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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:  
JENNIFER CONVERTIBLES, INC.,  
  
Debtor.

Chapter 11  
Case No. 10-13779 (ALG)

**LIMITED JOINDER OF HAINING MENGNU GROUP CO. LTD. TO THE  
REORGANIZED DEBTORS', AS SUCCESSORS TO THE DEBTORS, RESPONSE  
TO THE MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS FOR AN ORDER DIRECTING ORAL EXAMINATIONS AND  
PRODUCTION OF DOCUMENTS PURSUANT TO BANKRUPTCY RULE 2004**

Haining Mengnu Group Co. Ltd. ("Mengnu"), by and through its undersigned counsel, Neiger LLP, hereby submits its Limited Joinder to the *Reorganized Debtors, as Successors to the Debtors', Response to the Motion of the Official Committee of Unsecured Creditors for an Order Directing Oral Examinations and Production of Documents Pursuant to Bankruptcy Rule 2004*, dated February 23, 2011 (the "Reorganized Debtors' Response"), and states as follows:

## LIMITED JOINDER

1. Mengnu does not object in principle to the *Motion of the Official Committee of Unsecured Creditors for an Order Directing Oral Examinations and Production of Documents Pursuant to Bankruptcy Rule 2004*, dated February 14, 2011 (the “2004 Motion”). Rather, Mengnu joins the Reorganized Debtors’ Response to respectfully request that if the 2004 Motion is granted, this Court order that all costs relating to the discovery be borne by the Litigation Trust (the “Litigation Trust”) established pursuant to Article IX of the *Amended Joint Chapter 11 Amended Plan of Reorganization of Jennifer Convertibles, Inc. and Its Affiliated Debtors*, dated January 24, 2011 (the “Amended Plan”), and not the Debtors or Reorganized Debtors.

2. Such request is supported by the provisions of Amended plan, which makes clear that the causes of action for which discovery is sought by the Creditors’ Committee were assigned to the Litigation Trust upon the Effective Date. To illustrate, the Amended Plan provides:

Upon the Effective Date, the Debtors or the Reorganized Debtors ... shall execute the Litigation Trust Agreement and shall take all other steps necessary to establish the Litigation Trust .... Pursuant to the Litigation Trust Agreement, the Debtors or the Reorganized Debtors shall transfer to the Litigation Trust all of their right, title and interest in the Litigation Trust Fund, including any Litigation Trust Causes of Action previously assigned to the Creditors’ Committee on behalf of the Debtors’ Estates prior to the Effective Date.

*See Amended Plan at ¶ 9.01.*

**CONCLUSION**

While Mengnu does not object to the Creditors' Committee's request to take 2004 discovery, Mengnu asserts that any costs in connection therewith must be borne by the Litigation Trust, as contemplated by the Amended Plan.

Dated: New York, New York  
February 25, 2011

By: /s/ Edward E. Neiger  
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