Docket #0472 Date Filed: 6/4/2025

IN THE UNITED STATES BANRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re: WELDED CONSTRUCTION, L.P., *et al.*,[1] Debtors.	Chapter 11 Case No. 18-12378 (LSS) (Jointly Administered)
WELDED CONSTRUCTION, L.P., Plaintiff, v. THE WILLIAMS COMPANIES, INC., WILLIAMS PARTNERS OPERATING LLC, and TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC, Defendants.	Adv. Pro. No. 19-50194 (LSS)
TRANSCONTIENTAL GAS PIPE LINE COMPANY, LLC, Defendant-Appellant, v. WELDED CONSTRUCTION, L.P., Plaintiff-Appellee.	C.A. No. 25-00199 (CFC)

[1] The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Welded Construction, L.P. (5008) and Welded Construction Michigan, LLC (9830). The mailing address for each of the Debtors is P.O. Box 470, Perrysburg, OH 43552-0470.

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WELDED CONSTRUCTION, L.P.'S COUNTER-DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure and Rule 8009-1 of the Local Rules of Bankruptcy Practice and Procedure for the United States Bankruptcy Court for the District of Delaware, Plaintiff-Appellee Welded Construction, L.P. ("Welded") designates the following additional items to be included in the record on appeal with respect to the appeal by Transcontinental Gas Pipe Line Company, LLC ("Transco") from the Final Judgment [Adv. D.I. 457] that the Bankruptcy Court entered on May 8, 2025, in Adversary Proceeding No. 19-50194 (LSS). The designation of pleadings and other matters of record includes all exhibits, appendices, and other items that are attached to such pleadings or matters of record.

I. ADDITIONAL ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL

A. Documents filed in the Adversary Proceeding[2]

Welded reserves the right to seek to amend or supplement the below list to the extent necessary to add any omitted docket entries that are relevant to the appeal.

[2] References to docket entries in the index refer to the docket entries in the Adversary Proceeding [Adv. Pro. No. 19-50194].

