

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:)	
)	Chapter 11
MCDERMOTT INTERNATIONAL, INC., <i>et al.</i> , ¹)	Case No. 20-30336 (DRJ)
)	
Debtors.)	(Jointly Administered)
)	

AGENDA FOR HEARING ON MARCH 12, 2020, AT 9:00 A.M. (CT)

DISCLOSURE STATEMENT APPROVAL, CONFIRMATION, AND SALE

1. Second Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 620]

Responses Received:

- A. Limited Objection to Disclosure Statement for the Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 482]
- B. Motion for an Order Sustaining Party in Interest's Opposition and Objection to Confirmation of Debtor's Plan, Granting Party in Interest's Modified Plan, in Whole or in Part, and Ordering an Investigation Pursuant to 18 U.S.C. Section 158(d) and 18 U.S.C. Section 3057; Proposed Order Attached [ECF No. 510]
- C. Limited Objection of the Securities and Exchange Commission to Confirmation of the Joint Prepackaged Chapter 11 Plan of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 517]
- D. Objection of Coligado Shareholder Group to Disclosure Statement and Pre-Packaged Chapter 11 Plan of McDermott International, Inc. [ECF No. 528]
- E. B.F.E. S.r.l.'s Limited Objection to Confirmation of the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 529]

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors' claims and noticing agent at <https://cases.primeclerk.com/McDermott>. The location of Debtor McDermott International, Inc.'s principal place of business and the Debtors' service address in these chapter 11 cases is 757 North Eldridge Parkway, Houston, Texas 77079.

- F. Limited Objection to the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 530]
- G. Limited Objection of the Travelers Indemnity Company to the Disclosure Statement and Plan Supplement for the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 532]
- H. Limited Objection of Yancey Bros. Co. to Confirmation of the Joint Prepackaged Chapter 11 Plan of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 533]
- I. Oracle America, Inc.'s Objections to and Reservation of Rights Regarding the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 535]
- J. Limited Objection of Air Products and Chemicals, Inc. to the Amended Joint Prepackaged Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 537]
 - i. Notice of Withdrawal [ECF No. 621]
- K. Lead Plaintiffs' Reservation of Rights with Respect to the Debtors' Motion Seeking Approval of the Disclosure Statement and Confirmation of the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 539]
- L. Limited Objection of Sparrows Offshore LLC to Confirmation of the Joint Prepackaged Plan of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 540]
 - i. Notice of Withdrawal [ECF No. 634]
- M. Reservation of Rights of MMR Constructors, Inc. to the Amended Joint Prepacked Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 541]
- N. Limited Objection to the Disclosure Statement and Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 544]
- O. Amended Objection of Veronica Porter and Dean Porter to Confirmation of Plan of Reorganization, as Amended [ECF No. 546]
 - i. Objection of Veronica Porter and Dean Porter to Confirmation of Plan of Reorganization, as Amended [ECF No. 538]

- P. Shawna Green, Individually, and as Personal Representative of the Estate of Aaron Green Deceased's Notice of Joinder to the Limited Objection to the Amended Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 597]
- Q. Response of Christopher Komatinsky to Debtors' Memorandum of Law in Support of an Order Approving the Debtors' Disclosure Statement, the Sale of the Technology Business, and Confirming the Second Amended Joint Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates and Omnibus Reply to Objections Thereto [ECF No. 613]
- R. Limited Objection and Reservation of Rights By Toshiba America Energy Systems Corporation [ECF No. 628]
- S. Reservation of Rights By the Chevron Corporation and Certain of its Affiliates [ECF No. 638]
- T. Letters from Shareholders [ECF Nos. 167, 172, 237, 244, 245, 275, 281, 282, 287, 400, 419, 421, 422, 467, 488, 489, 490, 491, 492, 493, 558, 607, 619]

Related Documents:

