# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

-----X

In re : Chapter 11 Case No.

MOTORS LIQUIDATION COMPANY, et al., : 09-50026 (REG)

f/k/a General Motors Corp., et al.

:

Debtors. : (Jointly Administered)

; -----**v** 

# ORDER GRANTING THE 258TH OMNIBUS OBJECTION TO CLAIMS (Insufficient Documentation)

Upon the 258th omnibus objection to expunge certain claims, dated November 17, 2011 (the "258th Omnibus Objection to Claims"), of 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"), pursuant to section 502(b) of title 11, United States Code (the "Bankruptcy Code"), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), this Court's order approving procedures for the filing of omnibus objections to proofs of claim filed in these chapter 11 cases (the "Procedures Order") (ECF No. 4180), and this Court's order approving the procedures relating to the filing of proofs of claim (the "Bar Date Order") (ECF No. 4079), seeking entry of an order disallowing and expunging the Insufficient Documentation Claims¹ listed on the Order Exhibit (as defined below) on the grounds that such claims fail to provide sufficient documentation to ascertain the validity of the claims, all as more fully described in the

Capitalized terms used but not defined herein shall have the respective meanings ascribed to them in the 258th Omnibus Objection.

258th Omnibus Objection to Claims; and due and proper notice of the 258th Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the 258th Omnibus Objection to Claims is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the 258th Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the 258th Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on **Exhibit "A"** (the "**Order Exhibit**") annexed hereto under the heading "*Claims to be Disallowed and Expunged*" are disallowed and expunged; and it is further

ORDERED that the 258th Omnibus Objection to Claims is adjourned with respect to the claims listed on the Order Exhibit annexed hereto under the heading "Objection Adjourned"; and it is further

ORDERED that the 258th Omnibus Objection to Claims is withdrawn with respect to the claim listed on the Order Exhibit annexed hereto under the heading "Objection Withdrawn"; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object on any basis are expressly reserved with respect to any claim listed on **Exhibit "A"** annexed to the 258th Omnibus Objection to Claims that is not listed on the Order Exhibit annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: New York, New York *January 3, 2012* 

<u>s/Robert E. Gerber</u>
United States Bankruptcy Judge

#### Exhibit A

Motors Liquidation Company, et al.

Case No. 09-50026 (REG), Jointly Administered

#### CLAIMS TO BE DISALLOWED AND EXPUNGED

Name and Address of Claimant	Claim #	Debtor	Claim Amour Priority (		Grounds For Objection	Objection Pag Reference
ALEXANDER, DOROTHY J	64917	Motors	\$0.00	(S)	Insufficient Supporting	Pg. 4
25 GEORGETOWN SQ		Liquidation Company	. \$0.00	(A)	Documentation	
EUCLID, OH 44143-2411	•	•	\$10,950.00	(P)		
	•		\$0.00	(U)		
			\$10,950.00	(T)		
ALICE M WORLDS	69620	Motors	\$0.00	(S)	Insufficient Supporting	Pg. 4
408 1/2 MARTIN LUTHER KING DR.	•	Liquidation Company	\$0.00	(A)	Documentation	
MICHIGAN CITY, IN 46360			\$0.00	(P)	•	
•			\$5,315.00	ഗ്ര	•	
		,	\$5,315.00	( <del>I</del> )		
				<u></u>		
ALLENSPACH, BRIAN P	25398	Motors Liquidation	\$0.00	(S)	Insufficient Supporting	Pg. 4
116 CYPRESS COVE LN		Company	\$0.00	(A)	Documentation	
MOORESVILLE, NC 28117-3708			\$0.00	(P)		
			\$25,000.00	(U)		•
	•		\$25,000.00	(T)		
	•			•	•	

BAYES, SHARON K	16147 Motors	Insufficient Pg. 4
4244 MARSHALL RD	Liquidation Company	Supporting Documentation
OUADI OTTE M. 40012 0115		

Unliquidated

<sup>(1)</sup> In the "Claim Amount and Priority" column, (S) = secured claim, (A) = administrative expense claim, (P) = priority claim, (U) = unsecured claim and (T) = total claim. The amounts listed are taken directly from the proofs of claim, and thus replicate any mathematical errors on the proofs of claim. Where the claim amount is zero, unliquidated, unidentified, or otherwise cannot be determined, the amount listed is "0.00".

