

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

**Charles R. Jonas Federal Courthouse
401 W. Trade Street
Charlotte, NC 28202
Customer Service: (704) 350-7500**

***PLEASE SCROLL DOWN TO VIEW THE COURT CALENDAR(S)
FOR FEBRUARY 13 - 17, 2023***

02/14/23

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

In re	:	
	:	Chapter 11
ALDRICH PUMP LLC, <i>et al.</i> , ¹	:	
	:	No. 20-30608 (JCW)
Debtors,	:	
	:	(Jointly Administered)
ARMSTRONG WORLD INDUSTRIES, INC. ASBESTOS PERSONAL INJURY SETTLEMENT TRUST <i>et al.</i>	:	
	:	Miscellaneous Pleading
Plaintiff(s),	:	
	:	No. 22-00303 (JCW)
vs.	:	(Transferred from District of Delaware)
ALDRICH PUMP LLC, <i>et al.</i>	:	
	:	
Defendant(s).	:	
AC&S ASBESTOS SETTLEMENT TRUST, COMBUSTION ENGINEERING 524(G) ASBESTOS PI TRUST, GI HOLDINGS INC. ASBESTOS PERSONAL INJURY SETTLEMENT TRUST, GST SETTLEMENT FACILITY, KAISER ALUMINUM & CHEMICAL CORPORATION ASBESTOS PERSONAL INJURY TRUST, QUIGLEY COMPANY, INC. ASBESTOS PI TRUST T H AGRICULTURE & NUTRITION, L.L.C. ASBESTOS PERSONAL INJURY TRUST, and YARWAY ASBESTOS PERSONAL INJURY TRUST,	:	
	:	Miscellaneous Pleading
	:	No. 23-00300 (JCW)
	:	(Transferred from District of New Jersey)
Petitioners,	:	
	:	
vs.	:	

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.

- ii. Debtors' Response to the Motion of the Future Asbestos Claimants' Representative for an Order to Establish a Protocol for Determining a Representative Sample of Resolved Claims for Purposes of Discovery and Use in the Estimation Proceeding [[Docket No. 1365](#)]
- b. Objection Deadline: October 17, 2022, per agreement of the parties.
- c. Status: This matter is set for status conference.

**STATUS CONFERENCE IN PROCEEDING TRANSFERRED FROM
THE DISTRICT OF DELAWARE**

3. Third-Party Asbestos Trusts' Motion Quash or Modify Subpoenas [NC District Court [Docket No. 1](#)] [Bankruptcy [Docket No. 3-1](#)]

- a. Related Pleadings:
 - i. Aldrich Pump LLC and Murray Boiler LLC's Brief in Opposition to: (A) Third-Party Asbestos Trusts' Motion to Quash or Modify Subpoenas; and (B) Delaware Claims Processing Facility, LLC's (I) Motion to Quash or Modify Subpoenas and (II) Joinder [NC District Court [Docket No. 10](#)] [Bankruptcy [Docket No. 4-9](#)]
 - ii. Kazan McClain Matching Claimants' Motion to Quash and Joinders in Third Party Asbestos Trusts' and Delaware Claims Processing Facility, LLC's Motions to Quash or Modify Subpoenas [NC District Court [Docket No. 15](#)] [Bankruptcy [Docket No. 5-5](#)]
 - iii. Third-Party Asbestos Trusts' Reply in Support of Motion to Quash or Modify Subpoenas [NC District Court [Docket No. 20](#)] [Bankruptcy [Docket No. 6-2](#)]
 - iv. Memorandum Order [NC District Court [Docket No. 40](#)] [Bankruptcy [Docket No. 7-10](#)]
 - v. Order [NC District Court [Docket No. 44](#)] [Bankruptcy [Docket No. 8-4](#)]
- b. Status: This matter is set for status conference.

4. Delaware Claims Processing Facility, LLC's (I) Motion to Quash or Modify Subpoena and (II) Joinder [NC District Court [Docket No. 3](#)] [Bankruptcy [Docket No. 4-2](#)]

- a. Related Pleadings:

- i. Aldrich Pump LLC and Murray Boiler LLC's Brief in Opposition to: (A) Third-Party Asbestos Trusts' Motion to Quash or Modify Subpoenas; and (B) Delaware Claims Processing Facility, LLC's (I) Motion to Quash or Modify Subpoenas and (II) Joinder [NC District Court [Docket No. 10](#)] [Bankruptcy [Docket No. 4-9](#)]
 - ii. Kazan McClain Matching Claimants' Motion to Quash and Joinders in Third Party Asbestos Trusts' and Delaware Claims Processing Facility, LLC's Motions to Quash or Modify Subpoenas [NC District Court [Docket No. 15](#)] [Bankruptcy [Docket No. 5-5](#)]
 - iii. Delaware Claims Processing Facility, LLC's Reply in Support of its (I) Motion to Quash or Modify Subpoena and (II) Joinder [NC District Court [Docket No. 23](#)] [Bankruptcy [Docket No. 6-5](#)]
 - iv. Memorandum Order [NC District Court [Docket No. 40](#)] [Bankruptcy [Docket No. 7-10](#)]
 - v. Order [NC District Court [Docket No. 44](#)] [Bankruptcy [Docket No. 8-4](#)]
- b. Status: This matter is set for status conference.

