

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

In re	)	
	)	Chapter 9
CITY OF DETROIT, MICHIGAN,	)	
	)	Case No. 13-53846
	)	
Debtor.	)	Hon. Steven W. Rhodes
<hr/>		
	)	

**AMENDED NOTICE OF VIDEOTAPED  
DEPOSITION OF GAURAV MALHOTRA**

To: Parties on the attached **Exhibit 1** and **Exhibit 2**.

**PLEASE TAKE NOTICE** that, pursuant to Federal Rules of Civil Procedure 26 and 30, made applicable to this proceeding by Federal Rules of Bankruptcy Procedure 7026 and 7030, and the *Order Establishing Dates and Deadlines Regarding the Debtor’s Motion to Assume Lease or Executory Contract* [Dkt. No. 281], FMS Wertmanagement AöR, DEPFA BANK plc, and all of the other objecting parties set forth in **Exhibit 1**, attached hereto, by and through their attorneys of record, will take the deposition upon oral examination of **Gaurav Malhotra** at Schiff Hardin LLP, Suite 6600, Conference Room To Be Determined, 233 S. Wacker Drive, Chicago, Illinois 60606 on **Monday, September 9, 2013**, or at such other date or place to which the parties mutually agree. The deposition will begin at **9:30 a.m. central time**, and continue until completed. The deposition will be taken before a court reporter or other person authorized by law to administer

oaths and provide an official record of the deposition. The deposition will be recorded by stenograph, DVD, or videotape for the purpose of discovery, for use in the above-titled action, and for any other purpose permitted under the Federal Rules of Civil Procedure and the Federal Rules of Bankruptcy Procedure.

Dated: September 3, 2013

Respectfully submitted,

**SCHIFF HARDIN LLP**

By: /s/ Michael W. Ott

Rick L. Frimmer  
Karen V. Newbury  
Michael W. Ott  
SCHIFF HARDIN LLP  
233 South Wacker Drive  
Suite 6600  
Chicago, IL 60606  
Tel. 312-258-5500  
Fax. 312-258-6500  
Rfrimmer@schiffhardin.com  
knewbury@schiffhardin.com  
mott@schiffhardin.com

*Attorneys for FMS Wertmanagement and  
DEPFA BANK, plc, Solely in Its Capacity as  
Servicer for FMS Wertmanagement*

**EXHIBIT 1**

**List of Objecting Parties**

<b>Objecting Party</b>	<b>Counsel for Objection Party</b>
<i>Syncora Guarantee Inc. and Syncora Capital Assurance Inc.</i>	James H.M. Sprayregen, P.C. Ryan Blaine Bennett Stephen C. Hackney KIRKLAND & ELLIS LLP 300 North LaSalle Chicago, Illinois 60654 Telephone: (312) 862-2000 Facsimile: (312) 862-2200 -and- Stephen M. Gross David A. Agay Joshua Gadharf MCDONALD HOPKINS PLC 39533 Woodward Avenue Bloomfield Hills, MI 48304 Telephone: (248) 646-5070 Facsimile: (248) 646-5075
<i>Erste Europäische Pfandbrieffund Kommunalkreditbank Aktiengesellschaft in Luxemburg S.A.</i>	Howard S. Sher JACOB & WEINGARTEN, P.C. Somerset Place 2301 W. Big Beaver Road, Suite 777 Troy, Michigan 48084 Tel: (248) 649-1200 Fax: (248) 649-2920 E-mail: howard@jacobweingarten.com -and- Matthew G. Summers BALLARD SPAHR LLP 919 North Market Street, 11th Floor Wilmington, Delaware 19801 Tel: (302) 252-4428 Fax: (410) 361-8930 E-mail: summersm@ballardspahr.com

Objecting Party	Counsel for Objection Party
<p><i>FMS Wertmanagement and DEPFA BANK, plc, Solely in Its Capacity as Servicer for FMS Wertmanagement</i></p>	<p>Rick L. Frimmer  Karen V. Newbury  Michael W. Ott  SCHIFF HARDIN LLP  233 South Wacker Drive  Suite 6600  Chicago, IL 60606  Tel. 312-258-5500  Fax. 312-258-6500  Rfrimmer@schiffhardin.com  knewbury@schiffhardin.com  mott@schiffhardin.com</p>

