

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

In re:

WOODBIDGE GROUP OF COMPANIES, LLC,  
*et al.*,<sup>1</sup>

Remaining Debtors.

MICHAEL GOLDBERG, as Liquidating Trustee of  
the Woodbridge Liquidation Trust, successor in  
interest to the estate of Woodbridge Group of  
Companies, LLC, *et al.*,

Plaintiff,

v.

[SEE ATTACHED **EXHIBIT A**],

Defendants.

Chapter 11

Case No. 17-12560 (BLS)

(Jointly Administered)

Adversary Proceeding

Case Nos. (See attached **Exhibit A**)

**CERTIFICATION OF COUNSEL REGARDING REQUEST FOR  
APPOINTMENT OF MEDIATOR**

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The undersigned hereby certifies the following:

1. Michael Goldberg, as Liquidating Trustee of the Woodbridge Liquidation Trust, successor in interest to the estate of Woodbridge Group of Companies, LLC, *et al.*, (the “Plaintiff”) filed complaints (the “Complaints”) with the United States Bankruptcy Court for the District of Delaware (the “Court”) against the defendants listed on Exhibit A hereto (the “Defendants,” and together with the Plaintiff, the “Parties”).

2. The Defendants in the adversary proceedings listed on Exhibit A (the “Adversary Proceedings”) filed answers and/or other responsive pleadings to the Complaints and

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<sup>1</sup> The Remaining Debtors and the last four digits of their respective federal tax identification numbers are as follows: Woodbridge Group of Companies, LLC (3603) and Woodbridge Mortgage Investment Fund 1, LLC (0172). The Remaining Debtors’ mailing address is 14140 Ventura Boulevard #302, Sherman Oaks, California 91423.

a proposed form of scheduling order (the “Scheduling Order”) was entered by the Court.

3. Pursuant to the Scheduling Order, the Adversary Proceedings were assigned to mediation and the Defendants were to provide Plaintiff with a list of three (3) proposed mediators. *Scheduling Order*, ¶3. If the Parties cannot agree on a mediator, the Plaintiff shall file a statement alerting the Court of such inability and request that the Court select and appoint a mediator for the Adversary Proceedings. *Id.* at ¶4.

4. The Defendants either failed to respond to multiple requests for a list of proposed mediators, or, in the case of Adv. Pro. No. 19-50829 (Mary Ellen Nuhn), counsel for the Plaintiff and Defendant could not agree on a mediator.

5. Accordingly, the Plaintiff requests that the Court select and appoint a mediator for each of the Adversary Proceedings from the following list of mediators that agreed to serve if appointed by the Court: (i) Judith Fitzgerald; (ii) Leslie Berkoff; (iii) Lucian Murley; and (iv) Derek Abbott.

6. The Plaintiff hereby requests selection of a mediator for each of the Adversary Proceedings at the Court’s convenience.

Dated: November 25, 2020  
Wilmington, Delaware

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Colin R. Robinson

Bradford J. Sandler (DE Bar No. 4142)  
Andrew W. Caine (CA Bar No. 110345)  
Colin R. Robinson (DE Bar No. 5524)  
919 North Market Street, 17th Floor  
P.O. Box 8705  
Wilmington, DE 19899 (Courier 19801)  
Telephone: 302-652-4100  
Fax: 302-652-4400  
Email: bsandler@pszjlaw.com  
acaine@pszjlaw.com  
crobinson@pszjlaw.com

*Counsel to the Plaintiff*

**EXHIBIT A**

<b>Defendant(s)</b>	<b>Adv. Proc. Case No.</b>
Mary Ellen Nuhn	19-50829
Kirk W. Chubka	19-50826
Phillip Ball a/k/a Larry Ball	19-50913
Gregg W. Butler	19-50958
Harold Plain	19-50974
Joseph Loox	19-50978
Richard Anthony Miller	19-51008
Deb Brundage	19-51069
Provident Trust Group, Custodian For The Benefit Of Christopher M. Soulier Roth Ira; Christopher M. Soulier	19-51050
Jay N. Brown	19-51047
Bette Tydings	19-51002
Provident Trust Group, Custodian For The Benefit Of Deborah J. Murphy Ira; Deborah J. Murphy	19-50583