

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

In re

DBMP LLC,¹

Debtor.

Chapter 11

Case No. 20-30080 (JCW)

Ref. Docket Nos. 286, 310, 321, 638, 837

**THIRD SUPPLEMENTAL DECLARATION OF HEATHER J. PANKO
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2014(a)**

I, HEATHER J. PANKO, hereby state as follows:

1. I am a shareholder in the firm of Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation (“SBEP”), 2323 Bryan Street, Suite 2200, Dallas, TX 75201.

2. On May 11, 2020, the *Motion of the Debtor for an Order Appointing Sander L. Esserman as Legal Representative for Future Asbestos Claimants* was filed [D.I. 286]. An order appointing Sander L. Esserman as the Future Claimants’ Representative was entered on June 1, 2020 [D.I. 310].

3. On June 9, 2020, the *Ex Parte Motion for an Order Authorizing the Future Claimants’ Representative to Retain and Employ Young, Conaway, Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, a Professional Corporation, as His Attorneys* was filed [D.I. 321] and attached thereto was the *Declaration of Heather J. Panko in Support of Application for Order Authorizing Future Claimants’ Representative to Retain and Employ Young Conaway Stargatt & Taylor, LLP and Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation, and as Counsel Pursuant to Federal Rule of Bankruptcy Procedure 2014(a)* (the “Initial

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.

Declaration”).

4. An order authorizing the employment of Young Conaway Stargatt & Taylor, LLP and Stutzman Bromberg Esserman & Plifka, a Professional Corporation as Attorneys for the Future Claimants’ Representative was entered on June 9, 2020 [D.I. 323] (the “Employment Order”). Pursuant to the Employment Order, SBEP’s employment was effective as of April 16, 2020.

5. On February 1, 2021, I filed the *First Supplemental Declaration of Heather J. Panko Pursuant to Federal Rule of Bankruptcy Procedure 2014(a)* [D.I. 638].

6. On May 19, 2021, I filed the *Second Supplemental Declaration of Heather J. Panko Pursuant to Federal Rule of Bankruptcy Procedure 2014(a)* [D.I. 837].

7. Since the filing of the Initial Declaration and the subsequent supplemental declarations, SBEP has continued to monitor any potential conflicts that may arise with respect to SBEP’s employment as counsel to the Future Claimants’ Representative.

8. This supplemental declaration provides notice of changes to the hourly billing rates of Stutzman, Bromberg, Esserman & Plifka, a Professional Corporation effective as of January 1, 2022. Specifically, the changes are as follows:

<u>Professional</u>	<u>2021 Rate</u>	<u>2022 Rate</u>
Sander L. Esserman	\$900	\$930
Michael Collins	\$775	\$775
Peter C. D'Apice	\$600	\$630
David J. Parsons	\$600	\$630
Clint L. Taylor	\$600	\$625

Briana L. Cioni	\$535	\$570
David A. Klingler	\$525	\$540
Heather J. Panko	\$500	\$530
Kaitlyn Fletcher	\$350	\$380
Victoria T. Nguyen	\$300	\$325
Cindy Jeffery (Paralegal)	\$290	\$305
Alexandrea Elkins (Paralegal)	\$275	\$290
Monica Moore (Paralegal)	\$275	\$290
Heather Kennedy (Paralegal)	\$250	\$275

9. Pursuant to the Appointment Order, parties in interest shall have 10 days to file a written objection to the rate changes set forth above.

10. SBEP will periodically review its files during the pendency of this case to ensure that no conflicts or other disqualifying circumstances exist or arise. If any new relevant facts or relationships are discovered or arise, SBEP will use reasonable efforts to identify such further developments and will promptly file a supplemental declaration as required by Bankruptcy Rule 2014(a).

11. Except as specifically disclosed in the Initial Declaration and subsequent supplemental declarations, to the best of my knowledge, SBEP does not have any connection with the above-captioned Debtor, its creditors, or any other parties in interest, or their respective attorneys and accountants, or the United States Trustee or any person employed in the office of the United States Trustee.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 21st day of December,
2021.

/s/ Heather J. Panko
Heather J. Panko (Texas Bar No. 24049516)
Stutzman, Bromberg, Esserman & Plifka, A
Professional Corporation
2323 Bryan Street, Suite 2200
Dallas, TX 75201