Docket #10972 Date Filed: 1/4/2013

10681

MF'

January 3, 2013

Clerk of the Court for the United States Bankruptcy Court 824 North Market St, 3<sup>rd</sup> Floor Wilmington, Delaware 19801

Re: WMI Acknowledgement for Donna Binder

On October 1, 2012, I mailed in the signed Acknowledgement to your respective location. I have been in contact with a few prior co-workers that indicated they received a response and refund. As of January 2, 2013, I have not received a response and thought I would send a copy of the details via Fed Ex to ensure receipt.

Could you please look into this matter and feel free to contact me directly at (661)714-1131 if needed.

Thank you,

Donna Binder

29811 Pinecone PI

Castaic, CA 91384

### **EXHIBIT C**

### **ACKNOWLEDGEMENT**

I hereby certify to WMI Liquidating Trust, as successor in interest to Washington
i hereby certify to wivii Equidating Trust, as successor in interest to washington
Mutual, Inc. and WMI Investment Corp., formerly debtors and debtors in possession, that I have
read the attached Agreed Order Establishing Procedures And Deadlines Concerning Hearing on
Employee Claims And Discovery In Connection Therewith, dated October, 2012 (the
"Order"), and that I understand that I may not disclose any Confidential Information (as defined
therein), except as provided in the Order. I further recognize that I am bound by the terms of the
Order and I agree to comply with those terms and submit to the jurisdiction of the United States
Bankruptcy Court for the District of Delaware for purposes of enforcement of the Order.
Dated: 10/1/2012

Dated: 10/1/2012		
	Signature	

Name:

Address:

Washington Mutual, Inc. c/o KCC 2335 Alaska Ave El Segundo, CA 90245

PRF #52125 Case No.: 08-12229 Svc: 1

DONNA L BINDER 29811 PINECONE PL CASTAIC, CA 91384 PackID: 1490

### 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)
	:	
	:	Hearing Date: October 30, 2012 at 11:30 a.m. (ET)
	Х	Response Deadline: October 8, 2012 at 4:00 p.m. (ET)

## NOTICE OF WMI LIQUIDATING TRUST'S EIGHTY-EIGHTH OMNIBUS (SUBSTANTIVE) OBJECTION TO DISPUTED EQUITY INTERESTS

PLEASE TAKE NOTICE THAT on September 17, 2012, WMI Liquidating Trust ("WMILT"), as successor in interest to Washington Mutual, Inc. ("WMI") and WMI Investment Corp., formerly debtors and debtors in possession (collectively, the "Debtors") filed the attached WMI Liquidating Trust's Eighty-Eighth Omnibus (Substantive) Objection to Disputed Equity Interests (the "Objection") with the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court"). By the Objection, the Debtors are seeking to disallow your Disputed Equity Interests as listed in the Objection and as listed below.

Holder Name	# of Restricted Equity Interests
DONNA L BINDER	1301

THE OBJECTION SEEKS TO ALTER YOUR RIGHTS. THEREFORE, YOU SHOULD READ THIS NOTICE (INCLUDING THE OBJECTION) CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE.

### Critical Information for Holders Choosing to File a Response to the Objection

<u>Filing a Response</u>. Due to the large number of holders of Disputed Equity Interests listed, holders need not respond to the Eighty-Eighth Omnibus Objection but, rather, they will be deemed to oppose the Eighty-Eighth Omnibus Objection. If you would like to file and serve a

<sup>&</sup>lt;sup>1</sup> 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 principal offices of WMI Liquidating Trust are located at 1201 Third Avenue, Suite 3000, Seattle, Washington 98101.

<sup>&</sup>lt;sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Objection.

written response (the "Response") to the Objection anyways, then you must do so in accordance with this Notice.

# The deadline for filing a Response is October 8, 2012 at 4:00 p.m. (ET) (the "Response Deadline").

THE BANKRUPTCY COURT WILL ONLY CONSIDER YOUR RESPONSE IF YOUR RESPONSE IS FILED, SERVED <u>AND</u> RECEIVED BY THE RESPONSE DEADLINE IN ACCORDANCE WITH THE INSTRUCTIONS SET FORTH IN THIS NOTICE.

