Docket #0038 Date Filed: 9/9/2019

UNITED STATES BANKRUPTCY COURT
District of Delaware
824 Market Street, 3rd Floor
Wilmington, DE 19801

In Re:	)	Bankruptcy Case No.: 18−12378−KG
Welded Construction, L.P.	)	Bankruptcy Chapter: 11
Debtor	)	
_____	)	
Welded Construction, L.P.	)	
	)	
Plaintiff	)	Adv. Proc. No.: 19−50180−KG
vs.	)	
Prime NDT Services, Inc.	)	
Defendant	)	

ORDER ASSIGNING ADVERSARY PROCEEDING TO MEDIATION, APPOINTING MEDIATOR, AND SETTING MEDIATION DEADLINES AND TRIAL DATE

Pursuant to this Court's Local Rule 9019−5, Welded Construction, L.P. , Plaintiff(s) and the above named Defendant(s) (collectively, the "Parties"), are directed to mediation to attempt to resolve disputes by and between the Parties relative to the above−captioned adversary proceeding. Upon the foregoing, it is hereby

ORDERED that this matter is scheduled for TBD ; and it is further

ORDERED that the above−captioned adversary proceeding is hereby assigned to mediation; and it is further

ORDERED that the costs of the mediation shall be paid by the bankruptcy estate, or if there is no bankruptcy estate, by the plaintiff in the adversary proceeding, or as directed by the Court; and it is further

ORDERED that:

(a) If the parties have stipulated to entry of this order, David A. White , who has been selected by the parties is appointed the mediator in this adversary proceeding; or,

(b) If the parties have not stipulated to entry of this order, the court appoints , who is a mediator from the Register of Mediators of the United States Bankruptcy Court for the District of Delaware, as the mediator in this adversary proceeding; and it is further

ORDEREDthat within two (2) business days of receipt of this order the Parties shall e−mail and/or fax the appointed Mediator and indicate whether the case has been settled and provide a contact person's name, telephone number, fax number and e−mail address. Failure to do so will subject the parties to an administrative fee and possible additional sanctions; and it is further

ORDERED that if a case has been settled as outlined in the preceding paragraph, the Parties shall notify and file with the Court all relevant settlement documents within (14) fourteen business days of the date the mediator was notified of said settlement. The parties shall file a request for extension of time if additional time is required to prepare and file the necessary settlement documents with the Court. Any such request for extension of time shall be filed within ten business days of the date the mediator was notified of said settlement; and it is further

ORDERED that the Parties shall furnish the mediator with copies of such documents and such confidential statement of position as the mediator may request; and it is further

ORDERED that within twenty one (21) days of appointment, the mediator shall schedule an initial mediation session; and it is further

ORDERED that this mediation shall be conducted in accordance with the Local Rules of the United States Bankruptcy Court of the District of Delaware; and it is further

ORDERED that pursuant to Local Rule 9019−5(c)(iii)(A), the Parties and counsel shall attend such mediation sessions as the Mediator shall deem appropriate and necessary at such times and places as the mediator shall determine; and it is further

ORDERED that no later than (14) fourteen days following the conclusion of the mediation or 60 days after the entry of this order, whichever is earlier, the mediator shall file and serve on the parties the mediator's certificate of completion or mediation status report. The information provided by the mediator shall not contain any information concerning the merits of the case or confidential communications made during the mediation process; and it is further

ORDERED that within one day after the entry of this Order, the attorneys for each of the Parties shall send a copy of this Order to (1) each of the individual Parties that such attorney represents; and/or (2) the principal, officer, director or other person with full settlement authority for each entity that su

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Date: 9/9/19

Kevin Gross
Bankruptcy Judge

(VAN−416)
Form Revised 03/27/13

Notice Recipients

District/Off: 0311−1	User: GingerM	Date Created: 9/9/2019
Case: 19−50180−KG	Form ID: van416	Total: 9

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TOTAL: 4

Recipients submitted to the BNC (Bankruptcy Noticing Center):

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md	David A. White	McCarter & English, LLP	Renaissance Centre	405 N. King Street, 8th Floor	Wilmington, DE 19801
aty	David A. White	McCarter & English, LLP	Renaissance Centre	405 N. King Street	8th Floor Wilmington, DE 19801

TOTAL: 5