- A. Disclosure Statement for the Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 4]
- B. Affidavit of Service of Solicitation Materials [ECF No. 125]
- C. Order (I) Scheduling a Combined Disclosure Statement Approval and Plan Confirmation Hearing, (II) Establishing Plan and Disclosure Statement Objection and Reply Deadlines and Related Procedures, (III) Approving the Form and Manner of Notice of Commencement, (IV) Approving the Rights Offering Procedures and Related Materials, (V) Waiving the Requirement That the U.S. Trustee Convene a Meeting of Creditors, (VI) Waiving the Requirement That the Debtors File Schedules and Statements, (IX) Approving the Form and Manner of Notice of Bid Deadlines and an Auction, and (VII) Granting Related Relief [ECF No. 160]
- D. Notice of Filing of Revised Exhibit to Disclosure Statement for the Joint Prepackaged Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 265]
- E. Affidavit of Publication (Notice of Commencement & Combined Hearing) [ECF No. 266]
- F. Notice of Filing of Plan Supplement [ECF No. 520]
- G. Declaration of Christina Pullo of Prime Clerk LLC Regarding Solicitation of Votes and Tabulation of Ballots Cast on the Joint Pre-Packaged Chapter 11 Plan of

Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 588]

- H. Debtors' Memorandum of Law in Support of an Order Approving the Debtors' Disclosure Statement, the Sale of the Technology Business, and Confirming the Second Amended Joint Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates and Omnibus Reply to Objections Thereto [ECF No. 589]
- I. Notice of Filing of Amended Plan Supplement [ECF No. 622]
- J. *Proposed* Order Approving the Debtors' Disclosure Statement and Confirming the Second Amended Joint Chapter 11 Plan of Reorganization of McDermott International, Inc. and Its Debtor Affiliates [ECF No. 627]
- K. Notice of Filing of Second Amended Plan Supplement [ECF No. 647]

Status: This matter is moving forward.

- 2. Debtors' Amended Motion for Entry of (A) an Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interests, and (III) Approving Contract Assumption and Assignment Procedures, and (B) an Order Authorizing the Debtors to Enter into a Definitive Purchase Agreement Subject to Entry of the Confirmation Order [ECF No. 110]

Responses Received:

- A. Limited Objection to Debtor's Amended Motion for Entry of (A) an Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interest, and (III) Approving Contract Assumption and Assignment Procedures, and (B) an Order Authorizing the Debtors to Enter Into a Definitive Purchase Agreement Subject to Entry of the Confirmation Order [ECF No. 382]
- B. Declaration of Hamid R. Rafatjoo In Support of Limited Objection to Debtor's Motion for Entry of (A) an Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interests, and (III) Approving Contract Assumption and Assignment Procedures, and (B) an Order Authorizing the Debtors to Enter Into a Definitive Purchase Agreement Subject to Entry of the Confirmation Order [ECF No. 383]
- C. Oracle's Reservation of Rights Regarding Debtor's Amended Motion for Entry of (A) an Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interest, and (III) Approving Contract Assumption and Assignment Procedures, and (B) an Order Authorizing the Debtors to Enter Into a Definitive Purchase Agreement Subject to Entry of the Confirmation [ECF No. 595]

- D. Amended Supplemental Objection to Debtor's Amended Motion for Entry of (A) an Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interest, and (III) Approving Contract Assumption and Assignment Procedures, and (B) an Order Authorizing the Debtors to Enter Into a Definitive Purchase Agreement Subject to Entry of the Confirmation Order [ECF No. 617]

Related Documents:

- A. Order (I) Approving the Stalking Horse Protections, (II) Approving Bidding Procedures for the Sale of the Lummus Assets and Interests, and (III) Approving Contract Assumption and Assignment Procedures [ECF No. 476]
- B. Notice of Cancellation of Auction for the Sale of Lummus Assets and Interests [ECF No. 543]
- C. *Revised Proposed Sale Order* Order Authorizing the Debtors to Enter into a Definitive Purchase Agreement Subject to Entry of the Confirmation Order [ECF No. 627, Exhibit C]

Status: This matter is moving forward.

