

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

<hr/>)	No. 1:12-mc-00100-EGS
UNITED STATES DEPARTMENT)	
OF THE TREASURY,)	
)	UNOPPOSED MOTION OF
Petitioner,)	PETITIONER U.S. DEPARTMENT OF
)	THE TREASURY FOR EXTENSION
v.)	OF TIME AND POINTS AND
)	AUTHORITIES IN SUPPORT
)	THEREOF
PENSION BENEFIT GUARANTY)	
CORPORATION,)	
)	
Interested Party,)	
)	
v.)	
)	
DENNIS BLACK, et al.,)	
)	
Respondents.)	
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Petitioner, the U.S. Department of the Treasury (Treasury), hereby moves for an order extending through March 26, 2012, its time to file its reply in support of its motion to quash (ECF No. 1). Counsel for Respondents and for Interested Party Pension Benefit Guaranty Corporation (PBGC) advise that they do not oppose the extension of time Treasury hereby seeks.

By subpoena of this Court, Respondents have asked Treasury to produce the following materials:

All documents and things (including e-mails or other correspondence, spreadsheets, reports, analyses, snapshots, funding estimates, proposals, or offers) received, produced, or reviewed by [Matthew Feldman, Harry Wilson, or Steven Rattner] between January 1, 2009 and December 31, 2009 related to: (1) Delphi; (2) the Delphi Pension Plans; or (3) the release and discharge by [PBGC] of liens and claims relating to the Delphi Pension Plans.

Respondents' subpoena bears the caption *Black v. PBGC*, No. 2:09-cv-13616 (E.D. Mich.).

Treasury has asked this Court to quash that subpoena.

As a separate matter, Respondents have asked PBGC to produce certain materials in *Black* pursuant to Fed. R. Civ. P. 34, including the following:

All documents and things you received from the Federal Executive Branch [i.e., the Treasury Department, Auto Task Force, Labor Department, and Executive Office of the President] or produced to the Federal Executive Branch, since January 1, 2009, related to Delphi or the Delphi Pension Plans, including, but not limited to, documents related to the termination of the Delphi Pension Plans, the assumption of any liability associated with the Delphi Pension Plans by GM, PBGC liens on Delphi assets, recoveries related to the Delphi Pension Plans, the Waiver and Release Agreement, and the Delphi-PBGC Settlement Agreement.

By order dated March 9, 2012, the U.S. District Court for the Eastern District of Michigan, Mona K. Majzoub, Mag. J., directed PBGC to produce full and complete responses to Respondents' outstanding document requests within 90 days. The parties wish to consider the ramifications of that order, if any, for these proceedings. For that reason, Treasury asks that its time to file its reply in support of its motion to quash be extended through March 26, 2012.

Respectfully submitted,

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Attorneys for U.S. Department of the Treasury

Dated: March 9, 2012

CERTIFICATE OF SERVICE

I hereby certify that on March 9, 2012, I served the within motion on all counsel of record by filing it with the Court by means of its ECF system.

s/ David M. Glass

**UNITED STATES DISTRICT COURT
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UNITED STATES DEPARTMENT)	
OF THE TREASURY,)	[PROPOSED] ORDER
)	
Petitioner,)	
)	
v.)	
)	
PENSION BENEFIT GUARANTY)	
CORPORATION,)	
)	
Interested Party,)	
)	
v.)	
)	
DENNIS BLACK, et al.,)	
)	
Respondents.)	
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Upon the unopposed motion of Petitioner U.S. Department of the Treasury (Treasury) for extension of time and good cause having been shown, it is hereby ordered as follows:

1. The aforesaid motion of Treasury is hereby granted.
2. The time of Treasury to file its reply in support of its motion to quash (ECF No. 1) is hereby extended through March 26, 2012.

Dated: _____

UNITED STATES DISTRICT JUDGE