09-13412-mg Doc 2129-1 Filed 10/27/11 Entered 10/27/11 15:08:39 Exhibit A (Proposed Form of Order) Pg 1 of 3

Exhibit A <u>Proposed Form of Order</u>

.

.

.

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

OLDCO M CORPORATION, (f/k/a Metaldyne Corporation), *et al.*,

Chapter 11

Case No. 09-13412 (MG)

Debtors.

Jointly Administered

ORDER EXTENDING TIME TO EFFECTUATE SERVICE IN ADVERSARY PROCEEDINGS BROUGHT PURSUANT TO SECTIONS 547 AND 550 OF THE BANKRUPTCY CODE

Upon the motion (the "<u>Motion</u>")¹ dated October 27, 2011 of Executive Sounding Board Associates Inc. (the "<u>Trustee</u>" or "<u>Movant</u>"), the liquidating trustee of the Oldco M Distribution Trust (the "<u>Trust</u>"), by and through its attorneys, for an Order pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, made applicable to the Adversary Proceedings by Rule 7004 of the Federal Rules of Bankruptcy Procedure; and this Court having jurisdiction to consider and determine the Motion pursuant to 28 U.S.C. §§ 157(b)(2)(A), (F), (H), and (O); and due notice of the Motion having been provided and no further notice being required; and it appearing that the relief requested by the Motion is necessary and in the best interests of the parties; and good and sufficient cause appearing therefor; it is hereby

ORDERED that the Motion be, and hereby is, granted in all respects; and it is further

ORDERED that the time in which the Trustee must effect service in the Adversary Proceedings is hereby extended by one hundred twenty (120) days; and it is further

ORDERED that the requirement under Local Bankruptcy Rule 9013-1 to file a memorandum of law in connection with the Motion is hereby waived; and it is further

 $^{^{1}}$ Any capitalized terms used herein but not otherwise defined shall have the meanings ascribed to them in the Motion.

09-13412-mg Doc 2129-1 Filed 10/27/11 Entered 10/27/11 15:08:39 Exhibit A (Proposed Form of Order) Pg 3 of 3

ORDERED that this Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: _____, 2011

New York, New York

Honorable Martin Glenn United States Bankruptcy Judge