

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

Re: Docket No. 215

**NOTICE OF OCCURRENCE OF CONFIRMATION AND
EFFECTIVE DATE OF THE FIRST AMENDED JOINT
PREPACKAGED CHAPTER 11 PLAN FOR PACE INDUSTRIES, LLC AND
ITS AFFILIATED DEBTORS AND CERTAIN DEADLINES RELATED THERETO**

PLEASE TAKE NOTICE that, on May 29, 2020, the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) entered its *Findings of Fact, Conclusions of Law and Order (A) Approving Prepetition Solicitation Procedures, (B) Approving Adequacy of Disclosure Statement, and (C) Confirming First Amended Joint Prepackaged Chapter 11 Plan for Pace Industries, LLC and Its Affiliated Debtors* [Docket No. 215] (the “Confirmation Order”), confirming the *Conformed First Amended Joint Prepackaged Chapter 11 Plan for Pace Industries, LLC and its Affiliated Debtors* (as confirmed, the “Plan”)² proposed by the above-captioned debtors and debtors in possession (the “Debtors”).

PLEASE TAKE FURTHER NOTICE that the Effective Date of the Plan occurred on June 2, 2020.

PLEASE TAKE FURTHER NOTICE that the Confirmation Order, the Plan, and all other documents incorporated therein are available for inspection at the Clerk of the Bankruptcy Court, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801, between the hours of 8:00 a.m. to 4:00 p.m. (Prevailing Eastern Time). Copies of the Confirmation Order, the Plan, or other documents incorporated therein, can also be accessed free of charge (i) at the case-specific website for the Chapter 11 Cases maintained by the Debtors’ claims, noticing and solicitation agent, Kurtzman Carson Consultants LLC, at <http://www.kccllc.net/pace>, by clicking the link on the left-hand side of the page titled “Plan and Disclosure Statement,” or (ii) upon request made to

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 Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to such terms in the Plan. A copy of the Plan is attached to the Confirmation Order as Exhibit A.



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undersigned counsel for the Debtors. You may also obtain copies of any pleadings filed in these Chapter 11 Cases for a fee via PACER at: www.deb.uscourts.gov.

FEE CLAIMS BAR DATE

PLEASE TAKE FURTHER NOTICE that, except as otherwise provided in Section 3.3 of the Plan, all proofs or applications for payment of Fee Claims must be filed with the Bankruptcy Court and served on (i) the Reorganized Debtors and their counsel, (ii) the U.S. Trustee, (iii) counsel to the administrative agent under the Debtors' prepetition secured revolving credit facility and the Debtors' postpetition secured revolving credit facility, (iv) counsel to the administrative agent and collateral agent under the Debtors' prepetition senior secured notes agreement and the Debtors' postpetition secured term loan financing facility, and (v) all other parties required to be served pursuant to the Interim Compensation Order, no later than July 17, 2020.

ABSENT FURTHER BANKRUPTCY COURT ORDER, FAILURE TO FILE AND SERVE FINAL FEE APPLICATIONS TIMELY AND PROPERLY SHALL RESULT IN THE UNDERLYING FEE CLAIMS BEING FOREVER BARRED AND UNABLE TO COLLECT FROM THE ASSETS OF THE DEBTORS AND REORGANIZED DEBTORS.

PLEASE TAKE FURTHER NOTICE that objections to the Fee Claims, if any, must be filed and served on the Reorganized Debtors and their counsel and the affected Professional Person no later than August 6, 2020.

EXECUTORY CONTRACTS AND UNEXPIRED LEASES

PLEASE TAKE FURTHER NOTICE that, except as otherwise expressly provided in the Plan and the Plan Supplement, all executory contracts and unexpired leases to which any Debtor is a party identified, that are not on the Schedule of Rejected Contracts and Leases, shall be assumed by the Reorganized Debtors in accordance with Article X of the Plan, except that: (i) any executory contracts and unexpired leases that previously have been assumed or rejected pursuant to a Final Order of the Bankruptcy Court shall be treated as provided in such Final Order; and (ii) all executory contracts and unexpired leases that are the subject of a separate motion to assume or reject under section 365 of the Bankruptcy Code pending on the Effective Date shall be treated as is determined by a Final Order of the Bankruptcy Court resolving such motion.

BINDING EFFECT

PLEASE TAKE FURTHER NOTICE that pursuant to section 1141 and other applicable provisions of the Bankruptcy Code and the Confirmation Order, upon the occurrence of the Effective Date, the Plan and its provisions shall be binding on (i) the Debtors and their Estates, (ii) the Reorganized Debtors, (iii) all holders of Claims against and Interests in the Debtors that arose before or were filed as of the Effective Date, whether or not Impaired under the Plan and whether or not, if Impaired, such holders accepted the Plan or received or retained any property under the Plan, and (iv) each person acquiring property under the Plan.

Dated: June 4, 2020
Wilmington, Delaware

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