

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

City of Detroit, Michigan,
Debtor.

Bankruptcy Case No. 13-53846

Honorable Thomas J. Tucker

Chapter 9

**REPLY IN SUPPORT OF DEBTOR'S
TWENTY-EIGHTH OMNIBUS OBJECTION TO CERTAIN CLAIMS**
(INSUFFICIENT DOCUMENTATION)

The City of Detroit ("City"), by its undersigned counsel, files this reply in support of its *Twenty-Eighth Omnibus Objection to Certain Claims* ("Objection," Doc. No. 10784), stating as follows:

1. On February 26, 2016, the City filed its Objection. The following individuals filed responses to the Objection:¹

- (a) Response filed by Brenda F. Ellis [Doc. No. 10864] ("Ellis Response").² Ellis's proof of claim and her response to the Objection are attached as Exhibits 1 and 2.
- (b) Response filed by Bradford Comit Jr. [Doc. No. 10849] ("Comit Response"). Comit's proof of claim and his response to the Objection are attached as Exhibits 3 and 4.

¹ Additional responses were filed, but all other responses were either stricken for filing deficiencies or will be handled via a separate procedure recently approved by the Court. Doc. No. 10941. As noted below, the Ellis Response is subject to a pending deficiency notice.

² A deficiency notice was entered by the Court on March 21, 2016. [Doc. No. 10870]. The deficiency has not yet been cured.

- (c) Response filed by Da’Nean M. Brooks [Doc. No. 10897] (“Brooks Response”; and collectively with the Ellis and Comit Responses, the “Responses”). Brooks’s proof of claim and her response to the Objection are attached as Exhibits 5 and 6.

Ellis Response

2. The Ellis Response should be overruled. The Objection stated that Ellis’s proof of claim lacked any documentation showing that the City owed her the money claimed³ because her proof of claim merely states that she is owed \$25,000 as a result of a 10% wage cut. Ex. 1. In response to the Objection, she now claims that the City’s \$25,000 obligation to her arises from a worker’s compensation claim, rather than from diminished wages. A claim may not be amended after the bar date has expired to assert an entirely different claim. *E.g.*, *United States v. Int’l Horizons, Inc. (In re Int’l Horizons, Inc.)*, 751 F.2d 1213, 1216-17 (11th Cir. 1985). And, even if Ellis were permitted to amend her claim, she still provides no documentation to show why she is entitled to \$25,000. Ex. 2. Therefore, the Objection should be sustained as to her claim.

Comit Response

3. The Comit Response should be overruled. The Objection objected to Comit’s proof of claim because it lacked any documentation showing that the City owed him the money claimed. Comit’s proof of claim simply states that the City

³ Indeed, Federal Rule of Bankruptcy Procedure 3001(c)(1) notes that a claim based on writings must be filed with the documentation supporting it.

owes him \$1 million for “Services Performed.” Ex. 3. The Comit Response provides no documentation as to why the City owes him this sum; instead, it consists of confusing (and dubious) legal arguments, none of which explain how Comit arrived at his \$1 million figure.⁴ Ex. 4. As such, it fails to respond to the Objection, and thus the Objection should be upheld as to his claim.

Brooks Response

4. The Brooks Response also should be overruled. The Objection objected to Brooks’s proof of claim because it provides no documentation explaining why the City owes her an estimated \$2,200,000. Ex. 5. Like the Comit Response, instead of responding to the Objection, the Brooks Response attacks the City’s confirmation order. Ex. 6. And like Ellis and Comit, the Brooks Response contains no documentation for her claim. The Brooks Response simply states, “I believe I have sufficient documentation for my claim. If you should require additional documentation, please contact me. I will respond promptly.” This was

⁴ The City’s interpretation of the Comit Response is that it is meant as a collateral attack on the City’s confirmed Plan. *See, e.g.*, Comit Response, ¶¶ 8-11. If that is the intent, the proper way to make these arguments would have been in an objection to confirmation, not in response to an objection to his proof of claim. *See DeLorean v. Gully*, 118 B.R. 932, 935 n.1 (E.D. Mich. 1990) (noting that a collateral attack is a request for relief, which, if granted, “must in some fashion overrule a previous judgment.”) (citation and quotation marks omitted). Here, Comit’s arguments (e.g., the City’s allegedly improper solicitation of votes for its plan) relate to issues settled by the confirmation order entered previously in this bankruptcy case. Comit is not entitled to relitigate that issue here. *Id.*

her opportunity to provide her documentation, however; neither the City nor the Court is required to make multiple requests. Because the Brooks Response fails to respond to the Objection, the Objection should be upheld as to her claim.

