

In re:

MAREMONT CORPORATION, et al.,¹

Debtors.

Chapter 11


Case No. 19-10118 (KJC)

(Jointly Administered)

**MEALEY'S LITIGATION REPORT AFFIDAVIT OF PUBLICATION
OF THE NOTICE OF (I) COMMENCEMENT OF PREPACKAGED CHAPTER 11
BANKRUPTCY CASES, (II) COMBINED HEARING TO CONSIDER APPROVAL
OF DISCLOSURE STATEMENT, CONFIRMATION OF PREPACKAGED PLAN
OF REORGANIZATION, AND RELATED MATTERS, (III) OBJECTION
DEADLINE AND RELATED PROCEDURES, AND (IV) SUMMARY OF THE PLAN**

Dated: January 30, 2019
Brooklyn, New York

DONLIN, RECANO & COMPANY, INC.



John Burlacu
Director
6201 15th Avenue
Brooklyn, New York 11219
Telephone: 212-481-1411
Email: jburlacu@donlinrecano.com

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor's federal taxpayer identification number, are: Maremont Corporation (6138); Maremont Exhaust Products, Inc. (9284); AVM, Inc. (9285); and Former Ride Control Operating Company, Inc. (f/k/a ArvinMeritor, Inc., a Delaware corporation) (9286). The mailing address for each Debtor for purposes of these chapter 11 cases is 2135 West Maple Road, Troy, MI 48084.



LexisNexis

January 30, 2019

Mr. Adam Levin
Miller Advertising Agency, Inc.
220 West 42nd Street, 12th Floor
New York, NY 10036

Dear Mr. Levin:

This letter is to certify that Miller Advertising placed a full page legal notice upon the behalf of Maremont Corporation.

The notice was inserted in:

- Mealey's Litigation Report: Asbestos
 - January 30, 2019 (Volume 33, Issue # 24)

If you have any questions or require further information or assistance, please feel free to contact me directly at 215-988-7746 or by email at michele.rogers@lexisnexis.com.

Sincerely,

A handwritten signature in cursive script that reads "Michele D. Rogers".

