

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

| | |
|---------------------------------------------------|------------------------------------------|
| In re: | § Chapter 11 |
| | § |
| | § Case No. 20-43597-399 |
| BRIGGS & STRATTON CORPORATION, <i>et al.</i> , | § |
| | § (Jointly Administered) |
| | § |
| Debtors. | § Hearing Date: December 2, 2021 |
| | § Hearing Time: 2:00 p.m. (Central Time) |
| | § Hearing Location: Courtroom 5 North |
| | § 111 S. 10th St., St. Louis, MO 63102 |

**NOTICE OF THE PLAN ADMINISTRATOR’S TWENTY-SIXTH OMNIBUS
OBJECTION TO CLAIMS ON GROUNDS OF NO LIABILITY
(WORKERS’ COMPENSATION)**

THIS IS AN OBJECTION TO YOUR CLAIM. THE OBJECTING PARTY IS ASKING THE COURT TO DISALLOW THE CLAIM THAT YOU FILED IN THESE BANKRUPTCY CASES.

IF YOU CHOOSE TO RESPOND, A WRITTEN RESPONSE MUST BE FILED WITH THE CLERK OF COURT, U.S. BANKRUPTCY COURT, 111 SOUTH TENTH STREET, 4TH FLOOR, ST. LOUIS, MISSOURI 63102, AND A COPY SERVED UPON COUNSEL TO THE PLAN ADMINISTRATOR, (A) HALPERIN BATTAGLIA BENZIJA LLP, 40 WALL STREET, 37TH FLOOR, NEW YORK, NEW YORK 10005 (ATTN: JULIE DYAS GOLDBERG, ESQ. AND CARRIE E. ESSENFELD, ESQ.) AND (B) CARMODY MACDONALD P.C., 120 S. CENTRAL AVENUE, SUITE 1800, ST. LOUIS, MISSOURI 63105 (ATTN: DORMIE KO, ESQ.), SO THAT THE RESPONSE IS RECEIVED NO LATER THAN 11:59 P.M. (PREVAILING CENTRAL TIME) ON NOVEMBER 25, 2021.

FAILURE TO FILE A TIMELY RESPONSE MAY RESULT IN THE COURT GRANTING THE RELIEF REQUESTED PRIOR TO THE HEARING DATE. YOU SHOULD READ THIS NOTICE AND THE ACCOMPANYING MOTION CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE.

Important Information Regarding the Objection

1. Grounds for the Objection. By this Objection, the Plan Administrator, on behalf of the Wind-Down Estates of the Debtors, is seeking to **disallow** your claim(s) on the grounds that each represents a claim that the Plan Administrator believes is a No Liability Claim¹. The claim(s) subject to the Objection is/are listed in the table attached to the Objection as **Exhibit A** (claims of individuals are listed on Exhibit A-1 and claims of state guaranty funds are listed on Exhibit A-2).

¹ Capitalized terms used but not defined herein have the meanings ascribed to them in the Debtors’ Second Amended Joint Plan (the “**Plan**”).



Resolving the Objection

2. **Parties Required to File a Response.** If you disagree with the Objection filed with respect to any of your claims, you may file a response (each, a “**Response**”) with the Court in accordance with the procedures described below and appear at the Hearing (as defined herein).

3. **Response Contents.** Each Response should contain the following (at a minimum):

- a. a caption stating the name of the Court, the name of the Debtors, the case number, and the Objection and claim or claims within the Objection to which the Response is directed;
- b. a concise statement setting forth the reasons why the Court should not grant the Objection with respect to such claim(s), including the factual and legal bases upon which you rely in opposing the Objection;
- c. copies of documentation or other evidence of your claim (not previously filed with proof of such claim) on which your Response is based (excluding confidential, proprietary, or other protected information, copies of which must be provided to the counsel to the Plan Administrator, subject to appropriate confidentiality constraints, if any); and
- d. the following contact information:
 - (i) your name, address, telephone number, and email address or the name, address, telephone number, and email address of your attorney or designated representative to whom the attorneys for the Plan Administrator should serve a reply to the Response, if any; or
 - (ii) the name, address, telephone number, and email address of the party with authority to reconcile, settle, or otherwise resolve the Objection on your behalf (to the extent different from the information detailed in paragraph 3(d)(i) above).

4. **Response Deadline.** Your Response must be filed with the Court and served so as to be *actually received* by **11:59 p.m. (Central Time) on November 25, 2021** (the “**Response Deadline**”).

5. **Failure to Respond.** A Response that is not filed and served in accordance with the procedures set forth herein may not be considered by the Court at the Hearing. **Absent an agreement with the Plan Administrator resolving the Objection to a claim, failure to timely file and serve a Response as set forth herein and appear at the Hearing may result in the Court granting the Objection without further notice or hearing.** Upon entry of an order, you will be served with a notice of entry, and a copy, of the order.

Hearing on the Objection

6. **Date, Time, and Location.** If necessary, a hearing (the “Hearing”) on the Objection will be held on **December 2, 2021 at 2:00 p.m. (Central Time) in the United States Bankruptcy Court for the Eastern District of Missouri, 5th Floor, North Courtroom, Thomas F. Eagleton United States Courthouse, 111 South Tenth Street, St. Louis, Missouri.** Such Hearing may be adjourned from time to time in these chapter 11 cases in the Plan Administrator’s sole discretion. **You must attend the Hearing if you disagree with the Objection and have filed a Response.** If you file a Response in accordance with the response procedures herein, but such Response is not resolved prior to the Hearing, and you appear at the Hearing, the Objection may be heard at the Hearing or adjourned to a subsequent hearing in the Plan Administrator’s sole discretion. If a subsequent hearing is determined to be necessary, the Plan Administrator will file with the Court and serve you with a notice of the subsequent hearing (the date of which will be determined in consultation with the affected claimant(s)).