<sup>(2)</sup> Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

#### Exhibit A

Motors Liquidation Company, et al. Case No. 09-50026 (REG), Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Claim Amount and Priority (1)		Grounds For Objection	Objection Page Reference
BRENDA C BLAIR	4996	Motors	\$0.00 (S)		Insufficient	Pg. 4
PO BOX 310594		Liquidation Company	\$0,00 (A)		Supporting Documentation	
FLINT, MI 48531-0594			\$0.00 (P)			
			\$100,000.00 (U)			
			\$100,000.00 (T)	4		
		•		·		
CABINET LAVOIX	10171	Motors Liquidation			Insufficient Supporting	Pg. 4
2 PLACE DESTIENNE DORVES PARIS F-75441 FRANCE		Company			Documentation	
						•
						•
				•		
		•	Unliquidated	•		
			Uniquidated			
CHARENE L HENDERSON	69838	Environmental	\$0.00 (S)		Insufficient Supporting	Pg. 4
725 GLENWOOD AVE		Corporate Remediation	\$0.00 (A)	•	Documentation	
JACKSON, MI 49203-2935		Company, Inc.	\$0.00 (P)			
Mendon, nu apportunit		•	\$100,000.00 (U)			
		•	\$100,000.00 (T)		•	
	<u> </u>				Insufficient	Pg. 4
COMMONWEALTH OF MASSACHUSETTS STATE TREASURER & RECEIVER GENERAL	29506	Motors Liquidation Company			Supporting Documentation	
ABANDONED PROPERTY DIVISION ONE SHBURTON PLACE 12TH FLOOR		Сопаршія				
BOSTON, MA 02108						
			•			
	•		Unliquidated			
			·			
DARREL HETZLER	69578	Remediation	\$0.00 (S)	•	Insufficient Supporting	Pg. 4
8748 N. LAKE SHORE DR.		And Liability Management	\$0.00 (A)		Documentation	
AMESTOWN, OH 45335		Company, Inc.	\$0.00 (P)			
INITED STATES OF AMERICA			\$414.90 (U)			
			\$414.90 (T)			
	•		``			

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Motors Liquidation Company, et al. Case No. 09-50026 (REG), Jointly Administered

#### CLAIMS TO BE DISALLOWED AND EXPUNGED

Name and Address of Claimant	Claim #	Debtor	Claim Amount and · Priority (1)	Grounds For Objection	Objection Page Reference
			•		
DON NESTER CHEVROLET INC	29752	Motors	\$0.00 (S)	Insufficient Supporting	Pg. 4
424 E FEDERAL HIGHWAY		Liquidation Company	\$0.00 (A)	Documentation	
ROSCOMMON, MI 48653			\$0.00 (P)		
UNITED STATES OF AMERICA			\$7,404.20 (U)		
			\$7,404.20 (T)		
			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
	·	<u> </u>			
DONAHUE LAW GROUP, PSC	14751	Motors Liquidation	\$0.00 (S)	Insufficient Supporting	Pg. 4
10 SOUTH MAIN STREET		Company	\$0.00 (A)	Documentation	*
SOMERSET, KY 42501			\$0.00 (P)		
			\$19,112.34 (U)		
			\$19,112.34 (T)	•	
DROZD, JOHN Z	61692	Motors	\$0.00 (S)	Insufficient Supporting	Pg. 4
7718 HAYENGA LN		Liquidation Company	\$0.00 (A)	Documentation Documentation	•
DARIEN, IL 60561-4520	•		\$0.00: (P)		•
			\$25,000.00 (U)		
			\$25,000.00 (T)		
			323,000.00 (1)		
	14968	Motors	\$0.00 (S)	Insufficient	Pg. 4
EXECUTIVE CHARGE INC 440 39TH STREET	14300	Liquidation	\$0.00 (A)	Supporting Documentation	
BROOKLYN, NY 11218-3618		Company	\$0.00 (P)		•
			\$1,195.08 (U)		
			\$1,195.08 (T)		**
				Insufficient	D- 4
AE AVDYLI	70777	Motors Liquidation	\$0.00 (S)	Supporting	Pg. 4
709 N SAYRE		Company	\$8,250.00 (A)	Documentation	
HICAGO, IL 60707			\$0.00 (P)		
			\$0.00 (U)		

