



Genova Burns LLC
 110 Allen Rd., Ste. 304
 Basking Ridge, NJ 07920
Tel: 973.467.2700 **Fax:** 973.467.8126
Web: www.genovaburns.com

Daniel M. Stolz, Esq.
 Partner
 Member of the NJ Bar
dstolz@genovaburns.com
 Direct: 973-230-2095

July 10, 2023

Honorable Michael A. Shipp
 United States District Court
 District of New Jersey
 Clarkson S. Fisher Building & U.S. Courthouse
 402 East State Street
 Trenton, NJ 08608

**Re: Official Committee of Talc Claimants, Appellant
 v. LTL Management, LLC, Appellee
 Case No. 3:23-cv-02918**

Dear Judge Shipp:

Pursuant to Rule 6(b)(1) of the Federal Rules of Civil Procedure and Local Rule 6.1, Petitioner-Appellant, the Official Committee of Talc Claimants ("TCC") requests a modification of the briefing schedule in this appeal. All who have appeared in this appeal have consented to this request. Specifically, the TCC requests a 30-day extension of time in which to file its opening brief, with a corresponding adjustment of the schedule as proposed below:

<u>Filing</u>	<u>Current Deadline¹</u>	<u>Proposed New Deadline</u>
Appellant's Opening Brief	July 12, 2023	August 11, 2023
Appellee's Response Brief	August 11, 2023	September 11, 2023
Appellant's Reply Brief	August 24, 2023	September 25, 2023

¹ Pursuant to Federal Rule of Bankruptcy Procedure 8018(a)(1), the "appellant must serve and file a brief within 30 days after the docketing of notice that the record has been transmitted," which was docketed on June 12, 2023 (ECF No. 2). "The appellee must serve and file a brief within 30 days after service of the appellant's brief." Fed. R. Bankr. P. 8018(a)(2). "The appellant may serve and file a reply brief within 14 days after service of the appellee's brief," Fed. R. Bankr. P. 8018(a)(3).



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Good cause supports this request because postponing the parties' briefs in this appeal would conserve the parties' and this Court's resources. This appeal concerns the bankruptcy court's appointment of Randi Ellis as the future claimants' representative (Dkt. No. 551). However, currently pending before the bankruptcy court are several motions to dismiss the entire bankruptcy for cause pursuant to 11 U.S.C. § 1112(b)(1)—including motions by the TCC, several states, and the U.S. Trustee. (Dkt Nos. 286, 335, 346, 350, 358, 379, 384). The bankruptcy court has indicated that it plans to issue a ruling on the pending motions to dismiss on or before August 2, 2023. Dkt. No. 782 (06-13-23 Hr. Tr.) at 144:7–19. In the event that the bankruptcy court dismisses the bankruptcy in its entirety, it would moot this appeal because Ms. Ellis would no longer be serving as the future claimants' representative.

For these reasons, we respectfully request that the Court modify the briefing schedule as proposed herein.

Very truly yours,

GENOVA BURNS LLC

A handwritten signature in blue ink, appearing to read "DMS".

DANIEL M. STOLZ

DMS/lld

cc: Daniel B. Prieto, Esq. (dbprieto@jonesday.com)
cc: David Molton, Esq. (dmolton@brownrudnick.com)
cc: Steven Falanga, Esq. (sfalanga@walshlaw.com)
cc: Bret Vallacher, Esq. (bvallacher@masseygail.com)

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE:	.	Case No. 23-12825 (MBK)
	.	
LTL MANAGEMENT LLC,	.	
	.	U.S. Courthouse
Debtor.	.	402 East State Street
	.	Trenton, NJ 08608
.	
LTL MANAGEMENT LLC,	.	Adv. No. 23-01092 (MBK)
	.	
Plaintiff,	.	
	.	
v.	.	
	.	
THOSE PARTIES LISTED ON	.	
APPENDIX A TO COMPLAINT AND	.	
JOHN AND JANE DOES 1-1000,	.	
	.	
Defendants.	.	June 13, 2023
.	10:00 a.m.

TRANSCRIPT OF

DEBTOR'S MOTION FOR ENTRY OF AN ORDER SEALING THE EXHIBITS TO THE SUPPLEMENTAL DECLARATION OF JOHN K. KIM REGARDING PLAN SUPPORT AGREEMENTS [397]. UNITED STATES TRUSTEE'S MOTION TO COMPEL COMPLIANCE WITH FED. R. BANKR. P. 2019 [467]. AD HOC COMMITTEE OF SUPPORTING COUNSEL'S MOTION TO FILE UNDER SEAL AND REDACT CERTAIN INFORMATION IN VERIFIED STATEMENT OF PAUL HASTINGS LLP, COLE SCHOTZ P.C., AND PARKINS & RUBIO LLP PURSUANT TO BANKRUPTCY RULE 2019 [471]. DEBTOR'S MOTION FOR AN ORDER (I) SCHEDULING HEARING ON APPROVAL OF DISCLOSURE STATEMENT; (II) ESTABLISHING DISCLOSURE STATEMENT OBJECTION DEADLINE; AND (III) GRANTING RELATED RELIEF [240]

BEFORE THE HONORABLE MICHAEL B. KAPLAN
UNITED STATES BANKRUPTCY COURT JUDGE

Audio Operator: Kiya Martin

Proceedings recorded by electronic sound recording, transcript
produced by transcription service.

