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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:	)	Chapter 11
	)	
MIAMI METALS I, INC., <i>et al.</i> <sup>1</sup>	)	Case No. 18-13359 (shl)
	)	
Debtors.	)	(Jointly Administered)
	)	

**NOTICE OF AGENDA FOR MATTERS SCHEDULED FOR  
THE HEARING ON MAY 15, 2019 AT 2:00 P.M.**

Time and Date of Hearing: May 15, 2019 at 2:00 p.m. (Prevailing Eastern Time)

Location of Hearing: United States Bankruptcy Court for the Southern District of New York, before the Honorable Sean H. Lane, United States Bankruptcy Judge, **Room 701**, One Bowling Green, New York, NY 10004-1408

**PLEASE TAKE NOTICE** that an agenda with respect to all matters set for hearing on **May 15, 2019 at 2:00 p.m. (EST)** is set forth below. Copies of each pleading identified below can be viewed and/or obtained by: (i) accessing the Court's website at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), (ii) contacting the Office of the Clerk of Court at One Bowling Green, New York, New York 10004, or (iii) from the Debtors' claims and noticing agent, Donlin Recano ("Donlin"), at [www.donlinrecano.com/republicmetals](http://www.donlinrecano.com/republicmetals). Note that a PACER password is required to access documents on the Court's website.

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: Miami Metals I, Inc. (f/k/a Republic Metals Refining Corporation), 15 West 47th Street, Suites 206 and 209, New York, NY 10036 (3194); Miami Metals II, Inc. (f/k/a Republic Metals Corporation), 12900 NW 38th Avenue, Miami, FL 33054 (4378); Miami Metals III LLC (f/k/a Republic Carbon Company), LLC, 5295 Northwest 163rd Street, Miami Gardens, FL 33014 (5833); Miami Metals IV LLC (f/k/a J & L Republic LLC, 12900 NW 38th Avenue, Miami, FL 33054 (7604); Miami Metals V LLC (f/k/a R & R Metals, LLC), 12900 NW 38th Avenue, Miami, FL 33054 (7848); Miami Metals VI (f/k/a RMC Diamonds, LLC), 12900 NW 38th Avenue, Miami, FL 33054 (1507); Miami Metals VII (f/k/a RMC2, LLC, 12900 NW 38th Avenue, Miami, FL 33054 (4696); Miami Metals VIII (f/k/a Republic High Tech Metals, LLC), 13001 NW 38 Avenue, Miami, FL 33054 (6102), 12900 NW 38th Avenue, Miami, FL 33054 (1507); Republic Metals Trading (Shanghai) Co., Ltd., 276 Ningbo Road, Huangpu District, Shanghai, P.R. 200001 China (1639); and Republic Trans Mexico Metals, S.R.L., Francisco I. Madero No. 55 Piso 5, Local 409, Centro Joyero Edificio Central, Delegación Cuauhtémoc, Mexico DF 6000 (2942).

**AGENDA**

**A. UNCONTESTED MATTERS**

**1. Intl FCStone Ltd.'s Objection to Debtors' Second Notice of Proposed Sale of Property of the Estate (Remaining Assets) [ECF No. 958].**

- a. Response Deadline: N/A
- b. Responses Received:
  - i. Debtors' Reply to Intl FCStone Ltd.'s Objection to Debtors' Second Notice of Proposed Sale Property of the Estate (Remaining Assets) [ECF No. 974].
- c. Related Documents:
  - i. Debtors' Second Notice of Proposed Sale of Property of the Estate (Remaining Assets) [ECF No. 924].
- d. **Status**: The Objection has been withdrawn.

**2. Debtors' Amended Fourth Omnibus Motion for Approval of Settlement with Customers Pursuant to Fed. R. Bankr. P. 9019 [ECF No. 961].**

- a. Response Deadline: May 8, 2019 at 4:00 p.m.
- b. Responses Received: None
- c. Related Documents:
  - i. Debtors' Fourth Omnibus Motion for Approval of Settlement with Customers Pursuant to Fed. R. Bankr. P. 9019 [ECF No. 902].
  - ii. Declaration of Scott Avila in Support of Debtors' Amended Fourth Omnibus Motion for Approval of Settlements with Customers Pursuant to Federal Rule of Bankruptcy Procedure 9019 [ECF No. 1039].
- d. **Status**: Going forward on final basis.

