

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

BOOMERANG TUBE, LLC, a Delaware limited
liability company, *et al.*,¹

Debtors.

Chapter 11

Case No. 15-11247 (MFW)

Jointly Administered

**NOTICE OF THIRD AMENDED² AGENDA OF MATTERS SCHEDULED
FOR HEARING ON AUGUST 11, 2015 AT 2:00 P.M. (ET)**

UNCONTESTED MATTER – CERTIFICATION FILED

1. Debtors' Motion Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 9019 for an Order Approving and Authorizing the Settlement Agreement Between Boomerang Tube, LLC and the Department of Labor [D.I. 279, 7/21/15]

Response Deadline: August 4, 2015 at 4:00 p.m. (ET)

Responses Received: None.

Related Documents:

- A. Certificate of No Objection [D.I. 338, 8/6/15]
- B. Order Approving and Authorizing the Settlement Agreement Between Boomerang Tube, LLC and The Department of Labor [D.I. 353, 8/10/15]

Status: An order has been entered.

¹ The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Boomerang Tube, LLC (9415); BTCSP, LLC (7632); and BT Financing, Inc. (6671). The location of the Debtors' corporate headquarters is 14567 North Outer Forty, Suite 500, Chesterfield, Missouri 63017.

² **Amended items appear in bold.**

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CONTESTED MATTERS GOING FORWARD

2. Debtors' Motion for Entry of an Order Authorizing the Debtors to Assume the Plan Support Agreement [D.I. 98, 6/19/15]

Response Deadline: July 6, 2015 at 4:00 p.m. (ET) [Extended until July 9, 2015 at 4:00 p.m. (ET) for SB Boomerang Tubular, LLC, July 17, 2015 for the U.S. Trustee, and August 4, 2015 for the Official Committee of Unsecured Creditors]

Responses Received:

- A. SB Boomerang Tubular, LLC's Objection [D.I. 144, 7/1/15]
- B. SB Boomerang Tubular, LLC's Supplemental Objection [D.I. 201, 7/9/15]
- C. The Official Committee of Unsecured Creditors' Limited Objection to and Reservation of Rights [D.I. 307, 7/31/15]

Related Documents:

- D. Notice of Continued Hearing [D.I. 136, 6/29/15]
- E. Notice of Date and Time of Continued Hearing [D.I. 311, 7/31/15]
- F. Debtors' Reply in Support of Debtors' Motion for Entry of an Order Authorizing the Debtors to Assume the Plan Support Agreement [D.I. 337, 8/6/15]
- G. Notice of Filing of (I) Amendments to Plan Support Agreement and (II) Revised Proposed Order Approving Plan Support Agreement [D.I. 341, 8/7/15]

Status: Items A and B have been resolved through Item G. This matter is going forward.

3. Debtors' Motion for Entry of an Order (A) Approving the Disclosure Statement, (B) Approving the Solicitation Procedures, (C) Approving the Form of Ballots and Notices in Connection Therewith, (D) Establishing the Plan Confirmation Schedule, and (E) Granting Related Relief [D.I. 278, 7/21/15]

Response Deadline: August 4, 2015 at 4:00 p.m. (ET)

Responses Received:

- A. Informal response of the United States Trustee

- B. The Official Committee of Unsecured Creditors' Limited Objection to and Reservation of Rights [D.I. 326, 8/4/15]

Related Documents:

- C. Debtors' Joint Prearranged Chapter 11 Plan [D.I. 140, 6/30/15]
- D. Disclosure Statement for Debtors' Joint Prearranged Chapter 11 Plan [D.I. 141, 6/30/15]
- E. Notice of Hearing to Consider the Adequacy of Disclosure Statement [D.I. 147, 7/1/15]
- F. Debtors' Amended Joint Prearranged Chapter 11 Plan Dated August 9, 2015 [D.I. 344, 8/9/15]
- G. Disclosure Statement for Debtors' Amended Joint Prearranged Chapter 11 Plan Dated August 9, 2015 [D.I. 345, 8/9/15]
- H. Notice of Filing of Blacklines of Amended Plan and Disclosure Statement [D.I. 346, 8/9/15]
- I. Debtors' Combined Response to (I) Motion of Official Committee of Unsecured Creditors for Adjournment of the Disclosure Statement Hearing and (II) Official Committee of Unsecured Creditors' Limited Objection to and Reservation of Rights With Respect to Debtors' Motion for Entry of an Order Approving the Disclosure Statement and Solicitation Procedures for Debtors' Joint Prearranged Chapter 11 Plan [D.I. 347, 8/9/15]
- J. Notice of Filing of Revised Proposed Order Approving the Disclosure Statement and Related Solicitation Procedures [D.I. 365, 8/11/15]**

Status: The Debtors filed an amended Plan and Disclosure Statement that they believe address the concerns of the United States Trustee and the Committee regarding the adequacy of the Disclosure Statement. This matter is going forward.

