

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

In re

PACE INDUSTRIES, LLC, et al.,¹

Debtors.

Chapter 11

Case No. 20-10927 (MFW)

(Jointly Administered)

**NOTICE OF AMENDED² AGENDA OF MATTERS SCHEDULED
FOR TELEPHONIC HEARING ON MAY 12, 2020 AT 11:30 A.M. (ET)**

AT THE COURT'S DIRECTION, THIS HEARING HAS BEEN CANCELLED.

RESOLVED MATTERS

1. Debtors' Motion for an Order, Pursuant to Sections 105, 345, 363 and 503 of the Bankruptcy Code, Bankruptcy Rules 6003 and 6004, and Local Rule 2015-2: (A) Authorizing and Approving (I) Continued Use of Cash Management System and (II) Use of Prepetition Bank Accounts and Business Forms, (B) Authorizing Banks to Honor Certain Transfers and Charge Certain Amounts, (C) Modifying the Requirements of Section 345 on an Interim Basis, (D) Authorizing Continued Intercompany Transactions and (E) Granting Related Relief [Docket No. 7, 4/12/20]

Related Documents:

- A. Interim Order: (A) Authorizing and Approving (I) Continued Use of Cash Management System and (II) Use of Prepetition Bank Accounts and Business Forms, (B) Authorizing Banks to Honor Certain Transfers and Charge Certain Amounts, (C) Modifying the Requirements of Section 345 on an Interim Basis, (D) Authorizing Continued Intercompany Transactions and (E) Granting Related Relief [Docket No. 59, 4/14/20]
- B. Omnibus Notice of First Day Pleadings and Final Hearing Thereon [Docket No. 82, 4/15/20]
- C. Certificate of No Objection [Docket No. 163, 5/7/20]

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: KPI Holdings, LLC (5032); KPI Capital Holdings, Inc. (6489); KPI Holdings, Inc. (6913); KPI Intermediate Holdings, Inc. (4492); Pace Industries, LLC (6490); Pace Industries, Inc. (6822); Pace FQE, LLC (3611); Port City Group, Inc. (6598); Muskegon Castings, LLC (6858); Alloy Resources, LLC (0283); and Pace Industries of Mexico, L.L.C. (5764). The Debtors' headquarters are located at 481 South Shiloh Drive, Fayetteville, Arkansas 72704.

² Amended information appears in **bold**.



- D. Final Order (A) Authorizing and Approving (I) Continued Use of Cash Management System and (II) Use of Prepetition Bank Accounts and Business Forms, (B) Authorizing Banks to Honor Certain Transfers and Charge Certain Amounts, (C) Modifying the Requirements of Section 345 on an Interim Basis, (D) Authorizing Continued Intercompany Transactions and (E) Granting Related Relief [Docket No. 164, 5/7/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

- 2. Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Continue Their Workers' Compensation Programs and Their Liability, Property and Other Insurance Programs and (B) Pay Certain Obligations in Respect Thereof and (II) Authorizing the Debtors' Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations [Docket No. 8, 4/12/20]

Related Documents:

- A. Interim Order (I) Authorizing the Debtors to (A) Continue Their Workers' Compensation Programs and Their Liability, Property and Other Insurance Programs and (B) Pay Certain Obligations in Respect Thereof and (II) Authorizing the Debtors' Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations [Docket No. 60, 4/14/20]
- B. Omnibus Notice of First Day Pleadings and Final Hearing Thereon [Docket No. 82, 4/15/20]
- C. Certificate of No Objection [Docket No. 135, 5/1/20]
- D. Final Order (I) Authorizing the Debtors to (A) Continue Their Workers' Compensation Programs and Their Liability, Property and Other Insurance Programs and (B) Pay Certain Obligations in Respect Thereof and (II) Authorizing the Debtors' Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations [Docket No. 139, 5/4/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

3. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Taxes and Regulatory Fees in the Ordinary Course of Business and (II) Authorizing Banks and Financial Institutions to Honor and Process Checks and Transfers Related Thereto [Docket No. 9, 4/12/20]