Objecting Party	Counsel for Objection Party
<i>Retiree Association Parties</i>	Co-Counsel for Retiree Association Parties Thomas R. Morris Karin F. Avery SILVERMAN & MORRIS, P.L.L.C. 30500 Northwestern Highway, Suite 200 Farmington Hills, Michigan 48334 (248) 539-1330 Fax: (248) 539-1355 morris@silvermanmorris.com avery@silvermanmorris.com -and- LIPPITT O'KEEFE, PLLC Brian D. O'Keefe Ryan C. Plecha 370 East Maple Road, 3rd Floor Birmingham, Michigan 48009 (248) 646-8292 Fax: (248) 646-8375 bokeefe@lippittokeefe.com rplecha@lippittokeefe.com
<i>Retired Detroit Police Members Association</i>	Lynn M. Brimer Meredith E. Taunt Mallory Field (75289) STROBL & SHARP, P.C. 300 East Long Lake Road, Suite 200 Bloomfield Hills, MI 48304-2376 Telephone: (248) 540-2300 Facsimile: (248) 645-2690 E-mail: mtaunt@stroblpc.com

Objecting Party	Counsel for Objection Party
<i>Ambac Assurance Corporation</i>	<p>Carol Connor Cohen  Caroline Turner English  ARENT FOX LLP  1717 K Street, NW  Washington, DC 20036-5342  (202) 857-6054  Carol.Cohen@arentfox.com</p> <p>-and-</p> <p>David L. Dubrow  Mark A. Angelov  ARENT FOX LLP  1675 Broadway  New York, NY 10019  (212) 484-3900</p> <p>-and-</p> <p>SCHAFER AND WEINER, PLLC  Daniel J. Weiner (P32010)  Brendan G. Best (P66370)  40950 Woodward Ave., Ste. 100  Bloomfield Hills, MI 48304  (248) 540-3340  bbest@schaferandweiner.com</p>

Objecting Party	Counsel for Objection Party
<p><i>National Public Finance Guarantee Corporation</i></p>	<p>Eric D. Novetsky  Louis P. Rochkind  JAFFE, RAITT, HEUER &amp; WEISS, P.C.  2777 Franklin Road, Suite 2500  Southfield, MI 48034  Tel: (248) 351-3000  Fax: (248) 351-3082  Email: enovetsky@jaffelaw.com  -and-  Jeffrey E. Bjork  SIDLEY AUSTIN LLP  555 West Fifth Street, Ste. 4000  Los Angeles, CA 90013  Tel: (213) 896-6000  Fax: (213) 896-6600  Email: jbjork@sidley.com  -and-  SIDLEY AUSTIN LLP  Guy S. Neal  1501 K Street, N.W.  Washington, DC 20005  Tel: (202) 736-8000  Fax: (202) 736-8711  Email: gneal@sidley.com</p>

Objecting Party	Counsel for Objection Party
<i>Assured Guaranty Municipal Corp.</i>	<p>Lawrence A. Larose, Esq.  Samuel S. Kohn, Esq.  Carrie V. Hardman, Esq.  WINSTON &amp; STRAWN LLP  200 Park Avenue  New York, NY 10166-4193  Telephone: (212) 294-6700  Facsimile: (212) 294-4700  Email: llarose@winston.com  skohn@winston.com  chardman@winston.com  -and-  Sarah T. Foss, Esq.  WINSTON &amp; STRAWN LLP  1111 Louisiana, 25th Floor  Houston, Texas 77002-5242  Telephone: (713) 651-2600  Facsimile: (713) 651-2700  Email: sfoss@winston.com</p>
<i>Financial Guaranty Insurance Company</i>	<p>Ernest J. Essad Jr.  Mark R. James  WILLIAMS, WILLIAMS, RATTNER &amp;  PLUNKETT, P.C.  280 North Old Woodward Avenue, Suite  300  Birmingham, MI 48009  Telephone: (248) 642-0333  Facsimile: (248) 642-0856  Email: EJEssad@wvrplaw.com  Email: mrjames@wvrplaw.com  -and-  Alfredo R. Pérez  WEIL, GOTSHAL &amp; MANGES LLP  700 Louisiana Street, Suite 1600  Houston, TX 77002  Telephone: (713) 546-5000  Facsimile: (713) 224-9511  Email: alfredo.perez@weil.com</p>