Your Response will be deemed timely filed only if the Response is <u>actually received</u> on or before the Response Deadline in the office of the clerk of the Bankruptcy Court at the following address:

Clerk of the Court for the United States Bankruptcy Court for the District of Delaware 824 North Market Street, 3rd Floor Wilmington, Delaware 19801

Your Response will be deemed properly-served only if the Response is <u>actually</u> <u>received</u> on or before the Response Deadline by the following parties (collectively, the "<u>Notice Parties</u>"):

### WEIL, GOTSHAL & MANGES LLP

Attn: Rahul Sharma 767 Fifth Avenue New York, New York 10153

#### RICHARDS, LAYTON & FINGER, P.A.

Attn: Mark D. Collins Attn: Paul N. Heath One Rodney Square 920 North King Street Wilmington, Delaware 19801

### Co-Counsel to the Debtors

<u>Contents of Each Response</u>. Every Response to this Objection must contain at a minimum the following information:

- a caption setting forth the name of the Court, the name of the Debtors, the case number and the title of the Objection to which the Response is directed;
- the name of the claimant, his/her/its claim number and a description of the basis for the amount of the claim;
- the specific factual basis and supporting legal argument upon which the party will rely in opposing this Objection;
- any supporting documentation, to the extent it was not included with the Proof of Claim previously filed with the clerk or claims agent, upon which the party will rely to support the basis for and amounts asserted in the Proof of Claim; and
- the name, address, telephone number and fax number of the person(s) (which may be the claimant or the claimant's legal representative) with

whom counsel for the Debtors should communicate with respect to the claim or the Objection and who possesses authority to reconcile, settle, or otherwise resolve the objection to the disputed claim on behalf of the claimant.

Hearing on the Objection. A hearing on the Objection and any Responses will be held on October 30, 2012 at 11:30 a.m. (ET) (the "Hearing") before The Honorable Mary F. Walrath, United States Bankruptcy Judge, in the Bankruptcy Court located at 824 North Market Street, 5th Floor, Courtroom 4, Wilmington, Delaware 19801. If you file a Response to the Objection, then you should plan to appear at the hearing on the Objection. The Debtors, however, reserve the right to continue the hearing with respect to the Objection and the Response.

### **Additional Information**

Questions. If you have any questions regarding the Objection and/or if you wish to obtain a copy of the Objection or related documents, please feel free to contact the Debtors' Voting and Claims Agent, Kurtzman Carson Consultants LLC, by: (a) calling the Debtors' restructuring hotline at (888) 830-4644 (b) visiting the Debtors' restructuring website at: http://www.kccllc.net/wamu and/or (c) writing to Washington Mutual Claims Processing, c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, California 90245.

Reservation of Rights. Nothing in this notice or the Objection constitutes a waiver of the Debtors' right to assert any claims, counterclaims, rights of offset or recoupment, preference actions, fraudulent-transfer actions or any other claims against you of the Debtors. Unless the Bankruptcy Court allows your Claims or specifically orders otherwise, the Debtors have the right to object on any grounds to the Claims (or to any other Claims or causes of action you may have filed or that have been scheduled by the Debtors) at a later date. In such event, you will receive a separate notice of any such objections.

Dated: September 17, 2012 Wilmington, Delaware

/s/ Julie A. Finocchiaro

Mark D. Collins (No. 2981)
Paul N. Heath (No. 3704)
Julie A. Finocchiaro (No. 5303)
Amanda R. Steele (No. 5530)
RICHARDS, LAYTON & FINGER, P.A.
One Rodney Square
920 N. King Street
Wilmington, Delaware 19801
Telephone: (302) 651-7700
Facsimile: (302) 651-7701

- and -

Brian S. Rosen WEIL, GOTSHAL & MANGES LLP 767 Fifth Avenue New York, New York 10153 Telephone: (212) 310-8000 Facsimile: (212) 310-8007

Attorneys for WMI Liquidating Trust