

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

---

In re:	Jointly Administered Under Case No. 17-30673 (MER)
Gander Mountain Company, Overton's, Inc.	Case No. 17-30673 Case No. 17-30675
Debtors.	Chapter 11 Cases

---

**NOTICE OF HEARING AND LIQUIDATING TRUST'S MOTION COMPELLING  
MEDIATION OF CERTAIN NONRESPONSIVE RECLAMATION AND 503(B)(9)  
CLAIMANTS**

---

TO: The entities specified in Local Rule 9013-3(a)(2). **Recipients should review the Motion to locate their names and Claims addressed by this Motion.**

1. The Gander Mountain Liquidating Trust (the "Trust") and META Advisors LLC, in its capacity as the Liquidating Trustee (the "Liquidating Trustee") of the Trust, by and through its undersigned counsel, moves the Court (the "Motion") for the relief requested below and entry of an order substantially in the form submitted herewith (the "Proposed Order"), compelling mediation, and gives notice of a hearing.

2. The Court will hold a hearing on this Motion at 10:30 a.m. on Wednesday, January 9, 2019, in Courtroom 7 West, United States Courthouse, 300 South Fourth Street, Minneapolis, MN, 55415.

3. Any response to this Motion must be filed and served no later than Friday, January 4, 2019, which is five days before the time set for the hearing (including Saturdays, Sundays, and holidays). **UNLESS A RESPONSE OPPOSING THE MOTION IS TIMELY FILED, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT A HEARING.** In the event a response is timely filed, and the Court determines there are facts in

dispute which require an evidentiary hearing, the Liquidating Trust requests that the Court treat the hearing scheduled above as a scheduling conference for purposes of setting the matter for evidentiary hearing.

4. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334, Fed. R. Bankr. P. 5005, and Local Rule 1070-1. This is a core proceeding. Venue of these cases (the “Chapter 11 Cases”) and this Motion is proper in this district under 28 U.S.C. §§ 1408 and 1409. This Motion arises under 11 U.S.C. §§ 105(a) and (d), 502, 503, Local Rule 9019-2, and Paragraph 2.1 of the Procedures Order (defined herein). This Motion is filed under Fed. R. Bankr. P. 9013 and Local Rule 9013-1 through 9013-3.

#### **PROCEDURAL BACKGROUND**

5. The petitions commencing these Chapter 11 Cases were filed by the above-captioned debtors (the “Debtors”) on March 10, 2017 (“Petition Date”).

6. On March 21, 2017, the Court filed a Notice of Chapter 11 Bankruptcy Cases which, among other things, established July 17, 2017, as the deadline (the “General Bar Date”) by which creditors, including governmental units, must file proofs of claim.

7. By amended order dated March 23, 2017, the Court established May 22, 2017, as the deadline (the “Reclamation/20-Day Claim Bar Date”) by which creditors must assert claims (i) to reclaim goods pursuant to Section 546 of the Bankruptcy Code (“Reclamation Claims”) and (ii) for goods delivered in the twenty (20) days prior to the Petition Date pursuant to Section 503(b)(9) of the Bankruptcy Code (“503(b)(9) Claims”). This order also established the procedures for the resolution of Reclamation Claims and 503(b)(9) Claims (the “Procedures Order”).

8. On April 12, 2017, the Debtors filed a consolidated set of schedules of assets and liabilities and statement of financial affairs (the “Schedules”), setting forth the consolidated assets and liabilities of the Debtors. Additionally, in the ordinary course of business, the Debtors maintained books and records that reflect, among other things, the Debtors’ aggregate liabilities and the specific amounts owed to each of their creditors.

9. On January 26, 2018, the Court entered an order (the “Confirmation Order”) to confirm the Debtors’ and Official Committee of Unsecured Creditors’ Joint Plan of Liquidation dated October 31, 2017 (the “Plan”). The effective date of the Plan occurred on February 8, 2018 (the “Effective Date”).

10. As set forth in paragraphs 22 through 25 of the Confirmation Order and Article IV.A of the Plan, the estates of the Debtors were substantively consolidated for the purposes of confirming and consummating the Plan, including, but not limited to, making distributions in accordance with the terms of the Plan.