Related Documents:

- A. Interim Order (I) Authorizing the Debtors to Pay Certain Prepetition Taxes and Regulatory Fees in the Ordinary Course of Business and (II) Authorizing Banks and Financial Institutions to Honor and Process Checks and Transfers Related Thereto [Docket No. 61, 4/14/20]
- B. Omnibus Notice of First Day Pleadings and Final Hearing Thereon [Docket No. 82, 4/15/20]
- C. Certificate of No Objection [Docket No. 136, 5/1/20]
- D. Final Order (I) Authorizing the Debtors to Pay Certain Prepetition Taxes and Regulatory Fees in the Ordinary Course of Business and (II) Authorizing Banks and Financial Institutions to Honor and Process Checks and Transfers Related Thereto [Docket No. 140, 5/4/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

4. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay All Prepetition Trade and Other Unimpaired Claims in the Ordinary Course of Business, (II) Confirming Administrative Expense Priority of Undisputed and Outstanding Prepetition Orders, (III) Authorizing Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations, and (IV) Granting Related Relief [Docket No. 16, 4/12/20]

Related Documents:

- A. Interim Order (I) Authorizing the Debtors to Pay All Prepetition Trade and Other Unimpaired Claims in the Ordinary Course of Business, (II) Confirming Administrative Expense Priority of Undisputed and Outstanding Prepetition Orders, (III) Authorizing Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations, and (IV) Granting Related Relief [Docket No. 63, 4/14/20]
- B. Omnibus Notice of First Day Pleadings and Final Hearing Thereon [Docket No. 82, 4/15/20]
- C. Certificate of No Objection [Docket No. 137, 5/1/20]

- D. Final Order (I) Authorizing the Debtors to Pay All Prepetition Trade and Other Unimpaired Claims in the Ordinary Course of Business, (II) Confirming Administrative Expense Priority of Undisputed and Outstanding Prepetition Orders, (III) Authorizing Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations, and (IV) Granting Related Relief [Docket No. 141, 5/4/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

5. Debtors' Motion for Entry of Interim and Final Orders (A) Authorizing Debtors to Pay (I) Prepetition Employee Obligations and (II) Prepetition Withholding Obligations and (B) Authorizing Banks to Honor Related Transfers [Docket No. 17, 4/12/20]

Related Documents:

- A. Interim Order (A) Authorizing Debtors to Pay (I) Prepetition Employee Obligations, (II) Prepetition Withholding Obligations, and (III) Postpetition Employee Obligations in the Ordinary Course, and (B) Authorizing Banks to Honor Related Transfers [Docket No. 64, 4/14/20]
- B. Omnibus Notice of First Day Pleadings and Final Hearing Thereon [Docket No. 82, 4/15/20]
- C. Certificate of No Objection [Docket No. 138, 5/1/20]
- D. Final Order (A) Authorizing Debtors to Pay (I) Prepetition Employee Obligations, (II) Prepetition Withholding Obligations, and (III) Postpetition Employee Obligations in the Ordinary Course, and (B) Authorizing Banks to Honor Related Transfers [Docket No. 142, 5/4/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

6. Debtors' Application for an Order Authorizing the Retention and Employment of Willkie Farr & Gallagher LLP as Co-Counsel for the Debtors, *Nunc Pro Tunc* to the Petition Date [Docket No. 96, 4/21/20]

Related Documents:

- A. Certification of Counsel [Docket No. 149, 5/6/20]

- B. Order Pursuant to 11 U.S.C. §§ 327(a), 328(a) and 1107(b), Bankruptcy Rule 2014 and Local Rule 2014-1 Authorizing Debtors to Employ and Retain Willkie Farr & Gallagher LLP as Counsel to Debtors and Debtors in Possession [Docket No. 156, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

