

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
In re:	:	Chapter 11
ORLEANS HOMEBUILDERS, INC., et al.,	:	Case No. 10-10684 (PJW)
Debtors.	:	Jointly Administered
NVR, INC.,	:	
Plaintiff,	:	
v.	:	Adv. Proc. No. 10-51083
ORLEANS HOMEBUILDERS, INC., et al.,	:	
Defendants.	:	
	X	

**CERTIFICATION OF COUNSEL REGARDING
STIPULATION SETTING BRIEFING SCHEDULE**

I, Steven M. Yoder, counsel for NVR, Inc. ("NVR"), hereby certify and state as follows:

1. On July 14, 2010, the Defendants filed a motion to dismiss the Complaint in this adversary proceeding (the "Action").
2. Plaintiff's time to oppose Defendants' motion to dismiss originally extended to and including July 28, 2010, and Defendants' time to submit reply papers in further support of their motion to dismiss, if any, originally extended to and including August 4, 2010.
3. Subject to Court approval, the Parties have entered into the stipulation attached hereto as **Exhibit A** (the "Stipulation") extending Plaintiff's time within which to oppose Defendants' motion to dismiss to and including August 27, 2010 and extending Defendants' time

within which to submit reply papers in further support of their motion to dismiss, if any, to and including September 24, 2010.

WHEREFORE, the Parties respectfully request that the Court enter an Order, substantially in the form attached hereto as **Exhibit B**, approving the Stipulation at its earliest convenience.

Dated: July 28, 2010
Wilmington, Delaware

POTTER ANDERSON & CORROON LLP

/s/ Steven M. Yoder

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Attorneys for Plaintiff

EXHIBIT A

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
In re:	:	Chapter 11
ORLEANS HOMEBUILDERS, INC., <i>et al.</i> ,	:	Case No. 10-10684 (PJW)
Debtors.	:	Jointly Administered
NVR, INC.,	:	
Plaintiff,	:	
v.	:	Adv. Proc. No. 10-51083
ORLEANS HOMEBUILDERS, INC., <i>et al.</i> ,	:	
Defendants.	:	
	X	

STIPULATION SETTING BRIEFING SCHEDULE

The plaintiff in the above-captioned adversary proceeding (the “Plaintiff”) and the above-captioned debtors and debtors-in-possession and the two non-debtor affiliates named as defendants in this adversary proceeding (for ease of reference, collectively, the “Debtors”), by and through their undersigned counsel, hereby enter into this stipulation, subject only to approval by the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”). In connection herewith, the Plaintiff and the Debtors acknowledge, stipulate, and agree as follows:

RECITALS

WHEREAS, on May 28, 2020, the plaintiff in the above-captioned adversary proceeding (the “Plaintiff”) filed a complaint (the “Complaint”) to commence this adversary proceeding, which Complaint was amended on June 3, 2010;

WHEREAS, on June 11, 2010, the Bankruptcy Court entered an order extending the time by which the Debtors have to file a responsive pleading until July 14, 2010;

WHEREAS, on July 14, 2010, the Debtors timely filed a motion to dismiss the Complaint and this adversary proceeding with prejudice (the "Motion to Dismiss").

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED
BETWEEN THE PARTIES AS FOLLOWS:

1. The Plaintiff's time to submit responsive papers, including an answering brief, to the Motion to Dismiss is hereby extended through and including August 27, 2010; and

2. The Debtors' time to submit reply papers in further support of the Motion to Dismiss is hereby extended through and including September 24, 2010.

Dated: July 28, 2010
Wilmington, Delaware

POTTER ANDERSON & CORROON LLP

ELLIOTT GREENLEAF

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Attorneys for Plaintiff

Attorneys for Defendants

EXHIBIT B

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
In re:	:	Chapter 11
	:	
ORLEANS HOMEBUILDERS, INC., et al.,	:	Case No. 10-10684 (PJW)
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Debtors.	:	Jointly Administered
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	:	
NVR, INC.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Adv. Proc. No. 10-51083
	:	
ORLEANS HOMEBUILDERS, INC., et al.,	:	
	:	
Defendants.	:	
	:	
	X	

ORDER APPROVING STIPULATION SETTING BRIEFING SCHEDULE

Upon the request of counsel to NVR, Inc. (“NVR”); and in consideration of the *Stipulation Setting Briefing Schedule* (the “Stipulation”);¹ and it appearing that NVR and the Defendants have agreed to extend the deadline for NVR to oppose Defendants’ motion to dismiss the Complaint in this proceeding to and including August 27, 2010, and to extend the deadline for Defendants to submit reply papers in further support of their motion to dismiss, if any, to and including September 24, 2010; it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Stipulation is approved in its entirety.
2. This Court shall retain exclusive jurisdiction to resolve any dispute arising from

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Stipulation.

or related to this Order.

Dated: _____, 2010
Wilmington, Delaware

The Honorable Peter J. Walsh
United States Bankruptcy Judge