

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

ABEINSA HOLDING INC., *et al.*,

Reorganized and Liquidating Debtors.<sup>1</sup>

Chapter 11

Case No. 16-10790 (KJC)

(Jointly Administered)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON NOVEMBER 7, 2018 AT 2:30 P.M. (ET)**

**\*\*AS THERE ARE NO MATTERS GOING FORWARD, THIS HEARING HAS BEEN  
CANCELLED WITH THE PERMISSION OF THE COURT. \*\***

**RESOLVED MATTERS:**

1. EPC Reorganized Debtors' Seventh Omnibus (Non-Substantive) Objection to Claims [D.I. 1529, Filed 9/28/17].

**Response Deadline:** October 26, 2017 at 4:00 p.m. (Eastern Time); extended to October 30, 2017 for counsel to SPX.

**Related Pleadings:**

- (a) Certification of Counsel Regarding Order Approving EPC Reorganized Debtors' Seventh Omnibus (Non-Substantive) Objection to Claims [D.I. 1576, Filed 10/30/17].
- (b) Order Approving EPC Reorganized Debtors' Seventh Omnibus (Non-Substantive) Objection to Claims [D.I. 1581, Filed 10/31/17].

**Response Received:**

- (a) Informal comments received from SPX. These comments are in the process of being resolved through a separation stipulation and the applicable claims have been removed from the Objection.

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<sup>1</sup> The Reorganized Debtors in these chapter 11 cases, together with the last four digits of each Reorganized Debtor's federal tax identification number, are as follows: Abeinsa Holding Inc. (9489); and Abengoa Solar, LLC (6696). The Liquidating Debtors in these chapter 11 cases, together with the last four digits of each Liquidating Debtor's federal tax identification number, are as follows: Inabensa USA, LLC (2747); and Abengoa Bioenergy Holdco, Inc. (8864).

**Status:** This matter, with respect to the remaining claim of SPX, has been resolved subject to documentation.

2. EPC Reorganized Debtors' Eighth Omnibus (Non-Substantive) Objection to Claims [D.I. 1531, Filed 9/28/17].

**Response Deadline:** October 26, 2017 at 4:00 p.m. (Eastern Time); extended to October 30, 2017 at 12:00 p.m. for the Department of Energy and counsel to SPX.

**Related Pleadings:**

- (a) Certification of Counsel Regarding Order Approving EPC Reorganized Debtors' Eighth Omnibus (Non-Substantive) Objection to Claims [D.I. 1577, Filed 10/30/17].
- (b) Order Approving EPC Reorganized Debtors' Eighth Omnibus (Non-Substantive) Objection to Claims [D.I. 1582, Filed 10/31/17].

**Response Received:**

- (a) Informal comments received from SPX. These comments are in the process of being resolved through a separation stipulation and the applicable claims have been removed from the Objection.

**Status:** This matter, with respect to the remaining claim of SPX, has been resolved subject to documentation.

3. EPC Reorganizing Debtors' Thirteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1598, Filed 11/6/17].

**Response Deadline:** November 28, 2017 at 4:00 p.m. (Eastern Time); extended to November 30, 2017 for Matrix Service Inc. and The Calvert Company, Inc.; extended to March 22, 2018 for Matrix Service Inc.

**Related Pleadings:**

- (a) Certification of Counsel Regarding Order Approving EPC Reorganizing Debtors' Thirteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1621, Filed 12/1/17].
- (b) Order Approving EPC Reorganizing Debtors' Thirteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1627, Filed 12/4/17].
- (c) Amended Approving EPC Reorganizing Debtors' Thirteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1640, Filed 12/5/17].

**Response Received:**

- (a) Informal comments received from Matrix Service Inc.

**Status:** This matter, with respect to the remaining claim of Matrix Service, Inc., has been resolved by Stipulation.

**ADJOURNED MATTERS:**

- 4. Reorganized Debtors' and Liquidating Debtors' Objection to Claims of Nationwide Mutual Insurance Company (Proofs of Claim Nos. 416, 494, 569, 570, 573, 574, 575, 576, 580, 597, 598, 601, 602, 603, 604, 606, 608, 609, 612, 682, 708, 713 & 741) [D.I. 1466, Filed 8/18/17].

**Response Deadline:** September 13, 2017 at 4:00 p.m. (ET), extended for Nationwide Mutual Insurance Company until September 18, 2017 at 11:00 a.m. (ET), supplemental response due October 25, 2017 at 4:00 p.m. (ET).

**Related Pleadings:**

- (a) Certification of Counsel Regarding Order Approving Stipulation By and Between Abengoa Solar, LLC, the EPC Reorganizing Debtors, and Nationwide Mutual Insurance Company Regarding Proofs of Claim Nos. 416, 494, 569, 570, 573, 574, 575, 576, 580, 597, 598, 601, 602, 603, 604, 606, 608, 609, 612, 682, 708, 713 & 741) [D.I. 1514, Filed 9/22/17].
- (b) Order Approving Stipulation By and Between Abengoa Solar, LLC, the EPC Reorganizing Debtors, and Nationwide Mutual Insurance Company Regarding Proofs of Claim Nos. 416, 494, 569, 570, 573, 574, 575, 576, 580, 597, 598, 601, 602, 603, 604, 606, 608, 609, 612, 682, 708, 713 & 741) [D.I. 1518, Filed 9/25/17].

