

FILED & JUDGMENT ENTERED
Steven T. Salata

June 18 2020

Clerk, U.S. Bankruptcy Court
Western District of North Carolina



J. Craig Whitley
J. Craig Whitley
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

In re

ALDRICH PUMP LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 20-30608 (JCW)

(Joint Administration Requested)

EX PARTE ORDER (I) SHORTENING THE NOTICE PERIOD ON FIRST DAY PLEADINGS FILED BY THE DEBTORS, (II) LIMITING THE NOTICE ON FIRST DAY PLEADINGS, (III) SCHEDULING AN EMERGENCY HEARING ON FIRST DAY PLEADINGS, AND (IV) APPROVING THE FORM AND MANNER OF LIMITED NOTICE THEREOF

This matter coming before the Court on the *Ex Parte Motion of the Debtors for Entry of an Order (I) Shortening the Notice Period on First Day Pleadings Filed by the Debtors, (II) Limiting the Notice on First Day Pleadings, (III) Scheduling an Emergency Hearing on First Day Pleadings, and (IV) Approving the Form and Manner of Limited Notice Thereof* (the "Motion"),² filed by the debtors and debtors in possession in the above-captioned cases (together, the "Debtors"); the Court having reviewed the Motion, the First Day Declarations, and

¹ The Debtors are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): Aldrich Pump LLC (2290) and Murray Boiler LLC (0679). The Debtors' address is 800-E Beaty Street, Davidson, North Carolina 28036.

² Capitalized terms not otherwise defined herein have the meanings given to them in the Motion.



the First Day Notice; the Court finding that (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (b) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409, (c) this is a core proceeding pursuant to 28 U.S.C. § 157(b), (d) notice of the Motion was sufficient under the circumstances, (e) *ex parte* relief is appropriate under Local Bankruptcy Rule 9013-1(f), (f) the exigency of the situation justifies an immediate hearing on the First Day Pleadings, and (g) service of the First Day Notice, the First Day Pleadings, and the Motion in the form and manner described in the Motion constitutes adequate and appropriate notice under the circumstances; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the *ex parte* relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. An emergency hearing (the "First Day Hearing") shall be held before the Honorable J. Craig Whitley on June 22, 2020 at 2:00 p.m., prevailing Eastern Time, to consider the relief requested in the First Day Pleadings.
3. **In response to the COVID-19 pandemic, the First Day Hearing will be held via video conference and telephone conference using ZoomGov.com. All parties who intend to appear by ZoomGov.com (either by video or telephonically) should contact Ursula Hamilton at ursula_c_hamilton@ncwb.uscourts.gov by June 22, 2020 at 10:30 a.m., prevailing Eastern Time for the needed link, codes and dial-in information. Parties who plan to speak via ZoomGov.com should plan to wear headphones, if available, to prevent feedback.**

4. The notice period for the First Day Pleadings is hereby shortened so that the Court can consider the relief requested therein at the First Day Hearing.

5. Notice of the First Day Pleadings is hereby limited to the First Day Notice Parties.

6. Service of the First Day Notice, in substantially the form attached to the Motion as Exhibit B,³ in accordance with the First Day Notice Procedures constitutes adequate and appropriate notice of the First Day Hearing under the circumstances. No further or other notice of the First Day Hearing is necessary under the circumstances.

7. Pursuant to Local Bankruptcy Rule 9013-1(f), any party shall be entitled to request that the Court reconsider entry of this Order by filing a motion for reconsideration within 14 days of service of this Order.

8. The Debtors are authorized and empowered to take all actions necessary to implement the relief granted in this Order.

9. This Court shall retain exclusive jurisdiction over any and all matters arising from or related to the implementation, enforcement, or interpretation of this Order.

This Order has been signed electronically.
The Judge's signature and Court's seal appear
at the top of the Order.

United States Bankruptcy Court

³ The Debtors may update and revise the First Day Notice in accordance with this Order prior to service.