

**ENTERED**

September 11, 2024

Nathan Ochsner, Clerk

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS - HOUSTON DIVISION***In re***WESCO AIRCRAFT HOLDINGS, INC., et al.,<sup>1</sup>**  
Debtors.**WESCO AIRCRAFT HOLDINGS, INC., et al.,**  
Plaintiffs,

v.

**SSD INVESTMENTS LTD., et al.,**  
Defendants.**SSD INVESTMENTS LTD., et al.,**  
Counterclaim Plaintiffs,

v.

**WESCO AIRCRAFT HOLDINGS, INC., et al.,**  
Counterclaim Defendants.**LANGUR MAIZE, L.L.C.,**  
Crossclaim Plaintiff,

v.

**PLATINUM EQUITY ADVISORS, LLC, et al.,**  
Crossclaim Defendants.**LANGUR MAIZE, L.L.C.,**  
Third-Party Plaintiff,

v.

**UNNAMED PLATINUM FUNDS c/o  
PLATINUM EQUITY ADVISORS, LLC, et al.,**  
Third-Party Defendants.**LANGUR MAIZE, L.L.C.,**  
Counterclaim Plaintiff,

v.

**WESCO AIRCRAFT HOLDINGS, INC., et al.,**  
Counterclaim Defendants.

Case No. 23-90611 (MI)

Chapter 11

(Jointly Administered)

Adv. Pro. No. 23-03091 (MI)

<sup>1</sup> The Debtors operate under the trade name Incora and have previously used the trade names Wesco, Pattonair, Haas, and Adams Aviation. A complete list of the Debtors in these chapter 11 cases, with each one's federal tax identification number and the address of its principal office, is available on the website of the Debtors' noticing agent at <http://www.kccllc.net/Incora/>. The service address for each of the Debtors in these cases is 2601 Meacham Blvd., Ste. 400, Fort Worth, TX 76137.



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**STIPULATED SCHEDULING ORDER REGARDING 2024/2026 HOLDERS’  
TORTIOUS INTERFERENCE CLAIMS**

Subject to the approval of the Court, (a) the 2024/2026 Holders; and (b) Non-Debtor Counterclaim Defendants<sup>2</sup> in the Adversary Proceeding (together with the 2024/2026 Holders, the “*Parties*”) stipulate and agree that:

**RECITALS**<sup>3</sup>

**WHEREAS**, on July 31, 2023, the 2024/2026 Holders filed their *First Amended Counterclaims* (ECF No. 144), which asserted the following relevant claims: (i) a declaration as to liability for breach of contract (Count II); (ii) a declaration as to liability for breach of the implied covenant of good faith and fair dealing (Count III); (iii) equitable lien (Count IV); (iv) equitable subordination (Count V); (v) a declaration as to liability for tortious interference (Count VI) a declaration as to liability for conversion (Count VII) (together, the “**2024/2026 Holders’ Adversary Claims**”). The 2024/2026 Holders also sought a declaration which included that they had standing to prosecute the 2024/2026 Holders’ Adversary Claims against the Counterclaim Defendants (Count I);

**WHEREAS**, on January 14, 2023, the Court issued a Memorandum Opinion (ECF No. 508) and Order (ECF No. 509) (together, the “**Summary Judgment Decision**”)<sup>4</sup>;

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<sup>2</sup> Excluding Wesco Aircraft Holdings, Inc. and its debtor affiliates (collectively, the “**Debtors**”).

<sup>3</sup> Capitalized terms used herein but not defined shall have the meanings ascribed to such terms in the Debtors’ Amended Complaint (ECF No. 63).

<sup>4</sup> On January 23, 2024, the Court issued a supplement clarifying certain aspects of the Summary Judgment Decision (ECF No. 553). For the avoidance of doubt, the Parties refer to the entirety of the Summary Judgment Decision, including any subsequent summary adjudication, addendum, or clarification, and include this summary only for ease of reference.

**WHEREAS**, on June 24-26, 2024, the Court heard partial closing arguments from the Parties with regards to certain of the 2024/2026 Holders' Adversary Claims;

**WHEREAS**, on July 10, 2024, as clarified by the Court on August 13, 2024, the Court announced its principal rulings from the Adversary Trial;

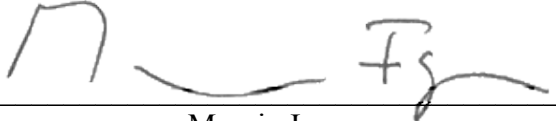
**WHEREAS** the Parties have conferred and agreed that Count VI of the 2024/2026 Holders' Adversary Claims (the tortious interference claim) remains to be resolved and warrants short further briefing and oral argument;

**THEREFORE**, the Parties stipulate and agree that:

**STIPULATION**

1. The Parties may submit supplemental post-trial briefs on the 2024/2026 Holders' tortious interference claim by September 18, 2024, with no opportunity for reply. Specifically, the 2024/2026 Holders may submit one brief not to exceed 12 pages in length, and the Non-Debtor Counterclaim Defendants may submit one brief not to exceed 12 pages in length.
2. Oral argument will be heard on the tortious interference claims on September 23, 2024 at 1:30 p.m., prevailing Central Time.
3. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Stipulation and Agreed Order.

Signed: September 11, 2024

  
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Marvin Isgur  
United States Bankruptcy Judge

Dated: September 10, 2024  
New York, New York

Respectfully submitted,

/s/ Benjamin F. Heidlage

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**CERTIFICATE OF SERVICE**

I certify that, on September 10, 2024, a true and correct copy of the foregoing document was served through the Electronic Case Filing system of the United States Bankruptcy Court for the Southern District of Texas.

/s/ John F. Higgins

John F. Higgins