Objecting Party	Counsel for Objection Party
<i>David Sole, Party in Interest</i>	Jerome D. Goldberg JEROME D. GOLDBERG, PLLC 2921 East Jefferson, Suite 205 Detroit, MI 48207 Phone: 313-393-6001 Fax: 313-393-6007 Email: apclawyer@sbcglobal.net
<i>Attorneys for FMS Wertmanagement and DEPFA Bank, PLC, Solely in Its Capacity as Agent for FMS Wertmanagement</i>	Rick L. Frimmer Karen V. Newbury Michael W. Ott SCHIFF HARDIN LLP 233 South Wacker Drive Suite 6600 Chicago, IL 60606 Tel. 312-258-5500 Fax. 312-258-6500 Rfrimmer@schiffhardin.com knewbury@schiffhardin.com mott@schiffhardin.com
<i>Police and Fire Retirement System of the City of Detroit and the General Retirement System of the City of Detroit</i>	Robert D. Gordon Shannon L. Deeby CLARK HILL PLC 151 South Old Woodward Avenue, Suite 200 Birmingham, Michigan 48009 Telephone: (248) 988-5882 Facsimile: (248) 988-2502 rgordon@clarkhill.com

**Certificate of Service**

I, Michael W. Ott, hereby certify that on September 3, 2013, I caused the foregoing *Notice of Videotaped Deposition of Gaurav Malhotra* to be filed and served via the Court's electronic case filing and noticing system to all parties registered to receive electronic notices in this matter and via electronic mail to the parties set forth in **Exhibit 2**, attached hereto.

*/s/ Draft*

\_\_\_\_\_  
Michael W. Ott

**EXHIBIT 2**

**Service List**

<b>Party</b>	<b>Counsel for Party</b>
<i>Syncora Guarantee Inc. and Syncora Capital Assurance Inc.</i>	James H.M. Sprayregen, P.C. Ryan Blaine Bennett Stephen C. Hackney KIRKLAND & ELLIS LLP 300 North LaSalle Chicago, Illinois 60654 Telephone: (312) 862-2000 Facsimile: (312) 862-2200 -and- Stephen M. Gross David A. Agay Joshua Gadharf MCDONALD HOPKINS PLC 39533 Woodward Avenue Bloomfield Hills, MI 48304 Telephone: (248) 646-5070 Facsimile: (248) 646-5075
<i>Erste Europäische Pfandbrieffund Kommunalkreditbank Aktiengesellschaft in Luxemburg S.A.</i>	Howard S. Sher JACOB & WEINGARTEN, P.C. Somerset Place 2301 W. Big Beaver Road, Suite 777 Troy, Michigan 48084 Tel: (248) 649-1200 Fax: (248) 649-2920 E-mail: howard@jacobweingarten.com -and- Matthew G. Summers BALLARD SPAHR LLP 919 North Market Street, 11th Floor Wilmington, Delaware 19801 Tel: (302) 252-4428 Fax: (410) 361-8930 E-mail: summersm@ballardspahr.com

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<i>Retiree Association Parties</i>	Co-Counsel for Retiree Association Parties Thomas R. Morris Karin F. Avery SILVERMAN & MORRIS, P.L.L.C. 30500 Northwestern Highway, Suite 200 Farmington Hills, Michigan 48334 (248) 539-1330 Fax: (248) 539-1355 morris@silvermanmorris.com avery@silvermanmorris.com -and- LIPPITT O'KEEFE, PLLC Brian D. O'Keefe Ryan C. Plecha 370 East Maple Road, 3rd Floor Birmingham, Michigan 48009 (248) 646-8292 Fax: (248) 646-8375 bokeefe@lippitokeefe.com rplecha@lippitokeefe.com
<i>Retired Detroit Police Members Association</i>	Lynn M. Brimer Meredith E. Taunt Mallory Field (75289) STROBL & SHARP, P.C. 300 East Long Lake Road, Suite 200 Bloomfield Hills, MI 48304-2376 Telephone: (248) 540-2300 Facsimile: (248) 645-2690 E-mail: mtaunt@stroblpc.com

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<i>Ambac Assurance Corporation</i>	<p>Carol Connor Cohen  Caroline Turner English  ARENT FOX LLP  1717 K Street, NW  Washington, DC 20036-5342  (202) 857-6054  Carol.Cohen@arentfox.com</p> <p>-and-</p> <p>David L. Dubrow  Mark A. Angelov  ARENT FOX LLP  1675 Broadway  New York, NY 10019  (212) 484-3900</p> <p>-and-</p> <p>SCHAFER AND WEINER, PLLC  Daniel J. Weiner (P32010)  Brendan G. Best (P66370)  40950 Woodward Ave., Ste. 100  Bloomfield Hills, MI 48304  (248) 540-3340  bbest@schaferandweiner.com</p>

