

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

In re:

WELDED CONSTRUCTION, L.P., *et al.*,¹

Debtors.

)
) Chapter 11
)
) Case No. 18-12378 (KG)
)
) (Jointly Administered)
)
) **Ref. Docket No. 1150**

**CERTIFICATION OF COUNSEL REGARDING *PROPOSED* ORDER, PURSUANT TO
SECTION 1121(d) OF THE BANKRUPTCY CODE, EXTENDING THE EXCLUSIVE
PERIODS WITHIN WHICH THE DEBTORS MAY FILE A CHAPTER 11
PLAN AND SOLICIT ACCEPTANCES THEREOF**

On December 11, 2019, the above-captioned debtors and debtors-in-possession (together, the “**Debtors**”) filed the *Debtors’ Motion for an Order, Pursuant to Section 1121(d) of the Bankruptcy Code, Further Extending the Exclusive Periods Within Which the Debtors May File a Chapter 11 Plan and Solicit Acceptances Thereof* [Docket No. 1150] (the “**Motion**”), seeking a 90-day extension of the Exclusive Periods.² Attached as Exhibit A to the Motion is a proposed order approving the Motion (the “**Proposed Order**”).

The undersigned certifies that she has reviewed the Court’s docket in these cases and, as of the date hereof, no answer, objection, or other responsive pleading to the Motion appears thereon. Responses to the Motion were to be filed and served by 4:00 p.m. (ET) on December 26, 2019.

Subsequent to the filing of the Motion, the Debtors realized that the Proposed Order incorrectly reflects the 90th day after the Exclusive Solicitation Period as May 20, 2020,

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Welded Construction, L.P. (5008) and Welded Construction Michigan, LLC (9830). The mailing address for each of the Debtors is P.O. Box 470, Perrysburg, OH 43552-0470.

² Capitalized terms used but not defined herein shall have the meaning ascribed to such terms in the Motion.



and not the correct date, which is May 18, 2020. The Debtors have revised the Proposed Order (the “**Revised Proposed Order**”) solely to change May 20, 2020 to May 18, 2020.³ The Revised Proposed Order is attached hereto as **Exhibit 1**.

Accordingly, the Debtors respectfully request that the Court enter the Revised Proposed Order at its earliest convenience without further notice or a hearing.

Dated: December 30, 2019
Wilmington, Delaware

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Betsy L. Feldman

Sean M. Beach (No. 4070)

Robert F. Poppiti, Jr. (No. 5052)

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Betsy L. Feldman (No. 6410)

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Facsimile: (302) 571-1256

Counsel to the Debtors

³ For ease of reference, attached hereto as **Exhibit 2** is a copy of the Revised Proposed Order marked against the Proposed Order.

Exhibit 1

Revised Proposed Order

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**ORDER, PURSUANT TO SECTION 1121(d) OF THE BANKRUPTCY CODE,
EXTENDING THE EXCLUSIVE PERIODS WITHIN WHICH THE DEBTORS MAY
FILE A CHAPTER 11 PLAN AND SOLICIT ACCEPTANCES THEREOF**

Upon consideration of the motion (the “**Motion**”)² of the Debtors for the entry of an order, pursuant to section 1121(d) of the Bankruptcy Code, Bankruptcy Rule 9006, and Local Rule 9006-2, further extending the Debtors’ exclusive periods to file a chapter 11 plan or plans and to solicit acceptances of such plan(s); and upon consideration of all pleadings related thereto; and due and proper notice of the Motion having been given; and it appearing that no other or further notice of the Motion is required; and it appearing that the Court has jurisdiction to consider the Motion in accordance with 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that venue of this proceeding and the Motion is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the relief requested in the Motion and provided for herein is in the best interest of the Debtors, their estates, and their creditors; and after due deliberation and sufficient cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

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² Capitalized terms used but not defined herein shall have the meaning ascribed to such terms in the Motion.

1. The Motion is GRANTED to the extent provided herein.
2. The Debtors' Exclusive Filing Period shall be extended through and including March 16, 2020.
3. The Debtors' Exclusive Solicitation Period shall be extended through and including May 18, 2020.
4. The entry of this Order shall be without prejudice to the rights of the Debtors and their estates to seek further extensions of the Exclusive Periods or to seek other appropriate relief.
5. This Court shall retain jurisdiction with respect to all matters arising from or relating to the implementation of this Order.

Exhibit 2

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1. The Motion is GRANTED to the extent provided herein.

2. The Debtors' Exclusive Filing Period shall be extended through and including March 16, 2020.

3. The Debtors' Exclusive Solicitation Period shall be extended through and including May ~~20~~18, 2020.

4. The entry of this Order shall be without prejudice to the rights of the Debtors and their estates to seek further extensions of the Exclusive Periods or to seek other appropriate relief.

5. This Court shall retain jurisdiction with respect to all matters arising from or relating to the implementation of this Order.