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**UNITED STATES BANKRUPTCY COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SANTA ROSA DIVISION**

In re:	Case No.: 24-10545 (CN)
	(Jointly Administered)
LEFEVER MATTSON, a California corporation, <i>et al.</i> , ¹	Chapter 11
Debtors.	

In re:	Case No.: 24-10715 (CN)
KS MATTSON PARTNERS, LP,	THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS' MOTION FOR AN ORDER AUTHORIZING THE FILING OF DOCUMENTS UNDER SEAL
Debtor.	<u>Hearing</u>
	Date: July 25, 2025 at 11:00 a.m.
	Place: United States Bankruptcy Court 1300 Clay Street, Courtroom 215 Oakland, CA 94612
	Judge: Hon. Charles Novack

The Official Committee of Unsecured Creditors (the "Committee") appointed in the chapter 11 cases (the "Cases") of LeFever Mattson ("LFM") and its affiliated debtors and debtors in

¹ The last four digits of LeFever Mattson's tax identification number are 7537. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://veritaglobal.net/LM>. The address for service on the Debtors is 6359 Auburn Blvd., Suite B, Citrus Heights, CA 95621.



possession (collectively, the “LFM Debtors”) brings this motion (this “Motion”) to file certain documents under seal in accordance with the *Stipulated Protective Order* [Docket No. 500] (the “Protective Order”) and the *Order (1) Establishing Bar Date; (2) Approving Form and Manner of Notice of Bar Date and Procedures with Respect Thereto; and (3) Approving Confidentiality Protocols* [Docket No. 459] (the “Bar Date Order” and, together with the Protective Order, the “Orders”).²

Specifically, and solely in compliance with the Committee’s obligations under the Orders, the Committee requests authority to, as applicable, redact or file the Identified Exhibits (as defined below) to the *Declaration of Kristin D. Rivera in Support of the Motion of the Official Committee of Unsecured Creditors for Substantive Consolidation of Debtor LeFever Mattson and KS Mattson Partners, LP and for Related Relief*, filed contemporaneously herewith (the “Rivera Declaration”), under seal pursuant to Bankruptcy Code sections 105(a) and 107(b), Federal Rule of Bankruptcy Procedure 9018, and Local Bankruptcy Rule 1001-2(a).

Pursuant to the local district procedures, within four court days of the filing of this Motion, any party may file a declaration in support of or in opposition to it.

I. RELIEF REQUESTED

Pursuant to Bankruptcy Code sections 105(a) and 107(b), Federal Rule of Bankruptcy Procedure 9018, Local Bankruptcy Rule 1001-2(a) incorporating Civil Local Rule 79-5, and the local district procedures adopted by this Court, the Committee requests authority to (a) seal Exhibits B, C, and D-6 to the Rivera Declaration and (b) redact Exhibits D, E, and F to the Rivera Declaration (collectively, the “Identified Exhibits”),³ because either (i) the Identified Exhibits contain information from Investor Claims and are subject to the confidentiality procedures set forth in the Bar Date Order or (ii) the Identified Exhibits contains certain information produced to the Committee that has not been de-designated, in its entirety, by the Producing Person (as defined in the

² References herein to “Docket No.” are to the docket numbers in *In re LeFever Mattson*, a California corporation, *et al.*, No. 24-10545 (Bankr. N.D. Cal.).

³ The Committee is also filing a redacted version of Exhibit D-4 to the Rivera Declaration pursuant to Bankruptcy Rule 9037(a) as the unredacted document contains individuals’ social security numbers.

Protective Order). Accordingly, in compliance with the Orders, the Committee seeks entry of an order, substantially in the form attached hereto as **Exhibit 1**.

