

TRACY HOPE DAVIS
United States Trustee for Region 2
U.S. Department of Justice
Office of the United States Trustee
33 Whitehall Street, 21st Floor
New York, New York 10004
Tel. (212) 510-0500
By: Andrea B. Schwartz, Esq.
Carole J. Ryczek, Esq.

KAYE SCHOLER LLP
425 Park Avenue
New York, New York 10122
(212) 836-8000
By: Aaron Rubinstein, Esq.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re : Chapter 11
:
GSC GROUP, INC., *et al.*, : Case No. 10-14653 (SCC)
:
Debtors. :
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STIPULATION OF DISMISSAL

TO: THE HONORABLE SHELLEY C. CHAPMAN,
UNITED STATES BANKRUPTCY JUDGE:

Upon the Motion of the United States Trustee (“U.S. Trustee”) for an Order: (I)
Pursuant to Fed. R. Civ. P. 60(b)(6) and 60(d)(3), Made Applicable By Fed. R. Bankr. P.
9024, Vacating the Court’s Orders Authorizing the Debtors to Retain Kaye Scholer LLP
(“Kaye Scholer”) and Capstone Advisory Group, LLC and Directing Disgorgement of All
Compensation Received from the Estates or, in the Alternative, (II) Pursuant to 11 U.S.C.
Sec. 327, 328(c), 329, 330(a)(5), 504(a) and 105(a), Fed. R. Bankr. P. 2014, 2016 and 2017,
LBR 2014-1 and 2016-1, Administrative Order M-389 and UST Fee Guidelines b(1)(ii) and
b(1)(iii), Disallowing the Pending Compensation Requests of Kaye Scholer LLP and

Capstone Advisory Group, LLC and Directing Disgorgement of all Compensation Paid from the Estates and (III) Removing RJM1, LLC as Liquidating Trustee and Directing Disgorgement of All Compensation Paid from the Liquidating Trust (the “U.S. Trustee Vacatur/Disgorgement Motion”), filed on January 4, 2013 (ECF No. 1597), and the U.S. Trustee having amended the U.S. Trustee Vacatur/Disgorgement Motion by the United States Trustee’s Position Statement Concerning U.S. Trustee Vacatur/Disgorgement Motion and Settlement Motions on April 8, 2013 (ECF No. 1705), and the U.S. Trustee and Kaye Scholer having agreed to a settlement of the U.S. Trustee’s claims against Kaye Scholer on April 19, 2013, the U.S. Trustee, pursuant to Fed. R. Civ. P. 41, as made applicable herein by Fed. R. Bankr. P. 7041, hereby dismisses with prejudice her claims solely as against Kaye Scholer.

Dated: New York, New York
May 7, 2013

[signatures on following page]

TRACY HOPE DAVIS
United States Trustee for Region 2

By /s/ Andrea B. Schwartz
Andrea B. Schwartz
Carole Ryczek

KAYE SCHOLER LLP
Counsel to Kaye Scholer LLP

By: /s/ Aaron Rubinstein
Aaron Rubinstein

WILLKIE FARR & GALLAGHER LLP
*Counsel to Robert J. Manzo, RJM, LLC
and RJMI, LLC*

By /s/ Paul V. Shalhoub
Joseph T. Baio
Paul V. Shalhoub
Kevin C. Brown

HAHN & HESSEN, LLP
Co-Counsel to Capstone Advisory Group, LLC

By /s/ Steven J. Mandelsberg
Steven J. Mandelsberg
Jonathan M. Proman

WINSTON & STRAWN LLP
*Counsel to Black Diamond Capital
Management, LLC and GSC Acquisitions
Holdings, LLC*

By /s/ Rolf S. Woolner
Daniel J. McGuire
Rolf S. Woolner
Gregory M. Gartland

RICHARDS KIBBE & ORBE LLP
*Counsel to Thomas Libassi, Philip
Raygorodetsky, Seth Katzenstein and
Nicholas Petrusic*

By /s/ David W.T. Daniels
David W.T. Daniels
Keith N. Sambur

MILBANK, TWEED, HADLEY &
McCLOY LLP
*Co-Counsel to Capstone Advisory Group,
LLC*

By /s/ Andrew M. Leblanc
Andrew M. LeBlanc
Anne Knight

OTTERBOURG, STEINDLER,
HOUSTON & ROSEN, P.C.
Counsel to Kaye Scholer LLP

By /s/ Scott L. Hazan
Scott L. Hazan