



IT IS ORDERED as set forth below:

Date: October 20, 2020

**Paul W. Bonapfel
U.S. Bankruptcy Court Judge**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE:) **CHAPTER 11**
)
P-D VALMIERA GLASS USA CORP,) **CASE NO. 19-59440-pwb**
)
Debtor.)
)

**ORDER APPROVING FIRST AMENDED DISCLOSURE STATEMENT TO
ACCOMPANY FIRST AMENDED PLAN OF LIQUIDATION AND SCHEDULING
HEARING ON CONFIRMATION**

THIS CAUSE came before the Court at a hearing on October 15, 2020 at 1:30 p.m. (the “**Hearing**”) to consider the Disclosure Statement to Accompany Plan of Liquidation [Dkt. No. 398] filed by P-D Valmiera Glass USA Corp. (the “**Debtor**”), on September 10, 2020. Following the Hearing, the Debtor filed its First Amended Disclosure Statement to Accompany First Amended Plan of Liquidation [Dkt. No. 439] (as amended, the “**Disclosure Statement**”) to address concerns raised at the Hearing. Any capitalized term used herein but not otherwise defined herein shall have the meaning ascribed to such term in the Plan (as defined below).



By Notice of Hearing dated September 10, 2020 [Dkt. No. 402], all creditors, equity security holders and other parties in interest were given proper notice of the Hearing and were requested to file any objections to the Disclosure Statement in writing no later than October 12, 2020. No objections were filed and none were asserted at the Hearing.

The Court, having reviewed the record, it appearing that due and adequate notice of the Hearing has been provided and for good cause shown, the Court finds that the Disclosure Statement contains adequate information as required by 11 U.S.C. §1125. Accordingly, it is hereby ORDERED and NOTICE IS HEREBY GIVEN as follows:

1. Pursuant to 11 U.S.C. §1125 and Federal Rules of Bankruptcy Procedure 2002 and 3017, the Disclosure Statement is approved;
2. The Debtor is authorized to make non-substantive conforming changes to the First Amended Plan of Liquidation [Dkt. No. 438] (the “**Plan**”) and the Disclosure Statement prior to solicitation;
3. The Debtor is authorized, pursuant to 11 U.S.C. §1125(b) and the Order Granting Motion For An Order Approving Solicitation Procedures And Form Of Solicitation Materials entered on October 16, 2020 [Dkt. No. 446], to transmit copies of the Disclosure Statement, the Plan, and related documents to certain known holders of Claims against and Interests in the Debtor and to solicit acceptances of the Plan from Holders of Claims against the Debtor that are impaired under the Plan;
4. All ballots accepting or rejecting the Plan must be filed, on a ballot form to be provided by the Debtor, with KCC, LLC at the following address:

**Valmiera Glass Ballot Processing Center
c/o KCC
222 N. Pacific Coast Highway, Suite 300
El Segundo, CA 90245**

by 5:00 p.m. (Eastern Time) on November 25, 2020, (the “Voting Deadline”).

A copy should also be mailed to counsel for the Debtor at the following address:

Ashley R. Ray
Scroggins & Williamson, P.C.
4401 Northside Parkway
Suite 450
Atlanta, Georgia 30327

5. A hearing (the “**Confirmation Hearing**”) to consider confirmation of the Plan and any other matters that may properly come before the Court, will be held on **December 1, 2020 at 10:00 a.m. in Courtroom 1401**, United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, Georgia 30303. **Given the current public health crisis, the Hearing may be telephonic only. Please check the “Important Information Regarding Court Operations During COVID-19 Outbreak” tab at the top of the GANB website prior to the Hearing for instructions on whether to appear in person or by phone;**
6. All responses and objections, if any, to the relief sought in connection with confirmation of the Plan shall (i) be in writing and state the name of the objector, its interest in this Chapter 11 case, and, if applicable, the amount and nature of its claim or interest, as well as state with particularity the nature of the objection and the legal basis therefore, (ii) include suggested language to amend the Plan in a manner that would resolve the objection, and (iii) be filed with the Court and served in a manner so as to be received by the parties listed below, together with proof of

service, no later than 5:00 p.m. (Eastern) on **November 25, 2020** (the “**Plan Objection Deadline**”). A copy of any responses and/or objections must be served upon counsel for the Debtor at the address set forth in paragraph 5 above;

7. Any party asserting a Cure Claim arising from (a) the assumption of an executory contract or unexpired lease by the Debtor pursuant to 11 U.S.C. § 365 or (b) the reinstatement of a claim pursuant to 11 U.S.C. § 1124(2) must file a written notice setting forth the asserted amount of such Cure Claim. Such notice must be filed with the Clerk of the Bankruptcy Court and served on counsel for the Debtor at the address set forth in paragraph 5 above no later than 5:00 p.m. (Eastern) on **November 25, 2020** (the “**Cure Claim Deadline**”). The amount of any asserted Cure Claims shall be heard and determined by the Court at the Confirmation Hearing;
8. The Confirmation Hearing may be adjourned from time to time by announcement without further notice to creditors or parties-in-interest;
9. Notice of the Confirmation Hearing shall be deemed adequate and sufficient if a copy of the Plan Notice approved by the Order Granting Motion For An Order Approving Solicitation Procedures And Form Of Solicitation Materials entered on October 16, 2020 [Dkt. No. 446], is served upon (i) the Office of the United States Trustee, (ii) the Internal Revenue Service, (iii) all known creditors of the Debtor as reflected on the creditors matrix maintained by KCC in this case, and (iv) all persons or entities that have filed notices of appearance in this case prior to the date of this Order; and

10. This Court shall retain jurisdiction with respect to any matters or disputes which arise from or relate to implementation of this Order.

END OF DOCUMENT

Prepared and presented by:

SCROGGINS & WILLIAMSON, P.C.

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