SPS WOODBRIDGE COMPANY LLC
50	15-05225	SYSTEMS & SOFTWARE INC
51	15-05280	TETRA TECH MPS
52	15-05284	TMESYS INC
53	15-05193	TUCKER YOUNG JACKSON TULL INC
54	15-05276	VALLEY TRUCK PARTS INC
55	15-05279	W C DUCOMB CO
56	15-05170	WASTE MANAGEMENT OF MICHIGAN INC
57	15-05200	WCI CONTRACTORS
58	15-05244	WRIGHT TOOL CO
59	15-05275	YTI OFFICE EXPRESS

City of Detroit, Michigan, Case No. 13-53846 Clerks Entry of Default as of 4.29.16		
	Adv Pro Number	Defendant Name
1	15-05261	CLAYTON INDUSTRIES INC
2	15-05315	1959 EAST JEFFERSON LLC
3	15-05339	APPLIED POWER & CONTROLS INC
4	15-05281	ATWOOD TRUCKING CO
5	15-05328	BILL JOHNSON GROUP
6	15-05294	C & H BUILDERS
7	15-05305	DETROIT ROLLING DOOR & GATE INC
8	15-05323	GLORIA STOKES
9	15-05298	GOVERNMENTAL CONSULTANT SERVICES INC
10	15-05330	H C M INC
11	15-05338	JEANETTE POWELL
12	15-05361	JULIAN WATKINS DANIEL REID
13	15-05357	LORENZO TATE
14	15-05297	NEW TECHNOLOGY DEVELOPMENT LIMITED PARTNERSHIP
15	15-5359	NUTECH GRAPHICS & SYSTEM
16	15-05246	PROJECT INNOVATIONS
17	15-05269	TJA STAFFING SERVICES INC
18	15-05277	YOLANDA JOHNSON

City of Detroit, Michigan, Case No. 13-53846
Dismissed Actions as of 4.25.16

	Adv Pro Number	Defendant Name
1	15-05235	BDM LLC
2	15-05201	CADILLAC TOWER MI LLC
3	15-05335	CRANBROOK GENERAL UNDERWRITERS AGENCY
4	15-05237	DAVID WM RUSKIN
5	15-05169	DEMARIA BUILDING COMPANY
6	15-05356	DETROIT RADIO TEAM
7	15-05177	DTE ENERGY
8	15-05218	FREEDMAN LESSING KUTINSKY
9	15-05272	GEORGE T ROUMELL JR
10	15-05248	INGRAM LIBRARY SERVICES
11	15-05278	JAMES G JOHNSON
12	15-05308	JIMMY SEALS
13	15-05249	KOTZ SANGSTER WYSOCKI & BERG PC
14	15-05282	MCNAUGHTON MCKAY ELECTRIC COMPANY
15	15-05207	MOTOROLA SOLUTIONS INC
16	15-05316	NAPA DETROIT DISTRIBUTION and Genuine Parts Company
17	15-05234	NEW ENGLAND FERTILIZER COMPANY
18	15-05306	NOVITEX ENTERPRISE SOLUTIONS INC
19	15-05286	OVERDRIVE INC
20	15-05256	PES GROUP PC
21	15-05329	RICKARD DENNEY GARNO & ASSOCIATES
22	15-05242	ROBINSON & ASSOCIATES PC
23	15-05252	SBC GLOBAL SERVICES
24	15-05355	SMART
25	15-05197	STRATEGIC STAFFING SOLUTIONS
26	15-05322	TELNET WORLDWIDE INC
27	15-05191	WALKERS HEATING & COOLING
28	15-05168	TRINITY ENVIRONMENTAL SOLUTIONS LLC

City of Detroit, Michigan, Case No. 13-53846
Open Actions as of 4.29.16

	Adv Pro Number	Defendant Name
1	15-05271	A & M TRUCKING INC
2	15-05258	ABC DEMOLITION CO INC
3	15-05216	ABLE DEMOLITION INC
4	15-05299	AGAR LAWN SPRINKLER SYSTEMS INC
5	15-05331	ALEXANDER CHEMICAL CORP
6	15-05212	AMPRO CONSTRUCTION LLC
7	15-05312	APPLIED SCIENCE INC
8	15-05324	AUDIO VISUAL EQUIPMENT & SUPPLIES
9	15-05180	BANKSTON CONSTRUCTION INC
10	15-05221	BAUER & HUNTER PLLC
11	15-05238	BINKELMAN CORP
12	15-05320	BIRKS WORKS ENVIRONMENTAL LLC
13	15-05204	BLUE STAR INC
14	15-05206	BOB MAXEY FORD INC
15	15-05303	C E POLLARD COMPANY
16	15-05317	CAMP DRESSER & MCKEE
17	15-05184	CARMEUSE LIME INC
18	15-05260	CDM MICHIGAN INC
19	15-05194	CLARK ASSOCIATES INC
20	15-05262	CLARKS CONSTRUCTION
21	15-05199	COLASANTI CORPORATION
22	15-05183	COMPUTECH CORPORATION
23	15-05266	COVER YOUR ASSETS LLC
24	15-05167	CW PROFESSIONAL SERVICES LLC AND COMPUWARE CORPORATION
25	15-05337	D A CENTRAL INC
26	15-05362	DCI WOLVERINE JV
27	15-05210	DELL COMPUTER CORPORATION
28	15-05367	DETROIT ADVANCED TECHNOLOGY APPLICATION NETWORK
29	15-05192	DETROIT CONTRACTING INC LLC
30	15-05172	DETROIT THERMAL LLC
31	15-05288	E L BAILEY & CO INC
32	15-05265	EASTERN OIL CO
33	15-05185	EJ USA INC
34	15-05223	ELECTRONIC DATA SYSTEMS CORPORATION
35	15-05188	FARROW GROUP INC
36	15-05219	FEDERAL PIPE & SUPPLY INC
37	15-05202	FEDERAL SIGNAL CORPORATION
38	15-05293	FORT WAYNE CONTRACTING INC