Additional Information

7. **Questions or Information.** Copies of the pleadings (collectively, the “Pleadings”) filed in these chapter 11 cases are available at no cost at the Debtors’ case website <http://www.kccllc.net/Briggs>. You may also obtain copies of any of the pleadings filed in these chapter 11 cases for a fee at the Court’s website at <https://pcl.uscourts.gov/pcl/>. A login identification and password to the Court’s Public Access to Court Electronic Records (“PACER”) are required to access this information and can be obtained through the PACER Service Center at <http://www.pacer.psc.uscourts.gov>.

Reservation of Rights

NOTHING IN ANY OMNIBUS OBJECTION OR OBJECTION NOTICE IS INTENDED OR SHALL BE DEEMED TO CONSTITUTE (I) AN ADMISSION AS TO THE VALIDITY OF ANY PREPETITION CLAIM AGAINST A DEBTOR; (II) A WAIVER OF ANY PARTY’S RIGHT TO DISPUTE ANY PREPETITION CLAIM ON ANY GROUNDS; (III) A PROMISE OR REQUIREMENT TO PAY ANY PREPETITION CLAIM; (IV) AN IMPLICATION OR ADMISSION THAT ANY PARTICULAR CLAIM IS OF A TYPE SPECIFIED OR DEFINED IN THE MOTION OR ANY ORDER GRANTING THE RELIEF REQUESTED BY THE MOTION; (V) A REQUEST OR AUTHORIZATION TO ASSUME ANY PREPETITION AGREEMENT, CONTRACT, OR LEASE PURSUANT TO SECTION 365 OF THE BANKRUPTCY CODE; OR (VI) A WAIVER OF THE PLAN ADMINISTRATOR’S RIGHTS UNDER THE BANKRUPTCY CODE OR ANY OTHER APPLICABLE LAW.

Dated: October 21, 2021
St. Louis, Missouri

CARMODY MACDONALD P.C.

/s/ Robert E. Eggmann

Robert E. Eggmann, #37374MO
Christopher J. Lawhorn, #45713MO
Thomas H. Riske, #61838MO
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Local Counsel to the Plan Administrator

-and-

HALPERIN BATTAGLIA BENZIJA LLP
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Counsel to the Plan Administrator

EXHIBIT A

Schedule of No Liability Claims

EXHIBIT A-1

Schedule of No Liability Claims (Claims of Individuals)

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|-----------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 1) Anita Hupp 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 988 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 2) Arlon Meyer c/o Scott L. Kolker 7700 Bonhomme Ave., Ste. 350 Clayton, MO 63105 | 20-43597 | Briggs & Stratton Corporation | 1640 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$100,000.00 Total: \$100,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 3) Bill Peterson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1546 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$700,141.79 Total: \$700,141.79 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 4) Bobby Parker II 733 N. Main St P.O. Box 67 Sikeston, MO 63801 | 20-43597 | Briggs & Stratton Corporation | 590 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$75,000.00 Total: \$75,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 5) Carl Bradfield 4531 County Road 310 Piggott, AR 72454 | 20-43597 | Briggs & Stratton Corporation | 589 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$150,000.00 Total: \$150,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 6) Craig Allan Claerbout 5550 West Lake Dr West Bend, WI 53095 | 20-43597 | Briggs & Stratton Corporation | 1078 | 10/4/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$16,848.32 Total: \$16,848.32 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 7) Craig Allan Claerbout 5550 West Lake Dr West Bend, WI 53095 | 20-43597 | Briggs & Stratton Corporation | 2368 | 11/5/2020 | Secured: \$0.00 Administrative: \$22,510.79 Priority: \$0.00 Unsecured: \$0.00 Total: \$22,510.79 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 8) Daniel Gray 1911 Hwy 142 Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 839 | 9/29/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 9) Darla Morgan c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1547 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,064,357.07 Total: \$1,064,357.07 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 10) Gerald D. McNeal c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1549 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$901,265.26 Total: \$901,265.26 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount | Priority | |
| 11) Goldie Garrett 2100 CR 608 Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1451 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$90,000.00 Total: \$90,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 12) Heather Barks c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1550 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,566,288.11 Total: \$1,566,288.11 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 13) Hupp, Anita 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 989 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 14) Hupp, Anita 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 990 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$600,000.00 Total: \$600,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 15) James A. Faulkner c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1554 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,008,147.50 Total: \$1,008,147.50 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 16) Jazmane Peterson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1629 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$86,240.00 Total: \$86,240.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 17) John Allard 8907 Park Plaza Ct, Apt 117 Brown Deer, WI 53223 | 20-43597 | Briggs & Stratton Corporation | 606 | 9/17/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 18) Juan Gonzalez PO Box 262 Poplar Bluff, MO 63902 | 20-43597 | Briggs & Stratton Corporation | 1555 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$250,000.00 Total: \$250,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 19) Judy Ladd 107 County Road 150 Corning, AR 72422 | 20-43597 | Briggs & Stratton Corporation | 1556 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$318,732.30 Total: \$318,732.30 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 20) Kevin M Peace 288 Matinee Lane Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 464 | 9/10/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|--------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 21) Kimberly Barron c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1557 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$55,000.00 Total: \$55,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 22) Linda F. Head c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1454 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$133,277.00 Total: \$133,277.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 23) Linda F. Head c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1456 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$28,337.81 Total: \$28,337.81 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 24) Luke Davidson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1559 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$269,959.20 Total: \$269,959.20 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 25) Marlo A. Harwell c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1485 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 26) Memphis Hillis c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1623 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$52,838.58 Total: \$52,838.58 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 27) Michael Priest c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1580 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,308,304.67 Total: \$1,308,304.67 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 28) Mitchel Barks c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1453 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$502,000.00 Total: \$502,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 29) Pam Lloyd c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1588 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$225,000.00 Total: \$225,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 30) Rhonda Bell c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1592 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$117,264.50 Total: \$117,264.50 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|---------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|-----------------------------------------------------------------------------------------------------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount | Priority | |
| 31) Robert Dillinger 249 County Line Road Harviell, MO 63945 | 20-43597 | Briggs & Stratton Corporation | 588 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$70,000.00 Total: \$70,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 32) Rodney Hawks 6649 State Highway 21 N Doniphan, MO 63935 | 20-43597 | Briggs & Stratton Corporation | 591 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$70,000.00 Total: \$70,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 33) Rosalie Malloy c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1604 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$85,000.00 Total: \$85,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 34) Royer, Jennie 13205 Manchester Road, Suite 100 Des Peres, MO 63131-6313 | 20-43597 | Briggs & Stratton Corporation | 992 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$600,000.00 Total: \$600,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 35) Sheila Plumb c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1612 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$838,511.94 Total: \$838,511.94 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 36) Stacy H. Greer c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 355 | 9/3/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 37) Tammy D. Lloyd c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 357 | 9/3/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 38) Velva Vinson 102 Roosevelt St Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1999 | 10/2/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$6,370.00 Unsecured: \$0.00 Total: \$6,370.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 39) Virginia Fricke 7942 W Plainfield Ave Milwaukee, WI 53220 | 20-43597 | Briggs & Stratton Corporation | 966 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$779,103.80 Total: \$779,103.80 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 40) Wilma G. Luke c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1486 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

