

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

In re:

Welded Construction, L.P., *et al.*,

Debtors.¹

Chapter 11

Case No. 18-12378 (CSS)

(Jointly Administered)

Welded Construction, L.P.,

Plaintiff,

vs.

Sautter Crane Rental, Inc.,

Defendant.

Adv. No. 20-50946

**CERTIFICATION OF COUNSEL WITH RESPECT TO ORDER
APPROVING THIRD STIPULATION FOR EXTENSION OF TIME
FOR DEFENDANT TO RESPOND TO THE COMPLAINT**

The undersigned hereby certifies as follows:

1. On October 20, 2020, Welded Construction, L.P. (the “Plaintiff”) initiated the above-captioned adversary proceeding (the “Adversary Proceeding”) by filing the Complaint [Docket No. 1] against Sautter Crane Rental, Inc. (the “Defendant” and, together with Plaintiff, the “Parties”).

2. On November 10, 2020, the Defendant was served with the *Summons and Notice of Pretrial Conference in an Adversary Proceeding* [Docket No. 4].

3. Pursuant to Rule 7012(a) of the Federal Rules of Bankruptcy Procedure, the Defendants’ deadline to answer or otherwise respond to the Complaint (the “Response Deadline”) was December 10, 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).



4. On December 8, 2020, the Parties agreed to extend the Response Deadline until January 4, 2021, and entered into a stipulation to that effect (the “First Stipulation”). *See* Docket No. 5. On that same day, the Court entered an order approving the First Stipulation. *See* Docket No. 6.

5. On December 29, 2020, the Parties agreed to further extend the Response Deadline until February 4, 2021, and entered into a stipulation to that effect (the “Second Stipulation”). *See* Docket No. 11. On December 30, 2021, the Court entered an order approving the Second Stipulation. *See* Docket No. 13.

6. The Parties have agreed to further extend the Response Deadline until February 18, 2021, and have entered into a stipulation to that effect (the “Stipulation”). A copy of the Stipulation is attached as **Exhibit 1** to **Exhibit A** hereto. A proposed form of order approving the Stipulation is attached hereto as **Exhibit A** (the “Proposed Order”).

WHEREFORE, the Debtors respectfully request that the Court enter the Proposed Order, substantially in the form attached hereto as **Exhibit A**, at its earliest convenience

Dated: February 2, 2021
Wilmington, Delaware

RICHARDS, LAYTON & FINGER, P.A.

/s/ Robert C. Maddox
Robert J. Stearn, Jr. (No. 2915)
Robert C. Maddox (No. 5356)
One Rodney Square
920 N. King Street
Wilmington, DE 19801
Telephone: (302) 651-7700
Facsimile: (302) 651-7701
Email: stearn@rlf.com
maddox@rlf.com

Counsel for Defendant

EXHIBIT A

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

In re:	Chapter 11
Welded Construction, L.P., <i>et al.</i> ,	Case No. 18-12378 (CSS)
Debtors. ¹	(Jointly Administered)
Welded Construction, L.P.,	Plaintiff,
vs.	
Sautter Crane Rental, Inc.,	Adv. No. 20-50946
Defendant.	Re: Docket No. __

**ORDER APPROVING THIRD STIPULATION EXTENDING
TIME FOR DEFENDANT TO RESPOND TO THE COMPLAINT**

AND NOW upon consideration of the *Third Stipulation Extending Time for Defendant to Respond to the Complaint* (the “Stipulation”) between Welded Construction, L.P., as Post-Effective Date Debtors (the “Plaintiff”) and Sautter Crane Rental, Inc. (the “Defendant”) attached hereto as Exhibit 1; the Court having determined that no further notice of the Stipulation must be given; it is hereby

ORDERED that the Stipulation is hereby **APPROVED**, and it is

FURTHER ORDERED that the time within which Defendant may answer, move or otherwise plead to the Complaint is hereby further extended to and including February 18, 2021.

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).

EXHIBIT 1

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

In re:		Chapter 11
Welded Construction, L.P., <i>et al.</i> ,		Case No. 18-12378 (CSS)
	Debtors. ¹	(Jointly Administered)
Welded Construction, L.P.,	Plaintiff,	
vs.		
Sautter Crane Rental, Inc.,	Defendant.	Adv. No. 20-50946

**THIRD STIPULATION FOR EXTENSION OF TIME
FOR DEFENDANT TO RESPOND TO THE COMPLAINT**

Welded Construction, L.P. (the “Plaintiff”), and Sautter Crane Rental, Inc. (the “Defendant” and, together with Plaintiff, the “Parties”), through their respective counsel, enter into this *Third Stipulation for Extension of Time For Defendant to Respond to the Complaint* (the “Stipulation”), which amends certain terms of Paragraph 1 of the Parties’ prior stipulation dated December 29, 2020 [Docket No. 11] (the “Second Stipulation”), and hereby stipulate and agree as follows:

1. The terms of paragraph 1 of the Second Stipulation are hereby amended as follows:

The Parties agree and stipulate that the time within which Defendant may answer, move, or otherwise plead to the Complaint [Docket No. 1] is hereby further extended to and including February 18, 2021.

2. Except as expressly set forth herein, no other terms of the Second Stipulation are amended or modified pursuant to this Stipulation.

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).

Dated: February 2, 2021

BLANK ROME LLP

By: /s/ Josef W. Mintz

Josef W. Mintz, Esq., DE SBN 5644
1201 Market Street, Suite 800
Wilmington, DE 19801
Telephone: (302) 425-6400
Email: mintz@blankrome.com

-and-

ASK LLP

Joseph L. Steinfeld, Jr., Esq., MN SBN 0266292
2600 Eagan Woods Drive, Suite 400
St. Paul, MN 55121
Telephone: (651) 289-3845
Email: jsteinfeld@askllp.com

Counsel for the Post-Effective Date Debtors

Dated: February 2, 2021

RICHARDS, LAYTON & FINGER, P.A.

/s/ Robert C. Maddox

Robert J. Stearn, Jr. (No. 2915)
Robert C. Maddox (No. 5356)
One Rodney Square
920 N. King Street
Wilmington, DE 19801
Telephone: (302) 651-7700
Facsimile: (302) 651-7701
Email: stearn@rlf.com
maddox@rlf.com

Counsel for Defendant