

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

In re	:	Chapter 11
	:	
ALDRICH PUMP LLC, <i>et al.</i> , ¹	:	Case No. 20-30608
	:	
Debtors.	:	(Jointly Administrated)
	:	
	:	
OFFICIAL COMMITTEE OF ASBESTOS PERSONAL INJURY CLAIMANTS,	:	Adversary Proceeding
	:	
Plaintiff,	:	
	:	Adv. Pro. No. 21-03029
v.	:	
	:	
ALDRICH PUMP LLC, MURRAY BOILER LLC, TRANE TECHNOLOGIES COMPANY LLC, and TRANE U.S. INC.,	:	
	:	
Defendants.	:	

**DEBTORS’ MOTION TO FILE
CONFIDENTIAL DOCUMENTS UNDER SEAL**

Aldrich Pump LLC (“Aldrich”) and Murray Boiler LLC (“Murray”), the debtors and debtors in the above-captioned chapter 11 case (the “**Debtors**”), by and through their undersigned counsel, pursuant to 11 U.S.C. § 105(a), 11 U.S.C. § 107(b), Rule 9018 of the Federal Rules of Bankruptcy Procedure, Rule 6.1 of the Rules of Practice and Procedure of the United States District Court for the Western District of North Carolina and Section I(1) of the *Agreed Protective Order Governing Confidential Information* [Main Case Dkt. 345] entered on September 23, 2020

¹ The Debtors are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): Aldrich Pump LLC (2290) and Murray Boiler LLC (0679). The Debtors’ address is 800-E Beaty Street, Davidson, North Carolina 28036.



(“**Protective Order**”), hereby file this *Motion to File Confidential Documents Under Seal* (the “**Motion**”) related to the *Debtors’ Answer and Affirmative Defenses to Plaintiff’s Complaint for Substantive Consolidation of the Debtors’ Estates With Defendants’ Certain Nondebtor Affiliates or, Alternative, to Reallocate Debtors’ Asbestos Liabilities to Those Affiliates* [Adv. Proc. Dkt. No. 76] (the “**Answer**”).

BACKGROUND

1. The Debtors seek an order permitting them to file under seal portions of the Answer that reference excerpts of a deposition transcript, which has been designated as “Confidential” pursuant to the Protective Order.

2. On May 5, 2022, Trane Technologies Company LLC and Trane U.S. Inc. (together, the “**Non-Debtor Affiliates**”) filed their *Answer and Affirmative Defenses* in this adversary proceeding [Adv. Proc. Dkt. No. 74] (the “**Non-Debtor Affiliates’ Answer**”). The Non-Debtor Affiliates also filed a Motion to File Confidential Documents Under Seal related to the Non-Debtor Affiliates’ Answer [Adv. Proc. Dkt. No. 73] (the “**Non-Debtor Affiliates’ Motion to Seal**”). The Non-Debtor Affiliates’ Motion to Seal appended, as Exhibit A, the Declaration of Sara Walden Brown in Support of Non-Debtor Affiliates’ Motion to File Confidential Documents Under Seal (the “**Brown Declaration**”).

3. By this Motion, the Debtors seek to seal the Answer to protect substantially the same confidential information sought to be sealed by the Non-Debtor Affiliates’ Motion to Seal. Therefore, the Debtors hereby adopt and incorporate the arguments in the Non-Debtor Affiliates’ Motion to Seal, and incorporate by reference the Brown Declaration, in support of this Motion.

Wherefore, for the reasons set forth herein and in the Non-Debtor Affiliates’ Motion to Seal, the Debtors respectively request that the Court enter an order, attached hereto as **Exhibit A**,

granting this Motion and permitting the filing of the Answer as redacted in Adv. Proc. Dkt. No.

76.

