



Order Filed on September 3, 2021  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

***Caption in Compliance with D.N.J. LBR 9004-1(b)***  
**OBERMAYER REBMANN MAXWELL & HIPPEL LLP**

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Proposed Counsel to the Debtor  
and Debtor in Possession

In re:

ALUMINUM SHAPES, L.L.C.,

Debtor.

Chapter 11

Case No. 21-16520-JNP

**CONSENT ORDER PROVIDING ADEQUATE ASSURANCES OF FUTURE  
PERFORMANCE UNDER SECTION 366 OF THE BANKRUPTCY CODE TO  
PUBLIC SERVICE ELECTRIC AND GAS COMPANY**

The relief set forth on the following pages, numbered two (2) through four (4) is  
**ORDERED.**

**DATED: September 3, 2021**

Honorable Jerrold N. Poslusny, Jr.  
United States Bankruptcy Court

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**Debtor:** Aluminum Shapes, L.L.C.  
**Case No:** 21-16520-JNP  
**Caption of Order:** Consent Order Approving Settlement Agreement with Public Service Electric and Gas Company

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This matter having been brought before the Court by Debtor Aluminum Shapes, L.L.C. (the "Debtor"), pursuant to the Motion of Debtor Aluminum Shapes, L.L.C. Prohibiting Utility Companies from Discontinuing Services, Establishing Procedures for Determining Adequate Assurances and Related Relief, dated August 19, 2021 (Docket No. 43), and the objection filed thereto by Public Service Electric And Gas Company ("PSE&G"), and upon the consent of the Debtor and PSE&G:

1. On or before September 7, 2021, the Debtor shall provide PSE&G with a cash deposit in the amount of \$87,000.00 (reflecting approximately one month of the Debtor's estimated post-petition utility charges from PSE&G) (the "Deposit") as adequate assurance within the meaning of Section 366(c) of the Bankruptcy Code, and send it to the following person and address:

Public Service Electric and Gas Company  
Attn: Vincent Albanito  
80 Park Plaza-T15  
Newark, New Jersey 07102

2. If the Debtor fails to tender the Deposit payment required by this Settlement Letter, PSE&G can terminate service to the Debtor after providing the Debtor and its counsel with written notice of the Deposit payment default, and five (5) business days within which to cure the default (the "Cure Period"). If the Debtor cures the Deposit payment default within the Cure Period, PSE&G cannot terminate service for the Deposit payment default. The notices required by this paragraph shall be sent via email to:

a. Edmond M. George, Esq.  
Michael D. Vagnoni, Esq.  
Turner N. Falk, Esq.  
OBERMAYER REBMANN MAXWELL & HIPPEL, LLP  
1120 Route 73, Suite 420

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Mount Laurel, New Jersey 08054-5108  
Email: [edmond.george@pbermayer.com](mailto:edmond.george@pbermayer.com),  
[michael.vagnoni@obermayer.com](mailto:michael.vagnoni@obermayer.com), [turner.falk@obermayer.com](mailto:turner.falk@obermayer.com);

and simultaneously to:

b. Douglas Bathauer, COO  
Bathauer, Doug [dbathauer@shapesllc.com](mailto:dbathauer@shapesllc.com)  
c/o Aluminum Shapes, LLC  
9000 River Road,  
Delair, New Jersey 08011

3. The Debtor shall pay all undisputed post-petition bills received from PSE&G for post-petition utility charges on or before the applicable due date on the invoice.

4. If the Debtor no longer requires service at an account for any reason, including the Debtor's termination of services, a sale of the Debtor's assets, the Effective Date of the confirmed plan of reorganization in the Debtor's chapter 11 case or dismissal of the Debtor's chapter 11 case, the Debtor shall promptly contact PSE&G and request that service be terminated to that account(s).

5. Upon being contacted to close an account, PSE&G shall promptly close the account and promptly refund any deposit for that account once all final post-petition charges for that account are satisfied. If the Debtor fails to provide such notice, the Debtor shall remain administratively obligated to pay utility charges until PSE&G receives such written notice of termination of services from the Debtor.

6. The Debtor represents that all post-petition payments, including the Deposit, made to PSE&G are authorized pursuant to the terms and conditions governing the Debtor's use of DIP financing and cash collateral or any budgets in connection with the foregoing.

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7. The terms of the Final Utility Order shall not apply to PSE&G to the extent they are in conflict with the terms of this Order. In the event of any inconsistencies between the Final Utility Order and this Consent Order, the terms of the Consent Order shall control. Upon receipt of an executed copy of this Consent Order, PSE&G shall withdraw the Objection of Public Service Electric and Gas Company To the Debtor's Motion Pursuant To 11 U.S.C. §§ 105 and 366 Prohibiting Utilities From Altering, Refusing, or Discontinuing Services On Account of Prepetition Claims, Establishing Procedures For Determining Requests For Additional Adequate Assurance and For Related Relief (the "Objection")(Docket No. 33), as settled.

**AGREED TO ON THE DATE INDICATED BELOW:**

Obermayer Rebmann Maxwell & Hippel LLP

By:

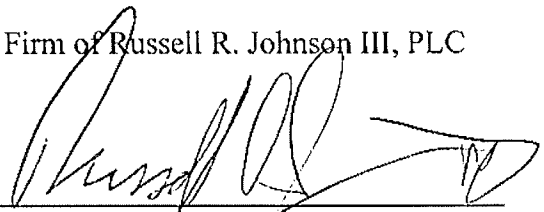


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*Proposed Counsel to the Debtor  
and Debtor in Possession*

Dated: 9/1/21

Law Firm of Russell R. Johnson III, PLC

By:



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*Counsel for Public Service Electric and  
Gas Company*

Dated: 9/1/21