EXHIBIT A-2

Schedule of No Liability Claims (Claims of State Guaranty Funds)

Exhibit A-2 - No Liability Claims (State Guaranty Funds and Workers' Compensation Insurance Claims)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|-----------------|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount | Priority | |
| 1) Georgia Self-Insurers Guaranty Trust Fund c/o Ashley R. Ray Scroggins & Williamson, PC 4401 Northside Parkway, Suite 450 Atlanta, GA 30327 | 20-43597 | Briggs & Stratton Corporation | 1479 | 10/6/2020 | Secured: | \$700,000.00 | Georgia holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$700,000. As of the Petition Date, the Debtors' records reflect actual accruals of only \$80,714. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant in excess of the security. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$0.00 | |
| | | | | | Unsecured: | \$0.00 | |
| | | | | | Total: | \$700,000.00 | |
| 2) Kentucky Workers Compensation Funding Commission 42 Mill Creek Park Frankfort, KY 40601 | 20-43597 | Briggs & Stratton Corporation | 2303 | 11/2/2020 | Secured: | \$0.00 | Kentucky holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$2,471,000. As of the Petition Date, the Debtors' records reflect actual accruals of only \$244,173. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant in excess of the security. The amount reflected in the proof of claim is for audit expenses for which creditor is also over-secured. Creditor amended claim no. 2303. For the avoidance of doubt, the Plan Administrator seeks to disallow all versions and amendments to claim no. 2303. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$9,614.97 | |
| | | | | | Unsecured: | \$0.00 | |
| | | | | | Total: | \$9,614.97 | |
| 3) Wisconsin Department of Workforce Development-Workers Compensation Division Michael D. Morris P. O. Box 7857 Madison, WI 53707 | 20-43597 | Briggs & Stratton Corporation | 2536 | 12/18/2020 | Secured: | \$0.00 | Wisconsin holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$5,000,000 and the Debtors carry an excess coverage policy providing \$2,471,846 in additional coverage. As of the Petition Date, the Debtors' records reflect actual accruals of \$2,298,029 and Wisconsin's proof of claim reflects reserve estimates for known claims of \$4,561,640. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant and encourages Wisconsin to provide additional support/revision for the alleged unreported claims amount in excess of actual claims filed. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$0.00 | |
| | | | | | Unsecured: | \$9,981,290.00 | |
| | | | | | Total: | \$9,981,290.00 | |

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

| | | |
|------------------------------|---|----------------------------------------|
| In re: | § | Chapter 11 |
| | § | |
| BRIGGS & STRATTON | § | Case No. 20-43597-399 |
| CORPORATION, <i>et al.</i> , | § | |
| | § | (Jointly Administered) |
| Debtors. | § | |
| | § | Hearing Date: December 2, 2021 |
| | § | Hearing Time: 2:00 p.m. (Central Time) |
| | § | Hearing Location: Courtroom 5 North |
| | § | 111 S. 10th St., St. Louis, MO 63102 |

**THE PLAN ADMINISTRATOR'S TWENTY-SIXTH OMNIBUS OBJECTION
TO CLAIMS ON GROUNDS OF NO LIABILITY (WORKERS' COMPENSATION)**

THIS IS AN OBJECTION TO YOUR CLAIM. THE OBJECTING PARTY IS ASKING THE COURT TO DISALLOW THE CLAIM THAT YOU FILED IN THESE BANKRUPTCY CASES.

IF YOU CHOOSE TO RESPOND, A WRITTEN RESPONSE MUST BE FILED WITH THE CLERK OF COURT, U.S. BANKRUPTCY COURT, 111 SOUTH TENTH STREET, 4TH FLOOR, ST. LOUIS, MISSOURI 63102, AND A COPY SERVED UPON COUNSEL TO THE PLAN ADMINISTRATOR, (A) HALPERIN BATTAGLIA BENZIJA LLP, 40 WALL STREET, 37TH FLOOR, NEW YORK, NEW YORK 10005 (ATTN: JULIE DYAS GOLDBERG, ESQ. AND CARRIE E. ESSENFELD, ESQ.) AND (B) CARMODY MACDONALD P.C., 120 S. CENTRAL AVENUE, SUITE 1800, ST. LOUIS, MISSOURI 63105 (ATTN: DORMIE KO, ESQ.), SO THAT THE RESPONSE IS RECEIVED NO LATER THAN 11:59 P.M. (PREVAILING CENTRAL TIME) ON NOVEMBER 25, 2021.

