

HUNTON ANDREWS KURTH LLP

Joseph P. Rovira (admitted *pro hac vice*)
Catherine A. Rankin (admitted *pro hac vice*)
600 Travis Street, Suite 4200
Houston, Texas 77002
Telephone: (713) 220-4200

HUNTON ANDREWS KURTH LLP

Tyler P. Brown (VSB No. 28072)
Henry P. (Toby) Long, III (VSB No.
75134)
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219
Telephone: (804) 788-8200

Counsel for Debtor and Debtor in Possession

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

In re:

HOPEMAN BROTHERS, INC.,

Debtor.

:
: **Chapter 11**
:
: **Case No. 24-32428 (KLP)**
:
:
:
:

**SECOND AGREED ORDER CONTINUING HEARING ON INSURER SETTLEMENT
MOTIONS AND MODIFYING DISCOVERY/BRIEFING SCHEDULE**

The above-captioned debtor (the “Debtor”), the Official Committee of Unsecured Creditors (the “Committee”), and each of the other parties below that have endorsed this order (collectively, the “Other Endorsing Parties”) hereby stipulate and agree as follows:

WHEREAS, on September 12, 2024, this Court entered the *Order (I) Establishing Procedures to Schedule Hearings to Consider the Insurer Settlement Motions; (II) Approving the Form and Manner of Notice Thereof; and (III) Granting Related Relief* [Docket No. 204] (the “Settlement Procedures Order”) that, among other things, scheduled a hearing on the Chubb Insurers Settlement Motion¹ [Docket No. 9] and the Certain Settling Insurers Motion [Docket

¹ Capitalized terms used but not defined herein have the meanings given to them in the *Motion of the Debtor for Entry of an Order (I) Establishing Procedures to Schedule Hearings to Consider the Insurer Settlement*



No. 53] on November 12, 2024, at 10:00 a.m. (the “Approval Hearing”);

WHEREAS, following a request from the Committee to continue the Approval Hearing to the omnibus hearing scheduled on December 10, 2024, to accommodate the Committee’s proposed expert, the Debtor agreed to continue the Approval Hearing in exchange for the Committee and the Other Endorsing Parties agreeing to entry of the agreed order (the “Agreed Order”) by this Court that (i) provides the Approval Hearing shall be held on December 10, 2024, at 10:00 a.m. (prevailing Eastern Time), and (ii) establishes a discovery/briefing schedule (the “Original Discovery/Briefing Schedule”) concerning the Chubb Insurers Settlement Motion and the Certain Settling Insurers Motion;

WHEREAS, the Court entered the Agreed Order on September 25, 2024 [Docket No. 247];

WHEREAS, the Committee recently asked the Debtor to continue the Approval Hearing for one week and agree to extensions of certain deadlines in the Original Discovery/Briefing Schedule that have not yet expired (the “Modified Discovery/Briefing Schedule”) so the parties have additional time to engage in discussions concerning the Chubb Insurers Settlement Motion and the Certain Settling Insurers Motion;

WHEREAS, the Debtor is willing to agree to continue the Approval Hearing and a Modified Discovery/Briefing Schedule in exchange for the Committee and the Other Endorsing Parties agreeing to entry of this second agreed order (the “Second Agreed Order”).

NOW, IT IS THEREFORE STIPULATED AND AGREED AND IT SHALL BE SO ORDERED:

1. The Approval Hearing shall be continued from December 10, 2024, to **December**

Motions; (II) Approving the Form and Manner of Notice Thereof; and (III) Granting Related Relief [Docket No. 54].

16, 2024, at 9:30 a.m. (prevailing Eastern Time), before the Court in Courtroom 5100 at the United States Bankruptcy Court for the Eastern District of Virginia, 701 East Broad Street, Suite 4000, Richmond, Virginia 23219.

2. The Modified Discovery/Briefing Schedule annexed hereto as **Exhibit 1** shall govern discovery and briefing in connection with the Approval Hearing on the Chubb Insurers Settlement Motion and the Certain Settling Insurers Motion solely as to the matters set forth in the Modified Discovery/Briefing Schedule.

3. The relief provided in this Second Agreed Order shall only apply to the Chubb Insurers Settlement Motion and the Certain Settling Insurers Settlement Motion. No other Settlement Motion shall be considered at the Approval Hearing.

4. As set forth in the Insurer Settlement Notice annexed as **Exhibit B** to the Settlement Procedures Order, the Debtor shall provide notice of the continued Approval Hearing at the website maintained for the Debtor's bankruptcy case: <https://www.veritaglobal.net/hopeman>.

5. This Second Agreed Order is subject to the approval of this Court and shall be of no force and effect unless and until it is entered by this Court.

6. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation and/or interpretations of this Second Agreed Order.