**3. Debtors' Amended Motion for Authority to Settle Compromises Relating to Remaining Metals Pursuant to Rule 9019 and to Authorize Abandonment of Remaining Metals [ECF No. 931]**

- a. Response Deadline: May 8, 2019 at 4:00 p.m.

- b. Responses Received: None
  - c. Related Documents:
    - i. Declaration of Scott Avila in Support of Debtors' Amended Motion for Authority to Settle Compromises Relating to Remaining Materials Pursuant to Rule 9019 and to Authorize Abandonment of Remaining Materials [ECF No. 1038].
  - d. Status: Going forward on final basis.
4. **Debtors' Motion for Entry of an Order Further Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code [ECF No. 941].**
- a. Response Deadline: May 8, 2019 at 4:00 p.m.
  - b. Responses Received: None
  - c. Related Documents: None
  - d. Status: Going forward on final basis.
5. **Debtors' Second Motion for Entry of an Order Further Extending the Time Within Which the Debtors Must Assume or Reject Unexpired Leases of Nonresidential Real Property [ECF No. 942].**
- a. Response Deadline: May 8, 2019 at 4:00 p.m.
  - b. Responses Received: None
  - c. Related Documents: None
  - d. Status: Going forward on final basis.

**6. Debtors' Second Omnibus Motion for Entry of Order Authorizing Rejection of Certain Executory Contracts and Unexpired Leases *Nunc Pro Tunc* to May 31, 2019 [ECF No. 946].**

- a. Response Deadline: May 8, 2019 at 4:00 p.m.
- b. Responses Received: None
- c. Related Documents:
  - i. Notice of Hearing [ECF No. 962].
- d. Status: Going forward on a final basis.

**7. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing and (IV) Granting Related Relief [ECF No. 10].**

- a. Response Deadline: November 21, 2018 at 4:00 p.m.
- b. Responses Filed:
  - i. Limited Objection of Alamos Gold Inc. and its Subsidiaries, Minas de Oro Nacional, S.A. de C.V. and Minera Santa Rita S. de R.L. de C.V. to the Debtors Cash Collateral Motion and Supplement to the Cash Collateral Motion [ECF No. 121].
  - ii. Limited Objection SCMI US Inc. to the Debtors' Cash Collateral Motion and Joint Supplement to the Cash Collateral Motion [ECF No. 137].
  - iii. Limited Objection of Premier Gold Mines Limited to Debtors' Motion for Entry of Final Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection of the Secured Parties and (III) Granting Related Relief [ECF No. 144].
  - iv. Objection of Coeur Mining, Inc., Coeur Mexicana S.A. De C.V., Coeur Rochester, Inc. and Wharf Resources (U.S.A.), Inc. to (A) Debtors' Motion for Entry of Final Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection of the Secured Parties and (III) Granting Related Relief, and (B) Joint Supplement of the Debtors and the Senior Lenders to the Cash Collateral Motion [ECF No. 146].

- v. Joint Objection of Argonaut Gold Inc., First Majestic Silver Corp., and Mitchell T. Levine to Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing and (iv) Granting Related Relief [**ECF No. 147**].
- vi. Objection of Midwest Refineries, LLC to Entry of Final Case Collateral [*sic*] Order [**ECF No. 148**].
- vii. Limited Objection and Reservation of Rights Re: Debtor's Motion for Use of Cash Collateral filed by Alex Morningstar Corp., Deb Schott, Inc., FCP Diamonds, LLC, Mid-States Recycling, Inc., and Noble Metal Services, Inc. [**ECF No. 152**].
- viii. Texas Precious Metals L.L.C.'s Joinder and Limited Objection to the Debtors' Cash Collateral Motion and Supplement to the Cash Collateral Motion and Reservation of Rights [**ECF No. 154**].
- ix. Limited Objection of Music City Group, LLC to Debtors' Motion to Use Cash Collateral [**ECF No. 157**].
- x. Limited Objection of Minas de Oroco Resources, S.A. de C.V. to Debtors' Motion to Use Cash Collateral [**ECF No. 158**].
- xi. Limited Objection of Tiffany and Company, on its own behalf and on behalf of Laurelton Sourcing, LLC to (A) Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection of the Secured Parties, (III) Scheduling a Final Hearing and (IV) Granting Related Relief, and (B) Joint Supplement of the Debtors and the Senior Lenders to the Cash Collateral Motion [**ECF No. 159**].
- xii. Objection of Pretium Exploration Inc. to the Debtors' Motion for Entry of a Final Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief [**ECF No. 161**].
- xiii. Yamana Gold Inc.'s Limited Objection to Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief [**ECF No. 162**].
- xiv. Limited Objection of Design Gold Group, Inc. to Motion to (I) Approve Use of Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, and (III) Scheduling a Final Hearing [**ECF No. 163**].

