

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

In re

ALDRICH PUMP LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 20-30608 (JCW)

(Jointly Administered)

**NOTICE OF COMMENCEMENT OF
CHAPTER 11 CASES AND MEETING OF CREDITORS**

Commencement of Chapter 11 Cases. On June 18, 2020, Aldrich Pump LLC, a North Carolina limited liability company, and Murray Boiler LLC, a North Carolina limited liability company, (together, the "Debtors")² filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Western District of North Carolina, Charlotte Division (the "Court").

Chapter 11 of the Bankruptcy Code allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed (i.e., approved) by the Court. Eventually, when such a plan is proposed, you may be sent a copy of the plan and a related disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing to consider approval of the plan, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the Debtors will remain in possession of their property and may continue to operate any businesses and manage any properties.

Attorneys for the Debtors. The attorneys representing the Debtors are: (a) Brad B. Erens, Mark A. Cody, and Caitlin K. Cahow, Jones Day, 77 West Wacker, Chicago, Illinois 60601, Telephone: (312) 782-3939, Facsimile: (312) 782-8585; (b) Gregory M. Gordon, Jones Day, 2727 N. Harwood Street, Dallas, Texas 75201, Telephone: (214) 220-3939, Facsimile: (214) 969-5100; and (c) C. Richard Rayburn, Jr. and John R. Miller, Jr., Rayburn Cooper & Durham, P.A., 227 West Trade Street, Suite 1200, Charlotte, North Carolina 28202, Telephone: (704) 334-0891, Facsimile: (704) 377-1897.

Meeting of Creditors. Pursuant to section 341 of the Bankruptcy Code, the United States Bankruptcy Administrator for the Western District of North Carolina (the "Bankruptcy Administrator") has scheduled a meeting of creditors to be held on **July 28, 2020, at 2:00 p.m., prevailing Eastern Time**. In response to the COVID-19 pandemic, the meeting will be held via

¹ The Debtors are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): Aldrich Pump LLC (2290) and Murray Boiler LLC (0679). The Debtors' address is 800-E Beaty Street, Davidson, North Carolina 28036.

² The Debtors were formerly Texas limited liability companies.



Cisco Webex. The Debtors' representatives must be present at the meeting to be examined under oath by the Bankruptcy Administrator and by creditors. Creditors are welcome to attend the meeting, but are not required to do so. The meeting may be continued and concluded at a later date specified in a notice filed with the Court.

Creditors Generally May Not Take Certain Actions. In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the Debtors and the Debtors' property. Actions against other parties may be subject to the automatic stay to the extent such actions effectively are actions against the Debtors or their property or seek to pursue causes of action owned by the bankruptcy estates. Under certain circumstances, the Debtors may request that the Court extend or impose a stay with respect to additional entities. Here, the Debtors have obtained a temporary restraining order (the "Stay Order"), and are seeking a preliminary injunction, enjoining asbestos-related actions against certain non-debtor affiliates and other parties listed on Appendix B to the Stay Order (to the extent it does not already apply). Prohibited actions are listed in section 362(a) of the Bankruptcy Code and common examples include: (a) contacting the Debtors by telephone, mail or otherwise to demand payment of a pre-bankruptcy obligation; (b) taking actions to collect money or obtain property from the Debtors; (c) starting or continuing lawsuits against the Debtors; and (d) repossessing or foreclosing upon the Debtors' property. See 11 U.S.C. § 362(a). By virtue of the Stay Order, these actions likewise are prohibited as to the Debtors' non-debtor affiliates and other parties identified on Appendix B to the Stay Order (to the extent these actions were not already prohibited by the automatic stay). If unauthorized actions are taken by a creditor against the Debtors or their property or against any party covered by the automatic stay or the Stay Order, the Court may penalize that creditor. A creditor who is considering taking action against the Debtors or their property, or any affiliate of the Debtors, should review, among other things, section 362(a) of the Bankruptcy Code, the Stay Order, and any other applicable orders of the Court and seek legal advice.