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
1.	Welded's Brief in Opposition to the Defendants' Motion to (I) Abstain, or (II) in the Alternative, Transfer Venue, or (III) in the Alternative, Dismiss Certain Counts of the Complaint	31	7/26/2019	N
2.	Statement of Official Committee of Unsecured Creditors Relating to the Defendants' Motion to (I) Abstain, or (II) in the Alternative, Transfer Venue, or (III) in the Alternative, Dismiss Certain Counts of the Complaint	32	7/26/2019	N
3.	FDIC Objection Statement in Opposition to Defendants' Motion	42	8/19/2019	N
4.	Declaration of Frank Pometti in Support of Welded's Motion for Partial Summary Judgment	52	10/28/2019	N
5.	Declaration of Travis G. Buchanan in Support of Motion for Partial Summary Judgment	53	10/28/2019	N
6.	Welded's Brief in Support of its Motion for Partial Summary Judgment	55	10/28/2019	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
7.	Welded's Reply Brief in Support of its Motion for Partial Summary Judgment	79	12/20/2019	N
8.	Order of Reassignment of Judge Christopher S. Sontchi	93	1/23/2020	N
9.	Amended Scheduling Order	131	6/16/2020	N
10.	Welded's Motion to Compel Production of Audit Documents	135	7/27/2020	N
11.	Objection and Opposition to Welded's Motion to Compel Production of Documents	140	8/11/2020	Y
12.	Welded's Reply in Support of its Motion to Compel Production of Audit Documents	148	8/27/2020	N
13.	Order Approving Motion to Compel	155	9/9/2020	N
14.	Motion to Reconsider Order Granting Welded's Motion to Compel Production of Audit Documents	159	9/23/2020	N
15.	Declaration of Phil Burke of OGCS (Americas) Inc.	160	9/23/2020	N
16.	Welded's Objection to the Defendants' Motion for Clarification/Reconsideration of Order Granting Welded's Motion to Compel	161	10/7/2020	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
	Production of Audit Documents			
17.	Defendants' Reply in Support of Motion for Clarification/Reconsideration of Order Granting Welded's Motion to Compel Production of Audit Documents	162	10/14/2020	N
18.	Transcript re: Hearing Held on 11/16/2020	175	11/19/2020	N
19.	Notice of filing of Final Redacted Version of Welded's Response to Defendants' Motion to Compel Production of a Corporate Representative and Documents	235	3/1/2021	N
20.	Memorandum Order re: Motion for Clarification/Reconsideration of Order Granting Welded's Motion to Compel Production of Audit Documents	236	3/1/2021	N
21.	Certification of Counsel Regarding Order Granting Defendants' Motion to Compel in Part and Denying Defendants' Motion to Compel in Part	237	3/1/2021	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
22.	Certification of Counsel Regarding Proposed Order Granting Defendants' Motion to Compel in Part and Denying Defendants Motion to Compel in Part	238	3/1/2021	N
23.	Certification of Counsel Regarding Proposed Order Granting Defendants' Emergency Motion to Proceed with Mr. Schoenherr's Deposition	239	3/1/2021	N
24.	Certification of Counsel Regarding Order Granting Defendants' Emergency Motion for Authority to Proceed with Deposition of Scott Schoenherr	240	3/1/2021	N
25.	Order Granting Defendants' Motion to Compel in Part and Denying Defendants' Motion to Compel in Part	241	3/1/2021	N
26.	Notice of Interlocutory Appeal and Statement of Election	243	3/1/2021	N
27.	Motion for Leave for Interlocutory Appeal, on an Expedited Basis, or, in the Alternative, Petition for Writ of Mandamus with Respect to Bankruptcy Court's Orders Regarding Alleged	244	3/1/2021	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
	Waiver of and Direction to Produce Opinion Work			
28.	Declaration of Jeffry Goebel in Support of Defendants' Emergency Motion for Stay Pending Appeal and Petition for Writ of Mandamus	247	3/1/2021	N
29.	Transcript regarding Hearing Held 3/16/2021	261	3/26/2021	N
30.	Reply in Support of Emergency Motion for a Stay Pending Appeal and Petition for Writ of Mandamus	262	4/1/2021	N
31.	Docket Text: Final Order By District Court Judge Colm F. Connolly , Re: Appeal on Civil Action Number: 21-mc-63 (BAP 21-10) "ORAL ORDER: For the reasons stated by the Court at today's hearing, D.I. 1 MOTION For Leave For Interlocutory Appeal, On An Expedited Basis, Or In The Alternative, Petition for Writ of Mandamus With Respect to Bankruptcy Court's Orders Regarding Alleged Waiver Of And Direction to Produce Opinion Work Product is DENIED	264	7/1/2021	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
32.	Notice of Withdrawal of Emergency Motion to Stay	265	7/13/2021	N
33.	Motion For Sanctions Welded's Motion for an Order (I) Enforcing the Waiver Orders and (II) Imposing Sanctions Filed by Welded Construction, L.P.	267	8/24/2021	Y
34.	Notice of Filing of Final Redacted Version of Notice of Filing of Redacted Version of Welded's Motion for an Order (I) Enforcing the Waiver Orders and (II) Imposing Sanctions	268	8/27/2021	N
35.	Defendants' Opposition to Welded's Motion for an Order (I) Enforcing the Waiver Orders and (II) Imposing Sanctions	269	9/7/2021	Y
36.	Welded's Reply in Support of its Motion for an Order (I) Enforcing the Waiver Orders and (II) Imposing Sanctions	272	9/14/2021	Y
37.	Notice of Filing of Final Redacted Version of Welded's Reply in Support of Its Motion for an Order (I) Enforcing the Waiver Orders	273	9/17/2021	N
38.	Memorandum Order	276	12/20/2021	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
39.	Order of Reassignment of Judge. Judge Laurie Selber Silverstein added to case	281	3/21/2022	N
40.	Second Amended Scheduling Order	283	4/22/2022	N
41.	Certification of Counsel Regarding Appointment of Mediator	284	7/28/2022	N
42.	Certification of Counsel Regarding Amended Stipulation Regarding Appointment of Mediator	287	9/16/2022	N
43.	Order Approving Amended Stipulation Regarding Appointment of Mediator	288	9/21/2022	N
44.	Third Amended Scheduling Order	299	2/17/2023	N
45.	Reply In Support of Welded Construction's Motion for Partial Summary Judgment Regarding the Application of CASPA	321	4/12/2023	Y
46.	Declaration of Travis G. Buchanan In Support of Welded's Motion for Partial Summary Judgment Regarding the Application of CASPA	322	4/12/2023	Y
47.	Welded's Reply Brief in Further Support of Its Motion for Partial Summary	323	4/12/2023	Y

