



A handwritten signature in black ink, reading "Lena Mansori James".

Lena Mansori James
United States Bankruptcy Judge

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

In re

ALDRICH PUMP LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 20-30608 (LMJ)

(Jointly Administered)

**SECOND AMENDED CASE MANAGEMENT ORDER
FOR ESTIMATION OF ASBESTOS CLAIMS**

On September 24, 2021, Aldrich Pump LLC ("Aldrich") and Murray Boiler LLC ("Murray"), the debtors and debtors in possession in the above-captioned chapter 11 cases (the "Debtors"), filed a motion pursuant to section 502(c) of title 11 of the United States Code (the "Bankruptcy Code"), seeking authorization of an estimation of all asbestos-related personal injury claims against the Debtors that manifested disease prior to the petition date [Dkt. 833] (the "Estimation Motion").

¹ The Debtors are the following entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): Aldrich Pump LLC (2290) and Murray Boiler LLC (0679). The Debtors' address is 800-E Beaty Street, Davidson, North Carolina 28036.



On January 27, 2022, the Court announced that it was granting the Estimation Motion, but expanded the scope of the estimation to cover all asbestos-related personal injury claims against the Debtors, both prepetition and postpetition. The Court entered its formal order confirming the same on April 18, 2022 [Dkt. 1127] (the "Estimation Order").

On June 9, 2022, the Debtors filed their *Motion of the Debtors for an Order Approving the Debtors' Proposed Case Management Order for Estimation* [Dkt. 1205] (the "Debtors' CMO Motion"). Also on June 9, 2022, the Official Committee of Asbestos Claimants (the "ACC") filed its *Motion for Entry of an Order Establishing Case Management Procedures for Estimation* [Dkt. 1207] (the "ACC's CMO Motion" and with the Debtors' CMO Motion, the "Competing CMO Motions").

The Court heard oral argument on the Competing CMO Motions on June 30, 2022, and, on August 2, 2022, the Court entered the *Case Management Order for Estimation of Asbestos Claims* [Dkt. 1302] (the "Initial Estimation CMO"), setting forth the initial schedule and procedures that would apply to the contested estimation proceeding.

On May 18, 2023, the Debtors, along with the ACC, the FCR, Trane U.S. Inc., and Trane Technologies Company LLC submitted the *Agreed Motion to Amend Case Management Order for Estimation of Asbestos Claims* [Dkt. 1766] (the "Motion to Amend the Initial Estimation CMO").

On June 12, 2023, the Court granted the Motion to Amend the Initial Estimation CMO, entering the *First Amended Case Management Order for Estimation of Asbestos Claims* [Dkt. 1804].

On April 25, 2024, the Court entered the *Order Suspending the Deadlines Established by the Agreed Case Management Order for Estimation of the Debtors' Current and Future Mesothelioma Claims* [Dkt. 2229].

On January 29, 2025, the Debtors, the ACC and the FCR reached agreement on the *Agreement Regarding Debtors' Initial Collection and Production of Documents Responsive to the Official Committee of Asbestos Personal Injury Claimants' First Set of Document Requests to the Debtors in the Estimation Proceeding* (the "Claims File Protocol").

On March 6, 2025, the Debtors filed the *Debtors' Motion to Amend Case Management Order for Estimation of Asbestos Claims* [Dkt. 2562] (the "Motion to Amend CMO"). On March 20, 2025, the ACC filed *The Official Committee of Asbestos Personal Injury Claimants' Objection to the Debtors' Motion to Amend Case Management Order for Estimation of Asbestos Claims* [Dkt. 2595] (the "ACC Objection").

The Court heard oral argument on the Motion to Amend CMO and the ACC Objection on March 27, 2025 (the "March 27 Hearing").