FAILURE TO FILE A TIMELY RESPONSE MAY RESULT IN THE COURT GRANTING THE RELIEF REQUESTED PRIOR TO THE HEARING DATE. YOU SHOULD READ THIS NOTICE AND THE ACCOMPANYING MOTION CAREFULLY AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE.

Alan D. Halperin as Plan Administrator (the “**Plan Administrator**”) under the *Amended Joint Chapter 11 Plan of Briggs & Stratton Corporation and its Affiliated Debtors*, dated November 9, 2020 [Docket No. 1226] (the “**Plan**”),¹ respectfully represents as follows in support of this omnibus objection to claims (the “**Objection**”) that relate to general coverage of workers’

¹ Capitalized terms used but not defined herein have the meanings ascribed to them in the Plan.

compensation and employer liability (the “**Workers’ Compensation Program**”). Prior to July 20, 2020 (the “**Petition Date**”), the Debtors participated in various customary state workers’ compensation programs (the “**State-Insured States**”). However, in accordance with applicable state law, the Debtors elected to self-insure their workers’ compensation liabilities in Alabama, Georgia, Missouri, Nebraska, New York, Kentucky, and Wisconsin (collectively, the “**Self-Insured States**”). As part of the Workers’ Compensation Program in the Self-Insured States , the Debtors posted substantial security bonds in each of the Self-Insured States to cover workers’ compensation claims in the event the Debtors became insolvent. In each of the Self-Insured States, except for Missouri and Alabama, the Debtors posted security in a dollar amount that is far greater than the potential aggregate dollar value of the workers’ compensation claims in that state.² Accordingly, the Debtors do not have any liability for the claims of individuals or the relevant state guaranty funds themselves because the claims in these Self-Insured States can and will be satisfied by the security that has already been posted.

Notwithstanding the fact that the Debtors posted security in a dollar amount less than the potential aggregate dollar value of the workers’ compensation claims in Missouri and Alabama, the Debtors nevertheless do not have any liability on those such claims as to individual employees (as opposed to the state guarantee funds, whose claims are not subject to this Objection) because, under applicable Missouri and Alabama law (cited below), the state is liable for workers’ compensation claims if a self-insured participant goes bankrupt and the security is insufficient to cover all claims.

² Alabama does not require a security bond to be posted. In Missouri, a substantial bond was posted, but the amount of such bond is likely insufficient to cover the associated workers’ compensation claims in that state.

In support of this Objection, attached hereto as **Exhibit B** is the *Declaration of Alan D. Halperin in Support of the Plan Administrator's Twenty-Sixth Omnibus Objection to Claims on Grounds of No Liability (Workers' Compensation)* (the "**Halperin Claims Declaration**").

Background

1. On the Petition Date, the Debtors each commenced with this Court a voluntary case under title 11 of the United States Code (the "**Bankruptcy Code**"). The Debtors are authorized to continue to operate their business and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

2. On August 5, 2020, the United States Trustee appointed an official committee of unsecured creditors (the "**Creditors' Committee**") in these chapter 11 cases pursuant to section 1102 of the Bankruptcy Code. No trustee or examiner has been appointed in these chapter 11 cases. The Debtors' chapter 11 cases are being jointly administered for procedural purposes only pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") and Rule 1015(b) of the Local Rules of Bankruptcy Procedure for the Eastern District of Missouri (the "**Local Rules**").

3. On September 15, 2020, the Court entered an order authorizing the Debtors to sell substantially all of their assets³ to Bucephalus Buyer, LLC and on September 21, 2020, the Debtors closed the Sale Transaction.⁴ On December 16, 2020, the Debtors filed the Plan, which was confirmed by the *Findings of Fact, Conclusions of Law, and Order Confirming the Plan* on December 18, 2020 [Docket No. 1485].

³ *Order (I) Authorizing the Sale of the Assets and Equity Interests to the Purchaser Free and Clear of Liens, Claims, Interests, and Encumbrances; (II) Authorizing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (III) Granting Related Relief* [Docket No. 898].

⁴ *See Notice of (I) Filing of Amendment to Stock and Asset Purchase Agreement, And (II) the Occurrence of Closing of the Sale Transaction* [Docket No. 964].

4. The Effective Date of the Plan occurred on January 6, 2021 and the *Notice of Entry of Order Confirming the Plan and Occurrence of the Effective Date* [Docket No. 1538] was filed, at which time the Creditors' Committee was relieved of its duties and the Plan Administrator took over the administration of the Wind-Down Estates in accordance with the Plan. The Wind-Down Estates continue to honor their post-closing sale obligations, wind down the estates, and otherwise work on concluding these chapter 11 cases.

5. On February 12, 2020, the Bankruptcy Court entered that certain *Order Approving (I) Claims Objection Procedures; (II) Claims Hearing Procedures; and (III) Granting Related Relief* [Docket No. 1614] (the "**Omnibus Procedures Order**"), which, among other things, increased the number of claims authorized to be filed in an omnibus claim objection such as this Objection to three hundred fifty (350) claims.

6. The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

Background on Debtors' Workers' Compensation Program

7. Under the laws of the states in which the Debtors operated, the Debtors maintained workers' compensation insurance or equivalent coverage for employee claims arising from accident or disease related to employment by the Debtors (the "**Workers' Compensation Claims**"). Debtor Briggs & Stratton Corporation maintained the Workers' Compensation Program, a sizeable portion of which was a self-funded plan and a portion of which was fully insured under a relevant state program.

8. The Debtors self-funded the Workers' Compensation Program in certain states where the Debtors maintained physical locations, specifically Alabama, Georgia, Kentucky,

Missouri, Nebraska, New York, and Wisconsin, *i.e.* the Self-Insured States. As such, prior to the commencement of the chapter 11 cases, the Debtors themselves paid all amounts due to holders of the Workers' Compensation Claims as they became due in the Self-Insured States, whereas in the State-Insured States, the Debtors participated in the state-run workers' compensation programs.

