

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

)	
In re:)	Chapter 11
)	
MARELLI AUTOMOTIVE LIGHTING USA LLC,)	Case No. 25-11034 (CTG)
<i>et al.</i> , ¹)	
)	(Jointly Administered)
Debtors.)	
)	Re: D.I. 300
)	
)	

**MIZUHO BANK, LTD.’S MOTION FOR ENTRY OF AN
ORDER SHORTENING THE NOTICE AND OBJECTION PERIODS
WITH RESPECT TO THE EMERGENCY CROSS MOTION**

Mizuho Bank, Ltd., solely in its capacity as an Emergency Loan Lender and Senior Lender (“**Mizuho**”),² hereby files this motion (this “**Motion to Shorten**”) and respectfully state as follows:

RELIEF REQUESTED

1. By this Motion to Shorten, pursuant to section 105(a) of title 11 of the United States Code (the “**Bankruptcy Code**”), rule 9006(d) of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and rules 9006-1(c) and 9006-1(e) of the Local Rules of the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”), Mizuho requests entry of an order, substantially in the form attached hereto as **Exhibit A** (the “**Proposed Order**”) (i) shortening the notice and objection periods with respect to Mizuho’s request to adjourn the Final DIP Hearing (as defined below) as more fully set forth in the *Mizuho Bank, Ltd.’s*

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://www.veritaglobal.net/Marelli>. The location of Marelli Automotive Lighting USA LLC’s principal place of business and the Debtors’ service address in these chapter 11 cases is 26555 Northwestern Highway, Southfield, Michigan 48033.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Emergency Cross Motion (as defined below).



(I) *Objection and Reservation of Rights with Respect to the DIP Motion and (II) Emergency Cross Motion for Adjournment of Final DIP Hearing* (the “**Emergency Cross Motion**”)³ filed contemporaneously herewith, (ii) scheduling the hearing to consider the relief requested by the Emergency Cross Motion for the omnibus hearing currently scheduled for July 24, 2025 at 1:15 p.m. (Eastern Time) (the “**Final DIP Hearing**”), and (iii) waiving the requirements of Local Rule 9006-1(c)(ii) and setting the deadline to file objections, if any, to the Emergency Cross Motion as the date and time of the Final DIP Hearing.

JURISDICTION, VENUE AND PREDICATES FOR RELIEF

2. This Court has jurisdiction to consider this Motion to Shorten and the relief requested herein under 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated February 29, 2012. This is a core proceeding under 28 U.S.C. § 157(b) as to which this Court has the power to enter a final judgment. Pursuant to Local Rule 9013-1(f), Mizuho consents to the entry of a final order by the Court in connection with this Motion to Shorten to the extent it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

3. Venue of these Chapter 11 Cases and this Motion to Shorten is proper in this District under 28 U.S.C. §§ 1408 and 1409.

4. The predicates for the relief requested by this Motion to Shorten are section 105(a) of the Bankruptcy Code, Bankruptcy Rule 9006(d), and Local Rules 9006-1(c) and 9006-1(e).

³ Capitalized terms not otherwise defined herein shall have the meanings given to such terms in the Emergency Cross Motion.

BACKGROUND

5. Mizuho is the Debtors' largest prepetition secured lender, holding approximately 50% of the Emergency Loan Claims and 30% of the Senior Loan Claims. On the Petition Date, the Debtors filed the DIP Motion, which sought a \$1.25 billion DIP Facility on a priming basis. Consistent with its obligations under the Restructuring Support Agreement, Mizuho did not oppose the DIP Motion at the first day hearing and, following that hearing, the Court entered an order granting the DIP Motion on an interim basis. *See* D.I. 109. The Final DIP Hearing is currently scheduled for July 24, 2025 at 1:15 p.m. (Eastern Time). *See* D.I. 139 & 216.

6. Mizuho's initial support for the DIP Facilities was premised on the terms of the Restructuring Support Agreement and the DIP Motion, which provided for repayment in full, from DIP funds, of Mizuho's Emergency Loan Claims upon entry of the Final DIP Order. As described more fully in the Emergency Cross Motion, the Debtors have indicated to Mizuho that the Emergency Loans will not be repaid concurrently with final approval of the DIP Facilities.⁴ As such, pursuant to the terms of the Restructuring Support Agreement, the Final DIP Hearing must be **automatically** adjourned by at least 10 business days to allow the parties to negotiate a consensual resolution.⁵

7. Accordingly, by the Emergency Cross Motion, Mizuho seeks entry of an order adjourning the Final DIP Hearing on the DIP Motion by no fewer than 10 business days as is mandated by the Restructuring Support Agreement. Because the Final DIP Hearing is scheduled

⁴ *See* Slump Decl., Ex. B, at p. 4 (providing, among other things, that the "proceeds of the DIP Facilities will be used [for] . . . (b) upon entry of the Final DIP Order, the payment of the Emergency Loan Claims in full").

⁵ *See* Slump Decl., Ex. B, at § 6.02(i). The Restructuring Support Agreement likewise provides for a Milestone of forty-six (46) days for repayment of the Emergency Loans in full. *See* Slump Decl., Ex. B, at p. 5. Accordingly, Mizuho submits that the relief requested herein is necessary to the extent the Debtors seek to convert the Final DIP Hearing into a further interim one without proposing to satisfy such milestone.

for July 24, 2025—just three days from the date hereof—Mizuho seeks the Court’s consideration of the Emergency Cross Motion on an expedited basis.

