

Objection Deadline: March 22, 2017
Pretrial Conference: April 7, 2017 at 10:00 a.m. (EDT)

BINDER & SCHWARTZ LLP

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Company Avoidance Action Trust*

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

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In re:

MOTORS LIQUIDATION COMPANY, f/k/a
GENERAL MOTORS CORPORATION, *et al.*,

Debtors.

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MOTORS LIQUIDATION COMPANY AVOIDANCE
ACTION TRUST, by and through the Wilmington Trust
Company, solely in its capacity as Trust Administrator and
Trustee,

Plaintiff,

against

JPMORGAN CHASE BANK, N.A., *et al.*,

Defendants.
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Chapter 11

Case No. 09-50026 (MG)
(Jointly Administered)

Adversary Proceeding

Case No. 09-00504 (MG)

**NOTICE OF MOTION *IN LIMINE* TO EXCLUDE THE
NON-PARTY RULE 30(b)(6) TESTIMONY OF KPMG AND DELOITTE**

PLEASE TAKE NOTICE that on March 8, 2017, the Motors Liquidation Company Avoidance Action Trust (the “**Trust**”), by and through Wilmington Trust Company, solely in its capacity as Trust Administrator and Trustee, filed a motion *in limine*, pursuant to Rule 602 of the Federal Rules of Evidence, made applicable by Rule 9017 of the Federal Rules of Bankruptcy Procedure, to exclude non-party Federal Rules of Civil Procedure Rule 30(b)(6) testimony of KPMG LLP and Deloitte & Touche LLP at the upcoming trial (the “**30(b)(6) Motion in Limine**”).

PLEASE TAKE FURTHER NOTICE that a pretrial conference will be held before the Honorable Martin Glenn, United States Bankruptcy Judge, in Room 523 of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004 on **April 7, 2017 at 10:00 a.m. (EDT)**.

PLEASE TAKE FURTHER NOTICE that any responses or objections to the 30(b)(6) Motion *in Limine* must be made in writing, shall conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of the Bankruptcy Court, and shall be served on all parties so as to be received no later than **March 22, 2017** (the “**Objection Deadline**”) and filed with the Court pursuant to the *Stipulation and Order Permitting the Parties to File Motions in Limine Under Seal* (ECF No. 862) (the “**Stipulation and Order**”).

PLEASE TAKE FURTHER NOTICE that replies, if any, to the 30(b)(6) Motion *in Limine* must be made in writing, shall conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of the Bankruptcy Court, and shall be served on all parties so as to be received no later than **March 31, 2017** and filed with the Court pursuant to the Stipulation and Order.

PLEASE TAKE FURTHER NOTICE that if you do not timely file and serve a written objection to the relief requested in the 30(b)(6) Motion *in Limine*, the Bankruptcy Court may deem any opposition waived, treat the 30(b)(6) Motion *in Limine* as conceded, and enter an order granting the relief requested in the 30(b)(6) Motion *in Limine* without further notice or hearing.

Dated: March 8, 2017
New York, New York

Respectfully submitted,

BINDER & SCHWARTZ LLP

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