

April 8, 2013

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DEPT.
US BANKRUPTCY COURT
DISTRICT OF DELAWARE

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

Weil, Gotshal & Manges LLP
Attn: Marcia L. Goldstein
Attn: Brian S. Rosen
767 Fifth Avenue
New York, New York 10153

Richards, Layton & Finger, P.A.
Attn: Mark D. Collins
Attn: Chun I. Jang
One Rodney Square
920 North King Street
Wilmington, Delaware 19801

Re: **In Re Washington Mutual, Inc.; Chapter 11; Case No 08-12229 (MFW);
Hearing Date: April 18, 2013 at 2:00 p.m. (ET)
PROOF OF CLAIM NUMBER 1687**

Dear Sir or Madam:

This letter is notice of my request and request ("Request") as to the following:

- (i) the undersigned be included as a party in the pending proceedings ("Proceedings") relating to employee claims relating to change in control and other claims ("Employee Claims") pursuant to the WaMu Change in Control Agreement ("WaMu CIC Agreement") against WMI Liquidating Trust ("WMIT") successor in interest to Washington Mutual Inc ("WMI");
- (ii) my Employee Claims evidenced by Proof of Claim No. 1687 ("Proof of Claim") be considered open and pending and the expungement of the Proof of Claim be set aside and this Request be considered objection to WMIT's motion to dismiss the Proof of Claim.



- (iii) upon reinstatement of my Proof of Claim, that the Proof of Claim be amended to include a claim arising under the WaMu Severance Plan if it is determined that a change in control did not occur and/or that WMI is not responsible for satisfaction of employee claims under the WaMu CIC Agreement; and
- (iv) This notice is considered opposition to the motion of WMI Liquidating Trust for an order appoints a mediator with respect to employee claims and pending omnibus objections.

Support to the Request

1. On Friday, April 5, 2012 I joined my colleague Geoffrey Olsen to place a call to WMI counsel and we left a voice message inquiring of the status of Employee Claims. Subsequently on the same day, WMI counsel returned the call and spoke with my colleague, Geoffrey Olsen, who advised me that he was told by WMI counsel that WMI counsel could not respond to our question and that we needed to review the court filings.
2. Subsequently, on Saturday, April 6, 2013, I reviewed the court filings appearing on the WMI intranet site and learned that (i) other similarly situated former employees have filed Employee Claims, (ii) the full Board of Directors of WMI held a meeting on Friday, September 26, 2008, one day following the placement of Washington Mutual Bank into the FDIC receivership, in which the full Board determined that a change in control had occurred, (iii) WMIT filed a motion for an order appointing a mediator with Respect to Employees Claims and Pending Omnibus Objections that is scheduled for hearing on April 18, 2013 at 2:00 p.m. (ET) and (iv) a Corrected Fourth Order Granting Debtor's Sixth Omnibus (Substantive) Objection to Claims ("Order") had been entered that disallowed each claim listed on Exhibit A to the Order.
3. Until reviewing the court filings on the WMI site, I was not aware that the Order had been entered.
4. My Employee Claim is similar to claims of other former employees of Washington Mutual that are pending in the Proceedings.
5. In connection with my employment, I received a change in control agreement that provides in part that upon the transfer of all or substantially all of the assets of Washington Mutual Bank to another person whether assisted or unassisted, voluntary or involuntary, and the termination of the employees employment, the undersigned is entitled to receive a lump sum payment equal to two times the employee's annual compensation. With the closure of Washington Mutual Bank by the OTS and placement into the FDIC receivership on September 25, 2008, my employment with Washington Mutual was terminated.

6. Equity and fairness supports that my Request be approved. In addition to excusable neglect in not being aware of the entry of the Order, new information has now surfaced regarding the declaration of a change in control by the Board of Directors of WMI on September 26, 2008. These and other factors support approval of the Request.

Documentation:

A copy of my change in control agreement was filed with the filing of my proof of claim in connection with

Sincerely,



Marc Wane
19700 Buckeye Meadow Lane
Northridge, CA 91326
818-363-2419

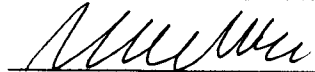
CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that I am over the age of 18 and on April 8, 2013 I served the foregoing document described as Request for Notice and Certificate of Service on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at Chatsworth, California, addressed as follows:

<p>Richard Layton & Finger Attn: Mark K. Collins, Esq. Attn: Chun I. Jang, Esq. One Rodney Square 920 North King Street Wilmington, DE 19801</p> <p>Weil, Gotshal & Manes LLP Attn: Marcia L. Goldstein, Esq. Attn: Brian S. Rosen, Esq. 767 Fifth Avenue New York, NY 10153</p>	
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Executed on April 8, 2013 at Chatsworth, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



Marc Wane