



FILED & JUDGMENT ENTERED
Steven T. Salata

September 14 2018

Clerk, U.S. Bankruptcy Court
Western District of North Carolina

Laura T Beyer

Laura T. Beyer
United States Bankruptcy Judge

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

In re:)
)
BESTWALL LLC,) Chapter 11
) Case No. 17-31795
) Debtor.)
_____)
BESTWALL LLC,)
) Plaintiff,)
) Adversary Proceeding
v.) No. 17-3105
)
THOSE PARTIES LISTED ON APPENDIX)
A TO COMPLAINT AND JOHN AND JANE)
DOES 1-1000,)
) Defendants.)
_____)

ORDER CONTINUING HEARINGS ON MOTION TO DISMISS (CASE NO. 17-31795) AND PRELIMINARY INJUNCTION MOTION (ADVERSARY PROCEEDING NO. 17-3105)

THIS MATTER is before the court on a review of its docket. On August 15, 2018, the Official Committee of Asbestos Claimants ("ACC") filed its Motion of the Official Committee of Asbestos Claimants to (I) Dismiss the Debtor's Chapter 11 Case for Cause as a Bad Faith Filing Pursuant to 11 U.S.C. § 1112(b), or

Alternatively, (II) Transfer Venue in the Interest of Justice and for the Convenience of the Parties Pursuant to 28 U.S.C. § 1412 ("Motion to Dismiss") in case no. 17-31795. The ACC noticed the Motion to Dismiss for September 20, 2018. In addition, the July 30, 2018 Fifth Agreed Order Regarding Debtor's Request for Extension or Application of the Automatic Stay to Certain Actions Against Non-Debtors in adversary proceeding no. 17-3105 sets a continued hearing on September 20, 2018 on the November 2, 2017 Debtor's Motion for an Order (I) Preliminarily Enjoining Certain Actions Against Non-Debtors, or (II) in the Alternative, Declaring That the Automatic Stay Applies to Such Actions and (III) Granting a Temporary Restraining Order Pending a Full Hearing on the Motion ("Preliminary Injunction Motion"). The court believes that the hearings on the Motion to Dismiss and the Preliminary Injunction Motion may take a significant amount of time, and the court does not have sufficient time available on September 20 due to other commitments. Accordingly, after consulting with the parties as to their availability, the court hereby **CONTINUES THE HEARINGS** on the Motion to Dismiss and the Preliminary Injunction Motion to **NOVEMBER 9, 2018 AT 9:30 A.M.**

SO ORDERED.

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