

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE:

ALDRICH PUMP LLC, *et al.*,

Debtor.

Chapter 11

Underlying Case No.: 20-30608
(JCW)

(United States Bankruptcy Court
for the Western District of North
Carolina)

AC&S ASBESTOS SETTLEMENT TRUST,
COMBUSTION ENGINEERING 524(G)
ASBESTOS PI TRUST, GI HOLDINGS INC.
ASBESTOS PERSONAL INJURY
SETTLEMENT TRUST, GST SETTLEMENT
FACILITY, KAISER ALUMINUM &
CHEMICAL CORPORATION ASBESTOS
PERSONAL INJURY TRUST, QUIGLEY
COMPANY, INC. ASBESTOS PI TRUST, T H
AGRICULTURE & NUTRITION, L.L.C.
ASBESTOS PERSONAL TRUST, and
YARWAY ASBESTOS PERSONAL INJURY
TRUST,

Petitioners,

v.

ALDRICH PUMP LLC and MURRAY BOILER
LLC,

Respondents,

VERUS CLAIMS SERVICES, LLC,

Interested Party,

NON-PARTY CERTAIN MATCHING
CLAIMANTS,

Interested Party.

Case No.: 22-05116 (MAS-TJB)

Honorable Michael A. Shipp

Honorable Tonianne J.
Bongiovanni



**CONSENT ORDER REGARDING RESPONDENTS
ALDRICH PUMP LLC AND MURRAY BOILER LLC'S
MOTION TO TRANSFER SUBPOENA-RELATED MOTIONS TO
THE ISSUING COURT, THE UNITED STATES BANKRUPTCY
COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

WHEREAS, on July 5, 2022, Aldrich Pump LLC and Murray Boiler LLC (together, "Respondents") served subpoenas (the "Subpoenas") to produce documents on each of the Trusts¹ and Verus Claims Services, LLC ("Verus");

WHEREAS, on August 19, 2022, the Trusts initiated this action by filing a motion to quash the Subpoenas and stay [Dkt. No. 1] (the "Trusts' Motion to Quash");

WHEREAS, on August 19, 2022, Verus filed a motion to quash Subpoena and stay [Dkt. No. 5] (the "Verus Motion to Quash");

WHEREAS, on September 2, 2022, Non-Party Certain Matching Claimants ("Matching Claimants") filed a motion to quash or modify the Subpoenas and joinder [Dkt. No. 13] (the "Matching Claimants' Motion to Quash" and together with the Trusts' Motion to Quash and the Verus Motion to Quash, the "Motions to Quash");

¹ The "Trusts" are, collectively, AC&S Asbestos Trust, Combustion Engineering 524(g) Asbestos PI Trust, G-I Holdings Inc. Asbestos Personal Injury Settlement Trust, GST Settlement Facility, Kaiser Aluminum & Chemical Corp. Asbestos Personal Injury Trust, Quigley Asbestos Trust, THAN Asbestos Personal Injury Trust, and Yarway Asbestos Personal Injury Trust.

WHEREAS, on September 2, 2022, Matching Claimants filed a motion to proceed anonymously [Dkt. No. 14] (the “Motion to Proceed Anonymously”);

WHEREAS, on September 9, 2022, Respondents filed a motion to transfer the Motions to Quash and Motion to Proceed Anonymously to the United States Bankruptcy Court for the Western District of North Carolina [Dkt. No. 20] (the “Motion to Transfer”);

WHEREAS, counsel for the Respondents, Trusts, Verus, and Matching Claimants having conferred and reached certain agreements governing the terms of transfer of all matters currently pending before this Court, including all parties mutually reserving all rights with respect to the pending Motions to Quash referenced above and the Motion to Proceed Anonymously, except to the extent set forth herein; and

NOW, THEREFORE, with the consent of the parties and the Court having found that good cause exists for the entry of this Order;

IT IS, on this 4th day of January, 2023, ORDERED, that

1. Pursuant to Federal Rule of Civil Procedure 45(f), the Motion to Transfer is granted on consent of all parties, and the Motions to Quash and Motion to Proceed Anonymously are hereby transferred to the United States Bankruptcy Court for the Western District of North Carolina, Honorable J. Craig Whitley, for further proceedings.

