Docket #0030 Date Filed: 8/13/2020

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:	§	**Chapter 11**
SPEEDCAST INTERNATIONAL LIMITED, *et al.*,	§	**Bankruptcy Case No. 20-32243**
Debtors.[1]	§	**(Jointly Administered)**
CREDIT AGRICOLE CORPORATE AND INVESTMENT BANK,	§	
Appellant,	§	**Civil Action No. 4:20-CV-01970**
v.	§	
SPEEDCAST INTERNATIONAL LIMITED, *et al.*,	§	
Appellees.	§	

AGREED MOTION TO ABATE FOR SETTLEMENT

Appellant Credit Agricole Corporate and Investment Bank and Appellees, SpeedCast International Limited and its affiliate debtors (collectively "SpeedCast") and the Ad Hoc Group of Secured Lenders, have reached a settlement agreement in principle. The parties are in the process of finalizing the settlement agreement and seeking the necessary settlement approval from the Bankruptcy Court, as required under Federal Rule of Bankruptcy Procedure 9019(a). Based on the

[1] A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors' proposed claims and noticing agent at http://www.kccllc.net/speedcast. The Debtors' service address for the purposes of these chapter 11 cases is 4400 S. Sam Houston Parkway East, Houston, Texas 77048.

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settlement, the parties jointly seek to abate the briefing and argument deadlines to preserve both the parties' and Court's resources while the settlement is finalized and approved.

PROCEDURAL HISTORY

Credit Agricole filed its appellant's brief on July 2, 2020, and, four days later, moved to expedite the appeal. (Docket Entry Nos. 4–5). SpeedCast opposed the motion to expedite and moved to dismiss the appeal as moot. (Docket Entry Nos. 9, 12). Following a hearing, the Court granted Credit Agricole's motion to expedite and set a schedule for briefing and oral argument in this case. (Docket Entry No. 26). SpeedCast and the Ad Hoc Group filed their appellee's briefs and Credit Agricole filed its response to the motion to dismiss on August 3, 2020. The deadline for the parties' replies is Monday, August 17, 2020. (*Id.*). Oral argument is set for Monday, August 24, 2020. (*Id.*). But no more needs to happen due to the settlement.

RELIEF REQUESTED

The parties have reached a settlement in principle. They are finalizing the details and SpeedCast will soon present the settlement to the Bankruptcy Court for approval under Federal Rule of Bankruptcy Procedure 9019(a). The parties will submit a Status Report to the Court on the filing of a request for the Bankruptcy Court to approve the settlement, and, of course, inform the Court on the Bankruptcy Court's disposition of it. Assuming that the Bankruptcy Court approves the settlement terms, the parties would promptly submit a signed dismissal agreement asking this Court to dismiss the appeal. *See* FED. R. BANKR. P. 8023. To facilitate the settlement process and conserve the Court's and parties' resources pending approval by the Bankruptcy Court, the parties respectfully ask this Court to abate the outstanding briefing deadlines and oral argument and grant any further relief that may be warranted.

Dated: August 13, 2020

Respectfully submitted,

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ATTORNEYS FOR APPELLANT CREDIT AGRICOLE CORPORATE AND INVESTMENT BANK

CERTIFICATE OF CONFERENCE

I certify that I received written confirmation from counsel that Appellees, SpeedCast and the Ad Hoc Group of Secured Lenders, agree to the relief requested in this motion.

/s/ Polly Fohn
Polly Fohn

CERTIFICATE OF SERVICE

In accordance with the Federal Rules of Civil Procedure, I hereby certify that a true and correct copy of the Agreed Motion to Abate for Settlement was served on the following counsel on August 13, 2020:

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ORDER GRANTING MOTION TO ABATE FOR SETTLEMENT

The Court has considered the parties' agreed motion to abate the outstanding briefing deadlines and oral argument to allow them to finalize settlement details and seek approval from the Bankruptcy Court. The Court grants the motion to abate. (Docket Entry No. ___). Each deadline in this Court's Order Granting the Motion to Expedite, including those as to reply briefs and oral argument, are terminated as the parties finalize their settlement agreement. (*See* Docket Entry No. 26). The parties must file a joint status report as soon as practicable after they seek

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settlement approval from the Bankruptcy Court, with the request filed in the Bankruptcy Court attached. The parties must notify the Court upon the Bankruptcy Court's disposition of that request, attaching any ruling.

SIGNED this _____ day of _____, 2020.

_____
LEE H. ROSENTHAL
CHIEF UNITED STATES DISTRICT JUDGE