II. RELEVANT BACKGROUND

Pursuant to the Bar Date Order, the Court approved a series of Investor Confidentiality Protocols related to the public disclosure of information contained in proofs of claim and proofs of interest (the “Investor Claims”) submitted by Investors.⁴ Pursuant to the Investor Confidentiality Protocols set forth in the *Joint Motion for an Order (1) Establishing Bar Date; (2) Approving Form and Manner of Notice of Bar Date and Procedures with Respect Thereto; and (3) Approving Confidentiality Protocols* [Docket No. 366] (the “Bar Date Motion”), Investor Claims “and the information contained thereon and attached thereto shall be held and treated as confidential” by the Permitted Parties (as defined in the Bar Date Motion).⁵ The Permitted Parties are required to “keep confidential and not disclose the contents of any” Investor Claim except as specifically provided in the Investor Confidentiality Protocol “or by order of the Court.”⁶

Certain of the Information contained in or attached to the Identified Exhibits include the contents of Investor Claims (the “Investor Claim Information”). In addition, as a Receiving Party under the Protective Order, the Committee has certain obligations when submitting or filing Designated Material (as defined in the Protective Order) with the Court. Specifically, section 4.6 of the Protective Order provides:

Unless otherwise agreed by the Producing Person, all Designated Material filed with the Court, and all portions of pleadings, motions or other papers filed with the Court that disclose Highly Confidential or Confidential Material, shall be filed under seal in accordance with the Federal Rules, the Bankruptcy Rules, and the Local Rules. Parties may meet this obligation by redacting any Designated Material in publicly-filed pleadings, briefs, declarations, and memoranda, and replacing exhibits that constitute Designated Material with a placeholder, and providing unredacted and complete copies of all such submissions to all Parties to this Order and to the Court.

⁴ Bar Date Order at ¶ 6.

⁵ Bar Date Motion at p. 9.

⁶ Bar Date Motion at p. 9.

1 While the Committee has worked diligently with the applicable Producing Person to de-
2 designate certain materials pursuant to the Protective Order, certain of the Information contained in
3 the Identified Exhibits, namely loan numbers (excepting the last four digits), remains designated as
4 Confidential. Accordingly, this information has been redacted from the Identified Exhibits.

5 **III. JURISDICTION**

6 The Court has jurisdiction over this motion pursuant to 28 U.S.C. §§ 157(b) and 1334(b)
7 because this is a proceeding arising in or related to a case under the Bankruptcy Code and Federal
8 Rules of Bankruptcy Procedure. This is a core proceeding pursuant to 28 U.S.C. §157(b). Venue is
9 proper pursuant to 28 U.S.C. §§ 1408 and 1409.

10 **IV. LEGAL ARGUMENT**

11 Section 105(a) of the Bankruptcy Code empowers the Court to issue “any order, process, or
12 judgment that is necessary or appropriate to carry out the provisions of this title.” Bankruptcy Rule
13 9018 further provides that by motion or on its own, the Court may “issue any order that justice
14 requires to:... protect” the estate or any entity regarding a trade secret, confidential research, or
15 commercial information, or scandalous or defamatory matter. Fed. R. Bank. P. 9018(a)(1)-(2). In
16 this case, the Bar Date Order governs the confidentiality of Investor Claims for the benefit of
17 Investors. The parties’ Stipulated Protective Order governs the designation of documents as
18 “Confidential” pursuant to Bankruptcy Code section 107(b). Section 107(b) of the Bankruptcy
19 Code, entitled Public Access to Papers, similarly provides that the Court may protect an entity with
20 respect to a trade secret or a person with respect to scandalous or defamatory matters.

21 The Bankruptcy Code, Rules, and local procedures each authorize filing confidential
22 information under seal. The Ninth Circuit recognizes that documents subject to a valid protective
23 order may be filed under seal. *See e.g., Phillips v. Gen. Motors Corp.*, 307 F.3d 1206, 1213 (9th Cir.
24 2002); *see also Foltz v. State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1134-36 (9th Cir. 2003).
25 However, a strong presumption remains in favor of public access such that the documents may be
26 unsealed upon a showing of good cause. *Id.* An alternative to sealing documents that are subject to
27 a dispute over disclosure is an *in camera* judicial inspection, but the informal proceeding may
28 complicate appellate review. *Folz*, 331 F.3d at 1136 n.6. Bankruptcy courts commonly file

1 confidential financing documents under seal. *See, e.g. In re PG&E Corp.*, Case No. 19-30088 (DM)
2 (Bankr. N.D. Cal. Feb. 4, 2019) (Docket No. 286) (granting motion to seal DIP financing fee letters).

