## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

| In re:  | ) CHAPTER 11              |
|---|---------------------------|
| BLITZ U.S.A., Inc., et al.,1  | Case No. 11-13603 (CSS)   |
| Debtors.  | ) Jointly Administered )  |
| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)                    |
| v.<br>American Express, Defendant.  | Adv. No. 13-52481 (CSS)   |
| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)<br>)               |
| v. Booth & Booth Electric, Defendant.   | ) Adv. No. 14-50373 (CSS) |
| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)<br>)               |
| v. Lockton Companies, LLC, Defendant.   | Adv. No. 13-52478 (CSS)   |
| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)<br>)               |
| v.  | )                         |
| Neece Concrete Construction, Defendant.   | Adv. No. 13-52490 (CSS)   |
| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)                    |
| v.  | ,<br>)                    |
| Ozark Crane Service, Inc., Defendant.   | Adv. No. 13-52468 (CSS)   |

<sup>&</sup>lt;sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: LAM 2011 Holdings, LLC (8742); Blitz Acquisition Holdings, Inc. (8825); Blitz Acquisition, LLC (8979); Blitz RE Holdings, LLC (9071); Blitz U.S.A., Inc. (8104); and MiamiOK LLC (2604). The location of the Debtors' corporate headquarters and the Debtors' service address is: 309 North Main Street, Miami, OK 74354.

| The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., et al., Plaintiff, | )<br>)<br>)      |                         |
|---|------------------|-------------------------|
| v. Portable Fuel Container Manufacturers Associations, Defendant.                               | )<br>)<br>)<br>) | Adv. No. 13-52469 (CSS) |

### **STATUS REPORT**

Pursuant to paragraph 11 of the Scheduling Order entered by the Court on March 10, 2015, The Blitz Liquidating Trust, as successor in interest to Blitz U.S.A., Inc., Plaintiff in the above-captioned adversary proceedings ("Blitz"), by and through its undersigned counsel, hereby submits the following Status Report regarding the above-captioned adversary proceedings:

| Status E – This case has been settled and once the settlement agreement has been fully consummated, the parties intend to file a Stipulation of Dismissal.  |
|---|
| Status E – This case has been settled and once the settlement agreement has been fully consummated, the parties intend to file a Stipulation of Dismissal.  |
| Status E – Pursuant to the mediation conference held on November 17, 2015, this matter has been completely resolved and counsel will file a stipulation and proposed order once the agreement has been fully consummated. |
| Status E – This case has been settled and once the settlement agreement has been fully consummated, the parties intend to file a Stipulation of Dismissal.  |
|   |

| Blitz v. Ozark Crane Service, Inc.<br>Adv. No. 13-52468                             | Status E – This case has been settled and once the settlement agreement has been fully consummated, the parties intend to file a Stipulation of Dismissal. |
|---|--|
| Blitz v. Portable Fuel Container<br>Manufacturers Associations<br>Adv. No. 13-52469 | Status E – This case has been settled and once the settlement agreement has been fully consummated, the parties intend to file a Stipulation of Dismissal. |

Dated: December 7, 2015 Wilmington, Delaware

# WOMBLE CARLYLE SANDRIDGE & RICE, LLP

By: /s/ Kevin J. Mangan

Francis A. Monaco, Jr., Esq. (DE No. 2078) Kevin J. Mangan, Esq. (DE No. 3810) Thomas M. Horan (DE No. 4641) 222 Delaware Avenue, Suite 1501 Wilmington, DE 19801

Telephone: 302-252-4320 Facsimile: 302-252-4330

-and-

#### LOWENSTEIN SANDLER PC

Jeffrey D. Prol, Esq. Mary E. Seymour, Esq. 65 Livingston Avenue Roseland, New Jersey 07068 (973) 597-2500 (Telephone) (973) 597-2400 (Facsimile)

Counsel to the Blitz Liquidating Trustee on behalf of the Blitz Liquidating Trust

-and-

#### **ELLIOTT GREENLEAF**

Rafael X. Zahralddin-Aravena (DE No. 4166) Eric M. Sutty (DE No. 4007) Jonathan M. Stemerman (DE No. 4510) The I.M. Pei Building 1105 North Market Street, Suite 1700 Wilmington, DE 19801 Telephone: (302) 384-9405

Telephone: (302) 384-9405 Facsimile: (302) 384-9399

E-mail: rxza@elliottgreenleaf.com E-mail: ems@elliottgreenleaf.com E-mail: jms@elliottgreenleaf.com

Conflicts Counsel to Blitz Acquisition, LLC, Blitz RE Holdings, LLC, Blitz U.S.A., Inc., and MiamiOK LLC (f/k/a F3 Brands LLC) solely with regard to the adversary proceedings against the following defendants: American Express; Lockton Companies, LLC

### **CERTIFICATE OF SERVICE**

I, Kevin J. Mangan, certify that I am not less than 18 years of age, and that on December 7, 2015 the foregoing document was served upon the parties listed below *via* U.S. First Class mail postage prepaid.

| Michael Holbein, Esq.<br>Arnall Golden Gregory LLP<br>171 17th Street NW, Suite 2100<br>Atlanta, GA 30363 | Gregory W. Hauswirth, Esq.<br>Leech Tishman Fuscaldo & Lampl, LLC<br>1105 N. Market St., Ste. 1050<br>Wilmington DE 19801 |
|---|---|
| Kathleen M. Miller, Esq. Smith, Katzenstein & Jenkins LLP   | Matthew Lichtenstein, Esq. Leech Tishman Fuscaldo & Lampl, LLC  |
| 800 Delaware Avenue   | 525 William Penn Place, 28th Floor  |
| P.O. Box 410<br>Wilmington, DE 19899  | Pittsburgh, PA 15219  |
| Brian M. Holland, Esq.  | Norman E. Rouse, Esq.   |
| Lathrop & Gage LLP  | Collins Webster and Rouse   |
| 2345 Grand Blvd., Suite 2800  | 5957 E. 20th Street   |
| Kansas City, MO 64108   | Joplin, MO 64801  |
| Dennis A. Meloro, Esq.  |   |
| Greenberg Traurig   |   |
| The Nemours Building  |   |
| 1007 North Orange Street, Suite 1200  |   |
| Wilmington, DE 19801  |   |
|   |   |

Under penalty of perjury, I declare that the foregoing is true and correct.

Dated: December 7, 2015 /s/ Kevin J. Mangan

Kevin J. Mangan (DE Bar No. 3810)