- C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

- 7. Debtors' Application for an Order Authorizing the Retention and Employment of Young Conaway Stargatt & Taylor, LLP as Co-Counsel for the Debtors, Effective as of the Petition Date [Docket No. 97, 4/21/20]

Related Documents:

- A. Certification of Counsel [Docket No. 150, 5/6/20]
- B. Order Authorizing the Retention and Employment of Young Conaway Stargatt & Taylor, LLP as Co-Counsel for the Debtors, Effective as of the Petition Date [Docket No. 157, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

- C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

- 8. Debtors' Motion for Entry of an Order Pursuant to 11 U.S.C. §§ 105(a) and 363(b) (I) Authorizing the Retention and Employment of FTI Consulting, Inc., (II) Designating Jonathan Miller and Patrick Flynn as Co-Chief Restructuring Officers, Effective as of the Petition Date, and (III) Granting Related Relief [Docket No. 98, 4/21/20]

Related Documents:

- A. Certification of Counsel [Docket No. 151, 5/6/20]
- B. Order Pursuant to 11 U.S.C. §§ 105(a) and 363(b) (I) Authorizing the Retention and Employment of FTI Consulting, Inc., (II) Designating Jonathan Miller and Patrick Flynn as Co-Chief Restructuring Officers, Effective as of the Petition Date, and (III) Granting Related Relief [Docket No. 158, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

9. Debtors' Application for Entry of an Order Authorizing the Retention and Employment of Hughes Hubbard & Reed LLP as Special Financing Counsel, Effective as of the Petition Date [Docket No. 99, 4/21/20]

Related Documents:

A. Certification of Counsel [Docket No. 152, 5/6/20]

B. Order Authorizing the Retention and Employment of Hughes Hubbard & Reed LLP as Special Financing Counsel, Effective as of the Petition Date [Docket No. 159, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

10. Debtors' Application for Authorization to Employ and Retain Kurtzman Carson Consultants LLC as Administrative Advisor Effective Nunc Pro Tunc to the Petition Date [Docket No. 100, 4/21/20]

Related Documents:

A. Certification of Counsel [Docket No. 153, 5/6/20]

B. Order Authorizing the Debtors to Employ and Retain Kurtzman Carson Consultants LLC as Administrative Advisor Effective Nunc Pro Tunc to the Petition Date [Docket No. 160, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

11. Debtors' Motion for an Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Effective as of the Petition Date [Docket No. 109, 4/27/20]

Related Documents:

- A. Certificate of No Objection [Docket No. 154, 5/6/20]
- B. Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Effective as of the Petition Date [Docket No. 161, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: An order has been entered. No hearing is necessary.

12. Debtors' Motion for Entry of an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals [Docket No. 110, 4/27/20]

Related Documents:

- A. Certification of Counsel [Docket No. 155, 5/6/20]
- B. Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals [Docket No. 162, 5/7/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

- C. Informal comments from the U.S. Trustee

Status: A revised form of order resolving the informal comments has been entered. No hearing is necessary.

MATTERS GOING FORWARD

13. [Debtors' Motion for Interim and Final Orders \(I\) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; \(II\) Granting \(A\) Liens and Superpriority Administrative Expense Claims and \(B\) Adequate Protection to Certain Prepetition Lenders; \(III\) Authorizing Use of Cash Collateral; \(IV\) Modifying the Automatic Stay; \(V\) Scheduling a Final Hearing; and \(VI\) Granting Related Relief](#) [Docket No. 21, 4/13/20]

Related Documents:

