

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:)	Chapter 11
)	
Washington Mutual, Inc., <i>et al.</i> , ¹)	Case No. 08-12229 (MFW)
)	(Jointly Administered)
Debtors.)	
)	
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WMI Liquidating Trust)	
)	
Plaintiff,)	
v.)	
)	Adv. Proc. No. 10-53158(MFW)
James Corcoran)	
)	
Defendant.)	
)	
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**STIPULATION AND AGREEMENT BETWEEN WMI LIQUIDATING TRUST
AND JAMES CORCORAN SETTING BRIEFING SCHEDULE
FOR MOTION TO DISMISS**

WHEREAS, on September 9, 2010, the Official Committee of Unsecured Creditors of Washington Mutual, Inc., *et. al.* (the "Committee") and the above-captioned debtors (the "Debtors") entered into the Stipulation Authorizing Official Committee Of Unsecured Creditors To Bring Certain Causes Of Action On Behalf Of The Debtors' Estates (the "Stipulation"), pursuant to which the Committee was granted standing and authority, among other things, to pursue, settle and compromise claims and causes of action against certain entities as identified in the Stipulation, including claims and causes of action against Defendant herein;

¹ The Debtors in these cases are: Washington Mutual, Inc. and WMI Investment Corp.



WHEREAS, on September 10, 2010, the Committee filed the Certification Of Counsel Regarding Stipulation Between The Debtors And The Committee Authorizing The Committee To Bring Certain Causes Of Action On Behalf Of The Debtors' Estates (the "Certification"), seeking approval of the Stipulation;

WHEREAS, on September 13, 2010, the Court entered an Order granting the relief requested in the Certification and approving the Stipulation;

WHEREAS, on September 24, 2010, the Committee filed a complaint against Defendant in the instant action with this Court (the "Complaint");

WHEREAS, on January 18, 2011, the Court issued a summons related to the Complaint (the "Summons");

WHEREAS, on January 18, 2011, the Committee served the Complaint and Summons upon Defendant;

WHEREAS, on March 19, 2012, pursuant to the order, dated February 23, 2012 (the "Confirmation Order"), confirming the Seventh Amended Joint Plan of Affiliated Debtors Pursuant to Chapter 11 of the United States Bankruptcy Code, the claims set forth in the Complaint vested with the WMI Liquidating Trust ("WMILT," or "Plaintiff");

WHEREAS, through a series of stipulations, the Defendant's time to answer or otherwise respond to the Complaint was extended to January 18, 2013;

WHEREAS, Defendant filed a Motion to Dismiss on January 18, 2013 (the "Motion to Dismiss") [Dkt No. 83]; and

WHEREAS, Defendant and WMILT have conferred regarding a briefing schedule on the Motion to Dismiss;

IT IS HEREBY STIPULATED AND AGREED that:

1. WMILT shall file its Opposition to the Motion to Dismiss by March 1, 2013; and
2. Defendant shall file its Reply brief, if any, by March 15, 2012.

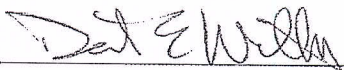
FURTHERMORE, for purposes of this Stipulation, facsimile and e-mail signatures shall be considered as original signatures.


Dated: Wilmington, DE
February 7, 2013

Dated: New York, NY
February 7, 2013

WILKS, LUKOFF & BRACEGIRDLE
LLC

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