



FILED & JUDGMENT ENTERED  
Steven T. Salata  
  
November 8 2017  
  
Clerk, U.S. Bankruptcy Court  
Western District of North Carolina

*Laura T Beyer*  
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Laura T. Beyer  
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

In re  
  
BESTWALL LLC,<sup>1</sup>  
  
Debtor.

Chapter 11  
  
Case No. 17-31795

**ORDER (I) AUTHORIZING THE DEBTOR TO FILE  
A LIST OF THE TOP LAW FIRMS WITH ASBESTOS CASES AGAINST  
THE DEBTOR IN LIEU OF THE LIST OF 20 LARGEST UNSECURED  
CREDITORS; (II) APPROVING CERTAIN NOTICE PROCEDURES  
FOR ASBESTOS CLAIMANTS; AND (III) APPROVING THE FORM  
AND MANNER OF NOTICE OF COMMENCEMENT OF THIS CASE**

This matter coming before the Court on the *Motion of the Debtor for an Order:*

*(I) Authorizing It to File a List of the Top Law Firms With Asbestos Cases Against the Debtor in  
Lieu of the List of 20 Largest Unsecured Creditors; (II) Approving Certain Notice Procedures*

<sup>1</sup> The last four digits of the Debtor's taxpayer identification number are 5815. The Debtor's address is 100 Peachtree Street, N.W., Atlanta, Georgia 30303.

*for Asbestos Claimants; and (III) Approving the Form and Manner of Notice of Commencement of This Case* (Docket No. 10) (the "Motion"),<sup>2</sup> filed by the debtor and debtor in possession in the above-captioned case (the "Debtor"); the Court having reviewed the Motion and having considered the statements of counsel and the evidence adduced with respect to the Motion at a hearing before the Court (the "Hearing"); the Court finding that (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (b) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409, (c) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), (d) notice of the Motion and the Hearing was sufficient under the circumstances, (e) the relief requested in the Motion is in the best interests of the Debtor's estate and parties in interest and (f) the Notice Procedures (i) provide for adequate notice to Asbestos Claimants, (ii) are reasonable and appropriate under the circumstances and (iii) are reasonably calculated, under all the circumstances, to apprise the Asbestos Claimants of the noticed matters and afford them an opportunity to be heard thereon; and the Court having determined that the legal and factual bases set forth in the Motion and the First Day Declaration and at the Hearing establish just cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. The Debtor is authorized to file a Top Asbestos Counsel List in lieu of listing the 20 individual creditors, excluding insiders, with the largest unsecured claims against the Debtor on the Top 20 List. By filing the Top Asbestos Counsel List, the Debtor shall be deemed to comply fully with (a) Bankruptcy Rule 1007(d) and (b) Local Bankruptcy Rule 1007-1(b) with respect thereto.

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.

3. The Debtor is authorized to list the names, addresses and other contact information, as applicable, of the Asbestos Firms in any creditor or service list in lieu of listing the contact information of individual Asbestos Creditors.

4. The Debtor is authorized to serve all notices, mailings, filed documents and other communications relating to the above-captioned chapter 11 case on the Asbestos Claimants in care of their counsel (including counsel of record in asbestos-related proceedings) (each, an "Asbestos Firm") at such counsel's address, including e-mail address. For an Asbestos Firm representing multiple Asbestos Claimants, the Debtor may serve each document only a single time on such Asbestos Firm (at each relevant address) on behalf of all of such counsel's clients; *provided that* any notice or other document relating specifically to one or more particular Asbestos Claimants (rather than all Asbestos Claimants represented by an Asbestos Firm) shall clearly identify such parties.

5. The Case Commencement Notice, substantially in the form attached to the Motion as Exhibit A along with such changes as are agreed upon by the Bankruptcy Administrator, is hereby approved.

6. The Agent is authorized and directed to serve the Case Commencement Notice, substantially in the form attached to the Motion as Exhibit A, subject to any revisions agreed upon by the Bankruptcy Administrator, not later than five business days after the Debtor (a) receives written notice from the Bankruptcy Administrator of the time and place of the Section 341 Meeting and (b) agrees on the form and substance of the Case Commencement Notice with the Bankruptcy Administrator (the "Service Date").

7. The Agent shall serve the Case Commencement Notice by regular mail, postage prepaid, on those entities entitled to receive the Case Commencement Notice pursuant to

Bankruptcy Rule 2002(a). The Debtor also will post a copy of the Case Commencement Notice on the restructuring website maintained by the Agent at <http://www.donlinrecano.com/bestwall>.

8. Service of the Case Commencement Notice in accordance with this Order is approved in all respects and is deemed sufficient notice to all parties in interest of the commencement of the above-captioned chapter 11 case and the Section 341 Meeting under the Bankruptcy Code, the Bankruptcy Rules and the Local Bankruptcy Rules.

9. Any party shall be entitled to request that the Court reconsider entry of this Order by filing a motion for reconsideration within 14 days service of this Order.

10. The Debtor is authorized and empowered to take all actions necessary to implement the relief granted in this Order.

11. This Court shall retain exclusive jurisdiction over any and all matters arising from or related to the implementation, enforcement or interpretation of this Order.

This Order has been signed electronically.  
The Judge's signature and Court's seal appear  
at the top of the Order.

United States Bankruptcy Court