BASIS FOR RELIEF

8. Local Rule 9006-1(c)(i) provides that, unless the Bankruptcy Rules or the Local Rules state otherwise, “all motion papers shall be filed and served . . . at least fourteen (14) days prior to the hearing date.” Del. Bankr. L.R. 9006-1(c)(i). Local Rule 9006-1(c)(ii) further provides that the deadline for objections shall be seven days before the hearing date. Del. Bankr. L.R. 9006-1(c)(ii). Local Rule 9006-1(e) provides, in pertinent part, that “[n]o motion will be scheduled on less notice than required by these Local Rules or the Fed. R. Bankr. P. except by Order of the Court, on written motion . . . specifying the exigencies justifying shortened notice.” Del. Bankr. L.R. 9006-1(e).

9. Mizuho submits that good cause exists for the relief requested herein. As noted above and described more fully in the Emergency Cross Motion, the DIP Motion cannot presently be approved on a final basis without Mizuho’s consent. Prior to filing the Cross Motion, Mizuho requested that the Debtors adjourn the Final DIP Hearing by at least 10 business days as is required under the Restructuring Support Agreement, but the Debtors have indicated that they will not agree to an adjournment. Thus, to allow additional time for the parties to negotiate a consensual resolution consistent with terms of the Restructuring Support Agreement, Mizuho is seeking, on an expedited basis, an order adjourning the Final DIP Hearing.

10. However, if the Motion to Shorten is not granted, a hearing on the Emergency Cross Motion would be *after* the Final DIP Hearing. Such timing and sequencing would eliminate Mizuho’s ability to request the adjournment request set forth in the Emergency Cross Motion at the Final DIP Hearing. Thus, this Motion to Shorten is necessary.

11. Accordingly, Mizuho respectfully submits that good cause exists pursuant to Bankruptcy Rule 9006 and Local Rule 9006-1 for the relief requested herein.

CERTIFICATION REGARDING LOCAL RULE 9006-1(e)

12. In accordance with Local Rule 9006-1(e), prior to filing this Motion to Shorten, counsel to Mizuho notified counsel to the Debtors, the Official Committee of Unsecured Creditors (the “**Committee**”), and the Office of the United States Trustee (the “**U.S. Trustee**”) regarding the relief requested herein. Counsel to the Debtors have informed counsel to Mizuho that the Debtors do not oppose the relief requested herein, but that the Debtors reserve all rights with respect to the Emergency Cross Motion. The Committee has not responded to Mizuho’s inquiry regarding the relief requested herein. The U.S. Trustee does not take a position on the relief requested herein.

NOTICE

13. Notice of this Motion has been provided to the following parties, or, in lieu thereof, their counsel via overnight mail and/or electronic mail: (i) the Debtors; (ii) the Committee; (iii) the U.S. Trustee; (iv) counsel to the Ad Hoc Group of Senior Lenders; (v) counsel to the Sponsors; and (vi) any such other party entitled to receive notice pursuant to Bankruptcy Rule 2002.

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WHEREFORE, for the reasons set forth herein, Mizuho respectfully requests that the Court enter the Proposed Order, granting the relief requested in this Motion to Shorten and such other and further relief as may be just and proper.

Dated: July 22, 2025
Wilmington, Delaware

Respectfully submitted,

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EXHIBIT A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 11
MARELLI AUTOMOTIVE LIGHTING USA LLC,)	Case No. 25-11034 (CTG)
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Debtors.)	(Jointly Administered)
)	Re: D.I. ____
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**ORDER SHORTENING THE NOTICE AND OBJECTION PERIODS
WITH RESPECT TO THE EMERGENCY CROSS MOTION**

Upon the motion (the “**Motion to Shorten**”)² of Mizuho Bank, Ltd., solely in its capacity as an Emergency Loan Lender and Senior Lender (“**Mizuho**”), for entry of an order (this “**Order**”) shortening the notice and objection periods with respect to the Emergency Cross Motion, all as more fully set forth in the Motion to Shorten; and the Court having reviewed the Motion to Shorten and all pleadings related thereto; and the Court having held a hearing, if any, to consider the relief requested therein; and the Court having considered the arguments of counsel made, and the evidence adduced at the hearing on the Motion to Shorten, if any; and this Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated as of February 29, 2012; and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper

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before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion to Shorten having been provided under the circumstances and in accordance with the Bankruptcy Rules and the Local Rules, and it appearing that no other or further notice need be provided; and the Court having determined that the legal and factual bases set forth in the Motion to Shorten establish just cause for the relief granted herein; and upon all of the proceedings had before the Court and after due deliberation thereon and sufficient cause appearing therefor:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion to Shorten is GRANTED as set forth herein.
2. The hearing to consider the relief requested by the Emergency Cross Motion will be held on **July 24, 2025 at 1:15 p.m. (Eastern Time)** (the “**Hearing**”).
3. Objections to the relief requested by the Emergency Cross Motion, if any, must be raised at or prior the Hearing.
4. Mizuho is hereby authorized and empowered to take all actions as may be necessary to implement and effect the terms and requirements established in this Order.
5. The Court has and will retain jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.