

POLSINELLI

Daniel J. Flanigan
600 Third Avenue, 42nd Floor
New York, New York 10016
Telephone: (212) 644-2090
Facsimile: (212) 684-0197

Counsel for ResCap Borrower Claims Trust

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

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

**CERTIFICATE OF NO OBJECTION TO MOTION OF RESCAP BORROWER
CLAIMS TRUST FOR ORDER AUTHORIZING TERMINATION OF SPECIAL
RESERVE FUND, FINAL DISTRIBUTION TO GMACM BORROWER TRUST
CLAIMANTS, SECOND DISTRIBUTION TO RFC BORROWER TRUST CLAIMANTS,
AND OTHER RELATED RELIEF**

The ResCap Borrower Claims Trust (“**Borrower Trust**”), as successor to the debtors and debtors-in-possession in the above-captioned cases, hereby submits this *Certificate of No Objection to Motion of ResCap Borrower Claims Trust for Order Authorizing Termination of Special Reserve Fund, Final Distribution to GMACM Borrower Trust Claimants, Second Distribution to RFC Borrower Trust Claimants, and Other Related Relief* (the “**Certificate**”), pursuant to Local Bankruptcy Rule 9075-2, and respectfully states:

1. On September 18, 2018, the *Motion of ResCap Borrower Claims Trust for Order Authorizing Termination of Special Reserve Fund, Final Distribution to GMACM Borrower Trust Claimants, Second Distribution to RFC Borrower Trust Claimants, and Other Related Relief* (the “**Motion**”) was filed (Doc No. 10565).



2. The deadline for filing and objection or response to the Motion expired on October 9, 2018 (the “**Objection Deadline**”).

3. Pursuant to the Order dated May 23, 2012, establishing notice, case management and administrative procedures (Docket No. 141), notice of the Motion was provided by First-Class United States mail or electronic mail on September 24, 2018 and September 25, 2018, to the parties and claimants listed on Exhibits A and B to the *Affidavit of Service* filed on September 26, 2018 (Doc No. 10571).

4. The Objection Deadline has now passed and counsel has reviewed the case docket not less than forty-eight (48) hours after expiration of the Objection Deadline, and is not aware of any objection, responsive pleading, or request for hearing with respect to the Motion that have been filed with the clerk or served on counsel for the Borrowers Trust.

5. The Borrowers Trust respectfully requests that the Court enter an order granting the Motion without further pleading or a hearing. A copy of the proposed Order that was attached to the Motion, modified to reflect that no Objections have been filed and, therefore, that no Hearing on the Motion was required, is submitted with this Certificate.

Dated: New York, New York
October 11, 2018

/s/ Daniel J. Flanigan

Daniel J. Flanigan

POLSINELLI

600 Third Avenue, 42nd Floor

New York, New York 10016

Telephone: (212) 644-2090

Facsimile: (212) 684-0197

dflanigan@polsinelli.com

Counsel for ResCap Borrower Claims Trust

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

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

**ORDER AUTHORIZING TERMINATION OF SPECIAL RESERVE FUND,
FINAL DISTRIBUTION TO GMACM BORROWER TRUST CLAIMANTS,
SECOND DISTRIBUTION TO RFC BORROWER TRUST CLAIMANTS,
AND OTHER RELATED RELIEF**

Pending before the Court is the *ResCap Borrower Claims Trust's Motion For Order Authorizing Termination Of Special Reserve Fund, Final Distribution To GMACM Borrower Trust Claimants, Second Distribution To RFC Borrower Trust Claimants, And Other Related Relief*, dated September 18, 2018 (the "**Motion**")¹; and

The Court, having jurisdiction to consider the Motion and grant the requested relief in accordance with 28 U.S.C. §§ 157 and 1334; and consideration of the Motion being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Motion and the Declaration of Daniel J. Flanigan in support of the Motion (the "**Flanigan Declaration**"); and no Objections to the Motion having been filed by the deadline for filing Objections as attested to by the Certificate Of No Objection filed on October 11, 2018 by Daniel J. Flanigan, counsel for the Borrower Claims Trust; and

The Court, having determined that, except as otherwise provided in this Order, (1) the relief requested in the Motion is in the best interests of the Debtors, their estates, their creditors,

¹ Capitalized terms not otherwise defined or modified herein shall have the meanings ascribed to such terms in the Motion.

the ResCap Borrower Claims Trust, Borrower Claimants, and all parties in interest; (2) and it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and (3) the legal and factual bases set forth in the Motion, Flanigan Declaration, and at the Hearing establish just and sufficient cause to grant the requested relief therein; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefor,

1. The Motion is **GRANTED** and the Objections are **OVERRULED**. Specifically and without limitation, the Court hereby **APPROVES** the following;

- (1) Termination of the Special Reserve of \$500,000.00;
- (2) Establishment by the Trust of the 2018 Unpaid Distributions and Expense Reserve in the amount of \$243,128.38;
- (3) Establishment by the Trust of the Post-2018 Expense Reserve in the amount of \$150,000.00;
- (4) The GMACM Final Distribution in the amount of \$735,796.12; and
- (5) The Second RFC Distribution in the amount of \$4,294,821.88.

2. The Borrower Claims Trust is authorized to take any and all actions that are necessary or appropriate to implement the terms of this Order.

4. The Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

IT IS SO ORDERED.

Dated: October __, 2018
New York, New York

THE HONORABLE MARTIN GLENN
UNITED STATES BANKRUPTCY JUDGE