- xv. Limited Objection of Pyropure, Inc. D/B/A Pyromet to the Debtors' Cash Collateral Motion and Supplement to the Cash Collateral Motion [ECF No. 164].
- xvi. Limited Objection, Joinder and Reservation of Rights Concerning Debtors' Motion Seeking Authorization to Use Cash Collateral and Certain Related Relief filed by 7645635 Canada Inc. o/a Ottawa Gold Buyer, Pollock-Cameron Investments Corporation o/a Vancouver Gold Buyer, and 7907109 Canada Inc. [ECF No. 174].
- xvii. Objection, Joinder, and Reservation of Rights of Compania Minera Dolores, S.A. de C.V. and Minera Triton Argentina SA to the Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief [ECF No. 178].
- xviii. So Accurate Group, Inc.'s Limited Objection, Joinder, and Reservation of Rights to Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors' Use of Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief [ECF No. 181].
- xix. Limited Objection of Brilliant Jewelers/MJJ Inc. to Debtors' Cash Collateral Motion and Supplement to the Cash Collateral Motion and Reservation of Rights [ECF No. 185].
- xx. Objection of the Official Committee of Unsecured Creditors to Debtors' Motion for Entry of Interim and Final Orders (i) Authorizing the Debtors' Use of Cash Collateral, (ii) Granting Adequate Protection to the Secured Parties, (iii) Scheduling a Final Hearing and (iv) Granting Related Relief, and the Supplemental Motion [ECF No. 193].
- xxi. Objection of Jason Rubin, Rose Rubin, Lindsey Rubin, the Second Amended and Restated Rose Rubin Revocable Trust U/D/A 9/25/2013, the Amended and Restated Richard Rubin Revocable Trust U/D/A 12/8/2008, Republic Metals Warehouse LLC, Richard Rubin Linday Investments, LLC, Jason Ross Rubin Enterprises LLC, and RRLJ12 LLC to the Debtors' Motion for Entry of a Final Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to the Secured Parties, (III) Scheduling a Final hearing and (IV) Granting Related Relief [ECF No. 199].
- xxii. Omnibus Reply of the Senior Lenders to Objections to the Debtors' Cash Collateral Motion [ECF No. 208].

c. Related Documents:

- i. Notice of Proposed Amended Cash Collateral Budget [**ECF No. 32**].
- ii. Interim Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief [**ECF No. 54**].
- iii. Joint Supplement of the Debtors and the Senior Lenders to the Cash Collateral Motion [**ECF No. 78**].
- iv. Notice of Filing Proposed Order [**ECF No. 167**].
- v. Motion of Coeur Mining, Inc., Coeur Mexicana S.A. De C.V., Coeur Rochester, Inc. and Wharf Resources (U.S.A.), Inc. to (a) File Documents under Seal and (b) Redact Commercially Sensitive, Nonpublic Information [**ECF No. 145**].
- vi. Yamana Gold, Inc. Ex Parte Motion for Entry of an Order to (i) File a Document Under Seal and (ii) Redact Commercially Sensitive, Nonpublic Information [**ECF No. 165**].
- vii. Declaration of Atul Kampani in Support of Limited Objection of Brilliant Jewelers/MJJ Inc. to Debtor's Final Motion to Use Cash Collateral, Granting Adequate Protection, Etc. [**ECF No. 186**].
- viii. Notice of Proposed Order Continuing Final Hearing on Cash Collateral [**ECF No. 209**].
- ix. Notice of Proposed Interim Cash Collateral Budget [**ECF No. 212**].
- x. Notice of Proposed Second Interim Cash Collateral Order and Budget [**ECF No. 255**].
- xi. Notice of Proposed Alternative Second Interim Cash Collateral Order [**ECF No. 260**].
- xii. Second Interim Order on Cash Collateral [**ECF No. 277**].
- xiii. Notice of Proposed Third Interim Cash Collateral Order [**ECF No. 318**].
- xiv. Notice of Proposed Third Interim Cash Collateral Budget [**ECF No. 323**].
- xv. Third Interim Order on Cash Collateral [**ECF No. 373**].

