

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In Re:

WESTINGHOUSE ELECTRIC COMPANY LLC, et al.,  
Debtors.<sup>1</sup>

Chapter 11

Case No. 17-10751 (MEW)

KENT GLADDEN, on behalf of himself and all others  
similarly situated,

Plaintiff,

v.

WESTINGHOUSE ELECTRIC COMPANY, LLC,  
Defendant.

Adversary Proceeding  
No. 1:17-ap-1109

ANDREW FLEETWOOD, on behalf of himself and all  
others similarly situated,

Plaintiff,

v.

WECTEC LLC and STONE & WEBSTER SERVICES  
LLC,

Defendants.

Adversary Proceeding  
No. 1:17-ap-1110

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, if any, are: Westinghouse Electric Company LLC (0933), CE Nuclear Power International, Inc. (8833), Fauske and Associates LLC (8538), Field Services, LLC (2550), Nuclear Technology Solutions LLC (1921), PaR Nuclear Holding Co., Inc. (7944), PaR Nuclear, Inc. (6586), PCI Energy Services LLC (9100), Shaw Global Services, LLC (0436), Shaw Nuclear Services, Inc. (6250), Stone & Webster Asia Inc. (1348), Stone & Webster Construction Inc. (1673), Stone & Webster International Inc. (1586), Stone & Webster Services LLC (5448), Toshiba Nuclear Energy Holdings (UK) Limited (N/A), TSB Nuclear Energy Services Inc. (2348), WEC Carolina Energy Solutions, Inc. (8735), WEC Carolina Energy Solutions, LLC (2002), WEC Engineering Services Inc. (6759), WEC Equipment & Machining Solutions, LLC (3135), WEC Specialty LLC (N/A), WEC Welding and Machining, LLC (8771), WECTEC Contractors Inc. (4168), WECTEC Global Project Services Inc. (8572), WECTEC LLC (6222), WECTEC Staffing Services LLC (4135), Westinghouse Energy Systems LLC (0328), Westinghouse Industry Products International Company LLC (3909), Westinghouse International Technology LLC (N/A), and Westinghouse Technology Licensing Company LLC (5961). The Debtors' principal offices are located at 1000 Westinghouse Drive, Cranberry Township, Pennsylvania 16066.



ELTON MASSEY, KIRT HURLBURT, PATRICIA  
ADAMS, JOHN JENNINGS, JOHNNIE HOGLL AND  
KATRINA BAKER, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

v.

WESTINGHOUSE ELECTRIC COMPANY, LLC,  
WECTEC LLC, WECTEC STAFFING SERVICES, LLC,  
AND WECTEC GLOBAL PROJECT SERVICES,

Defendants.

Adversary Proceeding  
No. 1:17-ap-1215

### **CONSOLIDATED SCHEDULING ORDER**

This Scheduling Order governing the administrative consolidation of the above adversary proceedings (collectively, the “WARN Proceedings”), is entered by the Court, pursuant to Fed.

R. Bankr. P. 7016 and 7026 and 11 U.S.C. § 105.

1. The Defendant shall file an answer, move to dismiss or otherwise plead in response to each of the WARN Proceedings by the close of business on **February 15, 2018**.
2. Any motion to amend pleadings or to join additional parties shall be filed no later than **March 26, 2018**.
3. Initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) shall be completed no later than **March 5, 2018**.
4. Any motion for class certification shall be filed no later than **February 15, 2018**.
5. Unless extended by the Court for cause shown, all fact discovery shall be completed by **October 4, 2018**, with potential expert discovery to be completed by **November 1, 2018**.

6. The parties are to conduct discovery in accordance with the Federal Rules of Bankruptcy Procedure, the Federal Rules of Civil Procedure and the Local Rules of the Bankruptcy Court for the Southern District of New York. Further, the parties are to coordinate all discovery so that written discovery is served in consolidated sets and so that each witness is only deposed once.

7. In the event of a dispute over discovery, the parties' counsel shall promptly confer to attempt in good faith to resolve the dispute. If, notwithstanding their good faith efforts to do so, they are unable to resolve a discovery issue, they shall promptly inform the Court by letter of the nature of the dispute and request a telephonic discovery conference. The Court will endeavor to resolve the dispute without the filing of any discovery motions.

8. On or before **November 30, 2018**, the parties shall submit a single Joint Pretrial Order prepared in accordance with the Court's individual rules and practices. Proposed findings of fact and conclusions of law, and any motions *in limine*, shall be filed on or before that same date.

9. The Court will hold a final pretrial conference on **December 7, 2018** at 10:00 a.m. at which a trial date will be set. The parties should be prepared to proceed to trial within two weeks after the final pretrial conference.

10. Any of the parties may seek leave under the Local Bankruptcy Rules to move for summary judgment under Fed. R. Bankr. P. 7056. Any summary judgment motion should be filed at a time that will minimize any need for adjustment to the deadlines set forth above.

11. The WARN Proceedings (Adv. Pro. Nos. 17-1109, 17-1110, 17-1215) shall be consolidated pursuant to Fed. R. Bankr. P. 7042, and all future filings in connections with these

adversary proceedings shall be filed under the following consolidated caption under Adv. Pro.

No. 17-1109:

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:	:	Chapter 11
	:	
WESTINGHOUSE ELECTRIC COMPANY LLC, et al.,	:	Case No. 17-10751 (MEW)
	:	
Debtors.	:	

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KENT GLADDEN, on behalf of himself and all others similarly situated,	:	
	:	
Plaintiff,	:	
v.	:	Adv. Pro. No. 17-1109
	:	
WESTINGHOUSE ELECTRIC COMPANY, LLC,	:	
	:	
Defendant.	:	

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Dated: New York, New York  
December 27, 2017

s/Michael E. Wiles  
UNITED STATES BANKRUPTCY JUDGE