

HEARING DATE AND TIME: February 9, 2012 at 9:45 a.m. (Eastern Time)
RESPONSE DEADLINE: February 2, 2012 at 4:00 p.m. (Eastern Time)

Barry N. Seidel (BS-1945)
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Facsimile: (212) 277-6501

Attorneys for Motors Liquidation
Company GUC Trust

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

-----X	
	:
In re	:
	:
MOTORS LIQUIDATION COMPANY, et al.,	:
f/k/a General Motors Corp., et al.	:
	:
Debtors.	:
	:
	:
-----X	

Chapter 11 Case No.
09-50026 (REG)
(Jointly Administered)

**REPLY TO RESPONSE OF ERMA JEANINE
BUCKLEY TO 246TH OMNIBUS OBJECTION TO CLAIMS**

TO THE HONORABLE ROBERT E. GERBER
UNITED STATES BANKRUPTCY JUDGE:

The Motors Liquidation Company GUC Trust (the “**GUC Trust**”), formed by the above-captioned debtors (collectively, the “**Debtors**”) in connection with the Debtors’ Second Amended Joint Chapter 11 Plan, dated March 18, 2011 (as may be amended, supplemented, or modified from time to time, the “**Plan**”), files this reply (the “**Reply**”) to the response (the “**Response**,” a copy of which is annexed hereto as Exhibit A) filed by Erma Jeanine Buckley to the 246th Omnibus Objection to Claims, which seeks to disallow and expunge her claim against the Debtors (Claim Number 66268, the “**Claim**,” a copy of which is annexed hereto as Exhibit

B), on the basis that the Debtors are not liable for the Claim as a matter of law. In support of this Reply, the GUC Trust respectfully represents:

PRELIMINARY STATEMENT

1. On November 9, 2009, Erma Jeanine Buckley, a *pro se* claimant, filed the Claim in the amount of \$500,000 against General Motors Corporation (“**Old GM**”), seeking to recover damages for personal injury caused by an allegedly defective vehicle. In August 2011, the GUC Trust filed an objection to the Claim, arguing that there is no legal or factual basis for Ms. Buckley’s claim against the Debtors. Ms. Buckley submitted a response to the objection which did not address the substantive arguments made by the GUC Trust.

2. As set forth more fully herein, the Claim was the subject of prepetition litigation in which a final, non-appealable judgment was entered in favor of Old GM (the “**Prepetition Litigation**”). Given that the substance of the Claim was fully and finally adjudicated in favor of Old GM prior to its bankruptcy, Ms. Buckley has no valid claims against the Debtors. Accordingly, the GUC Trust requests that the Court enter an order disallowing and expunging the Claim.

THE PREPETITION LITIGATION

3. On May 11, 1998, Ms. Buckley commenced a lawsuit against Old GM alleging personal injury damages as a result of a car accident. In the years that followed, the case proceeded through many phases, including motions for summary judgment, appeals, and mistrials. *See, e.g., Buckley v. Gen. Motors Corp.*, 54 Fed. Appx. 712 (2nd Cir. 2003); *Buckley v. Gen. Motors Corp.*, No. 98-CV-43662004, WL 725933 (S.D.N.Y. Apr. 2, 2004). The case went to trial in 2007, and following a jury verdict, judgment was entered in favor of Old GM. *See Doc. No. 119, Buckley v. Gen. Motors Corp.*, No. 98-CV-4366 (S.D.N.Y. Sept. 6, 2007).

4. In September, 2007, Ms. Buckley filed a notice of appeal of the judgment with the Second Circuit Court of Appeals. A year later, the Court of Appeals dismissed the appeal as moot because it “lack[ed] an arguable basis in fact or law.” *See Exhibit C.* Ms. Buckley then filed a petition for rehearing en banc, which the Second Circuit denied. *See Exhibit D.* In March, 2009, Ms. Buckley applied to the United States Supreme Court for an extension of the deadline to file a petition for a writ of certiorari, which was also denied. *See Exhibit E.* Ms. Buckley exhausted all avenues of appeal prior to the commencement of the Debtors’ chapter 11 cases.

