

STATE OF WISCONSIN CIRCUIT COURT DANE COUNTY

In the Matter of the Rehabilitation of:

SEGREGATED ACCOUNT OF
AMBAC ASSURANCE CORPORATION

Case No. 10 CV 1576
Hon. Richard G. Niess

**MHPI PROJECTS SUPPLEMENTAL FILINGS IN SUPPORT OF
MOTION FOR RECONSIDERATION**

On February 26, 2018, the MHPI Projects¹ filed a Motion for Reconsideration, seeking reconsideration of the Court’s February 7, 2018 Order Granting the Rehabilitator’s Motion for Injunctive Relief (“February 7 Injunction”). (Dkt. Nos. 1635-1636.) On March 6, 2018, the MHPI Projects filed a Motion for Stay Pending Appeal in this Court, and then on March 9, 2018, a Motion for Ex Parte Relief Pending Appeal and Relief Pending Appeal in the Wisconsin Court of Appeals, District IV. (Dkt. Nos. 1646-1648, 1655.)

On March 13, 2018, the Court of Appeals granted the MHPI Projects’ motion for relief pending appeal. (Dkt. No. 1658.) The Court of Appeals ordered that “[e]nforcement of the injunction issued on February 7, 2018, and enforcement of Sections 6.8 and 6.13 of the Second Amended Rehabilitation Plan, including but not limited to the extent that those sections affect arguments that the appellants may make in any court, shall be stayed with respect to the MHPI Projects until further order of [the Court of Appeals].” (Id.)

Still pending in this Court is the MHPI Projects’ Motion for Reconsideration. In light of the Court of Appeals decision, the MHPI Projects asked the Rehabilitator and Ambac

¹ The “MHPI Projects” include: Monterey Bay Military Housing, LLC and Monterey Bay Land, LLC, Carlisle/Picatinny Family Housing LP, Fort Bliss/White Sands Missile Range Housing LP, Meade Communities LLC, Riley Communities, LLC, Fort Lee Commonwealth Communities, Fort Leavenworth Frontier Heritage Communities, II, LLC, Bragg Communities LLC, Fort Detrick/Walter Reed Army Medical Center Housing LLC, Polk Communities LLC, Rucker Communities LLC, and Stewart Hunter Housing LLC.

Assurance Corporation (“Ambac”) if they would agree to jointly request a dismissal of the February 7 Injunction, but they have not responded.

On this Motion for Reconsideration, the MHPI Projects hereby supplement their filings, and rely on, adopt and incorporate by reference the Court of Appeals decision (Dkt. No. 1658), the MHPI Projects’ filings in support of the Motion for Stay Pending Appeal filed in this Court (Dkt. Nos. 1646-1648), and the MHPI Projects’ Motion for Relief Pending Appeal (Dkt. No. 1655). Other specific argument and appendix cites will be referenced as needed in the reply brief of the MHPI Projects when submitted.

Dated this 16th day of March, 2018.

KRAVIT, HOVEL & KRAWCZYK s.c.

/s/ Stephen E. Kravit

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