

**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 AMENDING BRIEFING SCHEDULE**

Undersigned counsel for 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”) and counsel for NVR, Inc. (“NVR”), hereby certify and state as follows:

1. On July 14, 2010, the Debtors filed a motion to dismiss the Complaint in this adversary proceeding (the “Action”).
2. Pursuant to a stipulation signed by the Parties and so ordered by the Court on August 30, 2010, the Parties previously agreed to extend NVR’s time within which to oppose the Debtors’ motion to dismiss and to file a motion for summary judgment to and including September 17, 2010; to extend the Debtors’ time within which to submit reply papers in further

support of their motion to dismiss, if any, and to submit papers opposing NVR's summary judgment motion to and including October 8, 2010; and to extend NVR's time within which to submit reply papers in further support of its summary judgment motion, if any, to and including October 29, 2010.

4. Subject to Court approval, the Parties have entered into the stipulation attached hereto as Exhibit A (the "Stipulation") agreeing that NVR's time within which to oppose the Debtors' motion to dismiss, and to file a motion for summary judgment pursuant to Fed. R. Civ. P. 56 and Fed. R. Bankr. P. 7056, extends to and including October 8, 2010; the Debtors' time within which to submit reply papers in further support of their motion to dismiss, if any, and to submit papers in opposition to NVR's motion for summary judgment extends to and including October 29, 2010; and NVR's time within which to submit reply papers in further support of its motion for summary judgment, if any, extends to and including November 19, 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: September 15, 2010
Wilmington, Delaware

POTTER ANDERSON & CORROON LLP

ELLIOTT GREENLEAF

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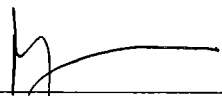
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Exhibit A

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

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

STIPULATION AMENDING BRIEFING SCHEDULE

The plaintiff in the above-captioned adversary proceeding (“NVR”) 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, 2010, NVR 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 had 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”);

WHEREAS, pursuant to a stipulation entered into by the parties and so ordered by this Court on July 29, 2010, NVR’s time to oppose the Debtors’ Motion to Dismiss was extended to and including August 27, 2010;

WHEREAS, at a conference with the Court on August 6, 2010, the Court indicated that certain limited discovery might aid in the disposition of the Motion to Dismiss;

WHEREAS, on August 16, 2010, NVR served NVR’s First Notice to Produce (“NVR’s First Document Requests”) on the Debtors, requesting the limited discovery that the Court had authorized NVR to seek during the August 6, 2010 conference;

WHEREAS, counsel for NVR has advised counsel for the Debtors that NVR intends to file a motion for summary judgment (the “Motion for Summary Judgment”) pursuant to Fed. R. Civ. P. 56 and Fed. R. Bankr. P. 7056 in conjunction with its opposition to the Motion to Dismiss;

WHEREAS, pursuant to a stipulation previously entered into by the parties and so ordered by this Court on August 30, 2010, NVR’s time to oppose the Debtors’ Motion to Dismiss was extended to and including September 17, 2010;

WHEREAS, counsel for the Debtors has advised counsel for NVR that the Debtors intend to produce documents responsive to NVR’s First Document Requests on or before September 24, 2010;

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

Exhibit B

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

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

ORDER APPROVING STIPULATION AMENDING BRIEFING SCHEDULE

Upon the request of counsel to NVR, Inc. (“NVR”); and in consideration of the *Stipulation Amending Briefing Schedule* (the “Stipulation”);¹ and it appearing that NVR 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”) have agreed to extend the time by which NVR must oppose the Debtors’ motion to dismiss the Complaint in this proceeding to and including October 8, 2010, to set the time by which NVR shall file a motion for summary judgment to and including October 8, 2010, to extend the time by which the Debtors’ must submit reply papers in further support of their motion to dismiss, if any, and papers in opposition to NVR’s motion for summary judgment to and including October

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

29, 2010, and to extend the time by which NVR must submit reply papers in further support of its motion for summary judgment, if any, to and including November 19, 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 or related to this Order.

Dated: _____, 2010
Wilmington, Delaware

The Honorable Peter J. Walsh
United States Bankruptcy Judge