

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re: :
 : **Chapter 11**
 :
CHINA FISHERY GROUP LIMITED (CAYMAN), *et* : **Case No.: 16-11895 (JLG)**
al., :
 :
Debtors.¹ : **(Jointly Administered)**
 : **Re: Docket No. 2712**

In re: :
 : **Chapter 11**
 :
CFG PERU INVESTMENTS PTE. LIMITED : **Case No. 16-11914 (JLG)**
(SINGAPORE), :
 :
Debtor. : **(Jointly Administered)**

**SCHEDULING ORDER SETTING EVIDENTIARY HEARING ON
FIRST AND FINAL FEE APPLICATION OF FORMER CHAPTER 11
TRUSTEE WILLIAM A. BRANDT, JR., FOR COMPENSATION FOR
SERVICES RENDERED AS CHAPTER 11 TRUSTEE FOR THE PERIOD
FROM NOVEMBER 10, 2016 THROUGH AND INCLUDING JUNE 24, 2021,
AND SECOND AND FINAL APPLICATION OF FORMER CHAPTER 11
TRUSTEE WILLIAM A. BRANDT, JR., FOR REIMBURSEMENT OF EXPENSES
FOR THE PERIOD MARCH 1, 2020 THROUGH AND INCLUDING JUNE 24, 2021**

¹ The Debtors are China Fishery Group Limited (Cayman), Pacific Andes International Holdings Limited (Bermuda), N.S. Hong Investment (BVI) Limited, South Pacific Shipping Agency Limited (BVI), China Fisheries International Limited (Samoa), CFGL (Singapore) Private Limited, Chanery Investment Inc. (BVI), Champion Maritime Limited (BVI), Growing Management Limited (BVI), Target Shipping Limited (HK), Fortress Agents Limited (BVI), Ocean Expert International Limited (BVI), Protein Trading Limited (Samoa), CFG Peru Investments Pte. Limited (Singapore), Smart Group Limited (Cayman), Super Investment Limited (Cayman), Pacific Andes Resources Development Limited (Bermuda), Nouvelle Foods International Ltd., Golden Target Pacific Limited, Pacific Andes International Holdings (BVI) Limited, Zhonggang Fisheries Limited, Admired Agents Limited, Chiksano Management Limited, Clamford Holding Limited, Excel Concept Limited, Gain Star Management Limited, Grand Success Investment (Singapore) Private Limited, Hill Cosmos International Limited, Loyal Mark Holdings Limited, Metro Island International Limited, Mission Excel International Limited, Natprop Investments Limited, Pioneer Logistics Limited, Sea Capital International Limited, Shine Bright Management Limited, Superb Choice International Limited, Toyama Holdings Limited (BVI), and Pacific Andes Enterprises (Hong Kong) Limited.

WHEREAS, the *First and Final Fee Application of Former Chapter 11 Trustee William A. Brandt, Jr., for Compensation for Services Rendered as Chapter 11 Trustee for the Period From November 10, 2016 Through and Including June 24, 2021, and Second and Final Application of Former Chapter 11 Trustee William A. Brandt, Jr., for Reimbursement of Expenses for the Period March 1, 2020 Through and Including June 24, 2021*, Dkt. 2712 (the “Fee Application”) of William A. Brandt, Jr., in his capacity as former chapter 11 trustee (the “Trustee”) of CFG Peru Investments Pte. Limited (Singapore) (“CFG Peru”) in the above-captioned chapter 11 cases, was filed on October 1, 2021, and originally set for hearing before the undersigned United States Bankruptcy Judge on October 27, 2021 (the “Original Hearing”);

WHEREAS the Creditor Plan Proponents (as defined in the Creditor Plan Proponents’ Chapter 11 Plan for CFG Peru Investments Pte. Ltd. (Singapore) [Docket. No. 2564] (the “Plan”), which was confirmed on June 10, 2021) have served discovery requests upon the Trustee, and have requested an evidentiary hearing on the Fee Application;

WHEREAS the Court heard the parties’ respective positions on the setting of an evidentiary hearing in a chambers conference held on October 19, 2021, and ordered the filing of a Scheduling Order that sets an evidentiary hearing on the Fee Application for December 14, 2021, with associated dates for discovery, final briefing, and a pre-hearing conference;

IT IS HEREBY ORDERED:

1. The Original Hearing on the Fee Application is adjourned to December 14, 2021, at 2:00 p.m., eastern time, and will proceed as an evidentiary hearing pursuant to applicable local rules;

2. The Trustee will make himself available for a deposition to be taken by the Creditor Plan Proponents on November 5, 2021, by Zoom or other such online service, at a mutually convenient time to be confirmed between the parties;
3. The Creditor Plan Proponents will file any opposition brief and supporting declarations by November 10, 2021;
4. The Trustee may take a deposition(s) of any declarant(s) put forward by the Creditor Plan Proponents on a date mutually chosen by the parties, to be no later than November 29, 2021. The Trustee shall propound any other relevant discovery requests pertaining to issues raised in the Creditor Plan Proponents' opposition brief no later than November 17, 2021;
5. The Trustee will file any reply brief and responsive declarations by November 30, 2021;
6. The Creditor Plan Proponents and the Trustee (collectively, the "Parties"), will exchange exhibit lists by December 6, 2021, and will work to compile a joint exhibits list;
7. To permit discovery within a reduced period of time, the Court waives its chambers rule on timing of pre-marked Exhibits for trial, and requires that the parties will submit binders of pre-marked exhibits, along with a joint Exhibits List, to chambers no later than December 9, 2021;
8. In order to ensure sufficient time for discovery, the Trustee will identify any witnesses for direct testimony at the evidentiary hearing no later than October 26, 2021. The Creditor Plan Proponents will identify any witnesses for testimony in opposition to the Fee Application at the evidentiary hearing no later than November

10, 2021. The Trustee will identify any witnesses for responsive testimony at the evidentiary hearing no later than November 18, 2021.

9. The Parties will comply with all other applicable deadlines listed in the Chambers Rules found at <https://www.nysb.uscourts.gov/content/judge-james-l-garrity-jr>.
10. The parties will appear for a pre-hearing telephonic conference with the Court on December 3, 2021, at 1:00 p.m., to discuss procedural issues for the evidentiary hearing.

Dated: November 4, 2021
New York, New York

/s/ *James L. Garrity, Jr.*

THE HONORABLE JAMES L. GARRITY, JR.
UNITED STATES BANKRUPTCY JUDGE