Dated: _____, 2024
Richmond, Virginia Nov 20 2024

/s/ Keith L Phillips
UNITED STATES BANKRUPTCY JUDGE

Entered On Docket: November 20, 2024

SEEN AND AGREED:

/s/ Henry P. (Toby) Long, III

Tyler P. Brown (VSB No. 28072)

Henry P. (Toby) Long, III (VSB No. 75134)

HUNTON ANDREWS KURTH LLP

Riverfront Plaza, East Tower

951 East Byrd Street

Richmond, Virginia 23219

Telephone: (804) 788-8200

Facsimile: (804) 788-8218

Email: tpbrown@HuntonAK.com

hlong@HuntonAK.com

- and -

Joseph P. Rovira (admitted *pro hac vice*)

Catherine A. Rankin (admitted *pro hac vice*)

HUNTON ANDREWS KURTH LLP

600 Travis Street, Suite 4200

Houston, Texas 77002

Telephone: (713) 220-4200

Facsimile: (713) 220-4285

Email: josephrovira@HuntonAK.com

crankin@HuntonAK.com

Counsel for the Debtor and Debtor in Possession

/s/ Jeffrey A. Liesemer

Jeffrey A. Liesemer (VSB No. 35918)

CAPLIN & DRYSDALE, CHARTERED

1200 New Hampshire Avenue NW, 8th Floor

Washington, District of Columbia 20036

Telephone: (202) 862-5000

Email: jliesemer@capdale.com

Counsel for the Official Committee of Unsecured Creditors

/s/ Jennifer J. West

Robert H. Chappell, III (VSB No. 31698)

Jennifer J. West (VSB No. 47522)

Christopher A. Hurley (VSB No. 93575)

SPOTTS FAIN PC

411 East Franklin Street, Suite 600

Richmond, Virginia 23219

Telephone: (804) 697-2000

Email: rchappell@spottsfain.com

jwest@spottsfain.com

churley@spottsfain.com

Counsel for Boling Law Firm and Law Office of Philip C. Hoffman

/s/ K. Elizabeth Sieg

Dion W. Hayes (VSB No. 34304)

K. Elizabeth Sieg (VBS No. 77314)

Sarah B. Boehm (VSB No. 45201)

Connor W. Symons (VSB No. 98418)

McGUIREWOODS LLP

Gateway Plaza

800 East Canal Street

Richmond, Virginia 23219

Telephone: (804) 775-1000

Email: dhayes@mcguirewoods.com

bsieg@mcguirewoods.com

sboehm@mcguirewoods.com

csymons@mcguirewoods.com

Counsel for Huntington Ingalls Industries, Inc.

/s/ Kollin G. Bender

Robert S. Westermann (VSB No. 43294)

Kollin G. Bender (VSB No. 98912)

HIRSCHLER FLEISCHER, P.C.

The Edgeworth Building

2100 East Cary Street

Richmond, Virginia 23223

Telephone: (804) 771-9500

Email: rwestermann@hirschlerlaw.com

kbender@hirschlerlaw.com

Counsel for Janet Rivet, Kayla Rivet, Maxine Becky Polkey Ragusa, Valeria Anne Ragusa Primeaux, Stephanie Jean Ragusa Connors, Erica Dandry Constanza, and Monica Dandry Hallner

**CERTIFICATION OF ENDORSEMENT
UNDER LOCAL BANKRUPTCY RULE 9022-1(C)**

I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Henry P. (Toby) Long, III

Exhibit 1

Modified Discovery/Briefing Schedule

Date	Event
December 2, 2024, at 4:00 p.m.	Settlement Motions Objection Deadline
December 9, 2024	Deadline to Complete Expert Witness Depositions Solely as to Experts Previously Noticed for Deposition.
December 11, 2024, at 4:00 p.m.	Deadline to Exchange Deposition Designation Lists
December 12, 2024	Deadline of Debtor to File Reply in Support of Settlements
December 11, 2024, at 4:00 p.m.	Deadline to Exchange Final Witness and Exhibit Lists. The deadline by which Participating Parties must simultaneously exchange a final list of witnesses and exhibits (“ Final Witness and Exhibit List ”). ¹
December 13, 2024, at 10:00 a.m.	Deadline for Exchange of Counter-Designations and Objections to Designations
December 13, 2024, at 12:00 p.m.	Deadline for Objections to Final Witness and Exhibit Lists
December 13, 2024, at 4:00 p.m.	Deadline for Objections to Counter-Designations
December 16, 2024, at 9:30 a.m.	Hearing on Approval of Settlement Motions

¹ The Final Witness and Exhibit List shall identify all witnesses, excluding rebuttal witnesses, that each Participating Party will call or may call at the Hearing and shall provide a brief summary of each witness’ anticipated testimony. It must also identify all Exhibits that the party intends to introduce at the Hearing, other than those to be used solely for impeachment or rebuttal.

Notice Recipients

District/Off: 0422-3
Case: 24-32428-KLP

User: ElizabethDouglass
Form ID: pdford7

Date Created: 11/20/2024
Total: 6

Recipients of Notice of Electronic Filing:

aty	Henry Pollard Long, III	hlong@huntonAK.com
aty	Jeffrey Allen Liesemer	jliesemer@capdale.com
aty	Jennifer J. West	jwest@spottsfain.com
aty	Karen Elizabeth Sieg	bsieg@mcguirewoods.com
aty	Kollin Geoffrey Bender	kbender@hirschlerlaw.com
aty	Tyler P. Brown	tpbrown@huntonak.com

TOTAL: 6