

FILED & JUDGMENT ENTERED
Steven T. Salata

July 3 2023

Clerk, U.S. Bankruptcy Court
Western District of North Carolina



J. Craig Whitley
J. Craig Whitley
United States Bankruptcy Judge

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

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 INJURY TRUST, and YARWAY
ASBESTOS PERSONAL INJURY TRUST,

Petitioners,

v.

ALDRICH PUMP LLC, MURRAY BOILER LLC.

Respondents.

In re

ALDRICH PUMP LLC, *et al.*,¹

Debtors.

Miscellaneous Pleading

No. 23-00300 (JCW)

(Transferred from District of New Jersey)

Chapter 11

Case No. 20-30608

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.



ORDER DENYING MOTIONS TO QUASH AND MOTION TO STRIKE

These matters came on before the Court upon the following motions, objections, joinders and replies thereto:

1. Notice of Third Party Trusts' Motion to Quash and in Support of Stay and Memorandum of Law in Support of Third Party Asbestos Trusts' Motion to Quash Subpoenas and in Support of Stay [23-00300 Docket No. 2-1] (the "Verus Trusts' Motion to Quash")
 - a. Notice of Non-Party Certain Matching Claimants' Joinders and Motion to Quash and Non-Party Certain Matching Claimants' Memorandum of Law in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [23-00300 Docket No. 3-3] (the "Verus Matching Claimants' Joinder")
 - b. Aldrich Pump LLC and Murray Boiler LLC's Memorandum of Law in Opposition to: (I) Third-Party Trusts' Motion to Quash Subpoenas and in Support of Stay; (II) Verus Claim Services, LLC's Motion to Quash Subpoena and to Stay; and (III) Non-Party Certain Matching Claimants' Joinders and Motion to Quash [23-00300 Docket No. 5-2] (the "Debtors' Verus Objection")
 - c. Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [23-00300 Docket No. 5-8] (the "Verus Matching Claimants' Reply")
 - d. Third Party Asbestos Trusts' Reply Memorandum of Law in Further Support of Their Motion to Quash Subpoenas [23-00300 Docket No. 5-9] (the "Verus Trusts' Reply")
2. Notice of Motion to Quash Subpoena and to Stay and Verus Claim Services, LLC's Memorandum of Law in Support of its Motion to Quash Subpoena and to Stay [23-00300 Docket No. 2-6] (the "Verus Motion to Quash")
 - a. The Verus Matching Claimants' Joinder
 - b. The Debtors' Verus Objection
 - c. The Verus Matching Claimants' Reply
 - d. Verus Claim Services, LLC's Reply Memorandum of Law in Further Support of its Motion to Quash [23-00300 Docket No. 5-10] (the "Verus Reply")

Upon consideration of the above-referenced motions, objections, joinders and replies, along with those motions, objections, joinders and replies filed in Miscellaneous Case

No. 22-303 concerning the Debtors' Motion for Rehearing [22-303 Docket No. 54], as well as the evidence and arguments presented at hearings before the Court taking place on November 30, 2022, March 30, 2023, and June 6, 2023 (collectively, the "Hearings"), and upon good cause shown, for the reasons stated on the record at the Hearings as well as the hearing held on June 15, 2023, the Court hereby FINDS, ORDERS, ADJUDGES AND DECREES that:

- A. Each of the Verus Trusts' Motion to Quash, the Verus Motion to Quash, and all joinders thereto are hereby DENIED.
- B. The Trust Production Date (as defined in the Order Granting Motion of the Debtors for an Order Authorizing the Debtors to Issue Subpoenas on Asbestos Trusts and Paddock Enterprises, LLC (20-30608 Docket No. 1240) (the "Subpoena Order") shall be no later than 90 days from the date of entry of this Order.
- C. Except as otherwise set forth herein, all provisions of the Subpoena Order shall apply to the production of information required thereby.
- D. This Court retains exclusive jurisdiction over this Order and any and all matters arising from or relating 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