2. The Respondents, Trusts, Verus, and Matching Claimants agree that any production pursuant to the Subpoenas will be made consistent with any rulings the Honorable J. Craig Whitley has made or makes regarding the terms of compliance and/or production associated with the similar subpoenas issued by Respondents to Delaware Claims Processing Facility and its member trusts in the underlying action pending in the United States Bankruptcy Court for the Western District of North Carolina.

3. Upon transfer, this case shall be closed.

4. A copy of this Consent Order shall be served on the parties of record via the Court's CM/ECF system.

s/Tonianne J. Bongiovanni

Hon. Tonianne J. Bongiovanni
United States Magistrate Judge

[Docket Entry No. 20 is terminated].

The parties hereby consent to the form and entry of the within Order:

Dated: Bedminster, New Jersey
January 4, 2023

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*Attorneys for Non-Party Certain
Matching Claimants*

I HEREBY CERTIFY that the above and
forgoing is a true and correct copy
of the original on file in my office.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

WILLIAM T. WALSH, CLERK

By *William T. Walsh*
Deputy Clerk

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--Non Case Participants:
--No Notice Sent:

Message-Id:<16733996@njd.uscourts.gov>

Subject:Activity in Case 3:22-cv-05116-MAS-TJB AC&S ASBESTOS SETTLEMENT TRUST et al v. ALDRICH PUMP LLC et al Order on Motion to Transfer Case

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U.S. District Court

District of New Jersey [LIVE]

Notice of Electronic Filing

The following transaction was entered on 1/5/2023 at 11:11 AM EST and filed on 1/4/2023

Case Name: AC&S ASBESTOS SETTLEMENT TRUST et al v. ALDRICH PUMP LLC et al

Case Number: 3:22-cv-05116-MAS-TJB

Filer:

Document Number: 48

Docket Text:

CONSENT ORDER granting [20] Motion to Transfer Case to U.S.B.C. Western District of North Carolina. Signed by Magistrate Judge Tonianne J. Bongiovanni on 1/4/2023. (km)

3:22-cv-05116-MAS-TJB Notice has been electronically mailed to:

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Electronic document Stamp:

[STAMP dcecfStamp_ID=1046708974 [Date=1/5/2023] [FileNumber=16733994-0
] [4cadcc08cf00da535039ba956ffb60ddcb916feace05a106f0892962322ecabfe62
e9616545e30ad46d0d83f978fc236969f4d95277501a213950c66e32fde6f]]

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
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50 Walnut Street, Room 4015
Newark, New Jersey 07101



WILLIAM T. WALSH
CLERK

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Bankruptcy Court
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JAN 11 2023
Steven T. Salata, Clerk
Charlotte Division
MDW

August 6, 2019

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One John F. Gerry Plaza
Fourth & Cooper Streets, Room 1050
Camden, New Jersey 08101

TRENTON OFFICE
Clarkson S. Fisher U.S. Courthouse
402 East State Street, Room 2020
Trenton, NJ 08608

REPLY TO: TRENTON

Petitioner(s):

AC&S ASBESTOS SETTLEMENT TRUST, et al Case No.: 3:22-cv-05116(TJB)(MAS)

v.

Chief Judge Freda L. Wolfson

Respondent(s):

U.S.B.C. No.: 20-30608 (JCW)

ALDRICH PUMP LLC, et al

U.S. Bankruptcy Court, Clerk's Office
Western District of North Carolina
401 West Trade Street, Suite 2500
Charlotte, NC 28202

Dear Clerk of Court:

Enclosed please find a certified copy of the Order transferring the above captioned matter to your Court.

Very truly yours,
William T. Walsh, Clerk
By: KM, Deputy Clerk

CLERK, U.S. DISTRICT COURT
402 E. STATE STREET ROOM 2020
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