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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

_____)	
In re:)	Case No. 12-12020 (MG)
)	
RESIDENTIAL CAPITAL, LLC, <u>et al.</u> ,)	Chapter 11
)	
Debtors.)	Jointly Administered
_____)	

**APPELLEE RESCAP BORROWER CLAIMS TRUST'S COUNTER-
DESIGNATION OF ITEMS FOR RECORD ON APPEAL**

Pursuant to Rule 8006 of the Federal Rules of Bankruptcy Procedure and Rule 8007-1 of the Local Bankruptcy Rules for the Southern District of New York, the ResCap Borrower Claims Trust (the “**Borrower Trust**”), established pursuant to the terms of the *Second Amended Joint Chapter 11 Plan Proposed by Residential Capital, LLC, et al. and the Official Committee of Unsecured Creditors* [Docket No. 6030] (the “**Plan**”)¹ in the above-captioned Chapter 11 cases (the “**Chapter 11 Cases**”), hereby submits the following counter-designation of additional items to be included in the record on appeal in connection with the Notice of

¹ The Plan was confirmed by order of the United States Bankruptcy Court for the Southern District of New York (the “**Bankruptcy Court**”) dated December 11, 2013 [Docket No. 6065] and the Plan’s effective date occurred on December 17, 2013. The Plan provides for the creation and implementation of the Borrower Trust. *See* Plan, Art. IV.F. The Plan further provides that the Borrower Claims Trustee is deemed the representative of the Debtors’ estates for the purpose of prosecuting objections to borrower claims, *see* Plan, Art. IV.S.



Appeal [Docket No. 7261] filed by appellant Gregory C. Morse (the “**Appellant**”), from the *Memorandum Opinion and Order Sustaining ResCap Borrower Claims Trust’s Objection to Proofs of Claim Filed by Gregory C. Morse* [Docket No. 7069], which was entered by the Bankruptcy Court on June 6, 2014.

The Borrower Trust designates the following additional items to be included in the record on appeal.²

A. Pleadings from *In re Residential Capital, LLC* (Bankr. S.D.N.Y. No. 12-12020 (MG))

Docket No.	Description
3294	Order Pursuant to Sections 105(a) of the Bankruptcy Code and Bankruptcy Rules 1009, 3007, and 9019(b) Approving (I) Claim Objections Procedures, (II) Borrower Claim Procedures, (III) Settlement Procedures, and (IV) Schedule Amendment Procedures
6030	Notice of Filing of (I) Revised Second Amended Joint Chapter 11 Plan Proposed by Residential Capital, LLC, <i>et al.</i> and the Official Committee of Unsecured Creditors and (II) Blackline of Changed Pages in Revised Second Amended Joint Chapter 11 Plan
6065	Order Confirming Second Amended Joint Chapter 11 Plan Proposed by Residential Capital, LLC, <i>et al.</i> and the Official Committee of Unsecured Creditors
6743	The ResCap Borrower Claims Trust Objection to Proofs of Claim Filed by Gregory C. Morse Pursuant to 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007

² For the avoidance of doubt, the Borrower Trust’s designation of any pleadings and/or exhibit lists includes the designation of any and all exhibits filed with, attached to, or otherwise referenced in such pleadings.

Docket No.	Description
6743, Exhibit 3	Declaration of Lauren Graham Delehey in Support of the ResCap Borrower Claims Trust Objection to Proofs of Claim Filed by Gregory C. Morse Pursuant to 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007
6743, Exhibit 4	Declaration of Norman S. Rosenbaum in Support of the ResCap Borrower Claims Trust Objection to Proofs of Claim Filed by Gregory C. Morse Pursuant to 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007
6764	Affidavit of Service of Clarissa D. Cu re: Documents Served on April 2, 2014
6825	Response of Claimant Gregory C. Morse to the ResCap Borrower Claims Trust's Objection to Proofs of Claim Filed by Gregory C. Morse Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007
6842	Order Regarding Ex Parte Documents Sent to Court by Gregory C. Morse
6880	Notice of Adjournment [of Hearing on Objection to Claim]
6892	The ResCap Borrower Claims Trust's Reply in Support of its Objection to Proofs of Claim Filed by Gregory C. Morse Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007
6931	Order Denying Motion for Adjournment

B. Transcript

Date/Time of Hearing	ECF No.	Type of Hearing	Court Reporter or Recorder	Copy Ordered By Borrower Trust
May 15, 2014 at 10:00 a.m. (Prevailing Eastern Time)	6998	Omnibus Hearing regarding <i>inter alia</i> , The ResCap Borrower Claims Trust Objection to Proofs of Claim filed by Gregory C. Morse pursuant to 502(b) of the Bankruptcy Code and Bankruptcy Rule 3007	eScribers, LLC	Yes

C. Pleadings from *Morse v. Homecomings Financial, LLC, et al.* (E.D. Tex. 11-cv-00230)

Docket No.	Description
1	Original Complaint
10	Defendants' Motion to Dismiss and Supporting Memorandum of Legal Authority
16	Response to Defendants' Motion to Dismiss and Supporting Memorandum of Legal Authority

29	Plaintiff Gregory C. Morse's Partial Motion to Dismiss Robert Stanley, ABB Mortgage, Walid ABD, Pinnacle Title Company, L.P., and Commonwealth Land and Title Insurance Company
31	Memorandum Opinion and Order Granting Motions to Dismiss Case
32	Final Judgment

**D. Pleadings from *Morse v. Homecomings Financial, LLC, et al.*
(E.D. Tex. No. 12-cv-00375)**

Docket No.	Description
9	Original Petition
14	Amended Original Complaint
16	Homecomings Financial LLC's and GMAC Mortgage LLC's Notice of Bankruptcy Filing and Supplemental Servicing Order
17	Defendants' Motion to Dismiss and Supporting Memorandum of Legal Authority
19	R. Morse Response to Motion to Dismiss
22	Defendants' Reply Brief in Support of Motion to Dismiss
50	Report and Recommendation of United States Magistrate Judge
73	Order Adopting Report and Recommendation of the United States Magistrate Judge, Dismissing Claims Against Defendants Commonwealth Land Title Insurance Company, MERS, MERSCorp., Inc., Ally and Fannie Mae with Prejudice, Dismissing Claims against Homecomings Wholesale Financial without Prejudice, Dismissing Declaratory Judgment Action Against Defendants Homecoming Financial, LLC and GMAC Mortgage, LLC with Prejudice, Staying Remaining Claims against Defendants Homecomings Financial, LLC and GMAC Mortgage, LLC, and Denying Plaintiff's Motions for Sanctions and to Compel
76	Order [Denying Motion to Proceed in <i>Forma Pauperis</i> on Appeal]

E. Other

Docket No.	Description
N/A	Proof of Claim Number 5680 Filed by Gregory C. Morse on November 16, 2012
N/A	Proof of Claim Number 5682 Filed by Gregory C. Morse on November 16, 2012

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Dated: July 22, 2014
New York, New York

/s/ Norman S. Rosenbaum

Norman S. Rosenbaum

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