

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

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| <p>In re: City of Detroit, Michigan, Debtor.</p> | <p>Bankruptcy Case No. 13-53846 Judge Thomas J. Tucker Chapter 9</p> |
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***EX PARTE* MOTION OF THE CITY OF DETROIT
FOR ENTRY OF AN ORDER AUTHORIZING A REPLY
BRIEF IN EXCESS OF THE PAGE LIMIT**

The City of Detroit (“City”) by its undersigned counsel, Miller, Canfield, Paddock and Stone, P.L.C., files this *ex parte* motion for entry of an order authorizing the City to file a reply in support of its *Motion for the Entry of an Order Enforcing the Bar Date Order and Confirmation Order Against Mark Craighead* (“Motion”) [Doc. No. 13803] in excess of the page limit and states as follows:

1. On October 27, 2023, the City filed its Motion.
2. On November 20, 2023, Marc Craighead (“Craighead”) filed a response objecting to the Motion (“Response”). [Doc. No. 13824].
3. Local Bankruptcy Rule 9014-1(f) limits the length of a reply brief to seven (7) pages in length, including footnotes and signatures.
4. The Response contains a discussion of whether the “fair contemplation” test is appropriate in this instance and raises other issues. A proper



reply to these issues, along with a brief review of Craighead's legal history prior to the City's bankruptcy case, requires more than the seven pages permitted.

5. In view of the complexity of these issues, the City requests that the length of its reply brief in support of its Motion be extended to 15 pages.

6. The City's counsel contacted Mr. Craighead's counsel on December 6, 2023, and Mr. Craighead's counsel does not oppose the relief sought in this motion.

WHEREFORE the City respectfully requests that the Court enter an order, substantially in the form attached as **Exhibit 1**, granting the City an enlargement of the page limit from seven to 15 pages for its reply brief.

Dated: December 7, 2023

MILLER, CANFIELD, PADDOCK AND
STONE, P.L.C.

By: /s/ Marc N. Swanson
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Attorneys for the City of Detroit

SUMMARY OF ATTACHMENTS

The following documents are attached to this Motion, labeled in accordance with E.D. Mich. LBR 9014-1(c).

Exhibit 1 Proposed Form of Order

Exhibit 2 None [Motion Seeks Ex Parte Relief]

Exhibit 3 None [Brief Not Required]

Exhibit 4 Certificate of Service

Exhibit 5 None

Exhibit 6 None

EXHIBIT 1 – PROPOSED ORDER

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

In re:
City of Detroit, Michigan,
Debtor.

Bankruptcy Case No. 13-53846
Judge Thomas J. Tucker
Chapter 9

**EX PARTE ORDER AUTHORIZING THE CITY OF DETROIT
TO FILE A REPLY BRIEF IN EXCESS OF THE PAGE LIMIT**

This matter coming before the Court on the *Ex Parte Motion of the City of Detroit for Entry of an Order Authorizing a Support Brief in Excess of the Page Limit*, the Court finding good cause for the entry of this Order, and the Court being fully advised in the premises;

THE COURT ORDERS THAT the page limit on the City’s reply brief to be filed in support of its *Motion for the Entry of an Order Enforcing the Bar Date Order and Confirmation Order Against Mark Craighead* filed at Docket Number 13803 is increased from seven pages to 15 pages.

EXHIBIT 2 – NONE

EXHIBIT 3 – NONE

EXHIBIT 4 – CERTIFICATE OF SERVICE

In re:

City of Detroit, Michigan,
Debtor.

Bankruptcy Case No. 13-53846

Judge Thomas J. Tucker

Chapter 9

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on December 7, 2023, he served a copy of the foregoing *Ex Parte Motion of the City of Detroit for Entry of an Order Authorizing a Support Brief in Excess of the Page Limit* with the Clerk of the Court via the Court’s ECF electronic filing system which will provide notice of the filing to all registered participants in this matter. Additionally, the undersigned served a copy of the same upon counsel for Marc Craighead, via email, to brady@loevy.com, russell@loevy.com, gee@loevy.com, and monica@loevy.com.

By: /s/ Marc N. Swanson
Marc N. Swanson (P71149)

EXHIBIT 5 – NONE

EXHIBIT 6 - NONE