11. The Plan established the Trust for the purpose of, among other things, collecting and administering all of the Debtors’ assets. The Liquidating Trustee was appointed to administer the Trust and to act as the representative of the estate within the meaning of Bankruptcy Code § 1123(b)(3)(B). The Plan grants the Liquidating Trustee the authority to address and resolve issues involving objections, reconciliation, and allowance of claims, including secured claims, administrative claims, priority claims, and general unsecured claims (“Claims”), in accordance with the Plan. *See, e.g.*, Plan, Article IV.H.1., 4.

12. Paragraph 2(l) of the Procedures Order provides that if all or a portion of a Reclamation Claim and/or 503(b)(9) Claim is disputed and no resolution can be reached between

the Debtors and the claimant, then after a motion is filed for the Court to resolve the dispute,<sup>1</sup> but before a hearing on the motion takes place, the parties shall participate in a mediation. If such mediation is unsuccessful, the disputed claim shall be resolved by the Court after a hearing. [Dkt. No. 211].

13. On September 20, 2017, the Debtors filed a “Notice of Statement of Reclamation and Twenty Day Claims” (the “Claims Notice”), setting forth the amounts that the Debtors deemed valid for each Reclamation Claim and 503(b)(9) Claim. [Dkt. No. 1242]. Pursuant to the Claims Notice, the asserted amounts of the Reclamation Claims and 503(b)(9) Claims (“Disputed Claims”) identified in this Motion vary from the amounts the Debtors deem valid. The Liquidating Trust, in consultation with its professionals and following a review of the Disputed Claims, believes that the nominal amount of the filed Disputed Claims are, in the aggregate, significantly in excess of the amount of Disputed Claims that would ultimately be allowed by the Court. In this regard, the Liquidating Trust and the Liquidating Trustee expect to file objections in the event the parties cannot reach a negotiated settlement.

14. Representatives of the Liquidating Trust and its professionals have attempted to contact each claimant of the Disputed Claims with the goal of resolving the Disputed Claims on a consensual basis, without the need for discovery, mediation, litigation, or the involvement of the Bankruptcy Court. However, the claimants have either failed to respond or have abandoned negotiations. Therefore, the Liquidating Trust is unable to resolve the Disputed Claims and has

---

<sup>1</sup> In the interest of expedient resolution of the Disputed Claims, the Liquidating Trust seeks an order compelling mediation prior to the filing of a motion objecting to any of the Disputed Claims. Because the claimants have failed to respond to settlement overtures, or have abandoned negotiations with the Liquidating Trust, the Liquidating Trust has not been able to engage in any meaningful settlement discussions with the claimants of the Disputed Claims.

no choice but to file this Motion requesting the Court to authorize the Liquidating Trust to mediate with the claimants of those Disputed Claims.

**DISPUTED CLAIMS**

15. Representatives of the Liquidating Trust and its professionals have worked hard to develop, design, and implement programs intended to resolve and compromise numerous lower-dollar Reclamation Claims that, in the aggregate, have a material impact on the administrative expense claims pool.

16. In this regard, professionals for the Liquidating Trust prepared and sent out individualized form settlement offers in an attempt to resolve 112 lower-dollar Reclamation Claims and 503(b)(9) Claims. Of those 112 Claims, the following 23 claimants, collectively asserting 28 Reclamation Claims and 503(b)(9) Claims, have failed to respond:

Claimant	Date Letter Sent	Settlement Offer Due Date	Status
A-1 Bait Supply	10/25/2018	11/09/2018	No Response
AMS Bowfishing	10/25/2018	11/09/2018	No Response
Charming Enterprises Limited	10/25/2018	11/09/2018	No Response
Darey, LLC	11/08/2018	11/23/2018	No Response
Environ-Metal, Inc.	10/25/2018	11/09/2018	No Response
Freshetech	10/25/2018	11/09/2018	No Response
Gateway Feathers	10/25/2018	11/09/2018	No Response
Glamox Aqua Signal Corp	10/25/2018	11/09/2018	No Response
Havel's Inc	10/25/2018	11/09/2018	No Response
HKS Products Inc.	10/25/2018	11/09/2018	No Response
Hyper Pet, LLC	10/25/2018	11/09/2018	No Response
Imlay City Fish Farm, Inc.	10/25/2018	11/09/2018	No Response
M&L Marine, Inc.	10/25/2018	11/09/2018	No Response
Moeller Marine Products	10/25/2018	11/09/2018	No Response
Mossy Oak Graphics	10/25/2018	11/09/2018	No Response
Poly-Planar Group, Inc.	10/25/2018	11/09/2018	No Response
Reconyx, Inc.	10/25/2018	11/09/2018	No Response
Slide Fire Solutions	10/25/2018	11/09/2018	No Response
Southeastern Mills, Inc.	11/15/2018	11/30/2018	No Response
Supertech S. Corp (Trailer Valet)	11/08/2018	11/23/2018	No Response
Taylor Made Products	11/08/2018	11/23/2018	No Response
Tempress Products LP	10/25/2018	11/09/2018	No Response
Thermacell Repellents Inc.	10/25/2018	11/09/2018	No Response