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
	Judgment Regarding Contract Interpretation and Contribution Claim			
48.	Supplemental Declaration of Travis G. Buchanan in Support of Welded's Motion for Partial Summary Judgment Regarding Contract Interpretation and Contribution Claim	324	4/12/2023	Y
49.	Transcontinental Gas Pipe Line Company, LLC's Motion In Limine to Exclude Testimony and Written Report of Peter Singh	353	6/2/2023	Y
50.	Declaration of Shelly L. Ewald in Support of Transcontinental Gas Pipe Line Company, LLC's Motion In Limine to Exclude Testimony and Written Report of Peter Singh	354	6/2/2023	Y
51.	Welded's Motion in Limine to Preclude Joseph Slavis from Offering Legal Conclusions and Unreliable Opinions	357	6/2/2023	Y
52.	Welded's Response to the Motion in Limine of Transcontinental Gas Pipe Line Company, LLC to Exclude Testimony and	362	6/23/2023	Y

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
	Written Report of Peter Singh, Ph.D.			
53.	Welded's Response to the Motion In Limine of Defendant Transcontinental Gas Pipe Line Company, LLC to Exclude Parol Evidence	367	6/23/2023	Y
54.	Welded's Response to the Motion in Limine of Transcontinental Gas Pipe Line Company, LLC to Exclude Certain Testimony of Welded's Expert Witness, Scott Gray	368	6/23/2023	Y
55.	Transcontinental Gas Pipe Line Company, LLC's Opposition to Welded's Motion in Limine to Preclude Joseph Slavis from Offering Legal Conclusions and Unreliable Testimony	369	6/23/2023	Y
56.	Declaration of Shelly L. Ewald in Support of Transcontinental Gas Pipe Line Company, LLC's Opposition to Welded's Motion in Limine to Preclude Joseph Slavis from Offering Legal Conclusions and Unreliable Testimony	370	6/23/2023	Y

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
57.	Transcontinental Gas Pipe Line Company, LLC's Reply in Support of Its Motion in Limine to Exclude Testimony and Written Report of Peter Singh, Ph.D	374	7/5/2023	N
58.	Welded's Reply in Further Support of Its Motion in Limine to Preclude Joseph Slavis from Offering Legal Conclusions and Unreliable Opinions	381	7/5/2023	Y
59.	Transcript regarding Hearing Held 7/7/2023	389	7/11/2023	N
60.	Motion for Leave to File Supplement to Opposition to Welded Construction L.P.'s Motion for Partial Summary Judgment Regarding Contract Interpretation and Contribution Claim	395	7/31/2023	N
61.	Welded's Response to Transco's Request to Supplement Its Opposition to Welded's Motion for Partial Summary Judgment	398	8/1/2023	N
62.	Defendant's Authority & Argument in Defense of Plaintiff's Request for Review and Production of	422	9/8/2023	N

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	Item	**Docket Number**	**Docket Date**	**File(d) Under Seal Y/N**
	Inadmissible Trial Preparation Document			
63.	Welded's Post-Trial Brief	433	10/23/2023	Y
64.	Welded's Letter to the Honorable Laurie Selber Silverstein Regarding Trial Exhibits	436	6/4/2024	N
65.	Letter from the Honorable Judge Silverstein re: Oral Argument	438	7/22/2024	N
66.	Welded's Letter Brief in Support of Proposed Judgment Order	449	3/3/2025	N
67.	Transcontinental Gas Pipe Line Company LLC's Motion for Order Approving Appeal Bond and Stay Execution Pending Appeal	469	5/29/2025	N