4. Application for Order Authorizing the Retention of Brown Rudnick LLP as Co-Counsel for the Official Committee of Unsecured Creditors of Boomerang Tube, LLC, *Nunc Pro Tunc* to June 19, 2015 [D.I. 271, 7/20/15]

Response Deadline: August 3, 2015 at 4:00 p.m. (ET)

Responses Received:

- A. Objection of the United States Trustee [D.I. 314, 8/3/15]

- B. Joinder of Cortland Capital Market Services LLC to Objection of the United States Trustee [D.I. 317, 8/3/15]

Related Documents:

- C. Declaration of Mark DiGirolamo, Authorized Representative of Nucor Corporation, in Support of Application [D.I. 272, 7/20/15]
- D. Omnibus Reply in Support of (I) the Application of the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. §§ 328(a), 504, and 1103(a); Fed. R. Bankr. P. 2014, 2016, and 5002; and Del. Bankr. L.R. 2014-1 for an Order Authorizing Retention and Employment of Morris, Nichols, Arsht & Tunnell LLP as Co-Counsel for the Official Committee of Unsecured Creditors *Nunc Pro Tunc* to June 19, 2015; and (II) the Application for Order Authorizing the Retention of Brown Rudnick LLP as Co-Counsel for the Official Committee of Unsecured Creditors of Boomerang Tube, LLC, *Nunc Pro Tunc* to June 19, 2015 [D.I. 339, 8/6/15]
- E. **Supplemental Declaration of Steven D. Pohl In Support of the Application for Order Authorizing the Retention of Brown Rudnick LLP as Co-Counsel for the Official Committee of Unsecured Creditors of Boomerang Tube, LLC, *Nunc Pro Tunc* to June 19, 2015 [D.I. 357, 8/10/15]**

Status: This matter is going forward.

5. Application of the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. §§ 328(a), 504, and 1103(a); Fed. R. Bankr. P. 2014, 2016, and 5002; and Del. Bankr. L.R. 2014-1 for an Order Authorizing Retention and Employment of Morris, Nichols, Arsht & Tunnell LLP as Co-Counsel for the Official Committee of Unsecured Creditors *Nunc Pro Tunc* to June 29, 2015 [D.I. 273, 7/20/15]

Response Deadline: August 3, 2015 at 4:00 p.m. (ET)

Responses Received:

- A. Objection of the United States Trustee [D.I. 315, 8/3/15]
- B. Joinder of Cortland Capital Market Services LLC to Objection of the United States Trustee [D.I. 318, 8/3/15]

Related Documents:

- C. Declaration of Mark DiGirolamo, Authorized Representative of Nucor Corporation, in Support of Application [D.I. 274, 7/20/15]

D. Omnibus Reply in Support of (I) the Application of the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. §§ 328(a), 504, and 1103(a); Fed. R. Bankr. P. 2014, 2016, and 5002; and Del. Bankr. L.R. 2014-1 for an Order Authorizing Retention and Employment of Morris, Nichols, Arsht & Tunnell LLP as Co-Counsel for the Official Committee of Unsecured Creditors *Nunc Pro Tunc* to June 19, 2015; and (II) the Application for Order Authorizing the Retention of Brown Rudnick LLP as Co-Counsel for the Official Committee of Unsecured Creditors of Boomerang Tube, LLC, *Nunc Pro Tunc* to June 19, 2015 [D.I. 339, 8/6/15]

E. **Supplemental Declaration of Derek C. Abbott in Support of the Application of the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. §§ 328(A), 504, and 1103(A); Fed. R. Bankr. P. 2014, 2016, and 5002; and Del. Bankr. L.R. 2014-1 for an Order Authorizing Retention and Employment of Morris, Nichols, Arsht & Tunnell LLP as Co-Counsel for the Official Committee of Unsecured Creditors *Nunc Pro Tunc* to June 19, 2015 [D.I. 358, 8/10/15]**

Status: This matter is going forward.

6. Motion of the Official Committee of Unsecured Creditors for Adjournment of the Disclosure Statement Hearing [D.I. 327, 8/4/15]

Response Deadline: At or before the Hearing

Related Documents:

- A. Order Shortening Notice of the Motion [D.I. 332, 8/5/15]

Responses Received:

- B. Debtors' Combined Response to (I) Motion of Official Committee of Unsecured Creditors for Adjournment of the Disclosure Statement Hearing and (II) Official Committee of Unsecured Creditors' Limited Objection to and Reservation of Rights With Respect to Debtors' Motion for Entry of an Order Approving the Disclosure Statement and Solicitation Procedures for Debtors' Joint Prearranged Chapter 11 Plan [D.I. 347, 8/9/15]

Status: This matter is going forward.

7. SB Boomerang Tubular, LLC's Motion for Extension of Time to Make 1111(b) Election [D.I. 330, 8/4/15]

Response Deadline: August 10, 2015 at 1:00 p.m. (ET)

Related Documents:

- A. Order Expediting Consideration of, and Shortening the Notice Period [D.I. 333, 8/5/15]
- B. Notice of Hearing [D.I. 336, 8/6/15]

Responses Received:

- C. Debtors' Limited Objection to SB Boomerang Tubular, LLC's Motion for Extension of Time to Make 1111(b) Election [Docket No. 349, 8/10/15]

Additional Related Documents:

- D. Certification of Counsel [D.I. 352, 8/10/15]
- E. Proposed Order

Status: This matter has been resolved and a revised proposed order has been submitted under Certification of Counsel. No hearing is required unless the Court has any questions.

Dated: August 11, 2015
Wilmington, Delaware

/s/ Ryan M. Bartley

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