

CIVIL COVER SHEET

09CV 6852
Crotty

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS: IUE-CWA
DEFENDANTS: GENERAL MOTORS CORPORATION, et al.

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER): Kennedy, Jennik & Murray, P.C., 113 University Place, New York, NY 10003, (212) 358-1500
ATTORNEYS (IF KNOWN): Well, Gotshal & Manges LLP, 787 Fifth Avenue, New York, NY 10153

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE) (DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY):
28 U.S.C. 158(a) Appeal from adverse final decision of Bankruptcy Court approving assets under 11 U.S.C. Section 363

Has this or a similar case been previously filed in SDNY at any time? No Yes Judge Previously Assigned _____

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

(PLACE AN [X] IN ONE BOX ONLY) NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 362 PERSONAL INJURY -	<input type="checkbox"/> 810 AGRICULTURE	<input checked="" type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 400 STATE
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	MED MALPRACTICE	<input type="checkbox"/> 820 OTHER FOOD &	28 USC 158	<input type="checkbox"/> 410 ANTI-TRUST
<input type="checkbox"/> 130 MILLER ACT	LIABILITY	<input type="checkbox"/> 365 PERSONAL INJURY	DRUG	<input type="checkbox"/> 423 WITHDRAWAL	<input type="checkbox"/> 430 BANKS & BANKING
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT, LIBEL &	PRODUCT LIABILITY	<input type="checkbox"/> 825 DRUG RELATED	28 USC 167	<input type="checkbox"/> 450 COMMERCE
INSTRUMENT	SLANDER	<input type="checkbox"/> 366 ASBESTOS PERSONAL	PROPERTY		<input type="checkbox"/> 460 DEPORTATION
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	INJURY PRODUCT	SEIZURE OF		<input type="checkbox"/> 470 RACKETEER INFLU-
OVERPAYMENT &	EMPLOYERS'	LIABILITY	PROPERTY		ENCED & CORRUPT
ENFORCEMENT	LIABILITY		<input type="checkbox"/> 630 LIQUOR LAWS		ORGANIZATION ACT
OF JUDGMENT	<input type="checkbox"/> 340 MARINE	PERSONAL PROPERTY	<input type="checkbox"/> 640 RR & TRUCK	<input type="checkbox"/> 820 COPYRIGHTS	<input type="checkbox"/> 480 CABLE/SATELLITE TV
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT		<input type="checkbox"/> 650 AIRLINE REGS	<input type="checkbox"/> 830 PATENT	<input type="checkbox"/> 480 CABLE/SATELLITE TV
<input type="checkbox"/> 152 RECOVERY OF	LIABILITY	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 660 OCCUPATIONAL	<input type="checkbox"/> 840 TRADEMARK	<input type="checkbox"/> 480 CONSUMER CREDIT
DEFAULTED	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 371 TRUTH IN LENDING	SAFETY/HEALTH		<input type="checkbox"/> 810 SELECTIVE SERVICE
STUDENT LOANS	<input type="checkbox"/> 355 MOTOR VEHICLE	<input type="checkbox"/> 360 OTHER PERSONAL	OTHER		<input type="checkbox"/> 850 SECURITIES/
(EXCL VETERANS)	PRODUCT LIABILITY	PROPERTY DAMAGE			COMMODITIES/
<input type="checkbox"/> 153 RECOVERY OF	<input type="checkbox"/> 360 OTHER PERSONAL	<input type="checkbox"/> 365 PROPERTY DAMAGE			EXCHANGE
OVERPAYMENT	INJURY	PRODUCT LIABILITY			<input type="checkbox"/> 875 CUSTOMER
OF VETERANS'					CHALLENGE
BENEFITS					12 USC 3410
<input type="checkbox"/> 160 STOCKHOLDERS					<input type="checkbox"/> 890 OTHER STATUTORY
SUITS					ACTIONS
<input type="checkbox"/> 190 OTHER					<input type="checkbox"/> 891 AGRICULTURAL ACTS
CONTRACT					<input type="checkbox"/> 892 ECONOMIC
<input type="checkbox"/> 195 CONTRACT					STABILIZATION ACT
PRODUCT					<input type="checkbox"/> 893 ENVIRONMENTAL
LIABILITY					MATTERS
<input type="checkbox"/> 198 FRANCHISE					<input type="checkbox"/> 894 ENERGY
					ALLOCATION ACT
					<input type="checkbox"/> 895 FREEDOM OF
					INFORMATION ACT
					<input type="checkbox"/> 890 APPEAL OF FEE
					DETERMINATION
					UNDER EQUAL
					ACCESS TO JUSTICE
					<input type="checkbox"/> 950 CONSTITUTIONALITY
					OF STATE STATUTES

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE: _____

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint JURY DEMAND: YES NO NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN X IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2a. Removed from State Court
- 2b. Removed from State Court AND at least one party is pro se.
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation
- 7 Appeal to District Judge from Magistrate Judge Judgment

(PLACE AN X IN ONE BOX ONLY)

BASIS OF JURISDICTION

- 1 U.S. PLAINTIFF
- 2 U.S. DEFENDANT
- 3 FEDERAL QUESTION (U.S. NOT A PARTY)
- 4 DIVERSITY

IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1322, 1441)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF
CITIZEN OF THIS STATE	[]	[]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[]	[]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[]	[]
CITIZEN OF ANOTHER STATE	[]	[]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[]	[]	FOREIGN NATION	[]	[]

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

IUE-CWA
2701 Dryden Road
Dayton, OH 45439

County of Montgomery

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

General Motors
300 Renaissance Center
Detroit, MI 48265-3000

County of Wayne

DEFENDANT(S) ADDRESS UNKNOWN

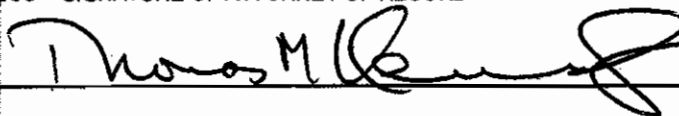
REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION.)

DATE 7/10/2009 SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

RECEIPT #



[] NO
[] YES (DATE ADMITTED Mo. 2 Yr. 1981)
Attorney Bar. Code # TK 0993

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

J. Michael McMahon, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)