39	15-05220	FRASER TREBILCOCK DAVIS & DUNLAP PC
40	15-05173	FUTURENET GROUP INC
41	15-05175	GIORGI CONCRETE LLC
42	15-05182	HERCULES & HERCULES INC
43	15-05363	HESCO HAMLETT ENGINEERING SALES COMPANY DBA HESCO
44	15-05186	IMPERIAL CONSTRUCTION CO
45	15-05179	INTERSTATE TRUCKSOURCE INC
46	15-05198	J E ASSOCIATES INC
47	15-05247	J RANCK ELECTRIC INC
48	15-05236	KEO AND ASSOCIATES INC
49	15-05231	KESSLER INTERNATIONAL
50	15-05285	KINGSWAY BUILDING & MAINTENANCE
51	15-05166	LAKESHORE ENGINEERING SERVICE INC
52	15-05176	L D' AGOSTINI & SONS INC
53	15-05318	MANNIK & SMITH GROUP INC
54	15-05250	METCO SERVICES INC
55	15-05292	MIKE DONNELLY ELECTRICAL COLLEGE
56	15-05245	MOTOR CITY ELECTRIC TECHNOLOGIES INC
57	15-05178	MOTOR CITY PIPE & SUPPLY CO
58	15-05227	NORTH-WEST TRADING CO
59	15-05205	OAS GROUP INC
60	15-05196	ORACLE CORPORATION
61	15-05190	PARSONS BRINCKEROFF MICHIGAN INC
62	15-05224	PREVOST PARTS/PREVOST CAR INC
63	15-05171	PVS TECHNOLOGIES INC
64	15-05208	PYRATECH SECURITY SYSTEMS INC
65	15-5360	RE-CONSTRUCTION
66	15-05230	SAFECO INSURANCE COMPANY OF AMERICA
67	15-05319	SBM INC
68	15-05181	SHRADER TIRE & OIL INC
69	15-05195	SIGMA ASSOCIATES INC
70	15-05233	T & N SERVICES INC
71	15-05243	T & T BUILDERS
72	15-05165	TOOLES CONTRACTING GROUP LLC
73	15-05257	TOTER INCORPORATED
74	15-05333	UNIGLOBE CONSTRUCTION CO
75	15-05213	UNIVERSAL SYSTEM TECHNOLOGIES INC
76	15-05340	VANCON INC
77	15-05255	WADE TRIM ASSOCIATES INC
78	15-05326	WATERWORKS SYSTEMS & EQUIPMENT
79	15-05291	WOLVERINE OIL & SUPPLY CO INC
80	15-05239	Z CONTRACTORS INC

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

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	:	
In re:	:	Chapter 9
	:	
CITY OF DETROIT, MICHIGAN,	:	Case No. 13-53846
	:	
Debtor.	:	Hon. Thomas J. Tucker
	:	
	X	

**SECOND ORDER APPROVING PROCEDURES
GOVERNING PROCEEDINGS TO AVOID AND RECOVER
PREFERENTIAL TRANSFERS**

Upon consideration of the *City of Detroit's (I) Motion for Order Extending Stay of Discovery and (II) Status Report With Regard To Preference Actions* (Docket # _____, the "Motion and Report")¹ filed by the City of Detroit, Michigan (the "City"); and upon the status conference held on May 18, 2016 (the "Status Conference"); and the Court having determined that the special circumstances present in this Chapter 9 case warrant unique procedures governing the City's Preference Actions; and it appearing that proper and adequate notice of the Status Conference and the relief sought by the City in the Motion and Report has been given and

¹ Capitalized terms used but not defined herein have the meanings ascribed to such terms in the Motion and Report.

no other or further notice is necessary; and good and sufficient cause appearing under the relevant circumstances of this Chapter 9 case,

IT IS ORDERED that:

A. These procedures apply to all of the remaining Preference Actions filed by the City to avoid and recover Preferential Transfers, as identified on Exhibit D to the Status Report.

