

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

	X	
	:	CHAPTER 9
IN RE	:	
	:	CASE NO. 13-53846
CITY OF DETROIT, MICHIGAN,	:	
	:	HON. STEVEN W. RHODES
DEBTOR	:	
	X	

**STIPULATION TO ENTRY OF ORDER RESOLVING OMNIBUS CLAIMS  
OBJECTION WITH RESPECT CLAIMS FILED BY MICHIGAN BUILDING AND  
CONSTRUCTION TRADES COUNCIL**

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

1. On February 21, 2014, MBCTC filed an unliquidated proof of claim on behalf of certain individuals employed by the Detroit Water and Sewerage Department related to collective bargaining obligations [Claim No. 2588].

2. On February 21, 2014, MBCTC also filed an unliquidated proof of claim on behalf of certain individuals not employed by the Detroit Water and Sewerage Department related to collective bargaining obligations [Claim No. 2585].

3. On May 14, 2014, the City filed its *First Omnibus Objection to Certain Claims* [Doc. No. 4792] (the “Claims Objection”) wherein it objected to Claim No. 2588 on the basis that it was duplicative of Claim No. 2585.

4. Upon discussion by the Parties, the City has determined that Claim Nos. 2585 and 2588 are not duplicative of one another and will withdraw its objection to Claim No. 2588 as a duplicate claim of 2585.

5. The City reserves all of its rights to object to Claim Nos. 2585 and 2588 on any grounds and MBCTC reserves all of its rights to respond to any such objections.

**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 MBCTC's claims.

Respectfully submitted by:

<p><b>FOLEY &amp; LARDNER, LLP</b></p> <p>By: <u>/s/ Tamar N. Dolcourt</u> John A. Simon (P61866) Tamar N. Dolcourt (P 73425) 500 Woodward Ave., Ste. 2700 Detroit, MI 48226 Phone: (313) 234-7100 <a href="mailto:jsimon@foley.com">jsimon@foley.com</a> <a href="mailto:tdolcourt@foley.com">tdolcourt@foley.com</a> <i>Counsel to the Debtor, City of Detroit Michigan</i></p> <p>Dated: June 24, 2014</p>	<p><b>MCKNIGHT, MCCLOW, CANZANO, SMITH &amp; RADTKE, P.C.</b></p> <p>By: <u>/s/ John R. Canzano (w/consent)</u> John R. Canzano (P30417) 400 Galleria Officecentre, Ste. 117 Southfield, MI 48034 Phone: (248) 354-9650 <a href="mailto:jcanzano@michworklaw.com">jcanzano@michworklaw.com</a> <i>Counsel to Michigan Buildings and Construction Trades Council</i></p>
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# **EXHIBIT 1**

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CITY OF DETROIT, MICHIGAN,	:	
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DEBTOR	:	
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**ORDER RESOLVING OMNIBUS CLAIMS OBJECTION  
WITH RESPECT TO MICHIGAN BUILDING AND CONSTRUCTION TRADES  
COUNCIL**

This matter having come before the Court on the *Stipulation to Entry of Order Resolving Omnibus Claims Objection With Respect to Michigan Building and Construction Trades Council* (the “Stipulation”); MBCTC<sup>1</sup> having filed Claim Nos. 2585 and 2588 in the above-captioned bankruptcy case; the City having filed the Claim Objection asserting that the claims filed by MBCTC were duplicative of each other; and the Court being otherwise fully informed:

**IT IS HEREBY ORDERED THAT:**

1. The City withdraws its objection to Claim No. 2588 as a duplicate claim of Claim No. 2585.
2. Claim Nos. 2585 and 2588 filed by MBCTC, each asserting an unliquidated amount, will remain on the Claims Register.

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

3. Notwithstanding any provision of this Order, the City reserves any and all rights to object to Claim Nos. 2585 and 2588 based on any grounds, and MBCTC reserves its right to assert any and all defenses to any such objections.

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