

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

In re	:	Chapter 11
	:	
LTL MANAGEMENT LLC, ¹	:	Case No. 21-30589 (JCW)
	:	
Debtor.	:	
	:	
<hr/>		
LTL MANAGEMENT LLC,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Adv. Pro. No. 21-03032 (JCW)
	:	
THOSE PARTIES LISTED ON	:	
APPENDIX A TO COMPLAINT and	:	
JOHN AND JANE DOES 1-1000,	:	
	:	
Defendants.	:	
	:	

**NOTICE OF AGENDA OF MATTERS
SCHEDULED FOR HEARING ON NOVEMBER 4 AND NOVEMBER 5, 2021**

Time of Hearing: 9:30 a.m. (prevailing Eastern Time) on November 4 and 5, 2021

Location of Hearing: Courtroom of the Honorable Judge J. Craig Whitley, United States Bankruptcy Court for the Western District of North Carolina, Charlotte Division, **JCW Courtroom 2B**, 401 West Trade Street, Charlotte, North Carolina 28202.

MATTERS IN THE BASE CHAPTER 11 CASE

1. Motion of the Bankruptcy Administrator to Appoint an Official Committee of Talc Claimants [[Dkt. 227](#)] (the "Appointment Motion").

Status: This matter is going forward on November 4, 2021.

Objection Deadline: November 4, 2021.

¹ The last four digits of the Debtor's taxpayer identification number are 6622. The Debtor's address is 501 George Street, New Brunswick, New Jersey 08933.

Related Documents:

- A. Notice of Solicitation of Parties Interested in Serving on an Official Committee of Talc Claimants [[Dkt. 38](#)].

Objections Received:

- B. Limited Objection of Aleathea Goodins to the Appointment Motion [[Dkt. 240](#)].
- C. Motion of Linda Rabasca and Brandi Carl in Opposition to Proposed Order Appointing Official Committee of Talc Claimants Entered 10/28/21 [[Dkt. 256](#)].
- D. Response and Application of Joseph McGovern to the Motion of the Bankruptcy Administrator to Appoint Official Committee of Talc Claimants [[Dkt. 258](#)].

MATTERS IN ADVERSARY PROCEEDING 21-3032

- 2. Debtor's Motion for an Order (I) Declaring That the Automatic Stay Applies to Certain Actions Against Non-Debtors or (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 2](#)].²

Status: This matter is going forward November 4, 2021, following the completion of the hearing regarding the Appointment Motion.

Objection Deadline: November 1, 2021, at 1:00 p.m. (prevailing Eastern time).

Related Documents:

- A. Debtor's Complaint for Declaratory and Injunctive Relief (I) Declaring That the Automatic Stay Applies to Certain Actions Against Non-Debtors or, (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 1](#)].
- B. Supplemental Declaration of John K. Kim in Support of Debtor's Complaint for Declaratory and Injunctive Relief and Related Motions [Adv. Pro. [Dkt. 3](#)].
- C. Declaration of John K. Kim in Support of First Day Pleadings [[Dkt. 5](#)].
- D. Notice of Emergency Hearing on Adversary Proceeding Pleadings [Adv. Pro. [Dkt. 5](#)].
- E. Order Regarding Debtor's Motions for an Order (I) Declaring the Automatic Stay Applies to Certain Actions Against Non-Debtors or (II) Preliminarily Enjoining

² Filings in the Adversary Proceeding, 21-03032 (JCW), will be abbreviated as "Adv. Pro. Dkt." while filings in the Base Chapter 11 Case, 21-30589 (JCW), will be abbreviated as "Dkt."

Such Actions, and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 28](#)].

- F. Notice of Hearing [Adv. Pro. [Dkt. 41](#)].
- G. Notice of Filing of Declarations in Support of Debtor's Motion for an Order (I) Declaring that the Automatic Stay Applies to Certain Actions Against Non-Debtors or (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 51](#)].

Objections Received:

- H. Memorandum of Law of Certain Mesothelioma Claimants as Creditors Opposition to Debtor's Motion for an Order (I) Declaring that the Automatic Stay Applies to Certain Actions Against Non-Debtors or (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 44](#)] (the "Certain Mesothelioma Claimants Opposition").
- I. Opposition of Aylstock, Witkin, Kreis & Overholtz PLLC to Debtor's Request for Preliminary Injunctive Relief [Adv. Pro. [Dkt. 45](#); [Dkt. 249](#)].
- J. Exhibits to the Certain Mesothelioma Claimants Opposition [Adv. Pro. [Dkt. 46](#)].
- K. The MDL Plaintiffs' Steering Committee's Memorandum of Law in Opposition to Debtor's Motion for an Order (I) Declaring that the Automatic Stay Applies to Certain Actions Against Non-Debtors or (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing [Adv. Pro. [Dkt. 49](#)].
- L. OnderLaw, LLC's Objection to Debtor's (I) Emergency Motion to Enforce the Automatic Stay and (II) Motion for Preliminary Injunction; and Joinder to MDL Plaintiffs' Steering Committee Memorandum of Law [Adv. Pro. [Dkt. 50](#)].

Dated: November 2, 2021
Charlotte, North Carolina

Respectfully submitted,

/s/ John R. Miller, Jr.

C. Richard Rayburn, Jr. (NC 6357)
John R. Miller, Jr. (NC 28689)
Matthew L. Tomsic (NC 52431)
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
mtomsic@rcdlaw.net

Gregory M. Gordon (TX Bar No. 08435300)
Dan B. Prieto (TX Bar No. 24048744)
Amanda Rush (TX Bar No. 24079422)
JONES DAY
2727 N. Harwood Street
Dallas, Texas 75201
Telephone: (214) 220-3939
Facsimile: (214) 969-5100
E-mail: gmgordon@jonesday.com
dbprieto@jonesday.com
asrush@jonesday.com
(Admitted *pro hac vice*)

Brad B. Erens (IL Bar No. 06206864)
JONES DAY
77 West Wacker
Chicago, Illinois 60601
Telephone: (312) 782-3939
Facsimile: (312) 782-8585
E-mail: bberens@jonesday.com
(Admitted *pro hac vice*)

PROPOSED ATTORNEYS FOR DEBTOR