

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

In re

DBMP LLC,¹

Debtor.

Chapter 11

Case No. 20-30080 (JCW)

**DEBTOR'S EX PARTE MOTION REQUESTING
AUTHORITY TO EXCEED MAXIMUM PAGE LIMIT**

DBMP LLC, the debtor and debtor in possession in the above-captioned chapter 11 case (the “Debtor”), files this *ex parte* Motion requesting authority to exceed the page limit established for briefs filed pursuant to Rule 9013-2(a) of the *Rules of Practice and Procedure of the United States Bankruptcy Court for the Western District of North Carolina* (the “Local Rules”), and in support thereof respectfully states as follows:

1. On August 23, 2021, the Official Committee of Asbestos Personal Injury Claimants (the “Committee”) filed the *Informational Brief of the Official Committee of Asbestos Personal Injury Claimants of DBMP LLC* (Dkt. 1003) (the “ACC Informational Brief”).

2. The ACC Informational Brief is 51 pages long (excluding the final signature page and exhibits). On request of the Committee, the Court entered an *ex parte* order permitting the Committee to file the ACC Informational Brief (and certain other papers) in excess of the otherwise applicable 25-page limit in Local Rule 9013-2(a) (Dkt. 1013).

¹ The last four digits of the Debtor’s taxpayer identification number are 8817. The Debtor’s address is 20 Moores Road, Malvern, Pennsylvania 19355.

3. Contemporaneously herewith, the Debtor will file its *Reply to Informational Brief of Official Committee of Asbestos Personal Injury Claimants* (the “Reply to ACC Informational Brief”).

Relief Requested

4. By this Motion, the Debtor seeks authority to exceed the 25-page limit for briefs established pursuant to Local Rule 9013-2(a). Attached hereto as Exhibit A is a proposed order granting the relief requested in this Motion (the “Proposed Order”).

5. Local Rule 9013-2(a) establishes a 25-page limit for briefs. Additional pages beyond the 25-page limit are necessary for the Debtor to adequately respond to the numerous factual assertions made in the ACC Informational Brief, which itself exceeds the 25-page limit by over 25 pages. The Reply to ACC Informational Brief is 41 pages, exclusive of the signature page and any exhibits, and hence is 10 pages shorter than the ACC Informational Brief to which it responds. Accordingly, good cause exists to permit the Debtor to exceed the 25-page limit.

Conclusion

WHEREFORE, the Debtor respectfully requests the Court enter the Proposed Order authorizing the Debtor to exceed the page limit imposed by Local Rule 9013-2(a) with respect to the Reply to ACC Informational Brief.

Dated: November 5, 2021
Charlotte, North Carolina

Respectfully submitted,

/s/ Garland S. Cassada

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ATTORNEYS FOR DEBTOR AND DEBTOR
IN POSSESSION

EXHIBIT A

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

In re

DBMP LLC,¹

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Chapter 11

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ORDER AUTHORIZING DEBTOR TO EXCEED MAXIMUM PAGE LIMIT

This matter came before the Court on the *Debtor's Ex Parte Motion Requesting Authority to Exceed Page Limit* (the "Motion"), filed by DBMP LLC, the debtor and debtor in possession in the above-captioned chapter 11 case ("the Debtor"). According to the Motion, the Debtor will file in response to the ACC Informational Brief its *Reply to Informational Brief of Official Committee of Asbestos Personal Injury Claimants* (the "Reply to ACC Informational Brief"), which will exceed the 25-page limit established by Rule 9013-2(a) of the *Rules of Practice and Procedure of the United States Bankruptcy Court for the Western District of North Carolina* (the "Local Rules").

Based on the Motion, the Court finds and concludes that good cause exists to grant relief from the 25-page limit imposed by Local Rule 9013-2(a), to the extent that it applies to the Reply

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to ACC Informational Brief. Accordingly, the Motion is **GRANTED** and the page limit established by Local Rule 9013-2(a) is hereby lifted with respect to the Objection.

This Order has been signed electronically. The judge's signature and court's seal appear at the top of the Order.

United States Bankruptcy Court