THE CLAIM

5. In November 2009, Ms. Buckley filed the Claim against the Debtors in the amount of \$500,000. *See Exhibit B.* In discussions with counsel for the GUC Trust, Ms. Buckley acknowledged that by the Claim, she seeks to recover against the Debtors for the same alleged injury that she sought recovery for in the Prepetition Litigation.

6. In August 2011, the GUC Trust filed its 246th Omnibus Objection to Claims, seeking to disallow and expunge various claims filed against the Debtors for which the claimant had not (and could not) assert a valid basis for liability. The Claim was included in that objection. Ms. Buckley filed a timely response, in which she does not address the substance of the Claim but states:

I would appreciate the opportunity to observe the hearing. I was told that I am not allowed as a pro se. Should I be given the opportunity to observe on my behalf? If possible please consider my request.

See Response at 1. In November, 2011, counsel for the GUC Trust contacted Ms. Buckley and explained that she was, of course, permitted to attend the hearing on the Objection

ARGUMENT

7. For a prepetition claim to be valid, the claimant must demonstrate it possesses a right to payment and that the right arose prior to the filing of the bankruptcy petition. *See Olin Corp. v. Riverwood Int'l Corp. (In re Manville Forest Prods. Corp.)*, 209 F.3d 125, 128 (2d Cir. 2000). A right to payment is nothing more than an enforceable obligation. *Pa. Dep't of Pub. Welfare v. Davenport*, 495 U.S. 552, 559 (1990). The right to payment can constitute a prepetition claim if, before the filing of the bankruptcy petition, “the relationship between the debtor and the creditor contained all of the elements necessary to give right to a legal obligation—a ‘right to payment’—under the relevant non - bankruptcy law.” *LTV Steel Co., Inc. v. Shalala (In re Chateaugay Corp.)*, 53 F.3d 478, 497 (2d Cir. 1995) (quoting *In re Nat'l Gypsum Co.*, 139 B.R. 397, 405 (N.D. Tex. 1992)) (internal citations omitted).

8. Here, Ms. Buckley has not (and cannot) show that she has a prepetition right to payment from the Debtors that would give rise to a valid claim. In the Claim, Ms. Buckley makes the same allegations, related to the same facts and alleged injuries already litigated and resolved in the Prepetition Litigation. Given that Ms. Buckley exhausted all avenues of appeal prior to the Debtors’ bankruptcy cases, she can make no credible argument that she has a right to payment from the Debtors. In light of the foregoing, the GUC Trust submits that the Claim should be disallowed and expunged.

Dated: New York, New York
January 26, 2012

/s/ Stefanie Birbrower Greer
Barry N. Seidel (BS-1945)
Stefanie Birbrower Greer (SG-2898)

DICKSTEIN SHAPIRO LLP
1633 Broadway
New York, New York 10019-6708
Telephone: (212) 277-6500
Facsimile: (212) 277-6501

*Attorneys for Motors Liquidation
Company GUC Trust*

EXHIBIT A

Jeanine Buckley
175 west 90th street (5-c) Phone 212 874-2605
New York, New York 10024-1238

November 11, 2011

Chapter 11 case no:
09-50026 (REG)
Jointly Administered
Meters Liquidation, co., et al

The Honorable Robert E. Gerber
United States Bankruptcy Court
Southern District of New York, 10004

Re: Claim No. 66268

Dear Judge Gerber:

See attached letter from GM attorneys
Adjourning the objection filed by the meters
Liquidation company. Our Trust is informing
me that a hearing on the objection will
be rescheduled for a later date. I would
appreciate the opportunity to observe the
hearing. It was told that I am not
allowed as a pro se. Should I be given
the opportunity to observe on my behalf? If
possible please me consider the request.

Sincerely

Jeanine Buckley

cc. Shaya M. Benzen, Dickstein Shapiro LLP

EXHIBIT B



UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF NEW YORK **PROOF OF CLAIM**

Name of Debtor (Check Only One)
 Motors Liquidation Company (f/k/a General Motors Corporation)
 MLCS, LLC (f/k/a Saturn, LLC)
 MLCS Distribution Corporation (f/k/a Saturn Distribution Corporation)
 MLC of Harlem, Inc (f/k/a Chevrolet-Saturn of Harlem, Inc)

Case No
09-50026 (REG)
09-50027 (REG)
09-50028 (REG)
09-13558 (REG)

Your Claim is Scheduled As Follows.