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#### Exhibit A

Motors Liquidation Company, et al.

Case No. 09-50026 (REG), Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Claim Amount Priority (1		Grounds For Objection	Objection Page Reference
RANK, LEMOND	11408	Motors Liquidation	\$0.00		Insufficient Supporting Documentation	Pg. 4
CHÉSSON, CHRISTIAN D LAKESHORE DR STE 1800		Company	\$0.00		Documentation	
AKE CHARLES, LA 70629-0123	·		\$0.00	(P)		*
			\$34,025.00	(U)		
:			\$34,025.00	(T)		
					•	
REEDOM COMMUNICATIONS INC	23473	Motors	\$0.00	(S)'	Insufficient Supporting	Pg. 4
OWIN, BRYAN		Liquidation Company	\$0.00	(A)	Documentation	
000 TREVILIAN WAY #3 OUISVILLE, KY 40213-1546			\$0.00	(P)		
			\$74,091.33	ധ		
• .			\$74,091.33			
			. 417,072,33	\- <i>y</i>		
		14	\$0.00	(S)	Insufficient	Pg. 4
EORGIA NATURAL GAS O BOX 105445	16941	Motors Liquidation Company	\$0.00		Supporting Documentation	
TLANTA, GA 30348-5445			\$0.00	(P).		
			\$319.60	(U)	2	
			\$319.60	m		
				` '		
IARDY, WILLIAM	6589	Motors	\$0.00	(S)	Insufficient Supporting	Pg. 4
3681 QUEENS FARMS RD		Liquidation Company	\$0.00	(A)	Documentation	
1ARTVILLE, NY 13111-4156			\$0.00	(P)		
			\$21,776.97	(U)		
			\$21,776.97	(T)		
				ν.		
AMIE SANKS AND CHENITA SANKS	33217	Motors	\$0.00	(S)	Insufficient	Pg. 4
O JOHN W ROPER		Liquidation Company	\$0:00	(A)	Supporting Documentation	
353 VETERANS PARKWAY SUITE A COLUMBUS, GA 31904	•		\$0:00	(P)		
CLUMDOS, OR 31707			\$55,000.00			
			\$55,000.00	•		
		•	. \$33,000.00	(1)	•	
			\$0,00	(S)	Insufficient	Pg. 4
UDITH REAL 736 DIM STARS CT.	70695	Motors Liquidation Company	\$108,715.00		Supporting Documentation	J
LAS VEGAS, NV 89031		• •	\$0,00	(P)		
			\$0.00			
			\$108,715.00			
• • •	•		\$108,715.00	(1)		

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#### Exhibit A

Motors Liquidation Company, et al.

