

1 Michael J. Gearin, WSBA # 20982
David C. Neu, WSBA # 33143
2 Brian T. Peterson, WSBA # 42088
K&L GATES LLP
3 925 Fourth Avenue, Suite 2900
Seattle, WA 98104-1158
4 (206) 623-7580

Honorable Christopher M. Alston
Chapter 11
Hearing Location: Seattle, Rm. 7206
Hearing Date: Friday, May 6, 2016
Hearing Time: 9:30 a.m.
Response Date: May 2, 2016

5
6
7 UNITED STATES BANKRUPTCY COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 In re:
10 NORTHWEST TERRITORIAL MINT, LLC,
11
12 Debtor.

Case No. 16-11767-CMA
TRUSTEE'S MOTION FOR CASE
MANAGEMENT ORDER

13 Mark Calvert, the Chapter 11 Trustee (the "Trustee"), moves the Court for entry of a Case
14 Management Order authorizing the Trustee's proposed procedures for providing notice in this case
15 as described below and in the proposed order granting this Motion. In support of this Motion, the
16 Trustee respectfully represents as follows:

- 17 1. On April 1, 2016, Northwest Territorial Mint, LLC (the "Debtor") filed a voluntary
18 bankruptcy petition under Chapter 11 of Title 11 of the United States Code.
- 19 2. An order approving the appointment of Mark Thomas Calvert as Chapter 11 Trustee
20 was entered on April 11, 2016.
- 21 3. There are in excess of 3400 creditors and parties-in-interest in this case. Under the
22 circumstances, the cost of copying and mailing even a simple notice to all parties on the mailing
23 matrix will be significant. As a result, the mailing of each notice in this case to each creditor will not
24 be the best use of the limited estate resources. The Bankruptcy Code, Federal Rules of Bankruptcy
25 Procedure and Local Rules of Bankruptcy Procedure govern when and to whom notice must be
26

TRUSTEE'S MOTION FOR CASE MANAGEMENT
ORDER - 1

K:\2070561\00001\20347_DCN\20347P28GX

K&L GATES LLP
925 FOURTH AVENUE, SUITE 2900
SEATTLE, WASHINGTON 98104-1158
TELEPHONE: (206) 623-7580
FACSIMILE: (206) 623-7022

1 given of various matters in Chapter 11 cases. The Code and Rules provide that the Court may
2 modify applicable notice requirements. In this case, such modification is warranted to avoid the
3 burdensome costs in serving notice of various matters on all parties included on the mailing matrix.
4 The Trustee therefore believes it appropriate to enter a Case Management Order which would limit
5 notice of these proceedings to (1) all governmental entities as required by FRBP 7004(b)(4) and (6);
6 (2) the top 20 unsecured creditors (3) the Unsecured Creditors Committee, and its counsel once
7 counsel is retained; (4) parties affirmatively indicating a desire to receive such notice by the filing of
8 a request for Special Notice; (5) parties against whom relief is being sought in a particular
9 proceeding; (6) all known potential secured creditors; and (7) Debtor and Debtor's counsel.

10 4. The Case Management Order would not be construed to limit the following notices
11 required to be sent to all creditors:

- 12 a. Notice of the hearing on dismissal of the case or the conversion of the case to
13 another chapter;
 - 14 b. Notice of the dismissal or conversion of the case to another chapter;
 - 15 c. Notice of the time fixed for filing proofs of claim, other than the time fixed for
16 the filing of any claim arising from the rejection of an executory contract or
17 lease;
 - 18 d. Notices of (i) the time fixed for filing objections and the hearing to consider
19 approval of a disclosure statement, (ii) the time fixed for filing objections and
20 the hearing to consider confirmation of a Chapter 11 plan, and (iii) the time
21 fixed to accept or reject a proposed modification of a plan;
 - 22 e. Notice of any motion seeking to authorize the Trustee to sell all or
23 substantially all of its assets outside of a Chapter 11 plan; and
 - 24 f. Notice of entry of an order confirming a Chapter 11 plan.
- 25
26