U.S. BANKRUPTCY COURT
FILED
2009 NOV 30 P 11:52
S.D.N.Y.

NOTE This form should not be used to make a claim for an administrative expense arising after the commencement of the case but may be used for purposes of asserting a claim under 11 U.S.C. § 503(b)(9) (sec. item # 5) All other requests for payment of an administrative expense should be filed pursuant to 11 U.S.C. § 503

Name of Creditor (the person or other entity to whom the debtor owes money or property) **BUCKLEY ERMA JEANINE**

Name and address where notices should be sent
**BUCKLEY ERMA JEANINE
BUCKLEY, ERMA JEANINE
175 W 90TH ST APT 5C
NEW YORK, NY 10024-1238**



Check this box to indicate that this claim amends a previously filed claim

Court Claim Number _____
(If known)

Filed on _____

Telephone number
Email Address

If an amount is identified above you have a claim scheduled by one of the Debtors as shown (This scheduled amount of your claim may be an amendment to a previously scheduled amount) If you agree with the amount and priority of your claim as scheduled by the Debtor and you have no other claim against the Debtor you do not need to file this proof of claim form, EXCEPT AS FOLLOWS If the amount shown is listed as DISPUTED UNLIQUIDATED or CONTINGENT a proof of claim MUST be filed in order to receive any distribution in respect of your claim If you have already filed a proof of claim in accordance with the attached instructions you need not file again

Name and address where payment should be sent (if different from above)

**FILED - 66268
MOTORS LIQUIDATION COMPANY
F/K/A GENERAL MOTORS CORP
SDNY # 09-50026 (REG)**

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim Attach copy of statement giving particulars

Check this box if you are the debtor or trustee in this case

Telephone number

1 Amount of Claim as of Date Case Filed, June 1, 2009 \$ 500,000

If all or part of your claim is secured, complete item 4 below, however, if all of your claim is unsecured, do not complete item 4 If all or part of your claim is entitled to priority, complete item 5 If all or part of your claim is asserted pursuant to 11 U.S.C. § 503(b)(9), complete item 5

Check this box if claim includes interest or other charges in addition to the principal amount of claim Attach itemized statement of interest or charges

5 Amount of Claim Entitled to Priority under 11 U.S.C. § 507(a) If any portion of your claim falls in one of the following categories, check the box and state the amount

- Specify the priority of the claim
- Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B)
- Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4)
- Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5)
- Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family or household use - 11 U.S.C. § 507(a)(7)
- Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8)
- Value of goods received by the Debtor within 20 days before the date of commencement of the case - 11 U.S.C. § 503(b)(9) (§ 507(a)(2))
- Other - Specify applicable paragraph of 11 U.S.C. § 507(a)()
Amount entitled to priority

2 Basis for Claim Personal Injury
(See instruction #2 on reverse side)

3 Last four digits of any number by which creditor identifies debtor _____

3a Debtor may have scheduled account as _____
(See instruction #3a on reverse side)

4 Secured Claim (See instruction #4 on reverse side)
Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information

Nature of property or right of setoff Real Estate Motor Vehicle Equipment Other Describe _____

Value of Property \$ _____ Annual Interest Rate _____ %

Amount of arrearage and other charges as of time case filed included in secured claim, if any \$ _____

Basis for perfection _____

Amount of Secured Claim \$ _____ Amount Unsecured \$ _____

6 Credits The amount of all payments on this claim has been credited for the purpose of making this proof of claim

7 Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements You may also attach a summary Attach redacted copies of documents providing evidence of perfection of a security interest You may also attach a summary (See instruction 7 and definition of 'redacted' on reverse side)

DO NOT SEND ORIGINAL DOCUMENTS ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING

12-01-09P01:49 RCVD

If the documents are not available, please explain in an attachment

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment

Date 11/30/09 Signature The person filing this claim must sign it Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above Attach copy of power of attorney if any
Erma Jeanine Buckley

FOR COURT USE ONLY

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules. The attorneys for the Debtors and their court-appointed claims agent, The Garden City Group Inc, are not authorized and are not providing you with any legal advice.