17. Because the claimants have failed to respond, the Liquidating Trust is unable to resolve the Disputed Claims.

18. Pursuant to the Procedures Order, when the parties cannot consensually resolve a Reclamation Claim and/or 503(b)(9) Claim, the parties must participate in a mediation.

19. Pursuant to Local Rule 9019-2, this Court has discretion to require the parties to mediate.

20. Therefore, the Liquidating Trust respectfully requests that the Court enter an Order compelling the parties to mediate at a time or times as determined at the discretion of the Liquidating Trust, with approval from the mediator. For the avoidance of doubt, in the event the parties enter into a settlement, or the Liquidating Trust determines mediation is not appropriate, the parties will immediately inform the mediator and will not be required to appear and participate in mediation.

21. The Liquidating Trust shall promptly notify all claimants of Disputed Claims of the time and location of the mediation. In the event that any claimant of a Disputed Claim fails to participate in mediation, the Liquidating Trust requests that its obligations under the Procedures Order shall be deemed fulfilled such that the Liquidating Trust may bring a claim disallowance motion as to any non-participating claimant without any further obligation to mediate.

22. The Liquidating Trust expressly reserves the right to: (i) file objections to any of the Disputed Claims on any ground (whether substantive or non-substantive); (ii) amend, modify, or supplement the Motion; (iii) seek to expunge or reduce any of the Disputed Claims to the extent all or a portion of such Disputed Claim has been paid; and (iv) settle any of the Disputed Claims for less than the asserted amount.

23. To the extent that any portion of the Disputed Claims is also the subject of a claim objection, whether by separate motion or through an adversary proceeding, the Liquidating Trust requests that any order on this Motion not affect, eliminate, or determine those objections.

24. Pursuant to Local Rule 9013-2(a), this Motion is verified and is accompanied by a memorandum, proposed order, and proof of service.

25. As set forth above, parties in interest are afforded the opportunity to file a response (each, a "Response") to the relief requested in the Motion, as required by Local Rule 9013-2(b).

26. Pursuant to Local Rule 9013-2(c), the Liquidating Trust gives notice that if an evidentiary hearing is held, it may, if necessary, call James Carr or James Hunt of META Advisors LLC, whose business address is 101 Park Avenue, 30th Floor, New York, New York 10178, Dana P. Kane, of Kelley Drye & Warren LLP, whose business address is 101 Park Avenue, New York, New York 10178, and/or Matthew Diaz from FTI Consulting, Inc., whose business address is Three Times Square, 9th Floor, New York, New York 10036, to testify as to the Debtors' books and records. The Liquidating Trust reserves the right to supplement its witness list to add additional witnesses or to expand the scope of expected testimony of identified witnesses prior to any evidentiary hearing.

### **CONCLUSION**

27. The Liquidating Trust respectfully requests that the Court enter an order compelling mediation between the Liquidating Trust and the parties identified in the Motion and granting further relief as this Court deems just and equitable.

