

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

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	:	Chapter 9
In re	:	
	:	Case No. 13-53846
CITY OF DETROIT, MICHIGAN,	:	
	:	Hon. Steven W. Rhodes
Debtor	:	
-----	X	

**STIPULATION FOR WITHDRAWAL OF  
SATISFIED CLAIM OF ORACLE AMERICA, INC.**

Oracle America, Inc. (“Oracle”) and the City of Detroit, Michigan (the “City”), by and through the undersigned, stipulate as follows in support of the entry of the *Order Withdrawing Satisfied Claim of Oracle America, Inc.* attached hereto as **Exhibit 1**.

1. On February 20, 2014, Oracle filed its proof of claim [Claim No. 1324] (the “Claim”) in the amount of \$316,469.38.

2. In the ordinary course of its business, the City has paid Oracle all of the amounts sought in the Claim.

3. Oracle hereby withdraws the Claim in its entirety because the Claim has been fully satisfied.

4. Nothing in this Stipulation or the proposed order attached hereto as Exhibit 1 addresses any post-petition claims which have arisen or may arise between the City and Oracle. Both parties fully reserve all of their respective rights with respect to any post-petition claims.

**WHEREFORE** the parties respectfully request that the Court enter an order in the form attached hereto as **Exhibit 1** withdrawing the Claim.

Respectfully submitted by:

<p><b>BUCHALTER NEMER P.C.</b></p> <p>By: <u>/s/ Valerie Bantner Peo (with consent)</u> Valerie Bantner Peo 55 Second Street, 17th Floor San Francisco, CA Phone: (415) 227-3533 vbantnerpeo@buchalter.com</p> <p><i>Counsel to Oracle America, Inc.</i></p>	<p><b>FOLEY &amp; LARDNER, LLP</b></p> <p>By: <u>/s/ Jeffrey S. Kopp</u> Jeffrey S. Kopp (P59485) John A. Simon (P61866) Tamar N. Dolcourt (P73425) 500 Woodward Ave., Ste. 2700 Detroit, MI 48226 Phone: (313) 234-7100 jkopp@foley.com jsimon@foley.com tdolcourt@foley.com</p> <p><i>Counsel to the City of Detroit, Michigan</i></p>
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Dated: January 29, 2015

4813-4322-3073.1

**EXHIBIT 1: PROPOSED ORDER**

4813-4322-3073.1

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**ORDER APPROVING STIPULATION FOR WITHDRAWAL OF  
SATISFIED CLAIM OF ORACLE AMERICA, INC.**

This matter having come before the Court on the *Stipulation For Withdrawal Of Satisfied Claim Of Oracle America, Inc.* (the “Stipulation”); Oracle<sup>1</sup> having filed Claim No. 1324 (the “Claim”) in the above-captioned bankruptcy case; the City having paid all amounts sought in the Claim in the ordinary course of its business; Oracle having agreed that the Claim has been fully satisfied; and the Court being otherwise fully informed:

**IT IS HEREBY ORDERED THAT:**

1. Claim No. 1324 filed by Oracle is withdrawn in its entirety.
2. The City’s claims agent is hereby authorized to update the claims register to reflect the relief granted in this Order.
3. The City is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order.

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<sup>1</sup> 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 or Oracle with respect to any post-petition claims which have arisen or may arise between the parties. Both parties fully reserve all of their respective rights with respect to any post-petition claims.