B. Federal Rule of Civil Procedure 26(f), applicable to the Preference Actions under Federal Bankruptcy Rule 7026 (mandatory meeting before scheduling conference/discovery plan), is stayed with respect to the Preference Actions until August 18, 2016.

C. The parties' obligations and ability to conduct formal discovery in each Preference Action is stayed until August 18, 2016, provided that during the stay of discovery, the parties are directed and encouraged to informally exchange documents and information in an attempt to resolve an Preference Action.

D. The Court may schedule regular Omnibus Hearing dates, on which dates status conferences in the Preference Actions will take place, if necessary. If the Court does schedule such regular Omnibus Hearing dates, any pretrial motions filed by the parties in the Preference Actions

will be set for hearing on one of the Omnibus Hearing dates, unless otherwise ordered by the Court or noticed by the Clerk.

E. Any motions filed by the City that affect all of the Preference Actions must be filed on the main docket of the Chapter 9 case, and not in each separately docketed Preference Action; provided, however, that each defendant must receive notice of the filing of the same.

F. On or before July 19, 2016, the City must file a report to advise the Court of the status of the Preference Actions, and the Court will conduct a status conference on **August __, 2016 at ___.m.** during which the Court will consider, among other things:

- i. Whether one or more further omnibus scheduling orders should be entered regarding the Preference Actions; and/or
- ii. Whether and to what extent mediation orders, including orders for mediation under the procedures of L.B.R. 7016-2, may be appropriate for certain of the Preference Actions; and the best timing for any such orders.

G. Immediately upon the settlement of a Preference Action, counsel for the City must file in the relevant adversary proceeding a notice of the settlement, and must file a dismissal notice or other appropriate document resolving such Preference Action.

H. Only attorneys admitted to the bar of the United States District Court for the Eastern District of Michigan may represent a defendant in an Preference Action. *See* L.B.R. 9010-1(a)(1) (E.D. Mich.). *See* also L.R. 83.20 (E.D. Mich.) available at www.mieb.uscourts.gov.

I. “A corporation, partnership, or other entity other than an individual shall not file a . . . pleading, nor appear as a . . . defendant . . . [in an Preference Action] . . . unless it is represented by an attorney duly admitted to and in good standing with, the bar of the United States District Court of this district.” L.B.R. 9010-1(a)(1) (E.D. Mich.). Any answer or other pleading filed in violation of this rule will be stricken.

J. All parties are required to comply with the Bankruptcy Court's Administrative Procedures for Electronic Case Filing, which can be found on the Bankruptcy Court's website at www.mieb.uscourts.gov.

K. All procedural matters not specifically addressed in this Order are governed by applicable provisions of the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules of the Eastern District of Michigan.

L. A copy of this Order must be served on each defendant in each remaining Preference Action, as identified on Exhibit D to the Status Report.

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

	-----X	
In re:	:	Chapter 9
	:	
CITY OF DETROIT, MICHIGAN,	:	Case No. 13-53846
	:	
Debtor.	:	Hon. Thomas J. Tucker
	:	
	-----X	

**NOTICE OF (I) MOTION FOR ORDER EXTENDING STAY OF
DISCOVERY AND (II) STATUS CONFERENCE AND FILING OF
STATUS REPORT WITH REGARD TO PREFERENCE ACTIONS**

PLEASE TAKE NOTICE THAT a hearing will be held before the Honorable Thomas J. Tucker, United States Bankruptcy Judge, on **May 18, 2016 at 1:30 p.m.**, in Room 1925 of the United States Bankruptcy Court for the Eastern District of Michigan (the “Bankruptcy Court”), 211 W. Fort St., Detroit, Michigan 48226, or as soon thereafter as counsel can be heard, to consider the *City of Detroit’s (I) Motion for Order Extending Stay of Discovery and (II) Status Report with Regard to Preference Actions* (the “Motion and Report”).

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion must be made in writing, stating in detail the reasons therefore, and must be filed with the Clerk of the Bankruptcy Court, with paper copies served upon: Togut, Segal & Segal, LLP, attorneys for the City of Detroit, One Penn Plaza, Suite 3335, New York, New York 10119 (Attn: Albert Togut, Esq. and Scott E. Ratner, Esq.), so that they are actually received by the aforementioned

party not later than **4:00 p.m. on May 14, 2016** (the “Objection Deadline”).

Objections not timely served and filed may not be considered by the Court.

PLEASE TAKE FURTHER NOTICE that the hearing to consider the Motion and Report may be adjourned from time to time, without further written notice to any party.

Dated: April 29, 2016
New York, New York

Respectfully submitted,

TOGUT, SEGAL & SEGAL LLP
By:

/s/ Scott E. Ratner
ALBERT TOGUT (AT-9759)
SCOTT E. RATNER (SER-0015)
Members of the Firm
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Counsel for the City of Detroit, Michigan