

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

| | |
|--|--|
| <p>In re:</p> <p>City of Detroit, Michigan,</p> <p style="text-align: center;">Debtor.</p> | <p>Bankruptcy Case No. 13-53846</p> <p>Judge Thomas J. Tucker</p> <p>Chapter 9</p> |
|--|--|

**CITY OF DETROIT’S CERTIFICATION OF NO RESPONSE OR
OBJECTION REGARDING OBJECTION TO
CLAIM NUMBER 2033 FILED BY FLOYD BRUNSON**

On December 13, 2018, the City of Detroit (“City”) filed its *City of Detroit’s Objection to Claim Number 2033 Filed by Floyd Brunson* (“Objection,” Doc. No. 12964). The Objection was served on counsel for Floyd Brunson at the address listed on the claim, by first class mail. *See* Objection, Exhibit 3, *Certificate of Service*, attached here as Exhibit A.

No responses to the Objection have 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 Objection. *See Proposed Order* Exhibit B.



Respectfully submitted,

By: /s/ Marc N. Swanson

Marc N. Swanson (P71149)

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

150 West Jefferson, Suite 2500

Detroit, Michigan 48226

Telephone: (313) 496-7591

Facsimile: (313) 496-8451

swansonm@millercanfield.com

Attorneys for the City of Detroit

DATED: January 10, 2019

Exhibit A

EXHIBIT 3: 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

Judge Thomas J. Tucker

Chapter 9

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on December 13, 2018, he electronically filed the foregoing *City of Detroit's Objection to Claim Number 2033 Filed by Floyd Brunson* ("Objection") with the Clerk of the Court which will provide notice of the filing to all ECF participants registered in this case. A copy of the Objection was also served upon the following, via first class mail, on the same date:

Daniel G. Romano
Romano Law PLLC
23880 Woodward Ave
Pleasant Ridge, MI 48069

By: /s/ Marc N. Swanson

Marc N. Swanson
150 West Jefferson, Suite 2500
Detroit, Michigan 48226
Telephone: (313) 496-7591
Facsimile: (313) 496-8451
swansonm@millercanfield.com

Dated: December 13, 2018

Exhibit B

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

In re:

City of Detroit, Michigan,
Debtor.

Bankruptcy Case No. 13-53846

Judge Thomas J. Tucker

Chapter 9

**ORDER SUSTAINING CITY OF DETROIT’S OBJECTION TO CLAIM
NUMBER 2033 FILED BY FLOYD BRUNSON**

Upon review of the *City of Detroit’s Objection to Claim Number 2033 Filed by Floyd Brunson* (“Objection”),¹ seeking entry of an order disallowing and expunging Claim No. 2033; and it appearing that this Court has jurisdiction over the Objection pursuant to 28 U.S.C. §§ 157 and 1334 and Article VII of the Plan; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Objection in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the relief requested in the Objection is in the best interests of the City, and its creditors; and due and proper notice of the Objection having been given as provided in the Objection; and it appearing that no other or further notice of the Objection need be given; and any objections or other responses to the Objection having been overruled or withdrawn; and the Court finding that the legal and factual bases set forth in the Objection and at the hearing establish just cause

¹ Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the Objection.

for the relief granted; and after due deliberation and good and sufficient cause appearing therefore;

IT IS ORDERED that:

1. The Objection is sustained.
2. Claim No. 2033 filed by Floyd Brunson is hereby disallowed and expunged in its entirety, pursuant to Section 502(b) of the Bankruptcy Code.
3. The City's claims agent is authorized to update the claims register to reflect the relief granted in this Order.
4. The City is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Objection.
5. Notice of the Objection as provided therein is good and sufficient notice of such objection, and the requirements of Bankruptcy Rule 3007(a) and the local rules of the Court are satisfied by such notice.