

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re

Chapter 9

CITY OF DETROIT, MICHIGAN,

Case No. 13-53846

Debtor.

Hon. Steven W. Rhodes

_____ /

**STIPULATION TO ENTRY OF ORDER RESOLVING OMNIBUS CLAIMS
OBJECTION WITH RESPECT TO WEISS CONSTRUCTION COMPANY**

Weiss Construction Company (“Weiss”) and the City of Detroit, Michigan (the “Debtor”), by and through their undersigned counsel, state as follows in support of the entry of the *Order Resolving Omnibus Claims Objection With Respect to Weiss Construction Company* attached hereto as **Exhibit 1**.

1. On February 10, 2014, Weiss filed a secured proof of claim [Claim No. 821] in the amount of \$4,117,761.15.
2. On February 21, 2014, Weiss filed an amended secured proof of claim [Claim No. 3491] in the amount of \$4,117,761.15, which claim was identical to Claim No. 821 except that it contained certain additional supporting documentation.
3. On February 24, 2014, Weiss filed duplicative copies of the proofs of claim [Claim Nos. 3567 and 3568] which likewise asserted a secured claim in the amount of \$4,117,761.15.
4. On May 14, 2014, the Debtor filed the *Debtor’s First Omnibus Objection to Certain Claims* [Doc. No. 4792] (the “Claims Objection”) wherein it objected to Claim Nos. 821, 3567 and 3568 on the basis that such claims were duplicative of Claim No. 3491.

4834-7563-7531.2

WHEREFORE the parties respectfully request that the Court enter an order in the form attached hereto as **Exhibit 1** resolving the Claim Objection with respect to Weiss.

Respectfully submitted by:

JAFFE RAITT HEUER & WEISS, P.C. FOLEY & LARDNER, LLP

By: /s/ Paul R. Hage
Louis P. Rochkind (P24121)
Paul R. Hage (P70460)
Counsel for the Weiss
27777 Franklin Road, Suite 2500
Southfield, MI 48034
Phone: (248) 351-3000
phage@jaffelaw.com

By: /s/ Tamar N. Dolcourt
John A Simon (P61866)
Tamar N. Dolcourt (P 73425)
Counsel for the Debtor
500 Woodward Ave., Ste. 2700
Detroit, MI 48226
Phone: (313) 234-7100
tdolcourt@foley.com

Dated: June 16, 2014

EXHIBIT 1

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
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**ORDER RESOLVING OMNIBUS CLAIMS OBJECTION
WITH RESPECT TO WEISS CONSTRUCTION COMPANY**

This matter having come before the Court on the *Stipulation to Entry of Order Resolving Omnibus Claims Objection With Respect to Weiss Construction Company* (the “Stipulation”); Weiss¹ having filed Claim Nos. 821, 3491, 3567 and 3568 in the above-captioned bankruptcy case; the Debtor having filed the Claim Objection asserting that the claims filed by Weiss are duplicative of each other; and the Court being otherwise fully informed:

IT IS HEREBY ORDERED THAT:

1. Claim Nos. 821, 3567 and 3568 filed by Weiss are withdrawn and disallowed in their entirety.
2. Claim No. 3491 filed by Weiss, asserting a secured claim in the amount of \$4,117,761.15, will remain on the Claims Register.
3. Notwithstanding any provision of this Order, the City reserves any and all rights to object to Claim No. 3491 based on any grounds, and Weiss reserves its right to assert any and all defenses to any such objection.

¹ Capitalized terms not otherwise defined herein shall have the meaning given to them in the Stipulation.

4. Nothing in the Stipulation or this Order affects the rights of the City with respect to Weiss or Weiss with respect to the City in any other circumstances, and the parties reserve all such rights.

4834-7563-7531.2