

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

In re:	)	Chapter 11
MIAMI METALS I, Inc., <i>et als</i>	)	
	)	Case No. 18-13359 (SHL)
	)	
	)	(Jointly Administered)
Debtors	)	Related Document: D.I. #1326
	)	

**OBJECTION of PYROPURE, Inc., d/b/a PYROMET to ENTRY of  
PROPOSED ORDER GRANTING IN PART SUMMARY JUDGMENT**

Pyropure, Inc., d/b/a Pyromet (the “**Claimant**”), by its undersigned counsel, Objects to the entry of the proposed order granting in part the Debtors’ and Senior Lenders’ Joint Motion for Summary Judgment (docketed on August 14, 2019 as D.I. #1326; the “**Proposed Order**”) as follows:

1. The Claimant objects to Paragraph 4 of the Proposed Order as drawn, because the Claimant has asserted that all or a portion of its claims are entitled to priority according to 11 U.S.C. §503(b)(1), 11 U.S.C. §503(b)(9), or both. These issues remain pending.

2. The Claimant suggests that the following be added to the end of the existing Paragraph 4 to make clear that the Proposed Order does not purport to decide the Claimant’s claims for priority according to 11 U.S.C. §503(b)(1) or 11 U.S.C. §503(b)(9):

“...without prejudice to any pending claims for priority according to 11 U.S.C. §503(b)(1) or 11 U.S.C. §503(b)(9).”

3. The Claimant adopts and incorporates by reference, to the extent not inconsistent herewith, all other parties’ objections to the Proposed Order, whether previously or subsequently filed, including without limitation, the Joint Objection filed on August 19, 2019, at D.I. #1342.

The Claimant reserves all rights with respect to this designation, including the right to

further supplement, amend, correct or withdraw it, in whole or in part.

**KAPLIN STEWART MELOFF REITER & STEIN, P.C.**

By: /s/ William J. Levant, Esquire (Admitted Pro Hac Vice)  
William J. Levant, Esquire (PA Attorney ID 54286)  
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Attorney for Claimant

Date: August 19, 2019

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SOUTHERN DISTRICT of NEW YORK**

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In re:	)	Chapter 11
REPUBLIC METALS REFINING	)	
CORPORATION, <i>et als</i>	)	Case No. 18-13359 (SHL)
	)	
Debtors	)	(Jointly Administered)

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**CERTIFICATE of SERVICE**

I, William J. Levant, Esquire, do hereby certify that on August 19, 2019, I caused copies of the foregoing designation to be sent to each of the following persons, by email as ordered:

[joanne.gelfand@akerman.com](mailto:joanne.gelfand@akerman.com)

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