

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

<p>In re:</p> <p>WESTINGHOUSE ELECTRIC COMPANY LLC, <i>et al.</i>,</p> <p style="text-align: center;">Debtors.</p>	<p style="text-align: center;">Chapter 11 Case No. 17-10751-MEW (Jointly Administered)</p>
<p>KENT GLADDEN, ANDREW FLEETWOOD, and RODNEY CAVALIERI, on behalf of themselves and all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>WECTEC LLC, WESTINGHOUSE ELECTRIC COMPANY LLC, WECTEC STAFFING SERVICES LLC, WECTEC GLOBAL PROJECT SERVICES INC., WEC CAROLINA ENERGY SOLUTIONS INC., WEC CAROLINA ENERGY SOLUTIONS, LLC and STONE & WEBSTER SERVICES LLC,</p> <p style="text-align: center;">Defendants.</p>	<p style="text-align: center;">Adv. Pro. No. 17-1109</p>

**ORDER DENYING MASSEY PLAINTIFFS' REQUEST TO TRANSFER AND STAYING
ADVERSARY PROCEEDINGS PENDING RESOLUTION IN SOUTH CAROLINA**

WHEREAS, on July 24, 2018, counsel for the *Massey* Plaintiffs in *Massey v. Westinghouse Electric Company*, No. 17-1215 (“*Massey* Adversary Proceeding”) filed a letter requesting that the Court *sua sponte* transfer the *Massey* Adversary Proceeding and *Gladden v. Westinghouse Electric Company*, No. 17-1109 (“*Gladden* Adversary Proceeding”, and collectively with the *Massey* Adversary Proceeding, the “WARN Act Adversary Proceedings”) to the United States District Court of South Carolina, to be consolidated with *Pennington v.*



Fluor Corporation, No. 17-02094 and *Butler v. Fluor Corporation*, 17-02201 (collectively, the “South Carolina WARN Act Proceedings”);

WHEREAS, on July 30, 2018, Debtor-Defendants filed a letter opposing the *Massey* Plaintiffs’ request to transfer the WARN Act Adversary Proceedings;

WHEREAS, on July 31, 2018, during the Parties’ status conference, the Court requested supplemental, simultaneous briefing on the *Massey* Plaintiffs’ request to transfer the WARN Act Adversary Proceedings;

WHEREAS, on August 29, 2018, the Debtor-Defendants, the *Massey* Plaintiffs, the *Gladden/Fleetwood* Plaintiffs, and the Statutory Unsecured Claimholders’ Committee filed briefs setting forth their respective positions on the *Massey* Plaintiffs’ request to transfer;

WHEREAS, on December 12, 2018, the Court held a status conference to consider the *Massey* Plaintiffs’ request to transfer (“December 12 Conference”);

UPON CONSIDERATION of all the papers and the arguments by the Parties at the December 12 Conference, IT IS HEREBY ORDERED THAT:

1. The *Massey* Plaintiffs’ request to transfer the WARN Act Adversary Proceedings to the United States District Court of South Carolina to be consolidated with the South Carolina WARN Act Proceedings is DENIED; and further, that
2. The WARN Act Adversary Proceedings are STAYED in this Court pending resolution of the South Carolina WARN Act Proceedings.
3. This Order is entered without prejudice to any of the parties’ rights to petition the Court for a relief from this stay for good cause.

Dated: December 21, 2018
New York, New York

/s/ Michael E. Wiles
UNITED STATES BANKRUPTCY JUDGE