

ENTERED

September 19, 2024

Nathan Ochsner, Clerk

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE: **CHAPTER 11**

ZACHRY HOLDINGS, INC., ET AL. **CASE NO. 24-90377 (MI)**

*Debtors*¹ **(JOINTLY ADMINISTERED)**

**ORDER GRANTING ALFRED MILLER CONTRACTING
COMPANY'S MOTION FOR RELIEF FROM THE AUTOMATIC STAY
[RELATES TO DOCKET # 885]**

Upon *Alfred Miller Contracting Company's Motion for Relief From the Automatic Stay* [Doc. No. 885] (the "Motion"),² filed by Alfred Miller Contracting Company ("AMCC"), which seeks entry of an order ("Order") modifying the automatic stay under 11 U.S.C. § 362 and granting related relief, as set forth more fully in the Motion; the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. § 1334; the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; due, sufficient, and proper notice of the Motion having been provided in accordance with the Bankruptcy Rules and the Local Bankruptcy Rules; no objections to the Motion having been filed; this Court having determined that the legal and factual bases set for the in the Motion establish just

¹ The last four digits of Zachry Holdings, Inc.'s tax identification number are 6814. A complete list of each of the Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Debtors' proposed claims and noticing agent at www.kcellc.net/zhi. The location of the Debtors' service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224

² Capitalized terms used but not otherwise defined shall have the meaning ascribed to them in the Motion.



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cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT:

1. The automatic stay is modified, to the extent applicable, to authorize the Louisiana Bankruptcy Court to hear, determine, and rule on the Pending Motions.

2. The automatic stay is further modified, to the extent applicable, to authorize the Louisiana Bankruptcy Court or state court of appropriate jurisdiction to enforce the Confidential Settlement Agreement against any non-debtor party. All parties' rights are reserved with respect to any pending state court action related to the Pending Motions. Nothing herein constitutes a finding regarding the appropriate venue or jurisdiction for resolving any claims or disputes related to or arising from the Confidential Settlement Agreement.

3. The fourteen day stay provided by FED. R. BANKR. P. 4001(a)(3) shall not apply, and this Order shall be immediately effective and enforceable upon its entry.

4. The relief authorized herein is without prejudice to any party's rights to seek additional relief.

5. Nothing contained herein is a waiver of any party's rights under applicable law.

6. Subject to paragraphs 1 and 2 of this Order, the Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Signed: September 19, 2024


Marvin Isgur
United States Bankruptcy Judge