

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

In re:) Case No.: 20-30608
)
ALDRICH PUMP LLC, *et al.*,¹) Chapter 11
)
Debtors.) Jointly Administered

**MOTION TO MODIFY ORDER
ESTABLISHING MEDIATION PROTOCOL**

The United States Bankruptcy Administrator for the Western District of North Carolina (the “Bankruptcy Administrator”) moves the Court (the “Motion”) for an order (i) modifying the Order Establishing Mediation Protocol (the “Mediation Protocol Order”)² entered on February 3, 2023 [ECF No. 1608], as supplemented, (ii) directing the parties to mediate on the terms and conditions set forth in the Mediation Protocol Order except as modified herein and as may be otherwise agreed by the parties in advance of the hearing on this Motion, (iii) appointing a substitute Mediator to the extent necessary, and (iv) granting related relief. In support of this Motion, the Bankruptcy Administrator respectfully states as follows:

JURISDICTION

1. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).

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.

² Capitalized terms not otherwise defined herein shall have the meaning ascribed to such terms in the Mediation Protocol Order.



2. The statutory predicates for the relief sought in this Motion are sections 105 of title 11 of the United States Code, 11 U.S.C. §§ 101, et seq. (the “Code” and Local Rule 9019-2 of the Rules of Practice and Procedure of the United States Bankruptcy Court for the Western District of North Carolina (the “Local Rules”).

BACKGROUND

3. On the prior motion of the Bankruptcy Administrator, this Court previously entered the Order Directing Parties to Mediation and Scheduling Further Hearing [ECF No. 1440] (the “Initial Mediation Order”); the Mediation Protocol Order; and the Supplemental Order Further Establishing Mediation Protocol [ECF No. 1726].

4. The Mediation Protocol Order left to the discretion of the Mediator whether to require “decision makers” for a Mediation Party to attend any particular mediation session.

5. As of the date hereof, the Mediator has not filed a report consistent with Local Form 17 as contemplated by paragraph K of the Mediation Protocol Order.

RELIEF REQUESTED

6. By this Motion, the Bankruptcy Administrator requests entry of an order pursuant to section 105(a) of the Bankruptcy Code and Local Rule 9019-2 (i) directing the Mediator to convene a mediation session within 90 days of entry of an order approving this Motion and (ii) requiring the attendance of (a) Ray Pittard, Vice-President and Chief Restructuring Officer of the Debtors; (b) in-house counsel or other authorized decisionmaker(s) for the Non-Debtor Affiliates; (c) the Future

Claimants' Representative, (d) the individual members of the ACC and ACC members' respective counsel, and (e) each of the foregoing parties' respective counsel.

7. If the mediation session is scheduled to take place in person, the undersigned requests that individual members of the ACC be permitted to attend by telephone or video conference. To the extent any ACC member or his/her respective counsel requests to attend such mediation session in person, any order granting this Motion should clarify that reasonable costs of attendance will be paid by the Debtors pursuant to section 503(b)(3)(F) on proper application for reimbursement.

8. For the avoidance of doubt, any order granting this Motion should authorize the Mediator, in his discretion, to speak to the ACC members, with ACC counsel present, without the participation of ACC members' individual counsel.

9. If one of the Mediators resigns or previously resigned, the undersigned requests that any order approving this Motion clarify that the remaining Mediator continues to serve as Mediator. If both Mediators resign or previously resigned, the undersigned requests the appointment of C. Edward Dobbs as Mediator.

10. If the prior Mediation concluded but a report of the Mediator was not prepared, the undersigned requests that the Court order the Mediator to file a mediation report within 30 days of the order granting this Motion. If the prior Mediation concluded, the undersigned asks that the Court treat this as a motion for a new mediation, on the same terms and requirements as previously approved except as modified herein, and, to the extent the Mediators are unavailable, that the Court approve C. Edward Dobbs as Mediator.

11. To the extent that the parties agree on such other protocols or amendments to the Mediation Protocol Order, the undersigned requests the Court's authority to incorporate those agreements into any order granting this Motion.

12. Nothing herein is intended to request an extension of the deadlines as in the current estimation case management order or the pending adversary proceedings; rather, the Bankruptcy Administrator's expectation is that the parties have the resources available to mediate and prepare for litigation in parallel.

The Bankruptcy Administrator respectfully requests that the Court enter an order (i) granting this Motion, (ii) directing the Mediation Parties to mediate on the terms and conditions set forth in the Mediation Protocol Order, as supplemented, except as modified herein and as may be otherwise agreed by the parties in advance of the hearing on this Motion, (iii) appointing a substitute Mediator to the extent necessary, and (iv) granting such other and further relief as the Court deems just and proper.

Dated: November 6, 2025.

/s/ Shelley K. Abel
Shelley K. Abel
U.S. Bankruptcy Administrator
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UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

In re:)	Case No.: 20-30608
)	
ALDRICH PUMP LLC, <i>et al.</i> , ¹)	Chapter 11
)	
<u>Debtors.</u>)	Jointly Administered

NOTICE OF HEARING

PLEASE TAKE NOTICE that on November 6, 2025, the United States Bankruptcy Administrator for the Western District of North Carolina filed a *Motion to Modify Order Establishing Mediation Protocol* (the "Motion") in this case.

PLEASE TAKE FURTHER NOTICE that your rights may be affected by the Motion. You should read the Motion carefully and discuss them with your attorney. If you do not have an attorney, you may wish to consult with one.

PLEASE TAKE FURTHER NOTICE that, pursuant to Fed. R. Bankr. P. 9007 and the Case Management Order, written responses, if any, must be filed on or before **November 14, 2025** (the "Response Deadline"), in order to be considered. If you do not want the Court to grant the relief requested in the Motion, or if you oppose it in any way, you **MUST**:

1. File a formal, written response with the Bankruptcy Court at:

Clerk, United States Bankruptcy Court
Charles Jonas Federal Building
401 West Trade Street
Charlotte, North Carolina 28202

2. Serve a copy of your response on all parties in interest, including:

US Bankruptcy Administrator
401 W. Trade Street, Suite 2400
Charlotte, NC 28202

PLEASE TAKE FURTHER NOTICE that a hearing on the Motion will be held on **November 20, 2025, at 9:30 a.m. (ET)** before the Honorable Lena M. James at the United States Bankruptcy Court, Charles Jonas Federal Building, Courtroom 2B, 401

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.

West Trade Street, Charlotte, North Carolina 28202.

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

Dated: November 6, 2025

/s/ Shelley K. Abel
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