CONCLUSION

For these reasons, the City asks the Court to overrule the Responses and sustain the City's Objection to these claims.

Dated: March 25, 2016

By: /s/ Marc N. Swanson

Jonathan S. Green (P33140)

Marc N. Swanson (P71149)

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STONE, P.L.C.

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Facsimile: (313) 224-5505

raimic@detroitmi.gov

ATTORNEYS FOR THE CITY OF DETROIT

EXHIBIT 1

UNITED STATES BANKRUPTCY COURT

EASTERN DISTRICT of MICHIGAN

CHAPTER 9
PROOF OF CLAIM

Name of Debtor: City of Detroit, Michigan

Case Number: 13-53846

FILED

NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing.

FEB 20 2014

COURT USE ONLY

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Belinda F. Ellis

Check this box if this claim amends a previous bankruptcy Court Claim Number: MI Eastern District (If known)

Name and address where notices should be sent: NameID:

Belinda F. Ellis
14503 E 12 Mile Rd Apt B
Warren, MI 48088

Filed on: _____

Telephone number: 313 8281161 email:

Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

Name and address where payment should be sent (if different from above):

RECEIVED

Telephone number: email:

FEB 24 2014

1. Amount of Claim as of Date Case Filed: \$ 25,000.00

If all or part of the claim is secured, complete item 4.

If all or part of the claim is entitled to priority, complete item 5.

Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a

KURTZMAN CARSON CONSULTANTS

2. Basis for Claim: 10% pay cut (See instruction #2)

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as: (See instruction #3a)

4. Secured Claim (See instruction #4)

Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____

Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:

Basis for perfection: _____

Value of Property: \$ _____

Amount of Secured Claim: \$ _____

Annual Interest Rate (when case was filed) _____ % Fixed or Variable

Amount Unsecured: \$ _____

5. Amount of Claim Entitled to Priority as an Administrative Expense under 11 U.S.C. §§ 503(b)(9) and 507(a)(2). \$ _____

5b. Amount of Claim Otherwise Entitled to Priority. Specify Applicable Section of 11 U.S.C. § _____ \$ _____

6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction # 8)

Check the appropriate box.

I am the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor, or their authorized agent. I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.) (See Bankruptcy Rule 3004.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Belinda Ellis

Title: Parking Enforcement Controller

Company: City of Detroit

Address and telephone number (if different from notice address above):

(Signature)

(Date)

Telephone number: email:

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment

EXHIBIT 2

BELINDA F ELLIS
14503 E 12 MILE RD APT B
WARREN, MI 48088

March 17, 2016

Clerk of the Court
United States Bankruptcy Court
211 W. Fort St.
Detroit, MI 48226

FILED
2016 MAR 21 P 12:51
U.S. BANKRUPTCY COURT
E.D. MICHIGAN-DETROIT

Re: Claim 1963 Filed 13-53846-tjt Doc 10784 2/26/16 Entered 2/26/216 13:43.32

Dear Clerk of the Court:

I, Belinda Ellis, am writing to request a continuation of my claim #1963 in the United States Bankruptcy Court case regarding the City of Detroit.

My claim equaling \$25,000 is for a workers comp injury:

- Medical Expenses
- Wage Loss
- Loss of medication
- Loss of Doctors care

Based on the notice I received, I am requesting a continuation of my claim #1963 and I believe I have sufficient documentation for my claim. I look forward to hearing from you.

Sincerely,



BELINDA F ELLIS

EXHIBIT 3

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT of MICHIGAN		CHAPTER 9 PROOF OF CLAIM
Name of Debtor: City of Detroit, Michigan		Case Number: 13-53846
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Bradford, Comit Jr		2014 FEB 19 AM 10:52 COURT USE ONLY
Name and address where notices should be sent: NameID: 11627549 Bradford, Comit Jr 5914 Farmbrook Detroit, MI 48224		<input type="checkbox"/> Check this box if this claim amends a previously filed claim. U.S. BANKRUPTCY COURT E.D. MICHIGAN DE 1017 Court Claim Number: _____ (If known)
Telephone number: _____ email: _____	Filed on: _____	
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Telephone number: _____ email: _____	RECEIVED	
1. Amount of Claim as of Date Case Filed: <u>\$ 1,000,000</u>		FEB 20 2014
If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement.		KURTZMAN CARSON CONSULTANTS
2. Basis for Claim: <u>Services Performed</u> (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor: <u> </u>	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____ Value of Property: \$ _____ Annual Interest Rate (when case was filed) _____ % <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____
5. Amount of Claim Entitled to Priority as an Administrative Expense under 11 U.S.C. §§ 503(b)(9) and 507(a)(2).		\$ _____
5b. Amount of Claim Otherwise Entitled to Priority. Specify Applicable Section of 11 U.S.C. § _____.		\$ _____
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		
7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:		
8. Signature: (See instruction # 8) Check the appropriate box. <input checked="" type="checkbox"/> I am the creditor. <input type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.) (See Bankruptcy Rule 3004.) I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: <u>Comit Bradford Jr.</u> Title: _____ Company: _____ Address and telephone number (if different from notice address above): _____ _____ Telephone number: _____ email: _____		
		<u>Comit Bradford Jr</u> 2-17-14 (Signature) (Date)

