Docket #0030 Date Filed: 4/16/2013

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:	
RESIDENTIAL CAPITAL, LLC et al.,	Case No. 12-12020 (MG)
Debtors.	Chapter 11
	(Joint Administration)
AMERICAN RESIDENTIAL EQUITIES, LLC, in its own individual capacity and in its capacity as Trustee under that certain American Residential Equities, LLC Master Trust Agreement dated August 8, 2005,	Adv. Pro. No. 12-01934
Plaintiff,	
v.	
GMAC MORTGAGE, LLC, as successor by merger to GMAC Mortgage Company, and BALBOA INSURANCE COMPANY,	
Defendants.	

STIPULATION AND ORDER REGARDING BRIEFING AND HEARING SCHEDULES

Whereas plaintiff American Residential Equities, LLC ("ARE"), and defendants GMAC Mortgage, LLC ("GMAC") and Balboa Insurance Company ("Balboa") are parties to a Stipulation and Order Regarding Briefing and Hearing Schedules so ordered by the Court on March 5, 2013 (the "Prior Scheduling Order").

Whereas the Prior Scheduling Order established (i) dates for the filing of briefs with respect to GMAC's motion to dismiss the complaint and Balboa's motion to dismiss the complaint; and (ii) scheduled a hearing on the motions to dismiss and a pre-trial conference for April 11, 2013 at 10:00 a.m.

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Whereas prior to the completion of the briefing under the Prior Scheduling Order, on March 22, 2013, ARE filed a first amended complaint [Docket # 26] (the "Amended Complaint") against debtor defendant GMAC and defendant Balboa and named as a new defendant, Ally Financial, Inc.

Whereas, in light of the filing of the Amended Complaint, ARE, GMAC and Balboa have conferred and agreed to establish new response dates, a pre-trial date and to withdraw the pending motions to dismiss without prejudice.

NOW THEREFORE, GMAC, Balboa and ARE hereby stipulate and agree, by their undersigned counsels, as follows:

1. The deadline for GMAC and Balboa to answer or otherwise respond to the Amended Complaint is hereby extended through and including April 26, 2013.

2. GMAC hereby withdraws GMAC's motion to dismiss [Dkt. # 18] without prejudice to the renewal thereof.

3. Balboa hereby withdraws Balboa's motion to dismiss [Dkt # 22] without prejudice to the renewal thereof.

4. The initial pre-trial conference is adjourned to June 12, 2013 at 10:00 a.m.

5. The parties hereto will confer in good faith to establish mutually acceptable briefing and hearing schedules with respect to the pleadings filed with respect to the Amended Complaint, including consulting with defendant Ally Financial, Inc.

6. This stipulation and order supersedes in its entirety the deadlines and hearing dates fixed by the Prior Scheduling Order.

Dated: New York, New York
April 8, 2013

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APPROVED AND SO ORDERED

Dated: April 16, 2013
New York, New York

/s/Martin Glenn
MARTIN GLENN
United States Bankruptcy Judge