**Responses Received:**

- (a) Response of Nationwide Mutual Insurance Company to Reorganized Debtors' Objections to Claims [D.I. 1494, Filed 9/18/17].
- (b) Supplemental Response of Nationwide Mutual Insurance Company to Reorganized Debtors' and Liquidating Debtors' Objection to Claims [D.I. 1569, Filed 10/25/17].

**Status:** This matter will be adjourned to the next scheduled omnibus hearing date.

- 5. EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1660, Filed 12/20/17].

**Response Deadline:** January 12, 2018 at 4:00 p.m. (Eastern Time); extended to January 17, 2018 for Matrix Services Inc.; extended to January 19, 2018 for Univar USA.; extended to February 16, 2018 for Crown Technical Systems and Southwire Company, LLC; extended to March 22, 2018 at 4:00 p.m. (ET) for Univar USA, Anixter, and Matrix Service Inc.; extended to April 21, 2018 at 4:00 p.m. (ET) for Archer Daniels Midland Company.

**Related Pleadings:**

- (a) Certification of Counsel Regarding EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1701, Filed 1/22/18].
- (b) Order Approving EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1709, Filed 1/23/18].

**Response Received:**

- (a) Response of Archer Daniels Midland Company to Claim Objection [D.I. 1684, Filed 1/10/18].
- (b) Response of Delta Consulting Group, Inc. to EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1689, Filed 1/11/18].
- (c) Accent Sales & Service Company, Inc.'s Response to Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1690, Filed 1/11/18].
- (d) Response of Cives Corporation to EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1692, Filed 1/12/18].
- (e) Kumar Industries, Inc.'s Objection to EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1697, Filed 1/12/18].
- (f) Creditor Jenicke & Johanson's Opposition to EPC Reorganizing Debtors' Fifteenth Omnibus (Non-Substantive) Objection to Claims [D.I. 1696, Filed 1/12/18].
- (g) Informal comments received from Univar USA.
- (h) Informal comments received from Anixter, Inc.
- (i) Informal comments received from Crown Technical Systems.
- (j) Informal comments received from Matrix Service Inc.

- (k) Informal comments received from Airgas USA, LLC.
- (l) Informal comments received from County of San Bernardino.
- (m) Informal comments received from Latham & Watkins LLP.
- (n) Informal comments received from William and Kelly Kiser.
- (o) Informal comments received from Southwire Company, LLC.

**Status:** The objections to the claims of County of San Bernardino, Latham & Watkins and Crown Technical Systems have been withdrawn with prejudice. The objection to the claims of Matrix Service, Inc., Delta Consulting Group, Inc., Anixter, Inc., and Kumar Industries have been resolved by the parties by Stipulation. The objection to the claim of Univar USA has been resolved, subject to documentation. A hearing with respect to the claims of Jenike & Johanson, Archer Daniels Midland Company, Airgas USA, LLC, Accent Sales & Service Company, Cives Corporation, Concrete Special Ties, and William and Kelly Kiser have been adjourned by agreement of the parties to the next scheduled omnibus hearing date.

6. Litigation Trustee's Objection to Claim of Desert Mechanical, Inc. (Claim No. 421) [D.I. 1897, Filed 10/2/18].

**Response Deadline:** October 17, 2018 at 4:00 p.m.; extended to October 24, 2018.

**Related Pleadings:** None.

**Response Received:**

- (a) Desert Mechanical, Incorporated's Response in Opposition to Litigation Trustee's Objection to proof of Claim 421 [D.I. 1913, Filed 10/24/18].

**Status:** Objection is stayed per agreement of the parties. This hearing is not going forward.

**MATTERS WITH CERTIFICATION OF COUNSEL/NO OBJECTION:**

7. Motion to Approve Refund of Filing Fee [D.I. 1893, Filed 9/25/18].

**Response Deadline:** October 12, 2018 at 4:00 p.m.

**Related Pleadings:**

- (a) Notice of Motion of Todd McCarthy to Approve Refund of Filing Fee [D.I. 1894, Filed 9/25/18].

- (b) Certificate of No Objection Regarding Motion to Approve Refund of Filing Fee [D.I. 1915, Filed 11/2/18].

**Response Received:** None.

**Status:** A Certificate of No Objection has been filed. No hearing is necessary unless the Court has questions.

8. Fifth Motion to Extend the Claims Objection Bar Date Under Plan [D.I. 1909, Filed 10/18/18].

**Response Deadline:** October 31, 2018 at 4:00 p.m.

**Related Pleadings:**

- (a) Certificate of No Objection Regarding Fifth Motion to Extend the Claims Objection Bar Date Under Plan [D.I. 1914, Filed 11/1/18].

**Response Received:** None.

**Status:** A Certificate of No Objection has been filed. No hearing is necessary unless the Court has questions.

Dated: November 5, 2018  
Wilmington, Delaware

DLA PIPER LLP (US)

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