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*Attorneys for William L. Transier, Plan Administrator
for Waypoint Leasing Holdings Ltd. and its Affiliated Debtors*

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

In re:

WAYPOINT LEASING HOLDINGS LTD., *et al.*,

Debtors.

WILLIAM TRANSIER, as Plan Administrator
for Waypoint Leasing Holdings Ltd. and its
Affiliated Debtors,

Plaintiff,

– against –

SUNTRUST BANK, MUFG UNION BANK,
N.A., DEUTSCHE BANK AG, NEW YORK
BRANCH, BARCLAYS BANK PLC, and
GOLDMAN SACHS BANK USA,

Defendants.

Chapter 11

Case No. 18-13648 (SMB)

(Jointly Administered)

Adv. Pro. No. 19-01448 (SMB)

STIPULATION AND ORDER SETTING DISCOVERY SCHEDULE

WHEREAS, Plaintiff William Transier, as Plan Administrator for Waypoint Leasing Holdings Ltd. and its Affiliated Debtors¹ under the Third Amended Chapter 11 Plan of Liquidation of Waypoint Leasing Holdings Ltd. and its Affiliated Debtors, dated July 22, 2019, and Defendant Truist Bank, successor by merger to SunTrust Bank, as administrative agent for the WAC7 Lenders

¹ A complete list of the Debtors as of the entry of the Confirmation Order is attached to the Third Amended Chapter 11 Plan of Liquidation of Waypoint Leasing Holdings Ltd. and its Affiliated Debtors [Case No. 18-13648 (SMB) (the “Bankr. Case”), Doc. 871] as Exhibit A.



(the “WAC7 Lenders” defined as Defendants SunTrust Bank, MUFG Union Bank, N.A., Deutsche Bank AG, New York Branch, Barclays Bank PLC, and Goldman Sachs Bank USA), hereby enter into this stipulation and order required by Rule 7026 of the Federal Rules of Bankruptcy Procedure, and a scheduling conference having been held with the parties, the following schedule is hereby established;

IT IS HEREBY ORDERED AS FOLLOWS:

1. Initial disclosures shall be completed by **October 15, 2020**.
2. Fact discovery shall be completed by **May 14, 2021**.
3. Any party that has the burden of proof on a matter shall submit its expert report by **July 15, 2021**.
4. Rebuttal expert reports, if any, shall be submitted by **August 18, 2021**.
5. Expert discovery shall be completed by **September 17, 2021**.
6. In the event a party contemplates a motion for summary judgment, requests for a pre-motion conference pursuant to Local Rule 7056-1 shall be made on or before **October 15, 2021**.
7. A proposed final pretrial order shall be submitted to the Court by **November 15, 2021** if no dispositive motions are filed or, if filed, thirty (30) days after the Court enters an order (or orders) resolving all such dispositive motions. Upon the submission of the proposed final pretrial order, the parties shall submit to the Court a request for a final pretrial conference.
8. Except for the dates set forth in Paragraph 7 hereto, the parties may, by mutual agreement, revise the foregoing schedule; upon reaching such agreement, the parties shall timely submit a notice to the Court setting forth the revised schedule.
9. With respect to the dates set forth in Paragraph 7 hereto, the parties reserve the right to seek modification thereof from the Court.

Stipulated and agreed as to form and substance:

Cole Schotz P.C.

/s/ Steven L. Klepper

Steven L. Klepper

David S. Gold

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Counsel to Plaintiff

Dated: New York, New York

September 23, 2020

Alston & Bird LLP

/s/ David A. Wender

David A. Wender (admitted *pro hac vice*)

William Hao

1201 West Peachtree Street

Atlanta, Georgia 30309

Telephone: (404) 881-7000

Counsel to Defendants

Dated: Atlanta, Georgia

September 23, 2020

SO ORDERED:

Dated: September 23, 2020

New York, New York

/s/ STUART M. BERNSTEIN

Honorable Stuart M. Bernstein

United States Bankruptcy Judge