Michele D. Rogers

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE	
In re: MAREMONT CORPORATION, et al., ¹ Debtors.	Chapter 11 Case No. 19-10118 (KJC) (Jointly Administered)
Combined Hearing Date: March 18, 2019 at 1:00 p.m. (ET)	
Objection Deadline: March 4, 2019 at 4:00 p.m. (ET)	
NOTICE OF (I) COMMENCEMENT OF PREPACKAGED CHAPTER 11 BANKRUPTCY CASES, (II) COMBINED HEARING TO CONSIDER APPROVAL OF DISCLOSURE STATEMENT, CONFIRMATION OF PREPACKAGED PLAN OF REORGANIZATION, AND RELATED MATTERS, (III) OBJECTION DEADLINE AND RELATED PROCEDURES, AND (IV) SUMMARY OF THE PLAN	
NOTICE IS HEREBY GIVEN as follows:	
<p>On January 22, 2019, (the "<u>Petition Date</u>"), Maremont Corporation ("Maremont") and its affiliated debtors and debtors in possession (collectively, the "<u>Debtors</u>") in the above-captioned chapter 11 cases (the "<u>Chapter 11 Cases</u>") filed with the United States Bankruptcy Court for the District of Delaware (the "<u>Court</u>") their <u>Joint Prepackaged Chapter 11 Plan of Reorganization</u> [Docket No. 10] (the "<u>Plan</u>") and a proposed <u>Disclosure Statement</u> [Docket No. 11] (the "<u>Disclosure Statement</u>") pursuant to sections 1125 and 1126(b) of chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the "<u>Bankruptcy Code</u>"). Copies of the Plan and the Disclosure Statement may be obtained by contacting Debtors' claims and noticing agent, Donlin, Recano & Company, Inc. (the "<u>Claims and Noticing Agent</u>"), by telephone at (212) 771-1128 or by email at maremontinfo@donlinrecano.com. The Plan and the Disclosure Statement are also available for inspection: (i) between the hours of 8:00 a.m. and 4:00 p.m. (prevailing Eastern Time), Monday through Friday, excluding federal holidays, at the Clerk of the Court, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801; (ii) at the Court's website at http://www.deb.uscourts.gov (a PACER account is required); or (iii) free of charge, at the Debtors' restructuring website maintained by the Claims and Noticing Agent at www.donlinrecano.com/maremontch11.²</p>	
<p>AUTOMATIC STAY: The filing of a bankruptcy petition operates as a stay that protects the Debtors and property of the Debtors' estates from enforcement actions by creditors such as demanding repayment and taking action against the Debtors or their property to collect money owed to creditors. If a creditor violates the automatic stay, the Court may hold the creditor in contempt of court and assess costs, compensatory and punitive damages, and other expenses.</p>	
<p>SUMMARY OF PLAN OF REORGANIZATION AND VOTING RESULTS: The Plan is a "prepackaged" plan of reorganization agreed to by the Debtors, Meritor, Inc. ("<u>Meritor</u>"), the non-debtor direct or indirect parent company of each of the Debtors, the prepetition Asbestos Claimants Committee, and the prepetition Future Claimants' Representative. The centerpiece of the Plan is the creation of the Asbestos Personal Injury Trust under section 524(g) of the Bankruptcy Code and the Asbestos Personal Injury Channeling Injunction, which will enjoin and channel all Class 4 Asbestos Personal Injury Claims to the Asbestos Personal Injury Trust. The Asbestos Personal Injury Trust will administer and provide the manner in which Asbestos Personal Injury Claims will be liquidated and paid.</p>	
<p>All Claims other than Class 4 Asbestos Personal Injury Claims are Unimpaired under the Plan, including General Unsecured Claims, and will be paid in full or reinstated, with the exception of the Intercompany Claims in Class 6. At the Debtors' or Reorganized Debtors' election, the Holders of Claims in Class 6 are either Impaired or Unimpaired and are conclusively deemed to have accepted or rejected the Plan, as applicable. As a result, Holders of Intercompany Claims in Class 6 were not entitled to vote on the Plan.</p>	
<p>Class 4 is the only Class of Claims or Interests that was entitled to vote on the Plan. <i>Votes on the Plan were solicited prior to the Petition Date and the Plan was unanimously accepted by the Holders of Class 4 Asbestos Personal Injury Claims who submitted ballots - thus, the votes were obtained in the requisite amounts needed to confirm the Plan and to authorize the Injunctions set forth therein.</i> The Debtors believe that any valid alternative to confirmation of the Plan could result in significant delays, litigation, and additional costs, and, ultimately, would jeopardize any recoveries for Holders of Allowed Claims and Interests. The Plan is not effective unless confirmed by the Court after a confirmation hearing.</p>	
<p>INJUNCTION: The Plan provides for the issuance of injunctions that will channel all current and future asbestos-related personal injury liabilities that relate to or arise from the actual or alleged conduct or products of Maremont, Maremont Exhaust Products, Inc., AVM, Inc., or Former Ride Control Operating Company, Inc. against certain Protected Parties (as defined in the Plan, including (i) the Debtors,</p>	