Claims. A Proof of Claim is a signed statement describing a creditor's claim. A Proof of Claim form is not included with this Notice, but you can obtain one at any United States Bankruptcy Court Clerk of Court's office or online at www.ncwb.uscourts.gov. You may look at the Debtors' schedules of assets and liabilities that have been, or will be, filed (a) at the Clerk of Court's office, (b) by accessing the website maintained by the Debtors' claims and noticing agent at www.kccllc.net/aldrich free of charge, or (c) by accessing PACER on the Court's website at <https://www.ncwb.uscourts.gov> for a nominal fee. If your claim is scheduled and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you have filed a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all or if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim if a bar date is set or you might not be paid any money on your claim and may be unable to vote on a plan. **The Bankruptcy Court has not yet set a deadline to file Proofs of Claim. If a deadline (a "bar date") is set, you will be sent another notice.** A secured creditor retains rights in its collateral regardless of whether that creditor files a Proof of Claim. Filing a Proof of Claim may submit the creditor to the jurisdiction of the Bankruptcy Court, with consequences a lawyer can explain. For example, a secured creditor who files a Proof of Claim may surrender important nonmonetary rights, including the right to a jury trial. **Do not include this notice with any filing you make with the Court.**

Notice of Bar Dates for Proofs of Claim. No bar date has yet been established for the filing of Proofs of Claim. If and when a bar date is established, a separate notice of the bar date (the "Bar Date Notice") will be provided. Any such Bar Date Notice will contain information regarding the bar dates, a Proof of Claim form, and instructions for completing and filing a Proof of Claim form.

Filing Deadline for a Creditor with a Foreign Address. A deadline for filing claims may be set in a later Court order and, if so, will apply to all creditors unless the order provides otherwise. If notice of the order setting the deadline is sent to a creditor at a foreign address, the creditor may file a motion requesting the Court to extend the deadline. There is no assurance that such a motion would be granted. Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.

Case Management and Administrative Procedures. On June 26, 2020, the Court entered an Order establishing certain notice, case management, and administrative procedures [Dkt. 123] (the "Case Management Order"). All parties who desire to participate in these cases must follow the procedures set forth therein. A copy of the procedures approved by the Case Management Order is available from the sources described below.

Deadline to File a Complaint to Determine Dischargeability of Certain Debts. Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that you may never try to collect the debt from the Debtors, except as provided in the plan. If you believe that a debt owed to you is not dischargeable under section 1141(d)(6)(A) of the Bankruptcy Code, you must start a lawsuit by filing a complaint in the Court by **September 28, 2020** (i.e., 60 days after the meeting of creditors described above). The Clerk of Court's Office must receive the complaint and any required filing fee by such deadline.

How to Obtain Documents. Electronic copies of all pleadings or other documents filed in these cases may be obtained for \$0.10 per page or up to \$3.00 per document for most documents via PACER on the Court's web site at <http://ecf.ncwb.uscourts.gov>. Paper copies of all pleadings or other documents filed in these cases may be obtained by sending a written request to the Debtors' claims and noticing agent, Kurtzman Carson Consultants LLC (the "Agent"), at aldrichinfo@kccllc.com, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245 (Attn: Aldrich Claims Processing Center), or by contacting the Agent by telephone at (866) 573-9926. Additionally, free electronic copies of certain pleadings or other documents filed in these cases will be posted on the Agent's website at www.kccllc.net/aldrich as soon as possible after filing.

Court Filings. These cases have been assigned to the electronic case filing system. Any paper that you file in these bankruptcy cases should be filed through the Court's electronic case filing (ECF) system, which may be accessed at <https://www.ncwb.uscourts.gov> or <http://ecf.ncwb.uscourts.gov>. Alternatively, papers may be filed at the Clerk of Court's office at the U.S. Bankruptcy Court, Western District of North Carolina, Office of the Clerk of Court, 401 West Trade Street, Room 111, Charlotte, North Carolina 28202. Filings in these cases may be accessed via the Court's web site at <http://www.ncwb.uscourts.gov> or <http://ecf.ncwb.uscourts.gov>.

Legal Advice. Neither the Debtors' counsel, the Agent, nor the staff of the Clerk of Court's Office can give you legal advice. You may wish to consult an attorney to protect your rights.

Dated: July 2, 2020

Clerk of the United States Bankruptcy Court
For the Western District of North Carolina
401 West Trade Street, Room 111
Charlotte, North Carolina 28202