

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

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| In re:   |   |
| WELDED CONSTRUCTION, L.P.,<br><br>Debtor,  | Chapter 11<br>Case No. 18-12378 (CSS)<br>(Jointly Administered) |
| SUNBELT EQUIPMENT MARKETING,<br>INC.<br><br>Plaintiff,<br><br>v.<br><br>COLUMBIA GAS TRANSMISSION, LLC,<br>TRANSCANADA USA SERVICES INC,<br>and WELDED CONSTRUCTION LP,<br><br>Defendants.         | Adv. Pro. No. 20-50445 (CSS)<br>Adv. Pro. No. 20-50447 (CSS)    |
| SUNBELT TRACTOR & EQUIPMENT<br>COMPANY, INC.<br><br>Plaintiff,<br><br>v.<br><br>COLUMBIA GAS TRANSMISSION, LLC,<br>TRANSCANADA USA SERVICES INC,<br>and WELDED CONSTRUCTION LP,<br><br>Defendants. | Adv. Pro. No. 20-50446 (CSS)<br>Adv. Pro. No. 20-50448 (CSS)    |

**STIPULATION REGARDING APPOINTMENT OF MEDIATOR**

This Stipulation is made by and between Sunbelt Equipment Marketing, Inc., (“SEMI”) and Sunbelt Tractor & Equipment Company, Inc., (“STEC” and, together with SEMI, “Plaintiffs”) as plaintiffs in the above-captioned adversary proceedings, and defendants Columbia Gas Transmission, LLC (“CGT”) and TransCanada USA Services Inc. (“TransCanada” and, (together with CGT, “Defendants”), by and through their respective undersigned counsel.



WHEREAS, the four above-captioned adversary proceedings are mechanics lien actions which were originally commenced by SEMI and STEC in state courts in Wetzel County and Marshall County, West Virginia, on or about July 15, 2019 against CGT and TransCanada, and, nominally against the Debtor, which actions were removed to federal court in West Virginia, transferred to the District of Delaware and referred to this Bankruptcy Court;

WHEREAS, the two actions brought by SEMI have been consolidated together under Adv. Pro. No. 20-50445 (CSS), and the two actions brought by STEC have been consolidated together under Adv. Pro. No. 20-50446 (CSS) (together, the two consolidated actions are, hereafter, the “Actions”)

WHEREAS, the parties conducted their discovery planning conference on May 26, 2020, with respect to the Actions;

WHEREAS, the Scheduling Orders entered by the Court in the Actions require the parties to file a Stipulation Regarding Appointment of a Mediator;

WHEREAS, the Plaintiffs and the Defendants (collectively, the “Parties”) have been engaging in discovery from each other, and the Plaintiffs have also been pursuing discovery from Welded Construction, LP, post-effective date debtor and a nominal defendant herein (“Welded”);

WHEREAS, the Parties have agreed to divide among themselves the costs of the mediation; and

WHEREAS, the Parties are in agreement as to the appointment of a mediator.

NOW, THEREFORE, it is hereby stipulated and agreed as follows:

1. The Plaintiffs and the Defendants hereby agree that Raymond H. Lemisch, Esq. of Klehr Harrison Harvey Branzburg LLP: shall be appointed Mediator in the above-captioned adversary proceedings.

Dated: Wilmington, Delaware  
November 2, 2020

/s/ Douglas N. Candeb

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