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Honorable Christopher M. Alston
Chapter 11
Ex Parte

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

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

Case No. 16-11767-CMA

RENEWED *EX PARTE* MOTION TO
APPROVE NOTICE TO DIE
CUSTOMERS REGARDING SALE OF
THE DEBTOR'S ASSETS FREE AND
CLEAR OF LIENS, CLAIMS,
INTERESTS, AND ENCUMBRANCES

14 Mark Calvert, the Chapter 11 Trustee (the "Trustee"), moves the Court for an *Ex Parte* Order
15 Approving the Notice to Die Customers Regarding Sale of the Debtor's Assets Free and Clear of
16 Liens, Claims, Interests, and Encumbrances. In support of this Motion, the Trustee respectfully
17 states as follows:

- 18 1. On April 1, 2016, Northwest Territorial Mint, LLC (the "Debtor" or "NWTM") filed
19 a voluntary bankruptcy petition under Chapter 11 of Title 11 of the United States Code.
20 2. An order appointing Mark Thomas Calvert as Chapter 11 Trustee was entered on
21 April 11, 2016.
22 3. On February 23, 2018, the Court heard the Trustee's Motion to Incur Credit, Approve
23 Bid Procedures for Sale of Estate Assets and Approve Breakup Fee (the "Bid Procedures Motion")
24 (Dkt. 1432).

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26 RENEWED *EX PARTE* MOTION TO APPROVE NOTICE
TO DIE CUSTOMERS REGARDING SALE OF THE
DEBTOR'S ASSETS FREE AND CLEAR OF LIENS,
CLAIMS, INTERESTS, AND ENCUMBRANCES - 1
501055591 v4

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1 4. On February 16, 2018, the Trustee filed his Motion for Order Approving the Sale of
2 Certain of the Debtor’s Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances to
3 Medalcraft Mint, Inc. (the “Medalcraft Sale Motion) (Dkt. 1457). As is set forth in the Asset
4 Purchase Agreement referenced in the Medalcraft Sale Motion (the “Medalcraft APA”), the Trustee
5 seeks authority to sell, to Medalcraft Mint, Inc., all Medallic company owned coining dies to the
6 extent such dies are associated with a customer for which there has been a sale in the last twenty
7 years and all dies for customer Framing Success. Medalcraft and the Trustee have subsequently
8 amended the Medalcraft APA to clarify that the dies to be sold are company owned dies made by or
9 for Medallic on or after January 1, 1998 and all dies for customer Framing Success.

10 5. The Trustee intends to bring forward for Court approval other sales for Medallic
11 company owned dies made before January 1, 1998 and NWTM company owned dies.

12 6. At the hearing on the Bid Procedures Motion, the Court instructed the Trustee to
13 afford notice of the Medalcraft Sale Motion to known customers whose products are related to dies
14 that the Trustee intends to sell (a “Die-Associated Customer”). The Court required the Trustee to
15 submit the form of notice (the “Notice”) to the Court for its approval.

16 7. On February 26, the Trustee filed his ex parte motion seeking approval of the form of
17 the Notice. The Court did not enter an order approving the Notice, rather it advised the Trustee of
18 necessary changes to the Notice and proposed order.

19 8. Accordingly, the Trustee renews his ex parte motion seeking approval of the Notice
20 as amended. Attached hereto as Exhibit A is the revised Notice proposed by the Trustee. In addition,
21 attached hereto as Exhibit B is a cover letter that the Trustee proposes to send with the Notice.

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RENEWED *EX PARTE* MOTION TO APPROVE NOTICE
TO DIE CUSTOMERS REGARDING SALE OF THE
DEBTOR’S ASSETS FREE AND CLEAR OF LIENS,
CLAIMS, INTERESTS, AND ENCUMBRANCES - 2
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9. Based on the foregoing, the Trustee respectfully requests that the Court enter an order approving the manner and form of the Notice and authorizing transmittal of the cover letter. Given the sensitive nature of the customer list that is the basis for the notice parties list, the Trustee also seeks authority to file the proof of service to Die Associated Customers under seal.

DATED this 27th day of February, 2018.

K&L GATES LLP

By /s/ David C. Neu
Michael J. Gearin, WSBA #20982
David C. Neu, WSBA #33143
Brian T. Peterson, WSBA #42088
Attorneys for Mark Calvert, Chapter 11 Trustee

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CERTIFICATE OF SERVICE

The undersigned declares as follows:

That she is a paralegal in the law firm of K&L Gates LLP, and on February 27, 2018, she caused the foregoing document to be filed electronically through the CM/ECF system which caused Registered Participants to be served by electronic means, as fully reflected on the Notice of Electronic Filing.

I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.

Executed on the 27th day of February, 2018 at Seattle, Washington.

/s/ Denise A. Lentz
Denise A. Lentz