J&J COURT TRANSCRIBERS, INC.
268 Evergreen Avenue
Hamilton, New Jersey 08619
E-mail: jjcourt@jjcourt.com

(609) 586-2311 Fax No. (609) 587-3599

TRANSCRIPT OF (Continued)

DEBTOR'S MOTION FOR AN ORDER AUTHORIZING IT TO ENTER INTO AN EXPENSE REIMBURSEMENT AGREEMENT WITH AD HOC COMMITTEE OF SUPPORTING COUNSEL [575] THE OFFICIAL COMMITTEE OF TALC CLAIMANTS' MOTION TO TERMINATE THE DEBTOR'S EXCLUSIVE PERIOD PURSUANT TO 11 U.S.C. § 1121(D) (1) [702] DEBTOR'S MOTION FOR A BRIDGE ORDER CONFIRMING THE AUTOMATIC STAY APPLIES TO CERTAIN ACTIONS ASSERTED AGAINST AFFILIATES OR TEMPORARILY EXTENDING THE STAY AND PRELIMINARY INJUNCTION TO SUCH ACTIONS PENDING A FINAL HEARING ON THE REQUESTED RELIEF [ADV. DKT. 147] DEBTOR'S MOTION (I) TO EXTEND AND MODIFY THE PRELIMINARY INJUNCTION ORDER AND (II) FOR CONFIRMATION THAT SUCCESSOR LIABILITY ACTIONS ARE SUBJECT TO THE AUTOMATIC STAY [ADV. DKT. 163]

APPEARANCES:

For the Debtor: Jones Day
By: GREGORY M. GORDON, ESQ.
2727 North Harwood Street, Suite 500
Dallas, TX 75201

For Various Talc
Claimants: Levy Konigsberg, LLP
By: MOSHE MAIMON, ESQ.
101 Grovers Mill Road, Suite 105
Lawrence Township, NJ 08648

For Catherine Forbes: Cohen, Placitella & Roth, P.C.
By: CHRISTOPHER M. PLACITELLA, ESQ.
2001 Market St, Suite 2900
Philadelphia, PA 19103

Proposed for TCC: Otterbourg, P.C.
By: ADAM SILVERSTEIN, ESQ.
230 Park Avenue
New York, NY 10169

US Trustee: Office of United States Trustee
By: LAUREN BIELSKIE, ESQ.
Office of The United States Trustee
One Newark Center
1085 Raymond Boulevard
Suite 2100
Newark, NJ 07102

For Talc claimant: Maune Raichle Hartley Frency & MUdd
By: CLAY THOMPSON, ESQ.

For Brandi Carl: Golomb Spirt Grunfeld
By: RICHARD GOLOMB, ESQ.
1835 Market Street
Suite 2900, Philadelphia, PA 19103

For Ad Hoc Committee
of Supporting Counsel: Paul Hastings LLP
By: KRIS HANSEN, ESQ.
200 Park Avenue
New York, NY 10166

For Ad Hoc Committee
of Certain Talc
Claimants and Ad Hoc
Committee of Creditors: Brown Rudnick
By: DAVID J. MOLTON, ESQ.
7 Times Square
New York, NY 10036

APPEARANCES CONTINUED:
APPEARING VIA ZOOM:

For Eagles claimants: Kazan McClain Satterley & Greenwood
By: JOSEPH SATTERLEY, ESQ.
(Via Zoom)
55 Harrison St. Suite 400
Oakland, CA 94607

For Paul Crouch,
individually and on Ruckdeschel Law Firm, LLC
behalf of Estate of By: JONATHAN RUCKDESCHEL, ESQ.
8357 Main Street
Cynthia Lorraine Crouch: Ellicott City, MD 21043

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1 gating process, but it's also going to help inform the court as
2 to a host of the issues that have been touched on with respect
3 to the debtor's motivations, plan process, the ability to
4 identify claimants, the number of claimants -- everything that
5 we've been discussing. And I'm going to carry the exclusivity
6 motion to August 2nd, which is an omnibus date for LTL.

7 Now, why that date? Because we will be -- we will
8 have completed the trial on the motions to dismiss by the end
9 of that last week in June. There will be post-trial
10 submissions, and then this court will get on the task of
11 rendering a ruling. I will have a ruling before the August 2nd
12 hearing. I think that's fair to the parties in making
13 submissions and should be fair to the court. Now, I say that
14 and, of course, we don't know what happens. There can be
15 delays on everybody's end, but that's my goal to have a ruling
16 so I'll be better informed. And again, whether it would be
17 appropriate to address the -- the reserve motion or the
18 continued motion on next -- on terminating exclusivity after
19 hearing all the evidence during the hearing.

20 I will take up the committee's suggestion. I think
21 it's appropriate. Well, no, I'm sorry. We'll get to that.
22 That's on the preliminary injunction.

23 One of the frustrations of being up here on the bench
24 is you have ideas on how to handle things. And then all the
25 attorneys who are very -- the most competent professionals we