

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

IN RE:	§	
	§	
SPEEDCAST INTERNATIONAL LIMITED,	§	Case No. 20-32243 (MI)
et al.,	§	
	§	
Debtors.	§	Chapter 11
	§	
CATHERINE E. YOUNGMAN,	§	Jointly Administered
in her capacity as Class 3 Trustee for the	§	
Speedcast SFA Lenders' Litigation Trust	§	
	§	
Plaintiff,	§	
	§	
v.	§	Adversary No. 22-03019
	§	
PETER SHAPER,	§	
	§	
Defendant.	§	

PLAINTIFF'S MOTION TO SEAL

Pursuant to Sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Rule 9037-1 of the Local Rules, Plaintiff Catherine E. Youngman in her capacity as Class 3 Trustee for the Speedcast SFA Lenders' Litigation Trust (the "**Trustee**"), requests that she be authorized to file an unredacted copy of Plaintiff's Response in Opposition to Rule 12(b)(6) Motion to Dismiss (the "**Response**").

1. Section 105(a) of the Bankruptcy Code allows the Court to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of the title." 11 U.S.C. § 105(a). Moreover, pursuant to section 107(b)(1) of the Bankruptcy Code, the Court may authorize Trustee to file the Response under seal by permitting the issuance of an order that protects entities from potential harm that may result from the disclosure of certain confidential information. *See* 11 U.S.C. § 107(b).



2. The Response cites to and quotes from the Original Petition, which Defendant Peter Shaper attached to his Notice of Removal on February 7, 2022. The Original Petition was sealed by this Court on March 2, 2022. Dkt. 17.

3. Because of this, Trustee hereby requests that the Court permit the filing of the unredacted Response under seal to protect any confidential or sensitive information contained therein.

4. Notice of this Motion will be provided to Defendant.

5. WHEREFORE, Trustee respectfully requests entry of the accompanying proposed order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Date: April 18, 2022

Respectfully submitted,

ZAIGER LLC

YETTER COLEMAN LLP

Jeffrey H. Zaiger
Judd A. Linden
2187 Atlantic Street, 9th Floor
Stamford, CT 06902
Telephone: (203) 347-7180
jzaiger@zaigerllc.com
jlinden@zaigerllc.com

Pro Hac Applications Forthcoming

/s/ Bryce L. Callahan
Bryce L. Callahan
Attorney-In-Charge
State Bar No. 24055248
Susanna R. Allen
State Bar No. 24126616
811 Main Street, Suite 4100
Houston, Texas 77002
(713) 632-8000
bcallahan@yettercoleman.com
sallen@yettercoleman.com

ATTORNEYS FOR PLAINTIFF SPEEDCAST SFA
LENDERS' LITIGATION TRUSTEE

CERTIFICATE OF SERVICE

I hereby certify that on April 18, 2022, a true and correct copy of the foregoing was served upon all counsel of record via the Court's ECF system.

/s/ Susanna R. Allen
Susanna R. Allen

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

IN RE:	§	
	§	
SPEEDCAST INTERNATIONAL LIMITED,	§	Case No. 20-32243 (MI)
et al.,	§	
	§	
Debtors.	§	Chapter 11
	§	
CATHERINE E. YOUNGMAN,	§	Jointly Administered
in her capacity as Class 3 Trustee for the	§	
Speedcast SFA Lenders' Litigation Trust	§	
	§	
Plaintiff,	§	
	§	
v.	§	Adversary No. 22-03019
	§	
PETER SHAPER,	§	
	§	
Defendant.	§	

ORDER GRANTING MOTION TO SEAL

Pending before the Court is Plaintiff's Motion to Seal Plaintiff's Response in Opposition to Rule 12(b)(6) Motion to Dismiss (the "**Motion**"). The Court, having considered Plaintiff's Motion and any response or reply thereto, finds that the Motion should be **GRANTED**.

IT IS HEREBY ORDERED that:

1. Pursuant to section 107(b) of the Bankruptcy Code and Bankruptcy Rule 9018, Plaintiff is authorized to file the unredacted version of Plaintiff's Response and Brief in Opposition to Rule 12(b)(6) Motion to Dismiss under seal.

2. Notwithstanding Bankruptcy Rule 6004(h), the terms and conditions of this Order are immediately effective and enforceable upon its entry.

3. Plaintiff is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.

4. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

5. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

It is so ORDERED.

Date

THE HONORABLE MARVIN ISGUR
UNITED STATES BANKRUPTCY JUDGE