9. In recent years, the self-funded portion of the Workers' Compensation Program was administered by an independent, third-party administrator, CorVel.⁵ The Debtors satisfied the requisite obligations imposed by each Self-Insured State to retain their self-insured status, including posting security for each state (except for Alabama, whose program does not require a surety bond) with Fidelity and Deposit Company of Maryland ("**Zurich**"). The Debtors provided security for the workers' compensation liabilities and, for a majority of states, the security the Debtors provided exceeded the amounts required by the state.

10. Shortly after the Petition Date, the Debtors alerted the workers' compensation authorities of each state that in light of the chapter 11 cases and the plan to sell substantially all of their assets, the Debtors intended to terminate the administration and payments of Workers' Compensation Claims arising from injuries sustained before the Petition Date and asked the state authorities to take over the administration and payments of those Workers' Compensation Claims. The Debtors alerted each state that upon termination of such payments, the administration of prepetition Workers' Compensation Claims would transfer from CorVel to the states and their own third-party claims administrators. CorVel has transferred claims administration responsibilities to the states and their third-party claims administrators.

⁵ Sentry Insurance ("**Sentry**") administered the Workers' Compensation Claims under the Workers' Compensation Program that arose prior to 2009.

Relief Requested

11. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007(C), the Plan Administrator respectfully requests entry of an order (the “**Proposed Order**”)⁶ disallowing the claims listed on **Exhibit A** attached hereto (each, a “**No Liability Claim**”; No Liability Claims of individuals are listed on Exhibit A-1 and No Liability Claims of state guaranty funds are listed on Exhibit A-2). The No Liability Claims consist of two types: (a) claims of individuals for workers’ compensation damages for which the Debtors have no liability either because each employee’s claims (i) are covered in a State-Insured State; or (ii) are covered in a Self-Insured State for which the relevant state is liable for the claim in the event of the Debtors’ insolvency (and to allow the claim of an individual would be duplicative of the claim of the state guaranty fund); and (b) claims of the state guaranty funds in which, upon information and belief, the amount of collateral securing the potential obligations in such state exceeds such obligations.

Claims Reconciliation

12. On August 23, 2020, the Debtors filed their schedules of assets, liabilities, current income, expenditures, executory contracts, and unexpired leases and statements of financial affairs, as required by section 521 of the Bankruptcy Code [Docket Nos. 555–559] (collectively, the “**Schedules**”).

13. On August 24, 2020, the Court entered an order [Docket No. 564] (the “**Bar Date Order**”) which, among other things, established (a) October 7, 2020 as the deadline for all non-governmental entities holding or wishing to assert a “claim” (as defined in section 101(5) of the Bankruptcy Code) against any of the Debtors that arose before the Petition Date to file a proof

⁶ Copies of the Proposed Order will be made available on the Debtors’ case information website at <http://www.kccllc.net/Briggs>.

of such claim in writing, and (b) January 19, 2021 as the deadline for all governmental entities holding or wishing to assert a “claim” against any of the Debtors that arose before the Petition Date to file a proof of such claim in writing.

14. As of the date hereof, approximately 3,000 proofs of claim (the “**Proofs of Claim**”) have been filed against the Debtors. The Plan Administrator and his advisors have been working diligently to review these Proofs of Claim, including any supporting documentation filed therewith. For the reasons set forth below, and based on their review to date, the Plan Administrator has determined that each No Liability Claim objected to herein should be disallowed.

15. As set forth in the Halperin Claims Declaration, the Plan Administrator and his professionals have examined each No Liability Claim, all documentation provided by the claimant with respect to each No Liability Claim, and the Debtors’ respective books and records, and have determined in each case the No Liability Claims are claims that should be disallowed on the basis that each No Liability Claim is the responsibility of the respective state in which the claimant worked because: (1) the No Liability Claim was filed in a Self-Insured State wherein the amount of the security held by the state far exceeds the potential aggregate dollar amount of the Workers’ Compensation Claims for that state, and therefore, will be satisfied by the respective state-held security posted by the Debtors; (2) the No Liability Claim was filed in Missouri or Alabama and, despite the Debtors posting security in an amount potentially less than the aggregate dollar amount of the Workers’ Compensation Claims, the Debtors are not liable under Missouri and Alabama law where the states are liable for Workers’ Compensation Claims if a self-insured participant goes bankrupt and the security is insufficient to cover all claims; or (3) the No Liability Claim was filed in a State-Insured State wherein the payment of the No Liability Claim is the

responsibility of the respective state and is duplicative of the allowed claim of that respective state. Additionally, the Plan Administrator seeks to disallow the No Liability Claims of the state guaranty funds where the collateral exceeds the claims in such states.⁷

Relief Requested Should Be Granted

16. Pursuant to section 502 of the Bankruptcy Code, “[a] claim or interest, proof of which is filed under section 501 of [the Bankruptcy Code], is deemed allowed, unless a party in interest . . . objects.” 11 U.S.C. § 502(a). Bankruptcy Rule 3001(f) provides that a properly executed and filed proof of claim constitutes *prima facie* evidence of the validity and amount of the claim under section 502(a) of the Bankruptcy Code. FED. R. BANKR. P. 3001(f). The act of filing an objection alone “does not deprive the proof of claim of presumptive validity unless the objection is supported by substantial evidence.” *In re Austin*, 538 B.R. 543, 545 (Bankr. E.D. Mo. 2015) (citing *In re McDaniel*, 264 B.R. 531, 533 (B.A.P. 8th Cir. 2001)). If the objection presents evidence “rebutting the claim,” then “the claimant must produce additional evidence to prove the validity of the claim by a preponderance of the evidence.” *In re Austin*, 538 B.R. at 545 (citing *In re Gran*, 964 F.2d 822, 827 (8th Cir. 1992)); see also *In re Peabody Energy Corp.*, Case No. 16-42529 (BSS), 2017 WL 4570700, at *7 (Bankr. E.D. Mo. Oct. 12, 2017); *In re Seagraves*, Case No. 12-49433 (BSS), 2015 WL 2026707, at *2 (Bankr. E.D. Mo. Apr. 30, 2015); *Dove-Nation v. eCast Settlement Corp. (In re Dove-Nation)*, 318 B.R. 147, 152 (B.A.P. 8th Cir. 2004) (citing *In re Innovative Software Designs, Inc.*, 253 B.R. 40, 44 (B.A.P. 8th Cir. 2000)).

