

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

08-12229-2 1/10/13
U.S. BANKRUPTCY COURT
DISTRICT OF DELAWARE

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	:	Chapter 11
<i>In re</i>	:	Case No. 08-12229 (MFW)
WASHINGTON MUTUAL, INC., et al.,	:	
	:	
Debtors.	:	
	:	
_____	X	

Motion for Extension of Time to Respond to Request for Discovery

The undersigned, Susan C. Allison ("Claimant", Claim #3222, Change in Control) respectfully requests that the Court extend the deadline for filing of Claimant's response to WMILT's Request for Discovery, pursuant to Agreed Order Establishing Procedures and Deadlines Concerning Hearing on Employee Claims and Discovery in Connection Herewith ("Order").

BACKGROUND

I am currently serving in an executive role for my employer on assignment in Hong Kong for the period November 18, 2012, through February 9, 2013, with a break to return home for the holidays from December 21, 2012 through January 3, 2013.

I am also in receipt of a Request for Discovery from WMILT counsel, dated December 9, 2012, with a response deadline of January 8, 2013. This document arrived at my home while I was already out of the country, approximately December 11.

Because of the extensive nature of the Request (63 Requests for Production; 48 Interrogatories; and 34 Requests for Admission), it will be impossible for me, even with the holiday break, to



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adequately respond to this Request for Discovery while at the same time fulfilling my responsibilities to my employer while on assignment in Hong Kong.

I have attempted on two occasions to contact in writing all four WMILT attorneys indicated in the Request for Discovery in order to request an extension to respond: first by email to each, on December 24, 2012, and second, by follow-up personal letter, sent Express Mail on December 26 for receipt on December 27. In each contact, I have requested an extension to respond until February 23, 2013, if possible (two weeks after my return from abroad); or, if this is burdensome to them, a minimum, at least, of thirty days extension, until February 9, 2013. In my correspondence to each attorney I have requested simply that they acknowledge and respond to my request for extension in writing by email response.

My request to WMILT attorneys indicates that the extension, while not permitting me the full thirty days to respond, will at least allow me time to outline the response and direct by husband in its preparation so I can review, finalize, and sign, the response, in Hong Kong if necessary, then submit it by the extended date.

To date, (December 29) I have received no response from any of the WMILT attorneys to my request for extension. Meanwhile, the clock is winding down on the window for response.

MOTION

Consistent with paragraph 24 of the Order, which states that a modification to deadline can occur either "if with respect to Permitted Written Discovery, by agreement between WMILT and the applicable Party, or (ii) for any other matter set forth herein, upon motion to the Court based upon showing of good cause", therefore, I hereby ask the Court to order the extension of time I request for responding to WMILT's Request for Discovery from January, 8, 2013, to February 23, 2013, in order to allow me sufficient time to prepare and submit a complete and adequate response.

Date: December 29, 2012

respectfully submitted,



Susan C. Allison, *pro se*

4627 Longview Dr.

Rocklin, CA 95677

Telephone: 916.872.1310

Email: susanonbainbridge@hotmail.com

Attachments:

1. Email to WMILT counsel (4), December 24, 2012
2. Letter sent via Express Mail to WMILT counsel (4) December 26, 2012

①

Mike Allison

From: Mike Allison <mjallison@mindspring.com>
Sent: Sunday, December 23, 2012 6:09 PM
To: brian.rosen@weil.com; lawrence.baer@weil.com; cboyd@akingump.com;
pmott@akingump.com
Cc: 'Susan Allison'
Subject: Discovery Request: WMILT Claim #3222, S. Allison

Gentlemen:

Please see attached extension request. Hardcopy to follow to each of you by mail in the a.m.

Thanks in advance for your assistance.

Have wonderful holidays!

Susan Allison

Brian S. Rosen, Esq. and Lawrence J. Baer, Esq.
Weil Gotshal and Manges, LLP
767 5th Avenue
New York, New York 10133

CONFIRMING
PERSONAL
LETTER

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12/26/12
EXPRESS MAIL

Christopher L. Boyd, Esq. and Patrick M. Mott, Esq.
Akin Gump Strauss Hauer and Feld
One Bryant Park
New York, New York 10036

Regarding: WMILT Claim #3222, Susan C. Allison – Discovery Request

Gentlemen:

I am presently on executive assignment for my employe in Hong Kong. Except time home for the holidays, my period of service is October 18, 2012 through February 9, 2013.

I had hoped to be able to prepare my response to your Discovery Request during my holiday break, but it is proving far too extensive for me to do so. Nor have I been able, given the fact that the document was delivered to my home while I was already serving abroad, to adequately prepare a response working long-distance, from scratch, with my husband at home.

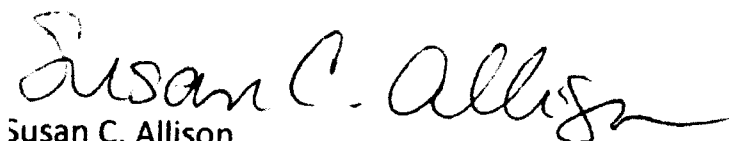
Consequently, the best I can do in fulfilling your request is to take the holiday time at home to outline my response and pull documents together such that my husband can complete the response in my absence, the forward it to me in Hong Kong for final review, signature, and submission.

In order for me to accomplish this approach – that is, working long distance with my husband at home, I will need an extension of time within which to respond. For this reason, I am requesting a thirty day extension, from January 9 to February 9. Further, if it is of no consequence to you, I would prefer extending the time to February 23 so I can actually provide final review and input, sign-off, and submit the response after my return from Hong Kong.

Since I believe I have all your emails, I will initiate my request by sending each of you an attachment copy of this request, while at the same time following up with a written request addressed to each of you. If you can respond initially by email, that will be most helpful to me in my preparation of a complete, adequate response, while also allowing me to make the most of my holiday time with family.

Thanks very much for your consideration in this matter. Happy holidays!

Sincerely,



Susan C. Allison

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