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

In re:

HOPEMAN BROTHERS, INC.,

Debtor.

Chapter 11

Case No. 24-32428 (KLP)

Re: Dkt. No. 882

**LIBERTY MUTUAL INSURANCE COMPANY'S
JOINDER TO THE CHUBB INSURERS' MOTION TO ADJOURN
PLAN CONFIRMATION HEARING AND RELATED DEADLINES**

Liberty Mutual Insurance Company ("Liberty") hereby files this joinder (this "Joinder") to the *Chubb Insurers' Motion to Adjourn Plan Confirmation Hearing and Related Deadlines* [Dkt. No. 882] (the "Motion to Adjourn").¹ In support of this Joinder, Liberty respectfully states as follows:

1. The discovery process *vis-à-vis* Hopeman, Liberty, and the Committee is ongoing on a rolling basis. Notably, Hopeman took two weeks to respond to Liberty's First Set of Interrogatories and Requests for Production. During those two weeks – which constitute almost half of the approximately four weeks that Liberty was given to start *and finish* the discovery

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion to Adjourn.



process, as well as to draft its objection to the Plan – Liberty was “flying blind” with no information to rely upon to formulate its opinions and build its case.

2. Liberty propounded additional discovery requests in response to Hopeman’s filing of its *Plan Supplement Related to Amended Plan of Reorganization of Hopeman Brothers, Inc. Under Chapter 11 of the Bankruptcy Code* [Dkt. No. 853]. Hopeman has yet to respond to Liberty’s Third Set of Interrogatories and Second Set of Requests for Production, nor has Hopeman indicated when it intends to respond.

3. Given the ongoing discovery, Liberty was not able to schedule 30(b)(6) depositions until June 18, 2025, on which date Liberty sent a notice of 30(b)(6) deposition scheduled for 10:00 a.m. on June 26, 2025 to Hopeman, and a notice of a 30(b)(6) deposition scheduled for 10:00 a.m. on June 27, 2025 to the Committee. Notably, Liberty scheduled these depositions notwithstanding the fact that Hopeman and the Committee still have not responded to all of Liberty’s written discovery requests (and, therefore, Liberty must take the depositions relying upon incomplete information).

4. As this Court is aware, both of these dates fall after the deadline to object to the Plan, currently set for June 24, 2025 (the “Objection Deadline”). Moreover, June 26 and June 27 are only three and two business days, respectively, prior to commencement of the Confirmation Hearing. Hence, Liberty cannot use any information from the depositions in its objection to the Plan, and it will be hard-pressed to utilize information from the depositions at the Confirmation Hearing, given the fact that deposition transcripts take at least 24 hours to produce (much less review and incorporate into argument).

5. The Debtor filed the original section 524(g) term sheet over three months ago [Dkt. No. 609] and, since then, it has had at its disposal all the information it needs to build its case. In

contrast, Liberty has had less than four weeks to build its case, and during two of those weeks, it had no information at all from the Debtor. This imbalance is clearly contrary to the basic rules of civil procedure and fairness in litigation.

6. Given the Debtor's eleventh-hour responses and the fact that, as of the Confirmation Deadline, the deposition and discovery process will be far from complete, Liberty joins in the relief requested in the Motion to Adjourn because it is logistically impossible to engage in a fulsome and complete discovery process in the amount of time that has been allotted.

WHEREFORE, Liberty respectfully requests this Court (i) grant the relief requested in the Motion to Adjourn and in this Joinder, and (ii) grant any other relief that this Court deems to be just and proper.

Dated: June 20, 2025

Respectfully submitted,

/s/ Douglas M. Foley

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CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2025, a true copy of the foregoing was filed with the Clerk of the Court using the CM/ECF system, which will send a notification of electronic filing (NEF) to all creditors and parties in interest.

/s/ Douglas M. Foley