

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

**BINDER & SCHWARTZ LLP**

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*Attorneys for the Motors Liquidation  
Company Avoidance Action Trust*

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

-----X  
In re:

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

Debtors.

-----X  
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 EXPERT REPORT AND TESTIMONY OF JAMES M. MARQUARDT**

**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 702 of the Federal Rules of Evidence, made applicable by Rule 9017 of the Federal Rules of Bankruptcy Procedure, to exclude the report and testimony of James M. Marquardt from evidence at the upcoming trial (the “**Marquardt 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 Marquardt 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 filed with the Bankruptcy Court (a) electronically in accordance with General Order M-399 (which can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)) by registered users of the Bankruptcy Court’s filing system, and (b) by all other counsel of record, 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 Bankruptcy Court and General Order M-399, to the extent applicable, and served in accordance with General Order M-399 and on Binder & Schwartz LLP, attorneys for the Trust, 366 Madison Avenue, 6th Floor, New York, New York, 10017 (Attn: Eric B. Fisher), so as to be received no later than **March 22, 2017** (the “**Objection Deadline**”).

**PLEASE TAKE FURTHER NOTICE** that replies, if any, to the Marquardt 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 filed with the Bankruptcy Court (a) electronically in accordance with General Order M-399 (which can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov)) by registered users of the Bankruptcy Court's filing system, and (b) by all other counsel of record, 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 Bankruptcy Court and General Order M-399, to the extent applicable, and served in accordance with General Order M-399, so as to be received no later than **March 31, 2017**.

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

Dated: March 8, 2017  
New York, New York

Respectfully submitted,

**BINDER & SCHWARTZ LLP**

/s/ Eric B. Fisher  
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