- xvi. Notice of Proposed Fourth Interim Cash Collateral Order and Budget [ECF No. 515].
- xvii. Fourth Interim Order on Cash Collateral [ECF No. 538].
- xviii. Notice of Filing Proposed Fifth Interim Order on Cash Collateral [ECF No. 650].
- xix. Notice of Filing Proposed Fifth Interim Cash Collateral Budget [ECF No. 651].
- xx. Fifth Interim Order on Cash Collateral [ECF No. 675].
- xxi. Notice of Proposed Six Interim Cash Collateral order, Blackline Order, and Budget [ECF No. 834].
- xxii. Sixth Interim Order on Cash Collateral [ECF No. 864].
- xxiii. Notice of Submission of Proposed Seventh Interim Cash Collateral Order and Blackline Order [ECF No. 945].
- xxiv. Notice of Filing Revised Blackline of Seventh Interim Cash Collateral Order [ECF No. 949].
- xxv. Notice of Submission of Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 952].
- xxvi. Notice of Submission of Further Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 959].
- xxvii. Notice of Submission of Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 945].
- xxviii. Notice of Submission of Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 949].
- xxix. Notice of Submission of Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 952].
- xxx. Notice of Submission of Further Revised Proposed Seventh Interim Cash Collateral Order, Blackline Order, and Budget [ECF No. 959].
- xxxi. Seventh Interim Cash Collateral Order [ECF No. 987].
- xxxii. Notice of Submission of Proposed Eighth Interim Cash Collateral Order and Blackline Order [ECF No. 1031].

d. **Status:** Going forward on an interim basis.

8. **First Interim Application of Donlin, Recano & Company, Inc., as Administrative Agent for the Debtors, for Compensation for Services and Reimbursement of Expenses Incurred for the Period November 2, 2018 through February 28, 2019 [ECF No. 904].**

a. Response Deadline: May 8, 2019 at 4:00 p.m.

b. Responses Received: None

c. Related Documents: None

d. **Status:** Going forward on final basis.

9. **First Interim Application of Akerman LLP, as Counsel to the Debtors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred for the Period November 2, 2019 through February 28, 2019 [ECF No. 906].**

a. Response Deadline: May 8, 2019 at 4:00 p.m.

b. Responses Received: None.

c. Related Documents:

i. Supplement to First Interim Application of Akerman LLP, as counsel to Debtors, for Allowance of Compensation for Services Rendered and Reimbursement of Expenses Incurred for the Period November 2, 2019 through February 28, 2019 [ECF No. 1026].

d. **Status:** Going forward on final basis.

10. **First Interim Application of Cooley LLP, Counsel to the Official Committee of Unsecured Creditors of Miami Metals I, Inc., et al., for Compensation and Reimbursement of Expenses for the Interim Period of November 19, 2018 through February 28, 2019 [ECF No. 914].**

a. Response Deadline: May 8, 2019 at 4:00 p.m.

b. Responses Received: None

c. Related Documents: None

- d. **Status**: Going forward on final basis.

11. **First Interim Application of CBIZ Accounting, Tax and Advisory of New York, LLC, Financial Advisor to the Official Committee of Unsecured Creditors of Miami Metals I, Inc., et al., for the Interim Period of November 19, 2018 through February 28, 2019 [ECF No. 915].**

- a. **Response Deadline**: May 8, 2019 at 4:00 p.m.
- b. **Responses Received**: None
- c. **Related Documents**: None
- d. **Status**: Going forward on final basis.

