United States District Court District of Vermont

GMAC Mortgage, LLC, :

Appellant,

: JUDGMENT IN A CIVIL CASE

V.

CASE NUMBER: 5:12-cv-96

David Roy Orcutt, Hollie Jean Stevens,

:

Appellees.

Jury Verdict. This action came before the Court for trial by jury. The issues have been tried and the jury has rendered its verdict.

X Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that pursuant to the court's Opinion and Order (Document No. 23) filed December 13, 2012, the Bankruptcy Court's Order granting summary judgment to Debtors and denying GMAC's cross-motion for summary judgment is VACATED. This matter is HEREBY REMANDED to the Bankruptcy Court for further proceedings consistent with said Opinion and Order.

JEFFREY S. EATON

Date: December 14, 2012 Clerk

/s/ Patricia A. Casey (By) Deputy Clerk

JUDGMENT ENTERED ON DOCKET DATE: 12/14/2012

UNITED STATES DISTRICT COURT OFFICE OF THE CLERK

DISTRICT OF VERMONT
Federal Building

JEFFREY S. EATON CLERK

BURLINGTON, VERMONT 05402-0945

☐ P.O. BOX 945 BURLINGTON 05402-0945 (802) 951-6301

☐ P.O. BOX 998 BRATTLEBORO 05302-0998 (802) 254-0250

X P.O. BOX 607 RUTLAND 05702-0607 (802) 773-0245

Civil Action No. 5:12-CV-96

Date December 14, 2012

GMAC Mortgage, LLC vs. Orcutt et al

NOTICE TO LITIGANTS

If you wish to appeal the enclosed judgment or order, you must file a Notice of Appeal within 30 days after entry of the judgment or order appealed from (or 60 days if the United States or an officer or agency of the United States is a party). Fed.R.App.P. 4(a)(1). The fee for filing an appeal is \$455.00.

If you wish to appeal but are unable to file your Notice of Appeal within 30 days [or 60 days if applicable] after the date of entry shown on line 2 below, then you have an additional 30 days to file a Motion for Extension of Time. The Motion for Extension of Time **must** be filed within 30 days after the date on line 3 below. Every Motion for Extension of Time must contain an explanation which demonstrates "good cause" or "excusable neglect" for failure to file the Notice of Appeal within the time limit required. Fed.R.App.P. 4(a)(5).

PLEASE TAKE NOTICE

1. Judgment filed <u>December 14, 2012</u>

2. Date of Entry of Judgment on the

docket of this court <u>December 14, 2012</u>

3. Notice of Appeal **MUST** be filed on or before

January 14, 2013

/s/ Patricia A. Casey
Deputy Clerk