5. Non-Party Certain Matching Claimants' (I) Motion to Quash or Modify Subpoenas and (II) Joinders [NC District Court [Docket No. 13](#)] [Bankruptcy [Docket No. 5-3](#)]

- a. Related Pleadings:
- i. Kazan McClain Matching Claimants' Motion to Quash and Joinders in Third Party Asbestos Trusts' and Delaware Claims Processing Facility, LLC's Motions to Quash or Modify Subpoenas [NC District Court [Docket No. 15](#)] [Bankruptcy [Docket No. 5-5](#)]
 - ii. Aldrich Pump LLC and Murray Boiler LLC's Brief in Opposition to: (A) Non-Party Certain Matching Claimants' (I) Motion to Quash or Modify Subpoenas and (II) Joinders; and (B) Kazan McClain Matching Claimants' Motion to Quash and Joinders in Third Party Asbestos Trusts' and Delaware Claims Processing Facility, LLC's Motions to Quash or Modify Subpoenas [NC District Court [Docket No. 21](#)] [Bankruptcy [Docket No. 6-3](#)]
 - iii. Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [NC District Court [Docket No. 26](#)] [Bankruptcy [Docket No. 6-8](#)]

- iv. Joinder of the Kazan McClain Matching Claimants to Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [NC District Court [Docket No. 30](#)] [Bankruptcy [Docket No. 6-12](#)]
 - v. Memorandum Order [NC District Court [Docket No. 40](#)] [Bankruptcy [Docket No. 7-10](#)]
 - vi. Order [NC District Court [Docket No. 44](#)] [Bankruptcy [Docket No. 8-4](#)]
- b. Status: This matter is set for status conference.

**STATUS CONFERENCE IN PROCEEDING TRANSFERRED
FROM THE DISTRICT OF NEW JERSEY**

6. Notice of Third Party Trusts' Motion to Quash and in Support of Stay and Memorandum of Law in Support of Third Party Asbestos Trusts' Motion to Quash Subpoenas and in Support of Stay [[Docket No. 2-2](#)]

- a. Related Pleadings:
- i. Letter from Lynda A. Bennett [[Docket No. 2-10](#)]
 - ii. Notice of Non-Party Certain Matching Claimants' Joinders and Motion to Quash and Non-Party Certain Matching Claimants' Memorandum of Law in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 3-3](#)]
 - iii. Aldrich Pump LLC and Murray Boiler LLC's Memorandum of Law in Opposition to: (I) Third-Party Trusts' Motion to Quash Subpoenas and in Support of Stay; (II) Verus Claim Services, LLC's Motion to Quash Subpoena and to Stay; and (III) Non-Party Certain Matching Claimants' Joinders and Motion to Quash [[Docket No. 5-2](#)]
 - iv. Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 5-8](#)]
 - v. Third Party Asbestos Trusts' Reply Memorandum of Law in Further Support of Their Motion to Quash Subpoenas [[Docket No. 5-9](#)]
 - vi. Consent Order Regarding Respondents Aldrich Pump LLC and Murray Boiler LLC's Motion to Transfer Subpoena-Related

Motions to the Issuing Court, the United States Bankruptcy Court for the Western District of North Carolina [[Docket No. 1](#)]

vii. Notice of Status Hearing [[Docket No. 7](#)]

b. Status: This matter is set for status conference.

7. Notice of Motion to Quash Subpoena and to Stay and Verus Claim Services, LLC's Memorandum of Law in Support of its Motion to Quash Subpoena and to Stay [[Docket No. 2-6](#)]

a. Related Pleadings:

i. Letter from Andrew E. Anselmi [[Docket No. 2-11](#)]

ii. Notice of Non-Party Certain Matching Claimants' Joinders and Motion to Quash and Non-Party Certain Matching Claimants' Memorandum of Law in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 3-3](#)]

iii. Aldrich Pump LLC and Murray Boiler LLC's Memorandum of Law in Opposition to: (I) Third-Party Trusts' Motion to Quash Subpoenas and in Support of Stay; (II) Verus Claim Services, LLC's Motion to Quash Subpoena and to Stay; and (III) Non-Party Certain Matching Claimants' Joinders and Motion to Quash [[Docket No. 5-2](#)]

iv. Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 5-8](#)]

v. Verus Claim Services, LLC's Reply Memorandum of Law in Further Support of its Motion to Quash [[Docket No. 5-10](#)]

vi. Consent Order Regarding Respondents Aldrich Pump LLC and Murray Boiler LLC's Motion to Transfer Subpoena-Related Motions to the Issuing Court, the United States Bankruptcy Court for the Western District of North Carolina [[Docket No. 1](#)]

vii. Notice of Status Hearing [[Docket No. 7](#)]

b. Status: This matter is set for status conference.

