

**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)
	)	

**ORDER GRANTING AMENDED FOURTH OMNIBUS MOTION FOR  
APPROVAL OF SETTLEMENTS WITH CUSTOMERS PURSUANT  
TO FEDERAL RULES OF BANKRUPTCY PROCEDURE 9019**

Upon the amended motion (the "Motion")<sup>2</sup> [ECF No. 961] of Miami Metals I, Inc., *et al.*, as debtors and debtors-in-possession (collectively the "Debtors") in the above-captioned Chapter 11 cases (the "Chapter 11 Cases"), for entry of an Order approving the Settlement Terms by and among the Debtor Miami Metals II and BGASC, LLC ("BGASC"), Cornerstone Capital Investments Inc., ("Cornerstone"), Pyropure Inc., d/b/a Pyromet ("Pyromet"), Bayside Metal Exchange ("Bayside"), Goldsilver, LLC ("Goldsilver"), Mid-States Recycling, Inc. ("Mid-States"), North American Bullion Exchange ("NABE"), SK Bullion Pte Ltd ("SK"), Strategic Gold Corporation ("Strategic"), James Avery Craftsman Inc. ("JACI") and San Diego Gold Exchange, Inc. ("SDGE"), pursuant to Federal Rule of Bankruptcy Procedure 9019 (the "Bankruptcy Rules"); and it appearing that the Court has jurisdiction over this matter pursuant to

<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), 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).

<sup>2</sup> All capitalized terms not defined herein shall have the definitions set forth in the Motion.

28 U.S.C. § 1334; and this proceeding being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that notice of the Motion as set forth therein is sufficient under the circumstances, and that no other or further notice need be provided; and the Court having reviewed the Motion and the Declaration of Scott Avila in Support of the Motion [**ECF No. 1039**]; and no objections to the Motion having been filed; and it further appearing that the relief requested in the Motion is in the best interests of the Debtors' estates, creditors, and other parties-in-interest; and the Court having determined that the proposed Settlement Terms as set forth and defined in the Motion fall above the lowest point in the range of reasonableness; and upon all of the proceedings had before the Court on May 15, 2019; and after due deliberation and cause appearing;

**IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED** as set forth herein.
2. Pursuant to Bankruptcy Rule 9019 and 11 U.S.C. § 105(a), the Settlement Terms are approved and are fully enforceable in all respects.
3. The Settlement Terms are incorporated in this Order.
4. Debtor Miami Metals II, BGASC, Cornerstone, Pyromet, Bayside, Goldsilver, Mid-States, NABE; SK, Strategic, JACI and SDGE shall comply with all terms of the approved Settlement Terms.
5. Notwithstanding the possible applicability of Bankruptcy Rules 6004(a) and 6004(h) or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry, and the requirements of Bankruptcy Rules 6004(a) and 6004(h) are hereby waived.

6. Debtor Miami Metals II, BGASC, Cornerstone, Pyromet, Bayside, Goldsilver, Mid-States, NABE; SK, Strategic, JACI and SDGE are hereby authorized and empowered to take such steps and perform such acts as may be necessary to implement and effectuate the Settlement Terms and the terms of this Order.

7. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation and/or interpretation of this Order.

This Order shall be effective immediately upon entry by the Court.

Dated: New York, New York  
May 31, 2019

/s/ Sean H. Lane  
HONORABLE SEAN H. LANE  
UNITED STATES BANKRUPTCY JUDGE