

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.	§	Related Docket No. 1944

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

Upon the objection (the "**Objection**")¹ of the Plan Administrator in the above-captioned chapter 11 cases for entry of an order pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007(C) disallowing the claims listed on Schedule 1 attached hereto and as more fully set forth in the Objection; and upon 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)* (attached to the Objection as Exhibit B); and this Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Objection and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and it appearing that venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Plan Administrator having represented that adequate and proper notice of the Objection has been given in accordance with the Omnibus Objection Procedures; and that no other or further notice need be given; and this Court having reviewed the Objection; and this Court having held a hearing to consider the relief requested in the Objection; and this Court having determined that the legal and factual bases set forth in the

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



Objection establish just cause for the relief granted herein; and it appearing that the relief requested in the Objection is in the best interests of the Plan Administrator and creditors; and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor, **it is hereby ORDERED that the Objection is SUSTAINED in that:**

1. Pursuant to section 502 of the Bankruptcy Code and Bankruptcy Rule 3007, each No Liability Claim listed on **Schedule 1** annexed hereto is disallowed.

2. The terms and conditions of this Order are effective immediately upon entry.


3. Nothing contained in the Objection or this Order 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 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.

4. The Plan Administrator is authorized to take all actions necessary or appropriate to carry out the relief granted in this Order.

5. Not later than two (2) business days after the date of this Order, the Plan Administrator shall serve a copy of the Order and shall file a certificate of service no later than twenty-four (24) hours after service.

DATED: December 3, 2021
St. Louis, Missouri

cke


Barry S. Schermer
United States Bankruptcy Judge

Order Prepared By:

Robert E. Eggmann, #37374MO
Christopher J. Lawhorn, #45713MO
Thomas H. Riske, #61838MO
CARMODY MACDONALD P.C.
120 S. Central Avenue, Suite 1800
St. Louis, Missouri 63105
Telephone: (314) 854-8600
Facsimile: (314) 854-8660
Email: ree@carmodymacdonald.com
cjl@carmodymacdonald.com
thr@carmodymacdonald.com

Local Counsel to the Plan Administrator

-and-

HALPERIN BATTAGLIA BENZIJA LLP
Julie Dyas Goldberg
Matthew Murray
40 Wall Street, 37th Floor
New York, New York 10005
Telephone: (212) 765-9100
Email: jgoldberg@halperinlaw.net
mmurray@halperinlaw.net

Counsel to the Plan Administrator

SCHEDULE 1

Schedule of No Liability Claims

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) 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.
2) 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.
3) 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.
4) 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.
5) 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.
6) 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.
7) 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.
8) 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.
9) 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.
10) 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.

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)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$1,566,288.11 \$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.
12)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$1,008,147.50 \$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.
13)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$86,240.00 \$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.
14)	John Allard 8907 Park Plaza Ct, Apt 117 Brown Deer, WI 53223	20-43597	Briggs & Stratton Corporation	606	9/17/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$0.00 \$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.
15)	Juan Gonzalez PO Box 262 Poplar Bluff, MO 63902	20-43597	Briggs & Stratton Corporation	1555	10/7/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$250,000.00 \$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.
16)	Judy Ladd 107 County Road 150 Corning, AR 72422	20-43597	Briggs & Stratton Corporation	1556	10/7/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$318,732.30 \$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.
17)	Kevin M Peace 288 Matinee Lane Poplar Bluff, MO 63901	20-43597	Briggs & Stratton Corporation	464	9/10/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$0.00 \$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)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$55,000.00 \$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.
19)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$133,277.00 \$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.
20)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$28,337.81 \$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.

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)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$269,959.20 \$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.
22)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$0.00 \$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.
23)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$52,838.58 \$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.
24)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$1,308,304.67 \$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.
25)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$502,000.00 \$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.
26)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$225,000.00 \$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.
27)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$117,264.50 \$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.
28)	Robert Dillinger 249 County Line Road Harviell, MO 63945	20-43597	Briggs & Stratton Corporation	588	9/16/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$70,000.00 \$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.
29)	Rodney Hawks 6649 State Highway 21 N Doniphan, MO 63935	20-43597	Briggs & Stratton Corporation	591	9/16/2020	Secured: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$70,000.00 \$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.
30)	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: Administrative: Priority: Unsecured: Total:	\$0.00 \$0.00 \$0.00 \$85,000.00 \$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.

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) 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.
32) 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.
33) 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.
34) 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.
35) 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.
36) 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.