Dated: December 21, 2018

Respectfully Submitted,

BARNES & THORNBURG LLP

*/e/ Christopher J. Knapp*  
Connie A. Lahn, #0269219  
Christopher Knapp, #0344412  
Barnes & Thornburg LLP  
2800 Capella Tower  
225 South Sixth Street  
Minneapolis, MN 55402-4662  
Telephone: (612) 333-2111  
Facsimile: (612) 333-6798  
Connie.Lahn@btlaw.com  
Christopher.Knapp@btlaw.com

--and--

LOWENSTEIN SANDLER LLP  
Jeffrey Cohen  
Scott Cargill  
Keara M. Waldron  
1251 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 262-6700  
Facsimile: (212) 262-7402  
jcohen@lowenstein.com  
scargill@lowenstein.com  
kwaldron@lowenstein.com

*Counsel for the Gander Mountain  
Liquidating Trust*



VERIFICATION

I, James Hunt, on behalf of META Advisors LLC, not individually, but solely in its capacity as liquidating trustee for the Gander Mountain Liquidating Trust, have reviewed the Motion and declare, based upon (i) my personal knowledge, (ii) my review (or the review of persons under my supervision) of the books and records provided to me by the Debtors' former employees and/or the Trust's consultants, the Schedules and Statements filed in these Cases, the relevant proofs of claim, and the claims register, as well as relevant documents and other information prepared or collected by the Debtors' employees or professionals and/or the Trust's consultants and professionals, and/or (iii) my opinion based on my experience with the Debtors' operations and financial condition, that the facts set forth in the preceding Motion are true and correct to the best of my knowledge, information and belief.

Dated: December 21, 2018

By: 

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

---

In re:	Jointly Administered Under Case No. 17-30673 (MER)
Gander Mountain Company, Overton's, Inc.	Case No. 17-30673 Case No. 17-30675
Debtors.	Chapter 11 Cases

---

**LIQUIDATING TRUST'S MEMORANDUM OF LAW IN SUPPORT OF  
LIQUIDATING TRUST'S MOTION COMPELLING MEDIATION OF CERTAIN  
NONRESPONSIVE RECLAMATION AND 503(B)(9) CLAIMANTS**

---

The Gander Mountain Liquidating Trust (the "Trust") and META Advisors LLC, in its capacity as the Liquidating Trustee (the "Liquidating Trustee") of the Trust requests that this Court enter an order compelling mediation between the Liquidating Trust and the claimants of the Disputed Claims (defined herein).

**BACKGROUND**

The facts in support of the relief requested are set forth in the verified Motion. All capitalized terms have the meaning ascribed to them in the Motion.

**ARGUMENT**

As set forth in the Motion, the Liquidating Trust seeks to have the Court compel mediation between the Liquidating Trust and the claimants of Reclamation Claims and 503(b)(9) Claims that have either failed to respond to settlement overtures or have abandoned negotiations (the "Disputed Claims"). The Liquidating Trust has reviewed the Disputed Claims and has attempted to contact each of the claimants of the Disputed Claims in an effort to obtain more information and reach a consensual resolution. Because the claimants have either failed to respond to settlement overtures

or have abandoned the Liquidating Trust’s negotiation attempts, the Liquidating Trust is unable to resolve the Disputed Claims.

Paragraph 2(l) of the Procedures Order provides that if all or a portion of a Reclamation Claim and/or 503(b)(9) Claim is disputed and no resolution can be reached between the Debtors and the claimant, then after a motion is filed for the Court to resolve the dispute,<sup>1</sup> but before a hearing on the motion takes place, the parties shall participate in a mediation. If such mediation is unsuccessful, the disputed claim shall be resolved by the Court after a hearing.

The claimants of the Disputed Claims have either failed to respond to the Liquidating Trust’s negotiation attempts or have abandoned negotiations. The Liquidating Trust has sent the claimants of 112 smaller Reclamation Claims and 503(b)(9) Claims individualized settlement offers. The 23 following claimants, collectively asserting 28 Reclamation Claims and 503(b)(9) Claims, have failed to respond:

Claimant	Date Letter Sent	Settlement Offer Due Date	Status
A-1 Bait Supply	10/25/2018	11/09/2018	No Response
AMS Bowfishing	10/25/2018	11/09/2018	No Response
Charming Enterprises Limited	10/25/2018	11/09/2018	No Response
Darey, LLC	11/08/2018	11/23/2018	No Response
Environ-Metal, Inc.	10/25/2018	11/09/2018	No Response
Freshetech	10/25/2018	11/09/2018	No Response
Gateway Feathers	10/25/2018	11/09/2018	No Response
Glamox Aqua Signal Corp	10/25/2018	11/09/2018	No Response
Havel's Inc	10/25/2018	11/09/2018	No Response
HKS Products Inc.	10/25/2018	11/09/2018	No Response
Hyper Pet, LLC	10/25/2018	11/09/2018	No Response
Imlay City Fish Farm, Inc.	10/25/2018	11/09/2018	No Response
M&L Marine, Inc.	10/25/2018	11/09/2018	No Response
Moeller Marine Products	10/25/2018	11/09/2018	No Response
Mossy Oak Graphics	10/25/2018	11/09/2018	No Response
Poly-Planar Group, Inc.	10/25/2018	11/09/2018	No Response

