

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

	X	
In re:	:	Chapter 11
ADVANTA CORP., <i>et al.</i>	:	Case No. 09-13931 (KJC)
Debtors.	:	(Jointly Administered)
	X	
ADVANTA BANK CORP.	:	
Plaintiff,	:	
-against-	:	Adversary Proceeding
ADVANTA CORP.	:	No.: 10-50795 (KJC)
Defendant.	:	
	X	
	:	<b>RE: D.I. 8, 9, 15, 17, 18, 19, 25, 26, 28, 32, 33, 34, 36, 54, 13</b>

**AMENDED EXPEDITED DISCOVERY AND  
EVIDENTIARY HEARING SCHEDULING ORDER**

WHEREAS, the following two motions (collectively, the “*Motions*”) are pending in the above-captioned adversary proceeding: (i) the Emergency Motion of Advanta Bank Corp. (“*ABC*”) For Declaratory and Injunctive Relief In Connection With Its Amended Complaint (Adv. Proc. D.I. 9) and (ii) the Motion of Federal Deposit Insurance Corporation (“*FDIC-R*” and together with Advanta Corp. and the Official Committee of Unsecured Creditors, each a “*Party*” and collectively, the “*Parties*”), as receiver for ABC, Seeking a Declaration That the Automatic Stay Does Not Apply or, In the Alternative, an Order Granting Relief From the Automatic Stay (Adv. Proc. D.I. 25); and

WHEREAS the Court entered the Expedited Discovery and Evidentiary Hearing Scheduling Order (Adv. Proc. D.I. 54) on July 6, 2010.

WHEREAS the Court had initially scheduled an evidentiary hearing on the Motions for August 17-18, 2010.

WHEREAS the Court held a telephonic status conference on July 30, 2010.

It is hereby ORDERED that the Parties shall conduct expedited discovery concerning the Motions on the following schedule:

1. The Parties shall serve documents requests on any other Party on or before June 11, 2010. There shall be no interrogatories or requests for admission.
2. The Parties shall serve written objections and responses to document requests on or before June 25, 2010.
3. The Parties shall complete their respective document productions on or before July 16, 2010.
4. On or before July 16, 2010, each Party shall serve on the other Parties a list containing each fact witness that Party intends to call during the evidentiary hearing. A Party may supplement its fact witness list in the Joint Pretrial Memorandum so long as each additional fact witness (other than a fact witness in the control of an adverse Party) has been deposed or an opportunity is given to the other Parties to depose that witness prior to the evidentiary hearing.
5. The Parties shall conduct fact depositions between July 26, 2010, and August 6, 2010, inclusive, with expert depositions presumptively to be held on August 11-13, 2010. The Parties shall confer in good faith to schedule depositions on mutually convenient dates during these periods.

6. Any Party that intends to call an expert witness at the evidentiary hearing shall serve its expert disclosure on or before August 6, 2010. The Parties must produce with their expert disclosure the documents on which the expert relies (or a Bates number reference to any document relied upon that has been produced). There shall be no other document discovery of experts, including, without limitation, discovery of draft expert disclosures.

7. The FDIC-R shall serve drafts of the various sections of the Joint Pretrial Memorandum on the other Parties pursuant to a schedule to be agreed to by the Parties. The receiving Parties shall reply to the FDIC-R with comments on the draft sections of the Joint Pretrial Memorandum pursuant to the schedule to be agreed to so that the Parties have sufficient time to confer and file a Joint Pretrial Memorandum on or before noon on August 13, 2010. Any pretrial briefs shall also be filed and served on or before noon on August 13, 2010.

8. An evidentiary hearing on the Motions shall be held on August 16-18, 2010, commencing at 10:00 a.m. each day.

9. Deadlines contained in this Order other than for the filing of the Joint Pretrial Memorandum may be modified either by agreement of the Parties without further order of the Court or by the Court for good cause shown.

Dated: Aug 5, 2010  
Wilmington, Delaware

  
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THE HONORABLE KEVIN J. CAREY  
UNITED STATES BANKRUPTCY JUDGE