

DAVIS POLK & WARDWELL LLP

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Attorneys for Nonparty Global Funds Trust Company, solely in its capacity as the former Trustee of Defendant MacKay Short Duration Alpha Fund

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

In re:	:	Chapter 11 Case
MOTORS LIQUIDATION COMPANY, <i>et al.</i> ,	:	Case No. 09-50026 (REG)
Debtors.	:	(Jointly Administered)
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MOTORS LIQUIDATION COMPANY	:	Adversary Proceeding
AVOIDANCE ACTION TRUST, by and through the	:	Case No. 09-00504 (REG)
Wilmington Trust Company, solely in its capacity as	:	
Trust Administrator and Trustee,	:	
Plaintiff,	:	
vs.	:	
JPMORGAN CHASE BANK, N.A., individually and	:	
as Administrative Agent for various lenders party to	:	
the Term Loan Agreement described herein, <i>et al.</i> ,	:	
Defendants.	:	

**NOTICE OF MOTION TO DISMISS BY NONPARTY GLOBAL FUNDS TRUST
COMPANY, SOLELY IN ITS CAPACITY AS THE FORMER TRUSTEE OF
DEFENDANT MACKAY SHORT DURATION ALPHA FUND**

PLEASE TAKE NOTICE that a hearing to consider the relief requested in the Motion to Dismiss of Nonparty Global Fund Trust Company, solely in its capacity as the former trustee of Defendant MacKay Short Duration Alpha Fund (the “**Motion**”), shall be held before the Honorable United States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New York, Courtroom to be determined, One Bowling Green, New York, New York (10004) (the “**Court**”) on a date and time to be determined by the Court.

PLEASE TAKE NOTICE that objections, if any, to the Motion and the relief requested therein shall be made in writing, shall state with particularity the grounds therefor, shall conform to the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules for the Southern District of New York, and shall be filed with the Court (a) electronically in accordance with General Order M-399 (which can be found at www.nysb.uscourts.gov) by registered users of the Court’s case filing system and (b) by all other parties in interest, on a CD-ROM, in text searchable portable document format (PDF), with a hard copy delivered directly to Chambers, in accordance with the customary practices of the Court and General Order M-399, to the extent applicable, and served in accordance with General Order M-399 on Davis Polk & Wardwell LLP, attorneys for Defendant Global Funds Trust Company, solely in its capacity as the former Trustee of MacKay Short Duration Alpha Fund, 450 Lexington Avenue, New York, New York 10017 (Attn: Elliot Moskowitz), so as to be received no later than January 20, 2016.

PLEASE TAKE FURTHER NOTICE that the relief requested in the Motion may
be granted without a hearing if no objection is timely filed and served as set forth above.

Dated: New York, New York
November 20, 2015

Respectfully submitted,

By: /s/ Elliot Moskowitz
Elliot Moskowitz
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