<p>(ii) the Reorganized Debtors, (iii) the Meritor Related Parties, (iv) the Settling Insurers, or (v) Representative of any of the parties included in (i) through (iv) or successor-in-interest of any of the parties included in (i) through (iv), in each case that is not a Non-Indemnified Party). The injunctions will permanently limit the rights of holders of such claims to pursue such claims against the Protected Parties. For a full description of the discharge, release, exculpation, and injunction provisions and their effects, please read the Disclosure Statement and the Plan.</p>	
<p>COMBINED HEARING TO CONSIDER CONFIRMATION OF THE PLAN, THE ADEQUACY OF THE DISCLOSURE STATEMENT, AND RELATED MATTERS: The hearing to consider compliance with disclosure requirements, any objections to the Disclosure Statement or the Plan, solicitation of votes on the Plan, and confirmation of the Plan (the "<u>Combined Hearing</u>") will be held before the Honorable Kevin J. Carey, United States Bankruptcy Judge, 5th floor, in Courtroom #5 of the United States Bankruptcy Court, 824 North Market Street, Wilmington, Delaware, 19801, on March 18, 2019, at 1:00 p.m. (prevailing Eastern Time) to consider the adequacy of the Disclosure Statement, Confirmation of the Plan, any Objections to any of the foregoing, and any other matter that may properly come before the Court. Please be advised that the Combined Hearing may be continued from time to time by the Court or the Debtors without further notice other than by such adjournment being announced in open court or by a notice of adjournment or hearing agenda filed with the Court.</p>	
<p>OBJECTIONS TO THE PLAN OR DISCLOSURE STATEMENT: Any objections (each, an "<u>Objection</u>") to the Plan or the Disclosure Statement must: (i) be in writing; (ii) comply with the Federal Rules of Bankruptcy Procedure, the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware and any orders of the Court; and (iii) state, with particularity, the legal and factual basis for the objection, and, if practicable, a proposed modification to the Plan (or related materials) that would resolve such Objection.</p>	
<p>Objections must be filed with the Court and served upon the following parties (collectively, the "<u>Notice Parties</u>") no later than 4:00 p.m. (Prevailing Eastern Time) on March 4, 2019: (i) the Debtors, Maremont Corporation, 2135 West Maple Road, Troy, Michigan 48084, Attn: Carl D. Anderson, II; (ii) proposed counsel to the Debtors, Sidley Austin LLP, One South Dearborn, Chicago, Illinois 60603, Attn: Andrew F. O'Neill and Blair M. Warner; (iii) proposed co-counsel to the Debtors, Cole Schotz P.C., 500 Delaware Avenue, Suite 1410, Wilmington, Delaware 19801, Attn: Norman L. Pernick and J. Kate Stickles; (iv) the U.S. Trustee, 844 King Street, Suite 2207, Lockbox 35, Wilmington, Delaware 19801, Attn: Richard L. Schepacarter; (v) counsel to Meritor, 2135 West Maple Road, Troy, Michigan 48084, Attn: Loree J. Shelko; (vi) counsel to the prepetition Asbestos Claimants Committee, Robinson & Cole LLP, 1000 North West Street, Suite 1200, Wilmington, Delaware 19801, Attn: Natalie D. Ramsey, and Robinson & Cole LLP, Chrysler East Building, 666 Third Avenue, 20th Floor, New York, New York 10017, Attn: Mark A. Fink; (vii) counsel to the prepetition Future Claimants' Representative, Young Conaway Stargatt & Taylor, LLP, Rodney Square, 1000 North King Street, Wilmington, Delaware 19801, Attn: Robert S. Brady and Edwin J. Harron; and (viii) counsel to any statutory committee appointed in the Chapter 11 Cases. UNLESS AN OBJECTION IS TIMELY SERVED AND FILED IN ACCORDANCE WITH THIS NOTICE IT MAY NOT BE CONSIDERED BY THE COURT.</p>	
<p>SECTION 341(A) MEETING OF CREDITORS: A meeting of creditors pursuant to section 341(a) of the Bankruptcy Code (the "<u>Creditors' Meeting</u>") will be deferred until April 22, 2019. If the Plan is confirmed by April 22, 2019, a Creditors' Meeting will not be convened.</p>	
<p>To obtain documents or for questions regarding this notice, please contact the Claims and Noticing Agent: Donlin, Recano & Company, Inc., Re: Maremont Corporation, et al., P.O. Box 199043, Blythebourne Station, Brooklyn, NY 11219, Toll Free Tel: (800) 283-2519, International Toll: (212) 771-1128, Email: maremontinfo@donlinrecano.com.</p>	
<p>¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor's federal taxpayer identification number, are: Maremont Corporation (6138); Maremont Exhaust Products, Inc. (9284); AVM, Inc. (9285); and Former Ride Control Operating Company, Inc. (f/k/a ArvinMeritor, Inc., a Delaware corporation) (9286). The mailing address for each Debtor for purposes of these chapter 11 cases is 2135 West Maple Road, Troy, MI 48084.</p>	
<p>² Capitalized terms used but not otherwise defined herein have the meanings ascribed to such terms in the Plan or the Disclosure Statement, as applicable. The Plan and Disclosure Statement should be read in full as the summaries herein do not purport to be precise or complete statements of all the terms and provisions of the Plan or documents referred to therein.</p>	