Docket #0049 Date Filed: 11/1/2024
United States Bankruptcy Court
Southern District of Texas
ENTERED
October 31, 2024
Nathan Ochsner, Clerk

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:	§	
	§	**Chapter 11**
ZACHRY HOLDINGS, INC., *et al.*[1]	§	
	§	**Case No. 24-90377 (MI)**
Debtors.	§	
	§	**(Jointly Administered)**
FLNG LIQUEFACTION, LLC, FLNG LIQUEFACTION 2, LLC, and FLNG LIQUEFACTION 3, LLC,	§	
	§	
***Plaintiffs*,**	§	
	§	**Adv. P. No. 24-03189**
V.	§	
	§	**Ref. Doc. Nos. 31 & 39**
ZACHRY INDUSTRIAL, INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.; CB&I LLC n/k/a; MCDERMOTT INTERNATIONAL LTD.; CHIYODA INTERNATIONAL CORPORATION; and PSRG, INC.	§	
	§	
***Defendants*.**	§	

STIPULATION AND AGREED ORDER REGARDING SCHEDULING

This Stipulation and Agreed Order regarding Scheduling (the "Stipulation") is entered into between the above-captioned plaintiffs (the "Plaintiffs") and Chiyoda International Corporation ("Chiyoda"). Plaintiffs and Chiyoda are referred to in this Stipulation as the "Parties," and each, a "Party." The Parties hereby stipulate and agree as follows:

[1] The debtors in these chapter 11 cases (the "Debtors"), along with the last four digits of each Debtor's federal tax identification number, may be obtained on the website of the Debtors' claims and noticing agent at https://veritaglobal.net/zhi. The Debtors' service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224.

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RECITALS

WHEREAS, on September 24, 2024, Chiyoda filed its *Rule 12(b)(6) Motion to Dismiss and Joinder to CB&I LLC's Rule 12(b)(6) Motion to Dismiss* [Adv. P. Doc. No. 31] (the "Motion to Dismiss").

WHEREAS, on October 23, 2024, Plaintiffs responded to the Motion to Dismiss [Adv. P. Doc. No. 39] (the "Response").

WHEREAS, the Bankruptcy Court has scheduled a hearing to consider the Motion to Dismiss on November 18, 2024.

WHEREAS, the Parties have agreed, subject to Court approval, to establish certain deadlines for filing replies and sur-replies to the Motion to Dismiss and Response.

ORDER

NOW, THEREFORE, UPON THE FOREGOING RECITALS, WHICH ARE INCORPORATED AS THOUGH FULLY SET FORTH HEREIN, IT HEREBY IS STIPULATED AND AGREED, BY AND BETWEEN THE PARTIES, THROUGH THE UNDERSIGNED, AND UPON COURT APPROVAL HEREOF, IT SHALL BE ORDERED THAT:

1. Chiyoda's reply, if any, to the Response shall be due on November 6, 2024.

2. Plaintiffs' sur-reply, if any, to the Motion to Dismiss shall be due on November 13, 2024.

3. The undersigned who executes this Stipulation by or on behalf of each respective Party represents and warrants that he or she has been duly authorized and empowered to execute and deliver this Stipulation on behalf of such Party.

4. This Stipulation shall not be modified, altered, amended, or vacated without the written consent of all Parties hereto or by further order of the Court.

5. The Court retains jurisdiction to resolve any disputes or controversies arising from or related to this Stipulation.

Signed: October 31, 2024

Marvin Isgur
United States Bankruptcy Judge

As agreed to by:

/s/ Charles M. Jones II

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COUNSEL TO CHIYODA INTERNATIONAL CORPORATION

/s/ Ken Green

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COUNSEL FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2024, I caused a copy of the foregoing document to be served by electronic mail via the Court's ECF system to all parties authorized to receive electronic notice in this case.

/s/ Charles M. Jones II
Charles M. Jones II

United States Bankruptcy Court
Southern District of Texas

FLNG Liquefaction, LLC,
Plaintiff

Zachry Industrial Inc.,
Defendant

Adv. Proc. No. 24-03189-mi

CERTIFICATE OF NOTICE

District/off: 0541-4 User: ADIuser
Date Rcvd: Oct 31, 2024 Form ID: pdf002 Total Noticed: 0

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 02, 2024:

NONE

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
dft		CB&I LLC
dft		Chiyoda International Corporation
pla		FLNG Liquefaction 2, LLC
pla		FLNG Liquefaction 3, LLC
pla		FLNG Liquefaction, LLC
dft		JVIC Demerger Fabrication, Inc.
dft		McDermott International, Ltd.
dft		PSRG Inc.
dft		Zachry Enterprise Solutions Demerger, Inc.
dft		Zachry Industrial Inc.
dft		Zachry Industries, Inc.

TOTAL: 11 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 02, 2024 Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 31, 2024 at the address(es) listed below:

Name	Email Address
Brian E Singleterry	on behalf of Defendant Chiyoda International Corporation brian.singleterry@haynesboone.com cecilia.hernandez@haynesboone.com
Charles M Jones	on behalf of Defendant Chiyoda International Corporation charlie.jones@haynesboone.com 4895559420@filings.docketbird.com
Charles R. Koster	

	on behalf of Defendant Zachry Industries Inc. ckoster@whitecase.com, mco@whitecase.com
Charles R. Koster	on behalf of Defendant Zachry Enterprise Solutions Demerger Inc. ckoster@whitecase.com, mco@whitecase.com
Charles R. Koster	on behalf of Defendant Zachry Industrial Inc. ckoster@whitecase.com mco@whitecase.com
Charles R. Koster	on behalf of Defendant JVIC Demerger Fabrication Inc. ckoster@whitecase.com, mco@whitecase.com
David Ryan Cordell, Jr	on behalf of Defendant Zachry Industrial Inc. rcordell@hicks-thomas.com lfernandez@hicks-thomas.com
David Ryan Cordell, Jr	on behalf of Defendant Zachry Enterprise Solutions Demerger Inc. rcordell@hicks-thomas.com, lfernandez@hicks-thomas.com
David Ryan Cordell, Jr	on behalf of Defendant Zachry Industries Inc. rcordell@hicks-thomas.com, lfernandez@hicks-thomas.com
David Ryan Cordell, Jr	on behalf of Defendant JVIC Demerger Fabrication Inc. rcordell@hicks-thomas.com, lfernandez@hicks-thomas.com
John B Thomas	on behalf of Defendant Zachry Enterprise Solutions Demerger Inc. jthomas@hicks-thomas.com, jmarlowe@hicks-thomas.com
John B Thomas	on behalf of Defendant JVIC Demerger Fabrication Inc. jthomas@hicks-thomas.com, jmarlowe@hicks-thomas.com
John B Thomas	on behalf of Defendant Zachry Industrial Inc. jthomas@hicks-thomas.com jmarlowe@hicks-thomas.com
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Kevin Lee Hood	on behalf of Plaintiff FLNG Liquefaction 3 LLC khood@fhrf.com
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Thomas Alan Zabel	on behalf of Plaintiff FLNG Liquefaction 3 LLC tzabel@zflawfirm.com, cturner@zflawfirm.com;pdupuis@zflawfirm.com
Thomas Alan Zabel	on behalf of Plaintiff FLNG Liquefaction 2 LLC tzabel@zflawfirm.com, cturner@zflawfirm.com;pdupuis@zflawfirm.com
Thomas Alan Zabel	on behalf of Plaintiff FLNG Liquefaction LLC tzabel@zflawfirm.com, cturner@zflawfirm.com;pdupuis@zflawfirm.com

TOTAL: 25