Case No. 09-50026 (REG), Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Claim Amous Priority (		Grounds For Objection	Objection Page Reference
			•			
LUKATHER PAUL	11411	Motors	\$0.00	(S)	Insufficient	Pg. 4
LUKATHER, PAUL 2047 FLOWER ST		Liquidation Company	\$0.00	(A)	Supporting Documentation	
BELLFLOWER, CA 90706-5605			\$0.00	(P)		
			\$85,608.82	(U) ·		4
			\$85,608.82	m		
	-		\$05,000.02	(.,		
ICEACHERN, JAMES	19150	Motors	\$0.00	(S)	Insufficient	Pg. 4
AW OFFICES MCKENNA KENNETH J 44 W 1ST ST	* .	Liquidation Company	\$0.00	(A)	Supporting Documentation	
ENO, NV 89503-5303			\$0.00	(P)		
		· · · · .	\$27,000.00	ഗ്ര		
			\$27,000.00	•		
			\$27,000.00	(1)		
			\$0.00	<b>(C)</b>	Insufficient	Pg. 4
IELISSA WAALK 630 COLUMBIA ST	64694	Motors Liquidation	\$0.00		Supporting Documentation	* <b>6</b> . T
ES MOINES, LA 50313		Company	\$0.00			
NITED STATES OF AMERICA						•
	*		\$9,800.00	, ,		
			\$9,800.00	(T)		
AOMI BOHANNON	69971	Environmental	\$0.00	(S)	Insufficient	Pg. 4
258 E PRINCETON AVE		Corporate Remediation	\$0.00	(A)	Supporting Documentation	
		Company, Inc.	\$0.00	(P)		
LINT, MI 48505-1755			\$164,700.00			
				•		
			\$164,700.00	(T)		
						•

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Motors Liquidation Company, et al, Case No. 09-50026 (REG), Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Claim Amoun Priority (1		Grounds For Objection	Objection Pag Reference
PAYNE, PATRICIA A	14746	Motors Liquidation	\$0.00	(S)	Insufficient Supporting	Pg. 4
3090 RHODA ST		Company	\$0,00	(A)	Documentation	
FLINT, MI 48507-4555			\$0.00	(P)		
			\$27,900.00	(U)		
			\$27,900.00	ന		
			Unliquidat	ed		
RONALD GARCEAU	64736	Motors	\$0.00	(S)	Insufficient Supporting	Pg. 4
312 CHERRY CT		Liquidation Company	\$0.00	(A)	Documentation	
ZIONVILLE, IN 46077-8524		•	\$0.00	(P)		•
			\$75,000.00	(0)		
			\$75,000.00	(T)		

SAUCIER, JOHN CHESSON, CHRISTIAN D		11401	Motors Liquidation	\$0.00		Insufficient Supporting Documentation	Pg. 4
LAKESHORE DR STE 1800	•		Company	\$0.00	(//)	Dominimuon	
LAKE CHARLES, LA 70629-0123				\$0.00	(P)		
	•			\$44,910.50	(U)		
				.\$44,910.50	(T)	•	*
SCOTT, DON		15445	Motors	\$0.00	(S) ·	Insufficient Supporting	Pg. 4
SCOTT, DON SCOTT WANDA H KING, JAMES STEPHEN			Liquidation Company	\$0.00	(A)	Documentation	
1661 INT PLACE DRIVE #300				\$0.00	(P)		
MEMPHIS, TN 38120		•		\$15,000.00	(U)	•	
				\$15,000.00	ത		

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## Exhibit A

Motors Liquidation Company, et al. Case No. 09-50026 (REG), Jointly Administered

Name and Address of Claimant	Claim #	Debtor	Claim Amount and Priority (1)	Grounds For Objection	Objection Page Reference
	37192	Motors	\$0.00 (S)	Insufficient	Pg. 4
ILVIO DIVITO 114 GROVE ST	37192	Liquidation Company	\$0.00 (A)	Supporting Documentation	
VER GROVE, IL 60171-1836		Company	\$25,000.00 (P)		
VER GROVE, IL 00171-1030					
			\$0.00 (U)		
			\$25,000.00 (T)		
			. 60.00 (6)	Insufficient	Pg. 4
NOUFFER, VINCENT ENTERPRISES D/B/A TRI-STAR TRUCKING	17294	Motors Liquidation	\$0.00 (\$)	Supporting	* 5. *
TEVE SNOUFFER 309 E 900 S-92		Company	\$0.00 (A)	. Documentation	
DANOKE, IN 46783-9217			\$0.00 (P)		
			\$6,203.74 (U)		
		•	\$6,203.74 (T)		
	10001	Motors		Insufficient	Pg. 4
OS EMERGENCY RESPONSE TECHNOLOGIES  ALAMEDA CIR	12031	Motors Liquidation Company	•	Supporting Documentation	
HORNHILL ONT LAJ 8A6 CANADA		•			
					•
		•.			•
			Unliquidated		
	67674	Motors	\$0.00 (S)	Insufficient	Pg. 4
REASURER OF THE STATE OF ILLINOIS TTN: LEGAL OFFICER / BANKRUPTCY DEPT.	07074	Liquidation Company	\$0.00 (A)	Supporting Documentation	
D BOX 19496		Company	\$0.00 (P)		
PRINGFIELD, IL 62794-9496		•			
		10 mg	\$166,912.84 (U)		
			\$166,912.84 (T)		
e e					
REASURER STATE OF NEW JERSEY NCLAIMED PROPERTY DIVISION	16843	Motors Liquidation Company		Insufficient Supporting Documentation	Pg. 4
O BOX 214			•		
RENTON, NJ 08646-0214			~		
		•			
			Unliquidated		
			\$0.00 (S)		
OF THE COMO DAY DAY OF THE COMOTO AND PROPERTY.	33		\$116,965.00 (A)		
CLAIMS TO BE DISALLOWED AND EXPUNGED					
			\$35,950.00 (P)		
	•		\$1,091,690.32 (U)		
) In the "Claim Amount and Priority" column, (S) = secured cla			\$1,244,605.32 (T)		