**B. CONTESTED MATTERS**

1. **Joint Motion for Protective Order from Subpoenas Duces Tecum for Rule 2004 Examinations by Jason Rubin, Lindsay Rubin, Rose Rubin, the Second Amended and Restated Rose Rubin Revocable Trust u/d/a 9/25/13, the Amended and Restated Richard Rubin Revocable Trust u/a/d 12/8/2008, Republic Metals Warehouse, LLC, Richard Rubin Lindjay Investments, LLC, Jason Ross Rubin Enterprises, LLC, and RRLJ12, LLC [ECF No. 956].**

- a. **Response Deadline**: May 8, 2019 at 4:00 p.m. Eastern Time
- b. **Responses Received**:
- i. Objection to Motion filed by Official Committee of Unsecured Creditors [ECF No. 1022].
  - ii. Response to Motion filed by Debtors [ECF No. 1023].
- c. **Related Documents**:
- i. Declaration of Scott Avila in Regards to Debtors' Records and Information Technology Policy and Employee Handbook [ECF No. 1032].
- d. **Status**: Going forward on final basis.

2. **Debtors' Emergency Motion (i) to Enforce Automatic Stay Against Fundacion Rafael Donde I.A.P., (ii) to Hold Fundacion Rafael Donde I.A.P. in Contempt of Court; (iii) for an Award of Sanctions Against Fundacion Rafael Donde I.A.P.; and (iv) for Related Relief [ECF No. 1003]**

- a. **Response Deadline**: May 8, 2019 at 4:00 p.m. Eastern Time

b. Responses Received:

- i. Objection of Fundacion Rafael Donde, I.A.P. to Debtors' Emergency Motion (i) to Enforce Automatic Stay Against Fundacion Rafael Donde I.A.P., (ii) to Hold Fundacion Rafael Donde I.A.P. in Contempt of Court; (iii) for an Award of Sanctions Against Fundacion Rafael Donde I.A.P.; and (iv) for Related Relief [**ECF No. 1035**].

c. Related Documents:

- i. Ex Parte Motion to Shorten Time of Notice Period for Hearing [**ECF No. 1004**].
- ii. Objection to Ex-Parte Motion to Shorten Time filed by Fundacion Rafael Donde I.A.P. [**ECF No. 1008**].
- iii. Order Granting Ex Parte Motion to Shorten Time of Notice Period for Hearing [**ECF No. 1012**].
- iv. Declaration of Rachel Ehrlich Albanese in Support of Objection of Fundacion Rafael Donde, I.A.P. to Debtors' Emergency Motion (i) to Enforce Automatic Stay Against Fundacion Rafael Donde I.A.P., (ii) to Hold Fundacion Rafael Donde I.A.P. in Contempt of Court; (iii) for an Award of Sanctions Against Fundacion Rafael Donde I.A.P.; and (iv) for Related Relief [**ECF No. 1033**].
- v. Declaration of Alejandro Jaimes Gutierrez in Support of Objection of Fundacion Rafael Donde, I.A.P. to Debtors' Emergency Motion (i) to Enforce Automatic Stay Against Fundacion Rafael Donde I.A.P., (ii) to Hold Fundacion Rafael Donde I.A.P. in Contempt of Court; (iii) for an Award of Sanctions Against Fundacion Rafael Donde I.A.P.; and (iv) for Related Relief [**ECF No. 1034**].
- vi. Declaration of Ricardo Morales Paredes in Support of Objection of Fundacion Rafael Donde, I.A.P. to Debtors' Emergency Motion (i) to Enforce Automatic Stay Against Fundacion Rafael Donde I.A.P., (ii) to Hold Fundacion Rafael Donde I.A.P. in Contempt of Court; (iii) for an Award of Sanctions Against Fundacion Rafael Donde I.A.P.; and (iv) for Related Relief [**ECF No. 1037**].

d. Status: Going forward on final basis.

Dated: May 13, 2019

AKERMAN LLP

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