---

<sup>1</sup> In the interest of expedient resolution of the Disputed Claims, the Liquidating Trust seeks an order compelling mediation prior to the filing of a motion objecting to any of the Disputed Claims. Because the claimants have failed to respond to settlement overtures, or have abandoned negotiations with the Liquidating Trust, the Liquidating Trust has not been able to engage in any meaningful settlement discussions with the claimants of the Disputed Claims.

Reconyx, Inc.	10/25/2018	11/09/2018	No Response
Slide Fire Solutions	10/25/2018	11/09/2018	No Response
Southeastern Mills, Inc.	11/15/2018	11/30/2018	No Response
Supertech S. Corp (Trailer Valet)	11/08/2018	11/23/2018	No Response
Taylor Made Products	11/08/2018	11/23/2018	No Response
Tempress Products LP	10/25/2018	11/09/2018	No Response
Thermacell Repellents Inc.	10/25/2018	11/09/2018	No Response

Because the claimants of the Disputed Claims have failed to respond to the Liquidating Trust’s negotiation attempts, the Liquidating Trust cannot resolve the Disputed Claims. Federal district courts have explicit authority to require pretrial conferences to improve the quality of the trial through more preparation or to facilitate the settlement of the case. *See* Fed. R. Civ. P. 16(a)(4)-(5). To achieve that end, and pursuant to local rules, this Court may refer appropriate civil cases to mediation. Bankr. D. Minn. L.R. 9019-2. Pursuant to the statute authorizing bankruptcy courts to issue orders necessary or appropriate to carry out provisions of the Bankruptcy Code, this Court is authorized to enforce court orders and rules. 11 U.S.C. § 105(a).

The United States District Court for the District of Minnesota has a local rule similar to this Court’s local rule 9019-2, giving it discretion to require parties to mediate. *See* D. Minn. L.R. 16.5(b). Courts in the Eighth Circuit have exercised their discretion to send parties to mediation. *See, e.g., Nick v. Morgan’s Foods, Inc.*, 270 F.3d 590 (8th Cir. 2001); *Voel v. Turner*, Civ. No. 11-0446 (PJS/JJG), 2013 WL 358874 (D. Minn. 2013) (explaining that the U.S. District Court for the District of Minnesota has the power to require parties to mediate); *Owner-Operator Indp. Driver Ass’n, Inc. v. Dunaski*, 763 F.Supp.2d 1068 (D. Minn. 2011).

Accordingly, the Liquidating Trust requests that the Court enter an order compelling the Liquidating Trust and the claimants of Disputed Claims to mediate at a time or times as determined at the discretion of the Liquidating Trust, with approval from the mediator. For the avoidance of doubt, in the event the parties enter into a settlement, or the Liquidating Trust determines mediation

is not appropriate, the parties will immediately inform the mediator and will not be required to appear and participate in mediation. The Liquidating Trust shall promptly notify all claimants of Disputed Claims of the time and location of the mediation. In the event that any claimant of a Disputed Claim fails to participate in mediation, the Liquidating Trust requests that its obligations under the Procedures Order shall be deemed fulfilled such that the Liquidating Trust may bring a claim disallowance motion as to any non-participating claimant without any further obligation to mediate.

### **CONCLUSION**

For the foregoing reasons, the Liquidating Trust brings this Motion respectfully requesting the Court enter an order (1) compelling mediation between the Liquidating Trust and the claimants of Disputed Claims and (2) entering any further relief the Court deems just and equitable.

