

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

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In re : **Chapter 11**
 :
 WASHINGTON MUTUAL, INC., et al.,¹ : **Case No. 08-12229 (MFW)**
 :
 Debtors. : **(Jointly Administered)**
 :
 : **Re: Docket No. 2329 + 2176**
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**FIFTH ORDER PURSUANT TO SECTION 1121(d)
OF THE BANKRUPTCY CODE EXTENDING
EXCLUSIVE PERIODS FOR THE FILING OF A CHAPTER 11
PLAN AND SOLICITATION OF ACCEPTANCES THERETO**

Upon the motion, dated January 15, 2010 (the "Motion"), of Washington Mutual, Inc. ("WMI") and WMI Investment Corp., as debtors and debtors in possession (the "Debtors") in the above- referenced chapter 11 cases, for entry of an order pursuant to section 1121(d) of title 11 of the United States Code (the "Bankruptcy Code") extending the period during which each of the Debtors has the exclusive right to file a chapter 11 plan to March 26, 2010 (the "Plan Period") and extending the period during which each of the Debtors may solicit acceptances thereof to May 26, 2010 (the "Solicitation Period"), all as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided to the parties listed therein, and it appearing that no other or further notice need be

¹ The Debtors in these chapter 11 cases along with the last four digits of each Debtor's federal tax identification number are: (i) Washington Mutual, Inc. (3725); and (ii) WMI Investment Corp. (5395). The Debtors' principal offices are located at 1301 Second Avenue, Seattle, Washington 98101.



provided; and the Court having determined that the relief sought in the Motion is in the best interests of the Debtors, their creditors, and all parties in interest; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor, it is


ORDERED that the Motion is granted; and it is further

ORDERED that, pursuant to section 1121(d) of the Bankruptcy Code, the Plan Period for each Debtor is extended through and including March 26, 2010; and it is further

ORDERED that, pursuant to section 1121(d) of the Bankruptcy Code, the Solicitation Period for each Debtor is extended through and including May 26, 2010.

Dated: Wilmington, Delaware

February 9, 2010



THE HONORABLE MARY F. WALRATH
UNITED STATES BANKRUPTCY JUDGE