8. Notice of Non-Party Certain Matching Claimants' Joinders and Motion to Quash and Non-Party Certain Matching Claimants' Memorandum of Law in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 3-3](#)]

a. Related Pleadings:

- i. Aldrich Pump LLC and Murray Boiler LLC's Memorandum of Law in Opposition to: (I) Third-Party Trusts' Motion to Quash Subpoenas and in Support of Stay; (II) Verus Claim Services, LLC's Motion to Quash Subpoena and to Stay; and (III) Non-Party Certain Matching Claimants' Joinders and Motion to Quash [[Docket No. 5-2](#)]
- ii. Non-Party Certain Matching Claimants' Reply in Support of (I) Motion to Quash or Modify Subpoenas and (II) Joinders [[Docket No. 5-8](#)]
- iii. Consent Order Regarding Respondents Aldrich Pump LLC and Murray Boiler LLC's Motion to Transfer Subpoena-Related Motions to the Issuing Court, the United States Bankruptcy Court for the Western District of North Carolina [[Docket No. 1](#)]
- iv. Notice of Status Hearing [[Docket No. 7](#)]

b. Status: This matter is set for status conference.

9. Notice of Non-Party Certain Matching Claimants' Motion to Proceed Anonymously and Non-Party Certain Matching Claimants' Memorandum of Law in Support of Motion to Proceed Anonymously [[Docket No. 3-4](#)]

a. Related Pleadings:

- i. Aldrich Pump LLC and Murray Boiler LLC's Brief in Opposition to Non-Party Certain Matching Claimants' Motion to Proceed Anonymously [[Docket No. 5-1](#)]
- ii. Non-Party Certain Matching Claimants' Reply in Support of the Motion to Proceed Anonymously [[Docket No. 5-7](#)]
- iii. Consent Order Regarding Respondents Aldrich Pump LLC and Murray Boiler LLC's Motion to Transfer Subpoena-Related Motions to the Issuing Court, the United States Bankruptcy Court for the Western District of North Carolina [[Docket No. 1](#)]
- iv. Notice of Status Hearing [[Docket No. 7](#)]

b. Status: This matter is set for ruling.

Dated: February 10, 2023
Charlotte, North Carolina

Respectfully submitted,

/s/ John R. Miller, Jr.
C. Richard Rayburn, Jr. (NC 6357)
John R. Miller, Jr. (NC 28689)
RAYBURN COOPER & DURHAM, P.A.
227 West Trade Street, Suite 1200
Charlotte, North Carolina 28202
Telephone: (704) 334-0891
Facsimile: (704) 377-1897
E-mail: rrayburn@rcdlaw.net
jmiller@rcdlaw.net

-and-

Brad B. Erens (IL Bar No. 06206864)
Mark A. Cody (IL Bar No. 6236871)
Caitlin K. Cahow (IL Bar No. 6317676)
JONES DAY
110 North Wacker
Chicago, Illinois 60606
Telephone: (312) 782-3939
Facsimile: (312) 782-8585
E-mail: bberens@jonesday.com
macody@jonesday.com
ccahow@jonesday.com

-and-

Gregory M. Gordon (TX Bar No. 08435300)
JONES DAY
2727 N. Harwood Street
Dallas, Texas 75201
Telephone: (214) 220-3939
Facsimile: (214) 969-5100
E-mail: gmgordon@jonesday.com

ATTORNEYS FOR DEBTORS AND DEBTORS
IN POSSESSION

02/17/2023

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, FEBRUARY 17, 2023

9:30 a.m.

12	Jeffery L. Benfield April E. Benfield	21-40009	8th continued hearing on Trustee's Motion for Claims Determination (109); Debtors' Response (110); Response of the Internal Revenue Service (117)
----	--	----------	---

JOHNSON
TATE, TR.
WOOD

NO COURT

HONORABLE J. CRAIG WHITLEY

**THERE ARE NO HEARINGS SCHEDULED FOR
FEBRUARY 13 & 15 - 16, 2023**

**SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.**