⁷ The Plan Administrator is mindful that the Workers’ Compensation Claims are, at least in part, unliquidated as injured employees are, in some instances, continuing to receive medical treatment. The Plan Administrator has only categorized the claims of state guaranty funds as “No Liability” in instances where the Plan Administrator does not believe it is reasonably conceivable for claims to exceed the bonded amount after consultation with the state agency. Nonetheless, should any state agency wish to stipulate to a \$0 estimated claim amount as opposed to disallowance of their claim, the Plan Administrator is amenable to that approach. The Plan Administrator’s primary goal is achieving efficiency in a future distribution to unsecured creditors, which necessitates resolution of these claims.

17. In each Self-Insured State in which the Debtors' self-insured collateral exceeds their workers' compensation obligations, the respective state is obligated to pay the workers' compensation obligations upon the insolvency of the self-insured entity. Accordingly, to permit allowance of the No Liability Claims against the Wind-Down Estates would be to permit an unjust duplication of claims. Mo. Rev. Stat. § 287.867 (section of Missouri Workers' Compensation Law establishing an insolvency fund for purposes of meeting the obligations of insolvent, self-insured members); Ky. Rev. Stat. § 342.908(2) ("The guaranty fund shall commence payment of these obligations within fourteen (14) days of receipt of notification and order of the commissioner."); Ala. Code § 25-5-255(1) ("The fund is created for the purpose of assuring payment of workers' compensation claims against members of the association who become insolvent"); Ga. Code Ann. § 34-9-385(d) ("When a participant is determined to be an insolvent self-insurer, the board of trustees is empowered to and shall assume on behalf of the participant its outstanding workers' compensation obligations excluding penalties, fines, and claimant's attorneys' fees assessed against the participant"); Wis. Stat. Ann. § 102.28(7)(a) ("If an employer who is currently or was formerly exempted by written order of the department under sub. (2) (b) is unable to pay an award, judgment is rendered in accordance with s. 102.20 against that employer, and execution is levied and returned unsatisfied in whole or in part, payments for the employer's liability shall be made from the fund established under sub. (8)."); Neb. Ct. R. Workers' Comp. Ct. Rule 73 (requiring self-insured employers to deposit an acceptable security to secure the payment of compensation liabilities); N.Y. Workers' Comp. Law § 50(5)(f) ("Whenever the chair shall determine that the compensation and benefits provided by this chapter may be unpaid by reason of the default of an insolvent private self-insured employer, including a private group self-insurer, the chair shall pay such compensation and benefits from administration expenses as provided in section one hundred

fifty-one of this chapter upon audit and warrant of the comptroller upon vouchers approved by the chair.”).

18. The No Liability Claims in **Exhibit A** are exclusively comprised of claims related to workers’ compensation liabilities. All of the No Liability Claims that are subject to this Objection were filed by individual employees for payment on account of the Debtors’ Workers’ Compensation Program (Exhibit A-1) or by state guaranty funds that the Plan Administrator asserts are over-secured (Exhibit A-2). Because the administration of the payments on account of the Workers’ Compensation Program has been transferred to the workers’ compensation authorities of each state and is the express responsibility of each such state, the Plan Administrator seeks to disallow the No Liability Claims pursuant to sections 105(a) and 502 of the Bankruptcy Code, Bankruptcy Rules 3007 and 9014, and Local Rule 3007-1.

Reservation of Rights

19. Nothing contained herein is intended to be or shall be deemed as (i) an admission as to the validity of any claim against the Debtors or the Wind-Down Estates, (ii) a waiver or limitation of rights to dispute the amount of, basis for, or validity of any claim, (iii) a waiver of rights under the Bankruptcy Code or any other applicable nonbankruptcy law, (iv) an agreement or obligation to pay any claims, (v) a waiver of any claims or causes of action which may exist against any creditor or interest holder, or (vi) an approval, assumption, adoption, or rejection of any agreement, contract, lease, program, or policy under section 365 of the Bankruptcy Code.

Notice

20. Notice of this Objection will be provided to (i) the Office of the United States Trustee for the Eastern District of Missouri (Attn: Sirena Wilson, Esq.); (ii) the claimant; (iii) any other party that has requested notice pursuant to Bankruptcy Rule 2002; and (iv) any other

party entitled to notice pursuant to the Omnibus Procedures Order (collectively, the “**Notice Parties**”).

No Previous Request

21. No previous request for the relief sought herein has been made by the Debtors or the Plan Administrator to this or any other court.

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WHEREFORE, the Plan Administrator respectfully requests entry of the Proposed Order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Dated: October 21, 2021
St. Louis, Missouri

Respectfully submitted,

CARMODY MACDONALD P.C.