A SEPARATE PROOF OF CLAIM FORM MUST BE FILED AGAINST EACH DEBTOR

PLEASE SEND YOUR ORIGINAL, COMPLETED CLAIM FORM AS FOLLOWS: **IF BY MAIL, THE GARDEN CITY GROUP, INC, ATTN: MOTORS LIQUIDATION COMPANY CLAIMS PROCESSING, P.O. BOX 9386, DUBLIN, OH 43017-4286. IF BY HAND OR OVERNIGHT COURIER, THE GARDEN CITY GROUP, INC, ATTN: MOTORS LIQUIDATION COMPANY CLAIMS PROCESSING, 5151 BLAZER PARKWAY, SUITE A, DUBLIN, OH 43017.** PROOFS OF CLAIM MAY ALSO BE HAND DELIVERED TO THE UNITED STATES BANKRUPTCY COURT, SDNY, ONE BOWLING GREEN, ROOM 534, NEW YORK, NEW YORK 10004. **ANY PROOF OF CLAIM SUBMITTED BY FACSIMILE OR E-MAIL WILL NOT BE ACCEPTED.**

THE GENERAL AND GOVERNMENTAL BAR DATE IS NOVEMBER 30, 2009 AT 5 00 P M (PREVAILING EASTERN TIME)

Court, Name of Debtor, and Case Number

These Chapter 11 cases were commenced in the United States Bankruptcy Court for the Southern District of New York on June 1, 2009. You should select the debtor against which you are asserting your claim.

A SEPARATE PROOF OF CLAIM FORM MUST BE FILED AGAINST EACH DEBTOR

Creditor's Name and Address

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. Please provide us with a valid email address. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1 Amount of Claim as of Date Case Filed

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

2 Basis for Claim

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if the debtor, trustee or another party in interest files an objection to your claim.

3 Last Four Digits of Any Number by Which Creditor Identifies Debtor

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor, if any.

3a Debtor May Have Scheduled Account As

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

4 Secured Claim

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

5 Amount of Claim Entitled to Priority Under 11 U.S.C. § 507(a)

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

For claims pursuant to 11 U.S.C. § 503(b)(9), indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before June 1, 2009, the date of commencement of these cases. (See DEFINITIONS, below.) Attach documentation supporting such claim.

6 Credits

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the Debtor credit for any payments received toward the debt.

7 Documents

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary FRBP 3001(c) and (d). If the claim is based on the delivery of health care goods or services, see instruction 2. Do not send original documents, as attachments may be destroyed after scanning.

Date and Signature

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

DEFINITIONS

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case. The Debtors in these Chapter 11 cases are:

Motors Liquidation Company (f/k/a General Motors Corporation)	09-50026 (REG)
MLCS, LLC (f/k/a Saturn, LLC)	09-50027 (REG)
MLCS Distribution Corporation (f/k/a Saturn Distribution Corporation)	09-50028 (REG)
MLC of Harlem, Inc. (f/k/a Chevrolet-Saturn of Harlem, Inc.)	09-13558 (REG)

Creditor

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

Claim

A claim is the creditor's right to receive payment on a debt that was owed by the Debtor on the date of the bankruptcy filing. See 11 U.S.C. § 101(5). A claim may be secured or unsecured.

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with The Garden City Group Inc as described in the instructions above and in the Bar Date Notice.

Secured Claim Under 11 U.S.C. § 506(a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be

paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Section 503(b)(9) Claim

A Section 503(b)(9) claim is a claim for the value of any goods received by the debtor within 20 days before the date of commencement of a bankruptcy case in which the goods have been sold to the debtor in the ordinary course of such debtor's business.

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507(a)

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's

INFORMATION

tax-identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing from The Garden City Group, Inc., please provide a self-addressed, stamped envelope and a copy of this proof of claim when you submit the original claim to The Garden City Group, Inc.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

Additional Information

If you have any questions with respect to this claim form, please contact AIX Partners at 1 (800) 414-9607 or by e-mail at claims@motorsliquidation.com



Ms. Jeanne Buckley
PO Box 284
New York, NY 10024

646-243-1998 ep

FILED
U.S. BANKRUPTCY COURT
2009 NOV 30 P 4: 52
S.D.N.Y.