- A. Declaration of Jonathan Miller in Support of Debtors' Motion for Interim and Final Orders (I) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; (II) Granting (A) Liens and Superpriority Administrative Expense Claims and (B) Adequate Protection to Certain Prepetition Lenders; (III) Authorizing Use of Cash Collateral; (IV) Modifying the Automatic Stay; (V) Scheduling a Final Hearing; and (VI) Granting Related Relief [Exhibit B to Docket No. 21, 4/13/20]
- B. [Interim Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364, 503 and 507 \(I\) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; \(II\) Granting \(A\) Liens and Superpriority Administrative Expense Claims and \(B\) Adequate Protection to Certain Prepetition Lenders; \(III\) Authorizing Use of Cash Collateral; \(IV\) Modifying the Automatic Stay; \(V\) Scheduling a Final Hearing; and \(VI\) Granting Related Relief](#) [Docket No. 72, 4/15/20]
- C. [Notice of Entry of Interim Order and Final Hearing](#) [Docket No. 84, 4/15/20]
- D. **Certification of Counsel** [Docket No. 170, 5/11/20]
- E. **Final Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364, 503 and 507 (I) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; (II) Granting (A) Liens and Superpriority Administrative Expense Claims and (B) Adequate Protection to Certain Prepetition Lenders; (III) Authorizing Use of Cash Collateral; (IV) Modifying the Automatic Stay; and (V) Granting Related Relief** [Docket No. 172, 5/11/20]

Objection Deadline: May 5, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed: None.

Status: A Final Order has been entered. No hearing is necessary.

- 14. [Debtors' Motion for Entry of Interim and Final Orders Pursuant to 11 U.S.C. §§ 105\(a\) and 366\(b\): \(I\) Prohibiting Utilities from Altering, Refusing, or Discontinuing Services, \(II\) Deeming Utilities Adequately Assured of Future Performance, and \(III\) Establishing Procedures for Determining Adequate Assurance of Payment](#) [Docket No. 6, 4/12/20]

Related Documents:

- A. [Interim Order Pursuant to 11 U.S.C. §§ 105\(a\) and 366: \(I\) Prohibiting Utilities from Altering, Refusing, or Discontinuing Services on Account of Prepetition Invoices, \(II\) Deeming Utilities Adequately Assured of Future Performance, and \(III\) Establishing Procedures for Determining Adequate Assurance of Payment](#) [Docket No. 58, 4/14/20]

- B. [Omnibus Notice of First Day Pleadings and Final Hearing Thereon](#) [Docket No. 82, 4/15/20]

Objection Deadline: April 30, 2020 at 4:00 p.m. (ET)

Objections/Responses Filed:

- C. [Objection of Constellation Newenergy, Inc., Constellation Newenergy-Gas Division, LLC, Colonial Gas Company and Massachusetts Electric Company](#) [Docket No. 114, 4/28/20]

- D. **Notice of Withdrawal of Objection** [Docket No. 167, 5/8/20]

Additional Related Documents:

- E. **Certificate of No Objection** [Docket No. 168, 5/8/20]

- F. **Final Order Pursuant to 11 U.S.C. §§ 105(a) and 366: (I) Prohibiting Utilities from Altering, Refusing, or Discontinuing Services on Account of Prepetition Invoices, (II) Deeming Utilities Adequately Assured of Future Performance, and (III) Establishing Procedures for Determining Adequate Assurance of Payment** [Docket No. 171, 5/11/20]

Status: Item C has been withdrawn, and a Final Order has been entered. No hearing is necessary.

Dated: May 11, 2020
Wilmington, Delaware

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Joseph M. Mulvihill

Robert S. Brady (No. 2847)

Edmon L. Morton (No. 3856)

Joseph M. Mulvihill (No. 6061)

Rodney Square, 1000 North King Street

Wilmington, Delaware 19801

Telephone: (302) 571-6600

Facsimile: (302) 571-1253

rbrady@ycst.com

emorton@ycst.com

jmulvihill@ycst.com

-and-

WILLKIE FARR & GALLAGHER LLP
Matthew A. Feldman (admitted *pro hac vice*)
Rachel C. Strickland (admitted *pro hac vice*)
Debra M. Sinclair (admitted *pro hac vice*)
787 Seventh Avenue
New York, New York 10019
Telephone: (212) 728-8000
Facsimile: (212) 728-8111
mfeldman@willkie.com
rstrickland@willkie.com
dsinclair@willkie.com

Counsel to the Debtors and Debtors in Possession