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

1. For the reasons set forth on the record at the March 27 Hearing, the Motion to Amend CMO is granted as set forth herein.
2. The deadline for the production of all documents pursuant to the Claims File Protocol is March 27, 2026 (the "Claims Files Production Deadline").
3. The Debtors and ACC shall exchange their initial expert reports setting forth their estimate of the Debtors' liability for current and future mesothelioma claims, plus the application of a "gross-up" for non-mesothelioma claims (each, an "Initial Expert Report") on or before September 15, 2025. Confidential information contained in or provided with the

Initial Expert Reports shall be governed by the terms of the Agreed Protective Order Governing Confidential Information. [Dkt. 345]. Any party that produces an Initial Expert Report shall have the opportunity to supplement that report (each, a "Supplemental Expert Report") to take into account new facts discovered after August 15, 2025.. The due date for any Supplemental Expert Report shall be determined in conjunction with the scheduling set forth in Paragraph 10 below. Nothing in this paragraph shall limit a party from retaining and disclosing rebuttal experts or experts as described in Paragraph 7. The FCR, Trane U.S. Inc., and Trane Technologies, LLC, may also exchange an Initial Expert Report on or before September 15, 2025 and supplement that report to take into account new facts discovered after August 15, 2025. To the extent the FCR, Trane U.S. Inc, and Trane Technologies Company LLC, do not provide Initial Expert Reports, they shall be foreclosed from presenting expert evidence on the Debtors' estimated liability for current and future mesothelioma and non-mesothelioma claims as part of their case-in-chief.

4. The parties shall meet and confer on or before December 9, 2025 to resolve any outstanding issues relating to claims files discovery, including issues relating to the collection or production of responsive documents. Any issues that remain outstanding after such meet and confer efforts shall be raised before the Court at the Omnibus Hearing to be scheduled for January 2026.

5. The Debtors shall respond to the ACC's Interrogatory #1 and Document Request #1, previously served on September 1, 2022, on or before June 26, 2026 (the "Interrogatory Response Deadline"). The Debtors shall have the right to supplement their responses to the ACC's Interrogatory #1 and Document Request #1 until the Written Discovery Deadline (defined below). For any claims identified in the last 90 days before the Written

Discovery Deadline, the ACC shall be given an additional 90 days after such disclosure to seek Written Discovery as it relates to those newly disclosed claims. All Written Discovery shall be served such that the response time for said Discovery expires no later than the Written Discovery Deadline.

6. The parties shall meet and confer after the Interrogatory Response Deadline to negotiate a deadline for the completion of the remaining written discovery (the "Written Discovery Deadline"). If the Debtors do not file a motion to establish the Written Discovery Deadline within 30 days of the Interrogatory Response Deadline, the Court will set a status hearing to be held on the next available Omnibus Hearing date.

7. The parties shall serve preliminary disclosures of the identities of fact witnesses they plan to call in their cases-in-chief no later than 90 days before the Written Discovery Deadline. The parties shall serve preliminary disclosures of the subjects of expert testimony and fields of expertise (but not the experts' identities), separate from those identified in Paragraph 3 above, for their respective cases-in-chief no later than 90 days before the Written Discovery Deadline. A separate schedule for complete disclosures of experts pursuant to Rule 26(a)(2) (other than those referred to in Paragraph 3 above) will be entered at a later time.

8. Any Motion to compel or other motions directed at compliance with Written Discovery must be served no later than 60 days after the Written Discovery Deadline.

9. To the extent any motions directed at compliance with Written Discovery remain pending or to the extent any additional responses to Written Discovery resulting from orders of this Court remain outstanding after the Written Discovery Deadline, this Court will

extend the relevant deadlines solely for compliance with the outstanding Written Discovery to which the motions are directed.

10. A schedule for fact witness depositions and associated productions, expert witness depositions and associated productions, Supplemental Expert Reports, Rebuttal Expert Reports, and the estimation trial and related pretrial activities will be set by the Court after the Written Discovery Deadline.

11. Upon a showing of good cause by any party, after notice and hearing, the Court may alter or extend any of the deadlines specified herein.

12. Unless otherwise amended herein, all other provisions of the Initial Estimation CMO remain valid and in full force.

13. This Court shall retain jurisdiction to hear and determine all matters involving the interpretation, implementation, or enforcement of this Order.

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