Dated: December 21, 2018

Respectfully Submitted,

BARNES & THORNBURG LLP

/s/ Christopher J. Knapp

Connie A. Lahn, #0269219

Christopher Knapp, #0344412

Barnes & Thornburg LLP

2800 Capella Tower

225 South Sixth Street

Minneapolis, MN 55402-4662

Telephone: (612) 333-2111

Facsimile: (612) 333-6798

Connie.Lahn@btlaw.com

Christopher.Knapp@btlaw.com

--and--

LOWENSTEIN SANDLER LLP

Jeffrey Cohen

Keara M. Waldron

Scott Cargill

1251 Avenue of the Americas

New York, NY 10020

Telephone: (212) 262-6700

Facsimile: (212) 262-7402

jcohen@lowenstein.com

kwaldron@lowenstein.com

scargill@lowenstein.com

*Counsel for the Gander Mountain  
Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

---

In re:	Jointly Administered Under
	Case No. 17-30673 (MER)
Gander Mountain Company,	
Overton's, Inc.	Case No. 17-30673
	Case No. 17-30675
Debtors.	
	Chapter 11 Cases

---

**ORDER GRANTING THE LIQUIDATING TRUST'S MOTION COMPELLING  
MEDIATION OF CERTAIN NONRESPONSIVE RECLAMATION AND 503(B)(9)  
CLAIMANTS**

---

This matter is before the Court on the Gander Mountain Liquidating Trust (the "Trust") and META Advisors LLC, in its capacity as the Liquidating Trustee (the "Liquidating Trustee") of the Trust's Motion Compelling Mediation of Certain Nonresponsive Reclamation and 503(b)(9) Claimants (the "Motion"). Based on the Motion and the documents of record herein,

**IT IS ORDERED:**

1. The Motion is granted.
2. The Liquidating Trust and the following claimants of Reclamation Claims and 503(b)(9) Claims that have either failed to respond to or have abandoned negotiation attempts with the Liquidating Trust ("Disputed Claims") shall submit to mediation to resolve the matters:
  - a. A-1 Bait Supply
  - b. AMS Bowfishing
  - c. Charming Enterprises Limited
  - d. Darey, LLC
  - e. Environ-Metal, Inc.
  - f. Freshetech

- g. Gateway Feathers
- h. Glamox Aqua Signal Corp
- i. Havel's Inc
- j. HKS Products Inc.
- k. Hyper Pet, LLC
- l. Imlay City Fish Farm, Inc.
- m. M&L Marine, Inc.
- n. Moeller Marine Products
- o. Mossy Oak Graphics
- p. Poly-Planar Group, Inc.
- q. Reconyx, Inc.
- r. Slide Fire Solutions
- s. Southeastern Mills, Inc.
- t. Supertech S. Corp (Trailer Valet)
- u. Taylor Made Products
- v. Tempres Products LP
- w. Thermacell Repellents Inc.

3. The parties shall appear and participate in mediation at such time or times as determined at the discretion of the Liquidating Trust, with approval from the mediator.

4. The Liquidating Trust shall promptly notify all claimants of Disputed Claims of the time and location of the mediation. In the event that any claimant of a Disputed Claim fails to participate in mediation, the Liquidating Trust's obligations under this Court's order establishing the procedures for the resolution of Reclamation Claims and 503(b)(9) Claims shall be deemed



fulfilled such that the Liquidating Trust may bring a claim disallowance motion as to any non-participating claimant without any further obligation to mediate.

5. Judge William J. Fisher will serve as the mediator.

6. In the event the parties enter into a settlement, or the Liquidating Trust determines mediation is not appropriate, the parties will immediately inform both the Court and the mediator and will not be required to appear and participate in mediation.

7. The Liquidating Trust and the Liquidating Trustee preserves all rights to: (i) file objections to any of the Disputed Claims on any ground (whether substantive or non-substantive); (ii) amend, modify, or supplement the Motion; (iii) seek to expunge or reduce any of the Disputed Claims to the extent all or a portion of such Disputed Claim has been paid; and (iv) settle any of the Disputed Claims for less than the asserted amount.

8. To the extent that the Disputed Claims are also the subject of a claim objection, whether by separate motion or through an adversary proceeding, this Order does not affect, eliminate, or determine those objections.

9. The Trust and the Liquidating Trustee are authorized to take any and all actions that are necessary and appropriate to give effect to this Order.

10. This Court shall retain jurisdiction over all matters arising from or related to the interpretation and implementation of this Order.

Dated: \_\_\_\_\_, 2019.

---

Judge Michael E. Ridgway  
United States Bankruptcy Judge