/s/ Robert E. Eggmann

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Local Counsel to the Plan Administrator

-and-

HALPERIN BATTAGLIA BENZIJA LLP
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cessinfeld@halperinlaw.net

Counsel to the Plan Administrator

EXHIBIT A

Schedule of No Liability Claims

EXHIBIT A-1

Schedule of No Liability Claims (Claims of Individuals)

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|-----------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 1) Anita Hupp 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 988 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 2) Arlon Meyer c/o Scott L. Kolker 7700 Bonhomme Ave., Ste. 350 Clayton, MO 63105 | 20-43597 | Briggs & Stratton Corporation | 1640 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$100,000.00 Total: \$100,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 3) Bill Peterson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1546 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$700,141.79 Total: \$700,141.79 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 4) Bobby Parker II 733 N. Main St P.O. Box 67 Sikeston, MO 63801 | 20-43597 | Briggs & Stratton Corporation | 590 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$75,000.00 Total: \$75,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 5) Carl Bradfield 4531 County Road 310 Piggott, AR 72454 | 20-43597 | Briggs & Stratton Corporation | 589 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$150,000.00 Total: \$150,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 6) Craig Allan Claerbout 5550 West Lake Dr West Bend, WI 53095 | 20-43597 | Briggs & Stratton Corporation | 1078 | 10/4/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$16,848.32 Total: \$16,848.32 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 7) Craig Allan Claerbout 5550 West Lake Dr West Bend, WI 53095 | 20-43597 | Briggs & Stratton Corporation | 2368 | 11/5/2020 | Secured: \$0.00 Administrative: \$22,510.79 Priority: \$0.00 Unsecured: \$0.00 Total: \$22,510.79 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 8) Daniel Gray 1911 Hwy 142 Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 839 | 9/29/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 9) Darla Morgan c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1547 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,064,357.07 Total: \$1,064,357.07 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 10) Gerald D. McNeal c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1549 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$901,265.26 Total: \$901,265.26 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 11) Goldie Garrett 2100 CR 608 Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1451 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$90,000.00 Total: \$90,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 12) Heather Barks c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1550 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,566,288.11 Total: \$1,566,288.11 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 13) Hupp, Anita 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 989 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$200,000.00 Total: \$200,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 14) Hupp, Anita 13205 Manchester Road, Suite 100 Des Peres, MO 63131 | 20-43597 | Briggs & Stratton Corporation | 990 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$600,000.00 Total: \$600,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 15) James A. Faulkner c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1554 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,008,147.50 Total: \$1,008,147.50 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 16) Jazmane Peterson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1629 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$86,240.00 Total: \$86,240.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 17) John Allard 8907 Park Plaza Ct, Apt 117 Brown Deer, WI 53223 | 20-43597 | Briggs & Stratton Corporation | 606 | 9/17/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 18) Juan Gonzalez PO Box 262 Poplar Bluff, MO 63902 | 20-43597 | Briggs & Stratton Corporation | 1555 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$250,000.00 Total: \$250,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 19) Judy Ladd 107 County Road 150 Corning, AR 72422 | 20-43597 | Briggs & Stratton Corporation | 1556 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$318,732.30 Total: \$318,732.30 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 20) Kevin M Peace 288 Matinee Lane Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 464 | 9/10/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|--------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 21) Kimberly Barron c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1557 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$55,000.00 Total: \$55,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 22) Linda F. Head c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1454 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$133,277.00 Total: \$133,277.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 23) Linda F. Head c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1456 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$28,337.81 Total: \$28,337.81 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 24) Luke Davidson c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1559 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$269,959.20 Total: \$269,959.20 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 25) Marlo A. Harwell c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1485 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 26) Memphis Hillis c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1623 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$52,838.58 Total: \$52,838.58 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 27) Michael Priest c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1580 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$1,308,304.67 Total: \$1,308,304.67 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 28) Mitchel Barks c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1453 | 10/5/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$502,000.00 Total: \$502,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 29) Pam Lloyd c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1588 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$225,000.00 Total: \$225,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 30) Rhonda Bell c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1592 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$117,264.50 Total: \$117,264.50 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

Exhibit A-1 - No Liability Claims (Individuals)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|---------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|-----------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 31) Robert Dillinger 249 County Line Road Harviell, MO 63945 | 20-43597 | Briggs & Stratton Corporation | 588 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$70,000.00 Total: \$70,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 32) Rodney Hawks 6649 State Highway 21 N Doniphan, MO 63935 | 20-43597 | Briggs & Stratton Corporation | 591 | 9/16/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$70,000.00 Total: \$70,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 33) Rosalie Malloy c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1604 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$85,000.00 Total: \$85,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 34) Royer, Jennie 13205 Manchester Road, Suite 100 Des Peres, MO 63131-6313 | 20-43597 | Briggs & Stratton Corporation | 992 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$600,000.00 Total: \$600,000.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 35) Sheila Plumb c/o Therese A. Schellhammer 123 South Second PO Box 1226 Poplar Bluff, MO 63902-1226 | 20-43597 | Briggs & Stratton Corporation | 1612 | 10/7/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$838,511.94 Total: \$838,511.94 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 36) Stacy H. Greer c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 355 | 9/3/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 37) Tammy D. Lloyd c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 357 | 9/3/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 38) Velva Vinson 102 Roosevelt St Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1999 | 10/2/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$6,370.00 Unsecured: \$0.00 Total: \$6,370.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 39) Virginia Fricke 7942 W Plainfield Ave Milwaukee, WI 53220 | 20-43597 | Briggs & Stratton Corporation | 966 | 10/1/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$779,103.80 Total: \$779,103.80 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |
| 40) Wilma G. Luke c/o Christopher L. Yarbrow 1165 Cherry St. Poplar Bluff, MO 63901 | 20-43597 | Briggs & Stratton Corporation | 1486 | 10/6/2020 | Secured: \$0.00 Administrative: \$0.00 Priority: \$0.00 Unsecured: \$0.00 Total: \$0.00 | | The Debtors have no liability for this workers' compensation related claim. The Debtors have posted surety bonds with the relevant state workers' compensation agency responsible for administering the related claim, which will cover the related liability, if any. |

EXHIBIT A-2

Schedule of No Liability Claims (Claims of State Guaranty Funds)

Exhibit A-2 - No Liability Claims (State Guaranty Funds and Workers' Compensation Insurance Claims)
Briggs & Stratton Corp., et al.