11/30/09

The United States Bankruptcy Court, S.D.N.Y.
One Bowling Green (Room 534)

Re: Chapter 11 Case No. 09-50026 (REG)
General Meters Corporation

To: The Court (The Honorable Judge Robert E. Gerber)

Please accept this claim form as filed. I am a pro se and have not been successful in obtaining legal assistance. I have no financial means of obtaining any assistance.

In the event there is any other supporting documents I'll be happy to submit them later

Thank you

Sincerely

Jeanne Buckley
c.c. @ Garden City Shop

EXHIBIT C

MANDATE

S.D.N.Y. - N.Y.C.
98-cv-4366
Jones, J.

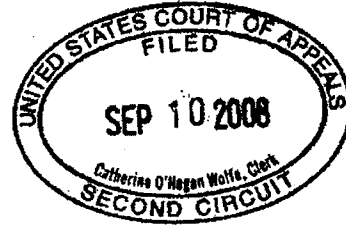
USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: **JAN 09 2009**

United States Court of Appeals FOR THE SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 10th day of September, two thousand eight,

Present:

Hon. Guido Calabresi,
Hon. Barrington D. Parker,
Hon. Peter W. Hall,
Circuit Judges.



Erma Jeanine Buckley,

Plaintiff-Appellant,

v.

07-4465-cv

General Motors Corporation,

Defendant-Appellee.

Appellant, *pro se*, moves for appointment of counsel, permission to file an oversized brief, and for an extension of time to file a brief. Appellee moves to dismiss the appeal for failure to file a brief. Upon due consideration, it is hereby ORDERED that Appellant's motions are DENIED and the appeal is DISMISSED because it lacks an arguable basis in fact or law. *See Neitzke v. Williams*, 490 U.S. 319, 325 (1989); 28 U.S.C. § 1915(e). It is further ORDERED that the Appellee's motion is DENIED as moot.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

By: *[Signature]*

SAO-MGM

A TRUE COPY
Catherine O'Hagan Wolfe, Clerk
by *[Signature]*
DEPUTY CLERK

ISSUED AS MANDATE:

1/8/09

EXHIBIT D

UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT

At a stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 10th day of ~~December~~ two thousand and eight,

Erma Jeanine Buckley,

Plaintiff-Appellant,

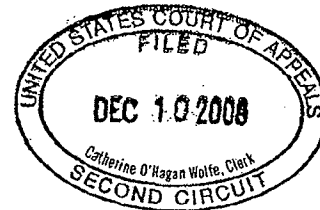
v.

General Motors Corporation,

Defendant-Appellee.

ORDER

Docket Number: 07-4465-cv



Erma Jeanine Buckley having filed a petition for panel rehearing, or, in the alternative, for rehearing *en banc*, and the panel that determined the appeal having considered the request for panel rehearing, and the active members of the Court having considered the request for rehearing *en banc*,

IT IS HEREBY ORDERED that the petition is denied.

For the Court:
Catherine O'Hagan Wolfe, Clerk

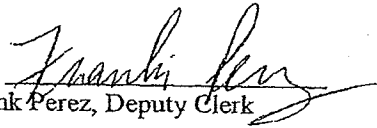
By: 
Frank Perez, Deputy Clerk

EXHIBIT E



SUPREME COURT
OF THE UNITED STATES

No. 08A803

Title: Erma Jeanine Buckley, Applicant

v.

General Motors Corporation

Docketed:

Lower Ct: United States Court of Appeals for the Second Circuit

Case Nos.: (07-4465)

~~~Date~~~ ~~~~~Proceedings and Orders~~~~~

Mar 8 2009 Application (08A803) to extend the time to file a petition for a writ of certiorari from March 10, 2009 to May 9, 2009, submitted to Justice Ginsburg.

Mar 17 2009 Application (08A803) denied by Justice Ginsburg.

~~Name~~~~~Address~~~~~Phone~~

**Attorneys for Petitioner:**

Erma Jeanine Buckley

175 West 90th Street

(212) 874-2605

New York, NY 10024

Party name: Erma Jeanine Buckley