

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

IN RE:

BRIGGS & STRATTON CORPORATION, *et al.*,

Debtors.

ALAN D. HALPERIN, solely as Plan
Administrator of the Wind-Down Estates of
Briggs & Stratton Corporation,

Plaintiff,

v.

STATE OF NEBRASKA, NEBRASKA
WORKERS' COMPENSATION COURT and
ZURICH-AMERICAN INSURANCE
COMPANY,

Defendants.

In Proceedings Under Chapter 11
Hon. Kathy A. Surratt-States

Case No. 20-43597-659
(Jointly Administered)

Adversary No. 25-04044-659

SECOND MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT

COME NOW the Nebraska Workers' Compensation Court and the State of Nebraska (collectively, the "Movants") and in support of their *Motion for Extension of Time to Respond to Complaint* (the "Motion"), state to this honorable Court as follows:

1. Plaintiff commenced this action on August 1, 2025. In its Complaint, Plaintiff purports to seek declaratory relief, turnover, damages and additional relief against Movants and against a surety bond issuer.

2. Movants are the state of Nebraska and the Nebraska Workers' Compensation Court, a member of the judicial branch of the state of Nebraska.



3. On August 6, 2025 this Court issued a Summons [Doc. No.4] which provides that Movants are to file a motion or answer to the Complaint on or before the expiration of thirty (30) days from the date of issuance of the Summons. Movants' response deadline under Rules 7007, 7012, 7013, and 9006 of the Federal Rules of Bankruptcy Procedure was originally September 5, 2025 (the "Response Date").

4. Movants are a sovereign state and a member of the judicial branch of that sovereign state. In order to appropriately respond to the Complaint in this action, Movants will need to review applicable statutes and rules, communications between and among them and Debtor, communications between and among them and Plaintiff in this matter, and relevant documents. In addition, prior to submitting a response to the Complaint, appropriate approvals will be required from officials of the state of Nebraska. Movants previously requested, with the consent of Plaintiff, and received [Doc. No. 9] an extension of the Response Date in this action through and including October 6, 2025

5. Thereafter, Movants and Plaintiff have engaged in discussions in an attempt to craft a resolution to the issues set out in the Complaint. While Movants and Plaintiff have made progress toward that end, it is expected that a full resolution cannot be had without the involvement of Zurich-American Insurance Company. Movants and Plaintiff have contacted counsel for Zurich and expect to have communications with said counsel concerning resolution of the issues set out in the Complaint.

6. The undersigned contacted counsel for Plaintiff and has obtained consent to a further extension of the Response Date to October 20, 2025 in order that the parties may explore whether this matter may be resolve or if it needs to be litigated. Both Plaintiff and Movants retain their rights, claims, and defenses.

7. This request is made timely under Rule 9006 of the Federal Rules of Bankruptcy Procedure.

8. Movants respectfully submit that the foregoing constitutes good and sufficient cause under Rule 9006(b) and further that this request is not made for an improper purpose. Rather, the request is made, with consent of Plaintiff and in order to allow Movants sufficient time to fully respond to the Complaint while exploring the possibility of resolution.

WHEREFORE, Movants respectfully request that this honorable Court grant this Motion, that the Court extend the Response Date through and including October 20, 2025, and that the Court grant Movants such additional and further relief as is just and proper.

MATHIS, MARIFIAN, & RICHTER, LTD.

By: /s/ Robert A. Breidenbach

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing was served this 3rd day of October, 2025, by first-class mail, postage prepaid, to the following parties, unless said parties received service by electronic means:

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