

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

In re:  
City of Detroit, Michigan,  
Debtor.

Chapter 9  
Case No. 13-53846  
Hon. Steven W. Rhodes

\_\_\_\_\_/

City of Detroit, Michigan,  
  
Plaintiff,

v.  
  
Detroit General Retirement System Service  
Corporation, et al,  
  
Defendants.

Adv. Proceeding  
No. 14-04112

**Case Management Order**

At the initial scheduling conference on August 14, 2014, counsel stated their respective positions regarding the conduct of discovery, the time for discovery, and other matters relating to the management and scheduling of this adversary proceeding.

In resolving the disputes between the parties on these matters, the Court has considered the complexity of the transactions at issue as well as the complexity of the parties' claims and defenses. Accordingly, it is hereby ordered:

1. To the extent the parties have agreed to discovery matters in their Rule 26(f) Conference Report (Dkt. #124), and except as established in this order, those agreements are approved.
2. The City may take 10 depositions. The defendants and intervenor-defendants may take 30 depositions collectively.
3. The Court encourages the parties to contact it by phone to seek an informal resolution of any discovery disputes before filing discovery motions.
4. The deadline for the City to file a motion to dismiss Financial Guaranty Insurance Company's ("FGIC") counterclaims is August 28, 2014.

- (a) The deadline for FGIC to respond is September 11, 2014.
  - (b) The deadline for the City to file a reply is September 18, 2014.
  - (c) The hearing presently set for August 20, 2014, on the City's motion to dismiss the trustee's counterclaims is cancelled.
  - (d) When all briefing is complete, the Court will determine whether to hold a hearing on the motions to dismiss, and if so, when to schedule the hearing.
- 5. A status conference will be held on January 12, 2015 at 9:00 a.m.**
6. Fact discovery shall conclude by April 15, 2015.
7. Reports from retained experts shall be exchanged by April 29, 2015.
- (a) Rebuttal expert reports shall be exchanged by May 13, 2015.
  - (b) Experts' depositions shall be completed by June 5, 2015.
8. The Court discourages (but does not prohibit) motions for summary judgment, as it appears that the parties' claims and defenses are intensely fact-specific and that the facts will be broadly controverted. Accordingly, no time is built into this schedule for processing such motions.
- 9. The Final Pretrial Conference will be held on June 9, 2015 at 9:00 a.m.**
- 10. Trial will commence on June 15, 2015 at 9:00 a.m.**
11. In light of the paper filed by the Official Committee of Retirees in which it stated its intent to file an amended motion to intervene (Dkt. #112) and its failure to file such a motion, its motion to intervene (Dkt. #94) is deemed withdrawn without prejudice.

**Signed on August 14, 2014**

/s/ Steven Rhodes  
**Steven Rhodes**  
**United States Bankruptcy Judge**