| Claimant Name and Address | Case Number | Debtor Name | Claim Number | Date Filed | Asserted | | Basis for Proposed Disallowance |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------------|--------------|------------|---------------------------|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | | | Claim Amount and Priority | | |
| 1) Georgia Self-Insurers Guaranty Trust Fund c/o Ashley R. Ray Scroggins & Williamson, PC 4401 Northside Parkway, Suite 450 Atlanta, GA 30327 | 20-43597 | Briggs & Stratton Corporation | 1479 | 10/6/2020 | Secured: | \$700,000.00 | Georgia holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$700,000. As of the Petition Date, the Debtors' records reflect actual accruals of only \$80,714. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant in excess of the security. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$0.00 | |
| | | | | | Unsecured: | \$0.00 | |
| | | | | | Total: | \$700,000.00 | |
| 2) Kentucky Workers Compensation Funding Commission 42 Mill Creek Park Frankfort, KY 40601 | 20-43597 | Briggs & Stratton Corporation | 2303 | 11/2/2020 | Secured: | \$0.00 | Kentucky holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$2,471,000. As of the Petition Date, the Debtors' records reflect actual accruals of only \$244,173. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant in excess of the security. The amount reflected in the proof of claim is for audit expenses for which creditor is also over-secured. Creditor amended claim no. 2303. For the avoidance of doubt, the Plan Administrator seeks to disallow all versions and amendments to claim no. 2303. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$9,614.97 | |
| | | | | | Unsecured: | \$0.00 | |
| | | | | | Total: | \$9,614.97 | |
| 3) Wisconsin Department of Workforce Development-Workers Compensation Division Michael D. Morris P. O. Box 7857 Madison, WI 53707 | 20-43597 | Briggs & Stratton Corporation | 2536 | 12/18/2020 | Secured: | \$0.00 | Wisconsin holds a bond to secure obligations under the self-insured worker's compensation program in the amount of \$5,000,000 and the Debtors carry an excess coverage policy providing \$2,471,846 in additional coverage. As of the Petition Date, the Debtors' records reflect actual accruals of \$2,298,029 and Wisconsin's proof of claim reflects reserve estimates for known claims of \$4,561,640. Though this amount may have increased, the Plan Administrator does not believe there is a claim extant and encourages Wisconsin to provide additional support/revision for the alleged unreported claims amount in excess of actual claims filed. |
| | | | | | Administrative: | \$0.00 | |
| | | | | | Priority: | \$0.00 | |
| | | | | | Unsecured: | \$9,981,290.00 | |
| | | | | | Total: | \$9,981,290.00 | |

EXHIBIT B

Halperin Claims Declaration

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

| | | |
|------------------------------|---|-------------------------------|
| In re: | § | Chapter 11 |
| | § | |
| BRIGGS & STRATTON | § | Case No. 20-43597-399 |
| CORPORATION, et al., | § | |
| | § | (Jointly Administered) |
| | § | |
| Debtors. | § | |

**DECLARATION OF ALAN D. HALPERIN IN SUPPORT OF THE
PLAN ADMINISTRATOR'S TWENTY-SIXTH OMNIBUS OBJECTION
TO CLAIMS ON GROUNDS OF NO LIABILITY (WORKERS' COMPENSATION)**

I, Alan D. Halperin, solely in my capacity as the Plan Administrator in the above-referenced cases, make this declaration (the "**Declaration**") under 28 U.S.C. § 1746:

1. I am the Plan Administrator of the Wind-Down Estates of Briggs & Stratton Corporation and its affiliated debtors (the "**Debtors**").¹

2. Except as otherwise indicated, this Declaration is based upon my personal knowledge; my review of relevant documents (including the Schedules, the No Liability Claims, and the Objection); information provided to me by: (i) a former officer of the Debtors with whom the Wind-Down Estates have entered into a consulting agreement, (ii) former employees that were transferred to the Purchaser and who provide claims reconciliation services to the Debtors pursuant to a transition services agreement with the Purchaser, (iii) the Debtors' legal and financial advisors, and/or (iv) my legal counsel and such professionals working directly with me or under my supervision, direction, or control; or my opinion, based upon my experience, knowledge, and information concerning the Debtors' operations. If called upon to testify, I would testify competently to the facts set forth herein. I am authorized to submit this Declaration on behalf of

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Objection.

the Wind-Down Estates, in support of the *Plan Administrator's Twenty-Sixth Omnibus Objection to Claims on Grounds of No Liability (Workers' Compensation)* (the "**Objection**").

3. To the best of my knowledge, information, and belief, the assertions made in the Objection are accurate. I can confirm that the Plan Administrator's advisors have examined each No Liability Claim, all documentation provided by the claimant with respect to each No Liability Claim, the Debtors' respective books and records, and the Schedules, and have determined that each No Liability Claim is a claim that should be disallowed on the basis that each No Liability Claim seeks payment from the Debtors' estates despite the fact that the administration of these claims has been transferred to the workers' compensation authorities of each state and the Debtors have no responsibility to satisfy payment of these claims, or, in the case of the claims of state guaranty funds, such claims are over-collateralized. As such, the No Liability Claims should be disallowed.

4. Failure to disallow the No Liability Claims filed by individual employees for their respective benefits under the Workers' Compensation Program would entitle such individual employees to recoveries on account of such claims to which such employees are not entitled and would result in duplicate distributions. Failure to disallow the No Liability Claims filed by the state guaranty funds that are over-collateralized would, likewise, yield a windfall to such claimants. As such, I believe that disallowance of the No Liability Claims is appropriate.

5. I declare under penalty of perjury that, to the best of my knowledge and after reasonable inquiry, the foregoing is true and correct.

Dated: October 21, 2021

/s/ Alan D. Halperin
Alan D. Halperin
Solely in His Capacity as Plan Administrator