

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

IN RE:)
)
FIBRANT, LLC, et al.¹) CHAPTER 11
)
Debtors) CASE NO. 18-10274-SDB
)
) (Jointly Administered)
)
_____)

**JOINDER OF NATIONAL UNION FIRE INSURANCE COMPANY OF
PITTSBURGH, PA., LEXINGTON INSURANCE COMPANY AND
CERTAIN OTHER AFFILIATES OF AMERICAN INTERNATIONAL
GROUP, INC. IN JOINT OBJECTION OF CERTAIN INSURERS TO
CONFIRMATION OF DEBTORS’ AMENDED AND RESTATED
PLAN OF LIQUIDTION (DKT. # 600)**

National Union Fire Insurance Company of Pittsburgh, Pa., Lexington Insurance Company and certain other affiliates of American International Group, Inc. (collectively, the “AIG Insurers”) join the Objecting Insurers² in the Joint Objection of Certain Insurers to Confirmation of Debtors’ Amended and Restated Plan of Liquidation (Dkt. #778), which is incorporated herein by reference. Like the

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Fibrant, LLC (6694); Evergreen Nylon Recycling, LLC (7625); Fibrant South Center, LLC (8270); and Georgia Monomers Company, LLC (0042).

² Unless otherwise indicated, capitalized terms used herein have the same meaning as used in the Joint Objection.



Objecting Insurers which initially joined in the Joint Objection, the AIG Insurers object to the Debtors' Amended and Restated Plan of Liquidation because the Debtors propose to alter the AIG Insurers' contractual rights by assuming and assigning alleged insurance policies issued by the AIG Insurers to the Debtors. The grounds for the AIG Insurers' objection are the same as those set forth by the Objecting Insurers who initially joined in filing the Joint Objection. In particular, the Debtors are seeking to assume and assign insurance policies allegedly issued by the AIG Insurers under substantially the same circumstances as the policies allegedly issued by the other Objecting Insurers. These circumstances include the Debtors having provided the AIG Insurers with copies of alleged policies only shortly before the due date for objecting to the proposed assumption and assignment of the alleged policies. Notably, none of the Debtors appears to be a named insured under the alleged policies and each of the alleged policies appears to have expired decades ago.

In joining the Joint Objection, the AIG Insurers incorporate all of the arguments made in the Joint Objection, including (i) the Plan violates the insurance neutrality principal and impermissibly alters and limits the rights of the AIG Insurers as one of the Objecting Insurers; (ii) the proposed third-party releases fail to meet applicable legal standards; and (iii) confirmation should be conditioned on broad protection of the rights of the AIG Insurers as one of the Objecting Insurers. Also,

in joining in the Joint Objection, the AIG Insurers reserve all of their respective rights as set forth in the Joint Objection with respect to reservation of the rights of the other Objecting Insurers.

For the reasons set forth in the Joint Objection, without the amendments to the Plan described therein and the inclusion of specific language in the Confirmation Order reserving all of the Objecting Insurers' contractual and other rights under the Agreements, the Plan should not be confirmed.

This 9th day of April, 2019.

/s/ Gregory M. Taube
Gregory M. Taube
Georgia Bar No. 699166

Attorney for Interested Parties
National Union Fire Insurance Company of
Pittsburgh, Pa., Lexington Insurance Company and
certain other affiliates of American International
Group, Inc.

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the within and foregoing ***JOINDER OF NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA, LEXINGTON INSURANCE COMPANY AND CERTAIN OTHER AFFILIATES OF AMERICAN INTERNATIONAL GROUP IN JOINT OBJECTION OF CERTAIN INSURERS TO CONFIRMATION OF DEBTORS' AMENDED AND RESTATED PLAN OF LIQUIDATION (DKT. NO. 600)*** by depositing a copy of same in the United States Mail in a properly addressed envelope with sufficient postage affixed thereto to ensure delivery to the following:

<p>Fibrant, LLC P.O. Box 2451 August, GA 30903</p>	<p>Paul K. Ferdinands Jonathan W. Jordan Mark M. Maloney Les Oakes Sarah L. Primrose W. Craig Smith King & Spalding LLP 1180 Peachtree Street, NE Atlanta, GA 30309-3521</p>
<p>Fibrant, LLC Attn: Lawrence Hirsh c/o Alvarez & Marsal North America, LLC Monarch Tower 3424 Peachtree Road, NE Suite 1500 Atlanta, GA 30326</p>	<p>Latham & Watkins LLP Attn: Adam J. Goldberg 885 Third Avenue New York, NY 10022</p>

<p>Bowen Anderson Klosinski James C. Overstreet, Jr. Klosinski Overstreet 1229 Augusta West Parkway Augusta, GA 30909</p>	<p>U.S. Trustee Office of the U.S. Trustee Attn: Joel Paschke Johnson Square Business Center 2 East Bryan Street, Suite 725 Savannah, GA 31401</p>
<p>John T. Garcia, Sr. Law Offices of John T. Garcia 205-B North Belair Road P.O. Box 1984 Evans, GA 30809</p>	<p>Jeffrey D. Prol Lowenstein Sandler LLP 65 Livingston Avenue Roseland, NJ 07068</p>
<p>Bruce S. Nathan Lowenstein Sandler, PC 1251 Avenue of the Americas New York, NY 10020</p>	<p>Frank J. Perch, III White and Williams LLP 1650 Market Street, Suite 1800 Philadelphia, PA 19103</p>
<p>Mark L. Wilhelmi Cadence Bank Building 3527 Wheeler Road, Suite 401 Augusta, GA 30909</p>	<p>Alycen A. Moss Cozen O'Connor The Promenade 1230 Peachtree Street NE, Suite 400 Atlanta, GA 30309</p>
<p>Thomas W. Tucker Tucker Long, P.C. Post Office Box 2426 Augusta, GA 30903</p>	<p>Clinton E. Cameron <i>(pro hac vice application pending)</i> Emily A. Golding <i>(pro hac vice application pending)</i> Clyde & Co US LLP 55 W. Monroe Street, Suite 3000 Chicago, IL 60603</p>
<p>Randy Frails Tameka Haynes Frails & Wilson 211 Pleasant Home Road, Suite A1 Augusta, GA 30907</p>	<p>Wayne S. Karbal <i>(pro hac vice application pending)</i> Paul Parker <i>(pro hac vice application pending)</i> Karbal Cohen Economou Silk & Dunne, LLC 150 S. Wacker Drive, Suite 1700</p>

	Chicago, IL 60606
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This 9th day of April, 2019.

/s/ Gregory M. Taube
Gregory M. Taube
Georgia Bar No. 699166

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