

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

In re

KLAUSNER LUMBER ONE LLC,

Debtor.

Chapter 11

Case No. 20-11033 (KBO)

NOTICE OF **AMENDED**¹ AGENDA OF MATTERS SCHEDULED FOR
HEARING ON MAY **14**, 2020 at **1:00 P.M. (EASTERN TIME)**²

**PLEASE NOTE THAT THE HEARING HAS BEEN ADJOURNED TO
THURSDAY, MAY 14, 2020 WITH THE PERMISSION OF THE COURT**

PETITION

1. Voluntary Petition ([D.I. 1](#), filed 04/30/20)

DECLARATIONS IN SUPPORT

2. Declaration of Michael Freeman in Support of Debtor's Bankruptcy Filing ([D.I. 3](#), Filed 5/1/20);
3. Declaration of Michael Freeman in Support Certain Initial Motions of the Debtor First Day Pleadings ([D.I. 18](#), Filed 5/8/20); and
4. Declaration of J.T. Atkins in Support of Motions of the Debtor (I) Authorizing Post-Petition Financing, and (II) Approving Bidding Procedures and a Sale of Substantially All of the Debtors' Assets ([D.I. 19](#), Filed 5/8/20)

¹ **Amended items appear in bold.**

² **The Court will use Zoom for video and CourtCall for audio during the hearing.** Any party that wants to participate in the hearing must make arrangements to do so through CourtCall by telephone (866-582-6878) or facsimile (866-533-2946) by no later than **12:00 p.m. (ET)** on May **14**, 2020. If you do not make timely arrangements, you may not be able to participate in the Hearing. **Any attorney desiring to participate by Zoom must notify Judge Owens's courtroom deputy at marquietta_lopez@deb.uscourts.gov by 10 a.m. (prevailing Eastern Time) on May 14, 2020. The Court asks Zoom participants be limited to those who anticipate addressing the Court. For additional information on hearing protocols see the Court's Letter Protocol for May 14, 2020 Hearing—Presentation of Evidence (Amended) [\[D.I. 36\]](#).**

MATTERS GOING FORWARD

5. Debtor's Application for an Order, Pursuant to 28 U.S.C. §156(c), Bankruptcy Rule 2002(f), and Local Rule 2002-1(f), Appointing Donlin, Recano & Company, Inc. as Claims and Noticing Agent for the Debtor, *Nunc Pro Tunc* to May 4, 2020 ([D.I. 17](#), Filed 5/7/20)

Related Pleadings: Certification of Counsel Regarding Debtor's Proposed Order, Pursuant To 28 U.S.C. § 156(c), Bankruptcy Rule 2002(f), and Local Rule 2002-1(f), Appointing Donlin, Recano & Company as Claims and Noticing Agent for the Debtor, *Nunc Pro Tunc* to May 4, 2020 ([D.I. 23](#), Filed 5/11/20)

Status: This matter will be going forward. The revised order attached to the certification resolved the U.S. Trustee's Comments.

6. Motion of the Debtor for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Post-Petition Financing, Granting Senior Post-Petition Security Interests and According Superiority Administrative Expense Status Pursuant to Sections 364(c) and 364(d) of the Bankruptcy Code, (II) Authorizing the Use of Cash Collateral, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief ([D.I. 20](#), Filed 5/8/20)

Related Pleadings: Objection by Limited Partners of Pre-Petition Lender to Debtor's Motion for Entry of Interim Order Authorizing Post-Petition Debtor-in-Possession Financing ([D.I. 32](#), Filed May 12, 2020)

Status: This matter will be going forward. **The form of order filed with the motion includes certain comments received from the Office of the United States Trustee. The Debtor is still in discussions with the Office of the United States Trustee concerning their remaining comments. The Debtor also received informal comments from Taylor Industrial Construction, Inc., which the Debtor is attempting to resolve prior to the hearing.** Presentation of the live witnesses listed below will be offered by the Debtor in support of the relief requested to the extent necessary.

7. Debtor's Motion for Entry of Interim and Final Orders (I) Prohibiting Utility Providers from Altering, Refusing or Discontinuing Utility Services, (II) Approving Proposed Adequate Assurance of Payment to Utility Providers and Authorizing Debtor to Provide Additional Assurance, (III) Establishing Procedures to Resolve Requests for Additional Assurance and (IV) Granting Related Relief ([D.I. 21](#), Filed 5/8/20)

Status: This matter will be going forward. **The form of order filed with the motion includes the comments received from the Office of the United States Trustee. The Debtor believes that the United States Trustee has no further comments.** Presentation of the live witnesses listed below will be offered by the Debtor in support of the relief requested to the extent necessary.

WITNESSES TESTIFYING

1. Michael Freeman, located in Live Oak, Florida, may be presented by the above-captioned debtor in support of the motions on the topics set forth in his declarations.
2. J.T. Atkins, located in Bronxville, New York, may be presented by the above-captioned debtor in support of the motions on the topics set forth in his declarations.

Date: May 12, 2020

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Daniel B. Butz

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