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

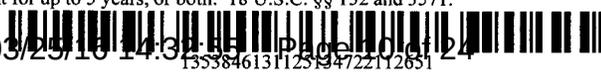


EXHIBIT 4

**UNITED STATE BANRUPTCY COURT
FOR EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:
City of Detroit Michigan
Creditors

Bankruptcy case No. 13-53846
Honorable Thomas J. Tucker
Chapter 9

**CREDITORS AFFIRMATION RESPONSE REJECTION TO
DEBTOR OBJECTION SEEKING TO MODIFY DISALLOW
ANCE AND/OR EXPUNGE CERTAIN FILED PROOFS OF
CLAIM.**

I the creditor Bradford Comit Jr, duly swear depose and say: That I reject the objection response of the Debtor, the city of Detroit Objection seeking to modify, disallow and/or expunge certain filed proofs of claim for the following reasons.

1) The Debtor, the city of Detroit have no cause against any of the named objectors except Charles Raimi and we never agreed to disallow our claim.

2) That this is not a class action and therefore, the Debtor have no standing to omnibus object certain claims against the other creditors, especially when they have different reason for filing their claims under these circumstance. The debtor, the city of Detroit has not established a cause of

U.S. BANKRUPTCY
E.D. MICHIGAN-DETROIT
2016 MAR 18 P 1:17

FILED

action to which the objectors named in exhibit 2 as claims, has to respond or reply to.

3) That the only way that the debtor, the city of Detroit can legally address or object to these objectors listed is if they filed something in the last 14 days, otherwise there objection is untimely, in accordance to the bankruptcy rules and bankruptcy regulation code.

4) The debtor, the city of Detroit failed to state what constitute sufficient documentation to ascertain their validity. This is ridiculous, since the debtor is the one who prepare these exhibits, if the city want more clarification they should be more specific, stating what they want and the creditors then won't have guest.

5) The debtor has not demonstrated the objection is in the best interest of the city. The creditors is part of the city and we object to the notion that other objection having been held before the court and alleging that any others have been overruled before the creditor has respond show beyond a doubt preconceived prejudice against the creditors in the court.

6) The debtor is in violation of the rules and procedures of only written on one side of the paper and both side is prohibited by the court.

7) The court has jurisdiction only over Charles Raimi, unless the other claimant give their consent.

8) The debtor failed to comply with Sections 942 and 1127(d) "All creditors entitled to vote on the Plan received proper notice of the Confirmation hearing, The debtor failed to comply with the Bankruptcy code requiring a notice to be given of the commencement of the case in according to 11 U.S.C. section 923 of the Bankruptcy code. The Bankruptcy Rule provided that the clerk, or such other person as the court may direct is to give notice Fed.R.Bankr Procedure 2002(f). The notice "must" be also published "at least once a week for three successive weeks in at least one newspaper of general circulation published within the district in which the case commenced and in such other newspaper having a general circulation among bond dealers and bondholders as the court designates, in title 11U.S.C. sect 923 of the bankruptcy code.

9) That most creditors and anyone of interest never received a adequate notice and hearing, which is a denial of due process of law. In the present context these principles require that a person have timely and adequate notice detailing the reasons for the notice and an effective opportunity to defend. *Armstrong v. Manzo*, 380 U.S. 545, 552 (1965).

10) The debtor has contravened 11 USC 903 that states in part (1) "municipality may not blind any creditor that does not consent to such

composition (2) a judgment entered under such a law may not blind a creditor that does not consent to such composition. Where in the files or on paper is the consent? This Debtor's Twenty-Eight Omnibus Objection to certain claims should be dismissed.

