

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

-----X
)
In re:)
) Chapter 11
MIAMI METALS I, INC., *et al.*,)
) Case No. 18-13359 (SHL)
Debtors.)
) Jointly Administered
)
-----X

**ORDER DENYING THE MOTIONS TO APPROVE
THE PLAN SUPPORT AGREEMENT AND THE SETTLEMENT AGREEMENT**

Upon (i) *Debtor’s Motion for Entry of an Order Under Bankruptcy Code Section 105(a) and 363(b) Authorizing Debtors to Enter Into and Perform Under Plan Support Agreement* [ECF No. 1121] (the “**PSA Motion**”) and (ii) the *Joint Motion of Debtors, Official Committee of Unsecured Creditors, and Senior Lenders for Entry of an Order Approving Settlement Agreement Pursuant to Bankruptcy Rule 9019* [ECF No. 1122] (the “**Settlement Motion**,” and together with the PSA Motion, the “**Motions**”); upon Midwest Refineries, LLC’s Limited Objection to Debtor’s Motions [ECF Nos. 1166 & 1168], Objection of Tiffany and Company and Laurelton Sourcing, LLC, Premier Gold Mines Limited, Pretium Exploration Inc., and Yamana Gold Inc. to Debtors’ Motions [ECF No. 1171], Omnibus Objection of Certain Customers to Debtors’ Settlement Motions [ECF No. 1173], Joinder by 7645635 Canada Inc. and Pollock-Cameron Investments Corporation [ECF No. 1175], Limited Objection of Affected Parties to Joint Motion for Entry of an Order Approving Settlement Agreement [ECF No. 1179], Limited Objection and Reservation of Rights of Brink’s Global Services U.S.A. Inc. and Affiliated Entities [ECF No. 1181] (together, the “**Objections**”); and this Court having jurisdiction to consider the Motions and relief requested therein pursuant to 28 U.S.C. § 1334; and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of

the Motions having been provided; and the Court having reviewed the Motions and Objections;
and the Court having held a hearing on the Motions on June 13, 2019; and the Court having
denied the Motions as set forth in the *Memorandum of Decision on Debtor's PSA Motion [ECF
No. 1121]* and *(II) Joint Settlement Motion of Debtors, Official Committee of Unsecured
Creditors, and Senior Lenders [ECF No. 1122]* [ECF No. 1318]; it is

ORDERED that the Motions are denied.

Dated: New York, New York
September 6, 2019

/s/ Sean H. Lane
UNITED STATES BANKRUPTCY JUDGE