Party	Counsel for Party
<p><i>National Public Finance Guarantee Corporation</i></p>	<p>Eric D. Novetsky  Louis P. Rochkind  JAFFE, RAITT, HEUER &amp; WEISS, P.C.  2777 Franklin Road, Suite 2500  Southfield, MI 48034  Tel: (248) 351-3000  Fax: (248) 351-3082  Email: enovetsky@jaffelaw.com  -and-  Jeffrey E. Bjork  SIDLEY AUSTIN LLP  555 West Fifth Street, Ste. 4000  Los Angeles, CA 90013  Tel: (213) 896-6000  Fax: (213) 896-6600  Email: jbjork@sidley.com  -and-  SIDLEY AUSTIN LLP  Guy S. Neal  1501 K Street, N.W.  Washington, DC 20005  Tel: (202) 736-8000  Fax: (202) 736-8711  Email: gneal@sidley.com</p>

Party	Counsel for Party
<i>Assured Guaranty Municipal Corp.</i>	Lawrence A. Larose, Esq. Samuel S. Kohn, Esq. Carrie V. Hardman, Esq. WINSTON & STRAWN LLP 200 Park Avenue New York, NY 10166-4193 Telephone: (212) 294-6700 Facsimile: (212) 294-4700 Email: llarose@winston.com skohn@winston.com chardman@winston.com -and- Sarah T. Foss, Esq. WINSTON & STRAWN LLP 1111 Louisiana, 25th Floor Houston, Texas 77002-5242 Telephone: (713) 651-2600 Facsimile: (713) 651-2700 Email: sfoss@winston.com
<i>Financial Guaranty Insurance Company</i>	Ernest J. Essad Jr. Mark R. James WILLIAMS, WILLIAMS, RATTNER & PLUNKETT, P.C. 280 North Old Woodward Avenue, Suite 300 Birmingham, MI 48009 Telephone: (248) 642-0333 Facsimile: (248) 642-0856 Email: EJEssad@wvrplaw.com Email: mrjames@wvrplaw.com -and- Alfredo R. Pérez WEIL, GOTSHAL & MANGES LLP 700 Louisiana Street, Suite 1600 Houston, TX 77002 Telephone: (713) 546-5000 Facsimile: (713) 224-9511 Email: alfredo.perez@weil.com

Party	Counsel for Party
<i>David Sole, Party in Interest</i>	Jerome D. Goldberg JEROME D. GOLDBERG, PLLC 2921 East Jefferson, Suite 205 Detroit, MI 48207 Phone: 313-393-6001 Fax: 313-393-6007 Email: apclawyer@sbcglobal.net
<i>Police and Fire Retirement System of the City of Detroit and the General Retirement System of the City of Detroit</i>	Robert D. Gordon Shannon L. Deeby CLARK HILL PLC 151 South Old Woodward Avenue, Suite 200 Birmingham, Michigan 48009 Telephone: (248) 988-5882 Facsimile: (248) 988-2502 rgordon@clarkhill.com



Party	Counsel for Party
<i>UBS AG</i>	<p>WARNER NORCROSS &amp; JUDD LLP  Stephen B. Grow  Douglas A. Dozeman  Charles N. Ash Jr.  111 Lyon St. NW Suite 900  Grand Rapids, MI 49503  616.752.2000  Fax: 616.222.2158  sgrow@wnj.com  ddozeman@wnj.com  cash@wnj.com  -and-  BINGHAM MCCUTCHEN LLP  Edwin E. Smith  Jared Clark  Steven Wilamowsky  E. Marcus Marsh  399 Park Avenue  New York, NY 10022-4689  212.705.7000  Fax: 212.752.5378  edwin.smith@bingham.com  jared.clark@bingham.com  steven.wilamowsky@bingham.com  marcus.marsh@bingham.com</p>

Party	Counsel for Party
<i>Merrill Lynch Capital Services, Inc.</i>	<p>WARNER NORCROSS &amp; JUDD LLP  Stephen B. Grow  Douglas A. Dozeman  Charles N. Ash Jr.  111 Lyon St. NW Suite 900  Grand Rapids, MI 49503  616.752.2000  Fax: 616.222.2158  sgrow@wnj.com  ddozeman@wnj.com  cash@wnj.com  -and-  CADWALADER WICKERSHAM &amp; TAFT  LLP  Mark Ellenberg  Howard Hawkins  Lary Stromfeld  Jason Jurgens  One World Financial Center  New York, NY 10281  212.504.6291  Fax: 212.504.6666</p>

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