11) The class that voted received a counterfeit voting ballot and was not a proper legal official form 14 ballot and fraudulent, due to the signatures were on a separate page from the voting box and could be easily manipulated and was not conducted to preserve the purity of the election process, to provide an adequate opportunity to object to any amendments and modification to the Fourth Amended Plan: (a) The people never were legally notified according to the bankruptcy rules and code regulation. The eighth amendment plan was filed on May 5, 2014 and one newspaper article in all the three new papers on May 9, 2014 after the fact and is a unrecoverable violation. The rule states it must be in three different newspapers for three (3) consecutive weeks that never was done, therefore, due process and equal protection of the law violation of the Basic Civil Voting Right law and the 5th and 14th Amendment violations of the Constitution of the United States.

12) I object and reject the debtor's twenty-eight omnibus objection to certain claims because the material included with the voting packages has some solicitation for a "yes votes" with letters from Shirley Lightsey a re-

representative of the retiree committee, Donald Taylor president of Detroit retiree, Police and Fire Fighters on the behalf of the board of directors and the Emergency Manager, Kevyn Orr encouraging a yes votes in violation of the Michigan Election Statute 168.485 that states the language used shall not create no prejudice for or against the issue or proposal. This clearly is violations of Basic voting right act and the Michigan Election Statute, therefore, Due process and equal protection of the law violations of the 5th and 14th Amendment of the Constitution of the United State.

13) This plan of adjustment to seek to modify, disallow and/or expunge certain proofs of claim with false allegation of insufficient documentation without revealing what is need to process the claim if there is information or Documentation need.

14) For the court to grant the debtor request to modify, disallow and/or expunge certain filed without revealing what information is need to complete the process and move forward and then made a blanket objection. This is not a one fit all claims because they are different and the omnibus objection is inappropriate and should be denied.

Sign Comit Bradford Jr
Comit Bradford
5914 Frambrook
Detroit, Michigan 48224

**UNITED STATE BANRUPTCY COURT
FOR EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:
City of Detroit Michigan
Creditors

Bankruptcy case No. 13-53846
Honorable Thomas J. Tucker
Chapter 9

**CREDITORS ORDER REJECTION TO GRANT
DEBTOR'S TWENTY-EIGHT OMNIBUS
OBJECTION TO CERTAIN CLAIMS.**

Upon review of the Objection of the debtor, City of Detroit making false allegations of insufficient documentation and refusing to state what documentation is needed to complete or to move forward to settle or process the claims

IT IS ORDERED that:

1. The Objection is overruled and/or denied.
2. That each of the proof of claim listed on Exhibit 2 annexed to the objection is hereby granted.
3. The city is authorized to take all action necessary to effectuate the relief granted pursuant to this order in accordance with the rejection.
4. Nothing in this Order is intended to, shall constitute or shall be deemed to constitute the Claimant and/or objector, consent pursuant to section

903 of the Bankruptcy Code.

5. The claimant/objector of the plan retains all its rights to reject, on any Other basis, to further plan of adjustment.
6. The claimant and objector to plan disagree totally about the modifying, Disallow and/or expunge certain proofs of claim.
7. The claimant/objector to the plan of adjustment request a legal, fair, and with proper voting ballot and no interference from the Emergency Manager, Kevyn Orr, Shirley Lightsey a representative of the retiree committee and Donald Taylor president of Detroit retiree

**UNITED STATE BANRUPTCY COURT
FOR EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:
City of Detroit Michigan
Creditors

Bankruptcy case No. 13-53846
Honorable Thomas J. Tucker
Chapter 9

PROOF OF SERVICE

Comit Bradford Jr., being first duly sworn deposes

Say that on March 18 2016. I sent a copy of the debtor,

twenty-eight omnibus objection to certain claims, Upon the concern

parties by certified mail at the following address:

Marc N Swanson
Miller, Canfield, Paddock and Stone, PLC
150 West Jefferson, Suite 2500
Detroit, Michigan 48226

2016 MAR 18 P 1:18
U.S. BANKRUPTCY
C.D. MICHIGAN-DETROIT

FILED

I/We hereby certify that the statements made herein are true and correct to the best of my knowledge and belief, under penalty of perjury and contempt of Court under the laws of the United States of America.

Sign Comit Bradford Jr.

Dated March 18 2014

EXHIBIT 5

unknown amount. To determine if you need to file a claim, please refer to the enclosed Information About Deadlines to File Claims.

