Docket #0012 Date Filed: 8/28/2025

Order Filed on August 28, 2025
by Clerk
U.S. Bankruptcy Court
District of New Jersey

In re: POWIN, LLC, *et al.*,[1] Debtors.	
BRIAN PALOMINO, on behalf of himself and all others similarly situated, Plaintiff, v. POWIN, LLC, POWIN ENERGY OPERATING HOLDINGS, LLC, and POWIN ENERGY OPERATING, LLC, Defendants.	Chapter 11 Case No. 25-16137 (MBK) (Jointly Administered) Adv. Proc. No. 25-01249 (MBK)

SECOND STIPULATION AND AGREED ORDER EXTENDING DEFENDANTS' TIME TO ANSWER

The relief set forth on the following pages, numbered three (3) through four (4), is **ORDERED.**

DATED: August 28, 2025

Honorable Michael B. Kaplan
United States Bankruptcy Judge

2516137250908000000000013

Debtors:	Debtors: Powin, LLC, *et al.*
Bankruptcy Case No.:	25-16137 (MBK)
Adversary Proceeding:	Palomino v. Powin, LLC, *et al.*
Adversary Proceeding No.:	25-01249 (MBK)
Caption of Order:	Second Stipulation and Agreed Order Extending Defendants' Time to Answer

Caption in Compliance with D.N.J. LBR 9004-1(b)

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Debtors:	Debtors: Powin, LLC, *et al.*
Bankruptcy Case No.:	25-16137 (MBK)
Adversary Proceeding:	Palomino v. Powin, LLC, *et al.*
Adversary Proceeding No.:	25-01249 (MBK)
Caption of Order:	Second Stipulation and Agreed Order Extending Defendants' Time to Answer

This stipulation and agreed order (the "Stipulation") is entered into between Brian Palomino, on behalf of himself and all others similarly situated ("Plaintiff"), and Powin, LLC, Powin Energy Operating Holdings, LLC, and Powin Energy Operating, LLC (collectively "Defendants," and collectively with Plaintiff, the "Parties"), debtors and debtors in possession in the above-captioned chapter 11 cases and defendants in the above-captioned adversary proceeding (the "Adversary Proceeding"):

WHEREAS, on June 12, 2025, Plaintiff commenced the Adversary Proceeding against Defendants by filing a complaint [Adv. Pro. Docket No. 1] (the "Complaint") in the United States Bankruptcy Court for the District of New Jersey (the "Bankruptcy Court") seeking, among other things, certification of the Adversary Proceeding as a class action and the recovery of certain alleged unpaid wages in accordance with the Worker Adjustment and Retraining Notification Act, 29 U.S.C. § 2101 *et seq.*; and

WHEREAS, on June 13, 2025, the clerk of the Bankruptcy Court issued a summons in the Adversary Proceeding [Adv. Pro. Docket No. 2]; and

WHEREAS, on July 8, 2025, the Parties entered into the Stipulation and Agreed Order Extending Defendants' Time to Answer [Adv. Pro. Docket No. 3];

NOW, THEREFORE, after good-faith arms' length negotiations, it is hereby stipulated and agreed that:

1. The foregoing recitals are incorporated by reference herein.

Debtors:	Debtors: Powin, LLC, *et al.*
Bankruptcy Case No.:	25-16137 (MBK)
Adversary Proceeding:	Palomino v. Powin, LLC, *et al.*
Adversary Proceeding No.:	25-01249 (MBK)
Caption of Order:	Second Stipulation and Agreed Order Extending Defendants' Time to Answer

2. The time within which Defendants may file an answer or otherwise move with respect to the Complaint in the Adversary Proceeding is extended to and includes October 13, 2025.

3. The entry of this Stipulation is without prejudice to the Defendants' rights to seek a further extension of the time to file an answer or otherwise move with respect to the Complaint either with the consent of the Plaintiff or an order of the Court upon an appropriate motion and notice.

IN WITNESS WHEREOF, and in agreement herewith, the Parties have executed and delivered this Stipulation as of the date set forth below.

Dated: August 27, 2025

RAISNER ROUPINIAN LLP
By:

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-and-

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Counsel for Defendants

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UNITED STATES BANKRUPTCY COURT

District of New Jersey
402 East State Street
Trenton, NJ 08608

In Re: Powin, LLC
Debtor

Case No.: 25−16137−MBK
Chapter 11

Brian Palomino
Plaintiff

v.

Powin, LLC
Defendant

Adv. Proc. No. 25−01249−MBK

Judge: Michael B. Kaplan

NOTICE OF JUDGMENT OR ORDER
Pursuant to Fed. R. Bankr. P. 9022

Please be advised that on August 28, 2025, the court entered the following judgment or order on the court's docket in the above−captioned case:

Document Number: 12 − 1, 3
SECOND STIPULATION AND AGREED ORDER EXTENDING DEFENDANTS' TIME TO ANSWER EXTENDED TO: OCTOBER 13, 2025. (related document:1 Adversary case 25−01249. Complaint by Brian Palomino against Powin, LLC ; Powin Energy Operating Holdings, LLC ; Powin Energy Operating, LLC. Fee Amount $ 350.. (14 (Recovery of money/property − other)) (Attachments: # 1 Summons) filed by Plaintiff Brian Palomino, 3 Stipulation Between Powin Energy Operating Holdings, LLC, Powin Energy Operating, LLC, Powin, LLC and Brian Palomino, on behalf of himself and all others similarly situated, re:Extending Defendants' Time to Answer (related document:1 Complaint filed by Plaintiff Brian Palomino) filed by Frank A. Oswald on behalf of Powin Energy Operating Holdings, LLC, Powin Energy Operating, LLC, Powin, LLC. filed by Defendant Powin, LLC, Defendant Powin Energy Operating Holdings, LLC, Defendant Powin Energy Operating, LLC). Service of notice of the entry of this order pursuant to Rule 9022 was made on the appropriate parties. Signed on 8/28/2025. (wiq)

Parties may review the order by accessing it through PACER or the court's electronic case filing system (CM/ECF). Public terminals for viewing are also available at the courthouse in each vicinage.

Dated: August 28, 2025
JAN: wiq

Jeanne Naughton
Clerk