B. Exhibits and Other Items Presented at the Trial but Not Filed on the Docket of the Adversary Proceeding

Welded and Transco have agreed by stipulation that the parties shall cooperate to facilitate the transmittal of certain exhibits and other items presented at the trial as the record on appeal to the District Court. Below is Welded's counter-designation of additional items to be included in the record on appeal. Transco reserves any objections to any individual designations, and Welded and Transco reserve the right

to seek to amend or supplement the exhibit list to the extent necessary to add any omitted exhibits that were admitted at the trial.

	Item	**Docket Number**	**Exhibit Admitted/ Presented Date**	**File(d) Under Seal Y/N**
68.	Welded Closing Presentation		9/7/2023	Y
69.	Welded Opening Presentation		8/22/2023	Y
70.	JX007		8/24/23	Y
71.	JX009		8/24/23	Y
72.	JX014		8/23/23	Y
73.	JX018		8/24/23	Y
74.	JX100		8/22/23	Y
75.	PX003		8/24/23	Y
76.	PX109		8/24/23	Y
77.	PX110		8/24/23	Y
78.	PX126		8/24/23	Y
79.	PX138		8/24/23	Y
80.	PX150		8/24/23	Y
81.	PX233		8/22/23	Y
82.	PX274		8/30/23	Y
83.	PX276		8/30/23	Y
84.	PX277		8/30/23	Y
85.	PX278		8/22/23	Y
86.	PX279		8/22/23	Y
87.	PX289		8/22/23	Y

	Item	Docket Number	Exhibit Admitted/ Presented Date	File(d) Under Seal Y/N
88.	PX294		8/22/23	Y
89.	PX300		8/23/23	Y
90.	PX312		8/20/23	Y
91.	PX350		8/30/23	Y
92.	PX352		8/23/23	Y
93.	PX386		8/30/23	Y
94.	PX404		8/30/23	Y
95.	PX470		8/22/23	Y
96.	PX474		8/22/23	Y
97.	PX526		8/22/23	Y
98.	PX541.0033 - PX541.0035		8/28/23	Y
99.	PX554		8/24/23	Y
100.	PX566		8/25/23	Y
101.	PX567		8/25/23	Y
102.	PX568		8/25/23	Y
103.	PX569		8/25/23	Y
104.	PX570		8/25/23	Y
105.	PX571		8/25/23	Y
106.	PX572		8/25/23	Y
107.	PX573		8/25/23	Y
108.	PX574		8/25/23	Y
109.	PX575		8/25/23	Y
110.	PX576		8/25/23	Y
111.	PX577		8/25/23	Y

	Item	Docket Number	Exhibit Admitted/ Presented Date	File(d) Under Seal Y/N
112.	PX580		8/25/23	Y
113.	PX593		8/25/23	Y
114.	PX604		8/28/23	Y
115.	PX605		8/28/23	Y
116.	PX615		8/28/23	Y
117.	PX637		8/22/23	Y
118.	PX638		8/23/23	Y
119.	PX640		8/28/23	Y
120.	PX648		8/30/23	Y
121.	PX655		8/28/23	Y
122.	PX656		8/29/23	Y
123.	Gray Demonstrative 1		8/25/23	Y
124.	Gray Demonstrative No. 2		8/25/23	Y
125.	Hood Demonstrative No. 1		8/23/23	Y
126.	Hood Demonstrative No. 2		8/24/23	Y
127.	Kakol Demonstrative No. 1		8/28/23	Y
128.	Kakol Demonstrative No. 2		8/28/23	Y

	Item	**Docket Number**	**Exhibit Admitted/ Presented Date**	**File(d) Under Seal Y/N**
129.	Sztroin Demonstrative No. 1		8/30/23	Y

Dated: June 4, 2025
Wilmington, Delaware

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Michael S. Neiburg

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