Docket #0066 Date Filed: 11/22/2024
United States Bankruptcy Court
Southern District of Texas
**ENTERED**
November 20, 2024
Nathan Ochsner, Clerk

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

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|---|---|
| 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, | Adv. Pro. No. 24-03189 (MI) |
| Plaintiffs, | |
| v. | |
| 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. | |

[1] The last four digits of Zachry Holdings, Inc.'s tax identification number are 6814. A complete list of each of the Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Debtors' claims and noticing agent at www.veritaglobal.net/ZHI. The location of the Debtors' service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224.

24903772411250000000000001

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| ALLIANZ GLOBAL RISKS US INSURANCE CO.; CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036; GREAT LAKES INSURANCE SE; GUIDEONE NATIONAL INSURANCE COMPANY; and TOKIO MARINE AMERICA INSURANCE COMPANY, as subrogees of FLNG Policy Procurement LLC; FLNG Liquefaction, LLC; FLNG Liquefaction 2, LLC; and FLNG Liquefaction 3, LLC<br><br>Plaintiffs,<br><br>v.<br><br>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.,<br><br>Defendants. | ) | Adv. Pro. No. 24-03190 (MI) |

**ORDER ON (I) MOTIONS TO DISMISS THE SUBROGATION ACTIONS AND (II) RELATED CLAIM OBJECTION**

For the reasons stated on the record at the hearing held before this Court on November 18, 2024, **IT IS HEREBY ORDERED THAT**:

1. All claims asserted in the adversary proceeding number 24-03189 and the adversary proceeding number 24-03190 are dismissed.

2. Proofs of Claim numbers 1562, 1564, and 1579 are disallowed.

3. This single order concerns the two adversary proceedings and the main case. The Court recommends that any appellate court consolidate these matters for appeal.

4. The terms and conditions of this Order are immediately effective and enforceable upon its entry.

5. This Court retains jurisdiction with respect to all matters arising from or related to the enforcement of this Order.

Signed: November 20, 2024

Marvin Isgur
United States Bankruptcy Judge

United States Bankruptcy Court
Southern District of Texas

FLNG Liquefaction, LLC,
Plaintiff

Adv. Proc. No. 24-03189-mi

Zachry Industrial Inc.,
Defendant

# CERTIFICATE OF NOTICE

District/off: 0541-4 User: ADIuser 
Date Rcvd: Nov 20, 2024 Form ID: pdf002 Total Noticed: 1

The following symbols are used throughout this certificate:

| Symbol | Definition |
|---|---|
| + | Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP. |

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 22, 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). Electronic transmission is in Eastern Standard Time.

| Recip ID | | Notice Type: Email Address | Date/Time | Recipient Name and Address |
|---|---|---|---|---|
| op | + | Email/Text: kccnoticing@kccllc.com | Nov 20 2024 20:42:00 | Kurtzman Carson Consultants, LLC d/b/a Verita Glob, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245-5614 |

TOTAL: 1

# 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 22, 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 November 20, 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 |
| Evan Gershbein | on behalf of Other Prof. Kurtzman Carson Consultants LLC d/b/a Verita Global ECFpleadings@kccllc.com, ECFpleadings@kccllc.com |
| Jack Worsham Massey | on behalf of Defendant CB&I LLC jack.massey@bakermckenzie.com jack-massey-8732@ecf.pacerpro.com;jessica.harris@bakermckenzie.com;iliana.garza@bakermckenzie.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 |
| John B Thomas | on behalf of Defendant Zachry Industries Inc. jthomas@hicks-thomas.com, jmarlowe@hicks-thomas.com |
| Kenneth P. Green | on behalf of Plaintiff FLNG Liquefaction LLC ken.green@bondsellis.com, linda.gordon@bondsellis.com |
| Kenneth P. Green | on behalf of Plaintiff FLNG Liquefaction 2 LLC ken.green@bondsellis.com, linda.gordon@bondsellis.com |
| Kenneth P. Green | on behalf of Plaintiff FLNG Liquefaction 3 LLC ken.green@bondsellis.com, linda.gordon@bondsellis.com |
| Kevin Lee Hood | on behalf of Plaintiff FLNG Liquefaction 2 LLC khood@fhrf.com |
| Kevin Lee Hood | on behalf of Plaintiff FLNG Liquefaction 3 LLC khood@fhrf.com |
| Kevin Lee Hood | on behalf of Plaintiff FLNG Liquefaction LLC khood@fhrf.com |
| Marshall George Rosenberg | on behalf of Defendant PSRG Inc. mrosenberg@bushramirez.com imaley@bushramirez.com;pcatalano@bushramirez.com;jfann@bushramirez.com;bjohnson@bushramirez.com;edombrowski@bushramirez.com |
| Matthew Cortland Rawlinson | on behalf of Defendant CB&I LLC matthew.rawlinson@bakermckenzie.com |

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|---|---|
| | matthew-rawlinson-0760@ecf.pacerpro.com;jessica.harris@bakermckenzie.com;iliana.garza@bakermckenzie.com |
| Stephanie Morgan Brown | on behalf of Defendant CB&I LLC stephanie.brown@bakermckenzie.com |
| 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: 28