STIPULATED MOTION TO CONTINUE CASE MANAGEMENT CONFERENCE

Plaintiff Pension Benefit Guarantee Corporation ("PBGC") and Defendant New United Motor Manufacturing, Inc., for itself and all other defendants, ("NUMMI"), through their undersigned counsel of record, jointly move pursuant to Local Rule 16-2(d) for an order to continue the June 17, 2010 Case Management Conference until July 8, 2010 at 11:00 a.m.

The parties have been engaged in extensive negotiations and believe they will have a documented resolution in the next few days, and hope shortly to seek a stay of the litigation. The parties have waited until they are comfortable representing that a resolution is forthcoming to asked the court for a postponement.

The PBGC is a government agency located only in Washington, D.C. PBGC's counsel will require three days of travel. It would be most beneficial to the case if PBGC's counsel could use the three days of travel time to finalize the settlement. Moreover, postponing the hearing would save the government significant travel expense.

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DATED: June 15, 2010 Respectfully submitted,

## PENSION BENEFIT GUARANTY CORPORATION

/s/ Sara Eagle Sara Eagle

ISRAEL GOLDOWITZ Chief Counsel CHARLES L. FINKE

Deputy Chief Counsel MICHAEL C. MILLER Assistant Chief Counsel SARA EAGLE (SE 7044) LORI BUTLER (LB 2349)

Attorneys

PENSION BENEFIT GUARANTY CORPORATION

1200 K STREET, N.W., SUITE 340

WASHINGTON, D.C. 20005

(202) 326-4020, ext. 3881 Telephone:

Facsimile: (202) 326-4112

Email: eagle.sara@pbgc.gov and efile@pbgc.gov

Attorneys for Plaintiff

PENSION BENEFIT GUARANTY CORPORATION

1	KIRKLAND & ELLIS LLP
2	By: <u>/s/ Mark E. McKane</u> Mark E. McKane
3	
4	Ray C. Schrock ( <i>Pro Hac Vice</i> ) ray.schrock@kirkland.com
5	KİRKLAND & ELLIS LLP
3	601 Lexington Avenue New York, New York 10022
6	Telephone: (212) 446-4800 Facsimile: (212) 446-4900
7	Mark E. McKane (230552)
8	mark.mckane@kirkland.com
9	KIRKLAND & ELLIS LLP 555 California Street
10	San Francisco, California 94104
	Telephone: (415) 439-1400 Facsimile: (415) 439-1500
11	Attorneys for Defendant
12	NEW UNITED MOTOR MANUFACTURING, INC.
13	
14	
15	[PROPOSED] ORDER
15 16	Pursuant to parties' Stipulated Joint Motion and for good cause shown, IT IS HEREBY
	Pursuant to parties' Stipulated Joint Motion and for good cause shown, IT IS HEREBY ORDERED that the Case Management Conference currently scheduled for June 17, 2010 at 11:00
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1	E-FILING ATTESTATION
2	I, Mark E. McKane, am the ECF User whose ID and password are being used to file this
3	
4	document. In compliance with General Order 45 X.B, I hereby attest that the signatory
5	identified below has concurred in this filing.
6	
7	/s/ Mark E. McKane Mark E. McKane
8	Attorneys for Defendant
9	New United Motor Manufacturing, Inc.
10	PENSION BENEFIT GUARANTY
11	CORPORATION
12	By: <u>/s/ Sara Eagle</u> Sara Eagle
13	ISRAEL GOLDOWITZ Chief Counsel
14	CHARLES L. FINKE
	Deputy Chief Counsel MICHAEL C. MILLER
15	Assistant Chief Counsel SARA EAGLE (SE 7044)
16	LORI BUTLER (LB 2349) Attorneys
17	1200 K STREET, N.W., SUITE 340 WASHINGTON, D.C. 20005
18	Telephone: (202) 326-4020, ext. 3881 Facsimile: (202) 326-4112
19	
20	Counsel for Plaintiff Pension Benefit Guaranty Corporation
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28	Case No. CV-10-0898 WHA

STIPULATED MOTION TO CONTINUE CASE MANAGEMENT CONFERENCE

## CERTIFICATE OF SERVICE

I hereby certify that on June 15, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses registered, as denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing documents or papers via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

STIPULATED MOTION TO CONTINUE CASE MANAGEMENT CONFERENCE SET FOR JUNE 17, 2010 AT 11:00 A.M. AND [PROPOSED] ORDER

> /s/ *Mark E. McKane* Mark E. McKane

Case No. CV-10-0898 WHA