Dated: May 6, 2022
Charlotte, North Carolina

Respectfully submitted,

/s/ John R. Miller, Jr.
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ATTORNEYS FOR DEBTORS AND
DEBTORS IN POSSESSION

EXHIBIT A

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

In re	:	Chapter 11
	:	
ALDRICH PUMP LLC, <i>et al.</i> , ²	:	Case No. 20-30608
	:	
Debtors.	:	(Jointly Administrated)
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OFFICIAL COMMITTEE OF ASBESTOS	:	Adversary Proceeding
PERSONAL INJURY CLAIMANTS,	:	
	:	
Plaintiff,	:	
	:	Adv. Pro. No. 21-03029
v.	:	
	:	
ALDRICH PUMP LLC, MURRAY	:	
BOILER LLC, TRANE TECHNOLOGIES	:	
COMPANY LLC, and TRANE U.S. INC.,	:	
	:	
Defendants.	:	

**ORDER AUTHORIZING THE FILING OF
CERTAIN CONFIDENTIAL DOCUMENTS UNDER SEAL PURSUANT TO THE
AGREED PROTECTIVE ORDER**

This matter coming before the Court on the *Debtors’ Motion to File Confidential Documents Under Seal* (the “**Motion**”)³ filed by the Debtors, the Court having reviewed the Motion and the documents and pleadings incorporated therein by reference, and having considered the statements and evidence adduced with respect to the Motion; and the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (ii) venue is

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³ Capitalized terms not defined herein have the meaning ascribed to them in the Motion.

proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409, and (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b); and after due deliberation the Court having determined that the relief requested in the Motion is in the best interests of the Debtors, and the parties in interest; and good and sufficient cause having been shown;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. In the above captioned bankruptcy and related adversarial proceedings, the parties are authorized to file the *Debtors' Answer and Affirmative Defenses to Plaintiff's Complaint for Substantive Consolidation of the Debtors' Estates With Defendants' Certain Nondebtor Affiliates or, Alternative, to Reallocate Debtors' Asbestos Liabilities to Those Affiliates* in redacted format as set forth in Adv. Proc. Dkt. No 76 to prevent the disclosure of the Confidential Deposition Excerpts.
3. The Debtors are authorized and empowered to take all actions necessary to implement the relief granted in this Order.
4. This Court shall retain jurisdiction over any and all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

This Order has been signed electronically.
The Judge's signature and Court's seal appear
at the top of the Order.

United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

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In re	:
	: Chapter 11
	:
ALDRICH PUMP LLC, <i>et al.</i> , ¹	:
	: Case No. 20-30608
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Debtors.	:
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OFFICIAL COMMITTEE OF ASBESTOS	:
PERSONAL INJURY CLAIMANTS,	: Adversary Proceeding
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Plaintiff,	:
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v.	:
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ALDRICH PUMP LLC, MURRAY	:
BOILER LLC, TRANE TECHNOLOGIES	:
COMPANY LLC, and TRANE U.S. INC.,	:
	:
Defendants.	:
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NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that Aldrich Pump LLC, et al., Debtors in the above-captioned cases, have filed the Debtors’ Motion to File Confidential Documents Under Seal (the “Motion”).

If a copy of the Motion is not included with this Notice, a copy may be viewed at the Court’s website, www.ncwb.uscourts.gov under Debtor Aldrich Pump LLC’s name and case number, you may obtain a copy of the Motion from the Debtors’ claims and noticing agent at www.kccllc.net/aldrich, or you may request in writing a copy from the undersigned counsel to the Debtors.

YOUR RIGHTS MAY BE AFFECTED. YOU SHOULD READ THESE PAPERS CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE IN THESE BANKRUPTCY CASES. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE.

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IF YOU DO NOT WANT THE COURT TO GRANT THE RELIEF REQUESTED IN THE MOTION, OR IF YOU WANT THE COURT TO CONSIDER YOUR VIEWS ON THE MOTION, THEN ON OR BEFORE FRIDAY, MAY 20, 2022, YOU MUST:

(1) A. File with the Bankruptcy Court a written objection at:

Clerk, United States Bankruptcy Court
401 W. Trade Street
Charlotte, North Carolina 28202

B. If you have your attorney file a written objection then the objection should be filed with the Bankruptcy Court by electronic means through the Court's website, www.ncwb.uscourts.gov under the jointly administered name and case number shown above.

(2) Serve the objection pursuant to the procedures set forth in the *Order Establishing Certain Notice, Case Management, and Administrative Procedures* (Dkt. No. 123).

(3) Attend the hearing scheduled for May 26, 2022, at 9:30 a.m. EDT or as soon thereafter as the matter can be heard in the Bankruptcy Courtroom 2B, 401 West Trade Street, Charlotte, North Carolina. You should attend this hearing if you file an objection.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought and may enter an Order granting the relief requested. No further notice of that hearing will be given.

This the 6th day of May, 2022.

RAYBURN COOPER & DURHAM, P.A.

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ATTORNEYS FOR DEBTORS