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#### Exhibit A

Motors Liquidation Company, et al. Case No. 09-50026 (REG), Jointly Administered

## OBJECTION ADJOURNED to a date to be determined

Name and Address of Claimant	<u>,</u>	Claim#	Debtor	Claim Amount Priority (1			Grounds For Objection	Objection Page Reference
THE ASSESSMENT OF THE PARTY OF		60044	Motors	\$700,750.00	(S)		Insufficient Supporting	Pg. 4
TLAS TECHNOLOGIES INC TTN: BARRY M LASKY ESQ			Liquidation Company	\$0.00 (A)	(A)		Documentation	
ASKY & STEINBERG PC 95 STEWART AVE SUITE 410				\$0.00	(P)			
GARDEN CITY, NY 11530				\$793,000.00	(U)			
				\$1,493,750.00	(T)			
	<u> </u>		Motors	\$0.00	(S)		Insufficient	Pg. 4
EBRA HAWKINS 1901 JEFFERSON AVE		65638	Liquidation Company	\$0.00			Supporting Documentation	
T CLR SHORES, MI 48082-1363	•		Company	\$0.00	(P).			
	*			\$20,000.00	(U)			, ,
				\$20,000.00	(T)			
		_						Pg. 4
ORER TWAYNA		64240	Motors Liquidation	\$0.00	•		Insufficient Supporting	rg. 4
36 MARTIN LUTHER KING JR WAY			Сотрапу	\$0.00	(A)		Documentation	
AADISONVILLE, KY 42431-2134				\$50,000.00	(P)			
•	•			\$0.00	(U)			
				\$50,000.00	(T)			
		. <del> </del>			<del></del>		· .	<u> </u>
OBJECTION ADJOURNED		3		\$700,750.00 (S)				
				\$0.00 (A)	٠.			
				\$50,000.00 (P)				
				\$813,000.00 (U)		•		
				\$1,563,750.00 (T)				

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## Exhibit A

Motors Liquidation Company, et al. Case No. 09-50026 (REG), Jointly Administered

#### **OBJECTION WITHDRAWN**

Name and Address of Claimant	Claim #	Debtor	Claim Amount and Priority (1)	Grounds For Objection	Objection Page Reference
LLOYD OLDENBURG	11250	Motors	\$0.00 (S)	Insufficient Supporting	Pg. 4
27500 GERMAN RD		Liquidation Company	\$0.00 (A)	Documentation	
BELLE PLAINE, MN 56011			\$0.00 (P)		
			\$10,526.66 (U)		
			\$10,526.66 (T)		
OBJECTION WITHDRAWN	. 1		\$0.00 (S)		
\$			\$0.00 (A)		
			\$0.00 (P)		
		•	\$10,526.66 (U)		
			\$10,526.66 (T)	•	

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