B10 (Official Form 10) (04/13) (Modified)

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT of MICHIGAN		FILED CHARTER 9 PROOF OF CLAIM FEB 21 2014 US Bankruptcy Court COURT USE ONLY MI Eastern District
Name of Debtor: City of Detroit, Michigan	Case Number: 13-53846	
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Brooks, Danean		<input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
Name and address where notices should be sent: NameID: 11529743 Brooks, Danean 1403 18Th Street Detroit, MI 48216 (313) 469-2748 Telephone number: _____ email: dbrooks@dwsd.org		
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars. RECEIVED FEB 24 2014 KURTZMAN CARSON CONSULTANTS
Telephone number: _____ email: _____		
1. Amount of Claim as of Date Case Filed: \$ <u>8,200,000 Estimated Amt.</u> If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
2. Basis for Claim: <u>① LOST WAGES IN INTEREST DUE TO NON FUNDING/FREEZE OF PENSION. ② LOST WAGES/INTEREST OF 7.9% OR GREATER ON ANNUITY. ③ POSSIBLE LOSS OF TOTAL PENSION AND ANNUITY EARNED. ④ INCREASE IN HEALTHCARE EXPENSES.</u> (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor: <u>4606</u>		3a. Debtor may have scheduled account as: _____ (See instruction #3a)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____ Value of Property: \$ _____ Annual Interest Rate (when case was filed) _____% <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____
5. Amount of Claim Entitled to Priority as an Administrative Expense under 11 U.S.C. §§ 503(b)(9) and 507(a)(2). \$ _____		
5b. Amount of Claim Otherwise Entitled to Priority. Specify Applicable Section of 11 U.S.C. § _____. \$ _____		
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		
7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: _____		
8. Signature: (See instruction # 8) Check the appropriate box. <input checked="" type="checkbox"/> I am the creditor. <input type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.) (See Bankruptcy Rule 3004.) I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: <u>DA'NEAN M. BROOKS</u> Title: <u>EMPLOYEE VESTED WITH CITY OF DETROIT</u> Company: _____ Address and telephone number (if different from notice address above): _____ (Signature) <u>[Signature]</u> (Date) <u>2-19-14</u> Telephone number: _____ email: _____		

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



EXHIBIT 6

March 22, 2016

FILED (1)

Da'Nean Brooks
1403 18 Street
Detroit, MI 48216
(313) 469-2748 (313) 964-5789

2016 MAR 23 A 9:54

U.S. BANKRUPTCY COURT
E.D. MICHIGAN-DETROIT

To: Clerk of the Court
United States Bankruptcy Court
211 W. Fort Street, Suite 2100
Detroit, MI 48226

CC: Marc N. Swanson
Miller, Canfield, Paddock & Stone, PLC
150 W. Jefferson, Suite 2500
Detroit, MI 48226

Re: Claim # 3383

Bankruptcy Case No. 13-53846-tjt Doc 10784 Filed 2/26/16 Entered 2/26/16 13:43:32

Dear Honorable Thomas J. Tucker and Clerk of the Court:

I, Da'Nean Brooks, am writing to request a continuation of my claim # 3383 in the United States Bankruptcy Court. I am submitting this written response indicating that I do not want the court to eliminate, expunge, or dismiss my claim as requested in the Twenty-^{Eight}~~Three~~ Omnibus Objection to Certain Claims. The City of Detroit mismanaged funds for decades and I am in no way responsible for this. At the beginning stages of the Bankruptcy I was employed by the Detroit Water & Sewerage Department. The Water Department was never in the red and feel that we as a separate money making entity should have never been included in the bankruptcy. The bankruptcy has had a huge negative impact on me personally. I no longer am employed with the City of Detroit Water & Sewerage Department and was forced to resign and work for another company after almost 23yrs of service. Furthermore, monies were taken illegally from my pension as well as from other city employee's and retiree's, to pay for a bankruptcy that majority of us voted against. In addition to this I feel that the taking of monies from my pension was unconstitutional and that City Government should be held responsible and accountable. Lastly, I believe I have sufficient documentation for my claim. If you should require additional documentation, please contact me. I will respond promptly. Thank you for your consideration

Sincerely,


Da'Nean M. Brooks

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN

IN RE:

CASE NO: 13-53846
CHAPTER: 9

CITY OF DETROIT, MI Debtor.

CERTIFICATE OF SERVICE

I hereby certify that on MARCH 23, 2016 (date of mailing), I served

copies as follows:

1. Document(s) served:

- ① WRITTEN RESPONSE TO OBJECTION
- ② CERTIFICATE OF SERVICE

2. Served upon [name and address of each person served]:

① CLERK OF THE COURT
 UNITED STATES BANKRUPTCY COURT
 211 W. FORT STREET, SUITE 2100
 DETROIT, MI 48226

② MARC N. SWANSON
 MILLER, CANFIELD,
 PADDOCK & STONE, PLC
 150 W. JEFFERSON
 SUITE 2500
 DETROIT, MI 48226

3. By First Class Mail.

Dated: 03-23-16



(Signature)

Print Name: DANEAN BROOKS

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