

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

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	)	
In re	)	Chapter 9
	)	
CITY OF DETROIT, MICHIGAN	)	Case No.: 13-53846
	)	
Debtor.	)	Hon. Steven W. Rhodes
	)	
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	)	
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**STIPULATION TO ENTRY OF AN ORDER BARRING EVIDENCE OF A  
MATHEMATICAL COMBINATION OF THE AMOUNTS RECOVERED  
BY CLAIMANTS IN CLASSES 10, 11, AND 12.**

This stipulation is made by and among (i) the City of Detroit, Michigan (“the City”), and (ii) Syncora Capital Assurance Inc., and (iii) Syncora Guarantee Inc. (together “Syncora”) (together with the City, “the Parties”). By and through each of their undersigned counsel, the Parties have reached an agreement with respect to, and request an order approving, the following:

**RECITALS**

On August 22, 2014, Syncora filed a motion entitled *Motion in Limine Barring the City from Introducing Evidence Regarding the Combined Recoveries of Pension and OPEB Claims* [Docket No. 6975]. In it, Syncora argued that evidence of the combined recoveries of claimants in Classes 10, 11, and 12 is irrelevant to the issue of unfair discrimination. To avoid further briefing on an issue about which the Parties agree, the Parties request that the Court enter an order

excluding evidence regarding the combined recoveries of the Pension Claims (Classes 10 and 11) and the OPEB Claims (Class 12).

**STIPULATION**

**NOW, THEREFORE**, it is hereby stipulated and agreed between the Parties, through their undersigned counsel, that the Court grant the Order attached hereto as Exhibit A approving this Stipulation and barring the City from introducing evidence regarding the combined recoveries of the Pension Claims (Classes 10 and 11) and the OPEB Claims (Class 12).

Dated: August 27, 2014

Respectfully submitted,

/s/ Stephen C. Hackney

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*Counsel for the City of Detroit, Michigan*

**Exhibit A**

**UNITED STATES BANKRUPTCY COURT  
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CITY OF DETROIT, MICHIGAN	)	Case No.: 13-53846
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**ORDER BARRING EVIDENCE OF A MATHEMATICAL COMBINATION  
OF THE AMOUNTS RECOVERED  
BY CLAIMANTS IN CLASSES 10, 11, AND 12.**

This matter having come to the Court upon the Stipulation To Entry Of An Order Barring Evidence Of A Mathematical Combination Of The Amounts Recovered By Claimants In Classes 10, 11, And 12, filed by the City of Detroit, Michigan and Syncora Capital Assurance Inc. and Syncora Guarantee Inc., and the Court being otherwise duly advised in the premises;

**NOW, THEREFORE, IT IS ORDERED** that:

1. The City shall be barred from introducing evidence regarding the combined recoveries of the Pension Claims (Classes 10 and 11) and the OPEB claims (Class 12).
  
2. The Motion in Limine Barring the City from Introducing Evidence Regarding the Combined Recoveries of Pension and OPEB Claims [Docket No. 6975] is resolved by this Order.