3 To remain in compliance with the Protective Order and the Investor Confidentiality
4 Protocols, the Committee seeks authority to file the Identified Exhibits under seal, and where
5 possible, file redacted copies of the Identified Exhibits. The Committee believes that the Identified
6 Exhibits contain essential information for the Court to consider in evaluating the Rivera Declaration.
7 Regarding the Designated Material subject to the Protective Order, the Committee has taken efforts
8 to work with the Producing Party to de-designate as much information as possible. However, the
9 Producing Party has requested that certain pieces of information (certain loan numbers) remain
10 designated as Confidential or Highly Confidential pursuant to the Protective Order.

11 Accordingly, the Committee requests authority to file Ex. B, C, and D-6 under seal and
12 redacted copies of Exhibits D, E, and F.

13 V. NOTICE

14 Notice of this motion will be provided to the United States Trustee, counsel for the LFM
15 Debtors, proposed counsel to KS Mattson Partners, LP, and all persons who have requested notice
16 pursuant to Bankruptcy Rule 2002. The Committee submits that no further notice is required.

17 VI. CONCLUSION

18 The Committee respectfully requests that the Court enter an order authorizing the filing
19 under seal of Exhibits B, C, and D-6 to the Rivera Declaration and the filing of redacted versions of
20 Exhibits D, E, and F to the Rivera Declaration.

21 Dated: July 11, 2025

PACHULSKI STANG ZIEHL & JONES LLP

22 /s/ Steven W. Golden

23 Debra I. Grassgreen

24 John D. Fiero

25 Jason H. Rosell

26 Steven W. Golden (admitted *pro hac vice*)

27 Brooke E. Wilson

28 *Counsel to the Official Committee
of Unsecured Creditors*

EXHIBIT 1

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of Unsecured Creditors*

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SANTA ROSA DIVISION**

In re:

LEFEVER MATTSON,
a California corporation, *et al.*,¹

Debtors.

Case No.: 24-10545 (CN)

(Jointly Administered)

Chapter 11

In re:

KS MATTSON PARTNERS, LP,

Debtor.

Case No.: 24-10715 (CN)

**ORDER GRANTING THE OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS' MOTION FOR AN ORDER
AUTHORIZING THE FILING OF
DOCUMENTS UNDER SEAL**

Hearing

Date: July 25, 2025 at 11:00 a.m.
Place: United States Bankruptcy Court
1300 Clay Street, Courtroom 215
Oakland, CA 94612
Judge: Hon. Charles Novack

The Court has considered the *Motion for an Order Authorizing the Filing of Documents Under Seal* [Docket No. _] ("Motion to Seal") filed by the Official Committee of Unsecured

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1 Creditors (the “Committee”) appointed in the chapter 11 cases (the “Cases”) of LeFever Mattson
2 (“LFM”) and its affiliated debtors and debtors in possession (collectively, the “LFM Debtors”). Based
3 upon the record before the Court, including the *Motion of the Official Committee of Unsecured*
4 *Creditors for Substantive Consolidation of Debtor LeFever Mattson and KS Mattson Partners, LP*
5 *and for Related Relief* (the “Substantive Consolidation Motion”), filed on June 20, 2025 at Doc.
6 1585 in the above-captioned Case No. 24-10545 (CN) and at Doc. 157 in above-captioned Case No.
7 24-10715 (CN), and the Rivera Declaration in support of the Substantive Consolidation Motion,
8 pursuant to Bankruptcy Code sections 105 and 107, Bankruptcy Rule 9018, and the District
9 Procedures of the Bankruptcy Court for the Northern District of California, and for good cause,

10 IT IS HEREBY ORDERED:

- 11 1. The Motion to Seal is **GRANTED**.
- 12 2. Exhibits B, C, and D-6 to the Rivera Declaration shall be sealed and Exhibits D, E,
13 and F to the Rivera Declaration shall be filed as redacted, and in each case shall become part of the
14 court record. The clerk of the court will annotate the original docket entry as follows: PROPOSED
15 SEALED DOCUMENT APPROVED – REFER TO DOCKET ENTRY #____.
- 16 3. Notice of the Motion to Seal, as described therein, shall be deemed sufficient and the
17 requirements of the Bankruptcy Code and local procedures are satisfied by such notice.
- 18 4. The Court retains jurisdiction with respect to all matters arising from or related to the
19 implementation of this Order.

20 *** **END OF ORDER** ***

Court Service List

All ECF Participants