3. Maire Tecnimont S.p.A and MET Gas Processing Technologies S.p.A's Emergency Motion to Shorten Deadline for Debtors to Respond to Discovery [ECF No. 512]

Responses Received:

- A. Debtors' Response to Maire Tecnimont S.p.A and MET Gas Processing Technologies S.p.A's Emergency Motion to Shorten Deadline for Debtors to Respond to Discovery [ECF No. 578]

Related Documents: None.

Status: This matter is moving forward.

CASH MANAGEMENT MOTION

4. Debtors' Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Continue to Operate Their Cash Management System and Maintain Existing Bank Accounts and (II) Continue to Perform Intercompany Transactions [ECF No. 15]

Responses Received: None.

Related Documents:

- A. Interim Order Authorizing the Debtors to (I) Continue to Operate Their Cash Management System and Maintain Existing Bank Accounts and (II) Continue to Perform Intercompany Transactions [ECF No. 147]

- B. *Revised Proposed* Final Order Authorizing the Debtors to (I) Continue to Operate Their Cash Management System and Maintain Existing Bank Accounts and (II) Continue to Perform Intercompany Transactions [ECF No. 615]
- C. Notice of Filing of Revised Exhibit to Debtors' Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Continue to Operate Their Cash Management System and Maintain Existing Bank Accounts and (II) Continue to Perform Intercompany Transactions [ECF No. 616]

Status: This matter is moving forward for purposes of a final order.

RETENTION APPLICATION MATTERS

- 5. Debtors' Application for Entry of an Order Authorizing the Retention and Employment of Kirkland & Ellis LLP and Kirkland & Ellis International LLP as Attorneys for the Debtors and Debtors in Possession [ECF No. 428]

Responses Received:

- A. Informal Comments from the United States Trustee.

Related Documents:

- A. Declaration of John R. Castellano in Support of the Debtors' Applications for Entry of Orders Authorizing the Retention of Various Professionals [ECF No. 432]
- B. Sealed Document related to the Debtors' Application for Entry of an Order Authorizing the Retention and Employment of Kirkland & Ellis LLP and Kirkland & Ellis International LLP as Attorneys for the Debtors and Debtors in Possession [ECF No. 433]
- C. *Revised Proposed* Order Authorizing the Retention and Employment of Kirkland & Ellis LLP and Kirkland & Ellis International LLP as Attorneys for the Debtors and Debtors in Possession [ECF No. 593]

Status: This matter is moving forward.

- 6. Debtors' Emergency Motion for Entry of an Order Authorizing the Debtors to (I) File Under Seal the Names of Certain Confidential Parties in Interest Related to Kirkland & Ellis LLP and Kirkland & Ellis International LLP's Retention Application and (II) Maintain the Confidentiality of a Certain Confidential Client Previously Filed Under Seal Related to Kirkland & Ellis LLP and Kirkland & Ellis International LLP's Retention Application [ECF No. 639]

Responses Received: None.

Related Documents: None.

Status: This matter is moving forward.

INSURANCE MATTERS

7. Debtors' Emergency Motion for Entry of an Order (I) Authorizing and Approving the Settlements By and Among the Debtors and the Insurers, and (II) Granting Related Relief [ECF No. 549]

Responses Received: None.

Related Documents:

- A. Order Authorizing the Debtors to File the Settlement Agreements Under Seal [ECF No. 580]
- B. Sealed Document Exhibit A to ECF No. 549 [ECF No. 551]
- C. Sealed Document Exhibit B to ECF No. 549 [ECF No. 552]
- D. Sealed Document Exhibit C to ECF No. 549 [ECF No. 553]

Status: This matter is moving forward.

MOTION FOR APPOINTMENT OF TRUSTEE OR EXAMINER

8. Party in Interest's Amended Motion for Order Appointing Trustee or Examiner Pursuant to 11 U.S.C. Section 1104 [ECF No. 441]

Responses Received:

- A. Debtors' Response to the Amended Motion for Order Appointing A Trustee or Examiner Pursuant to U.S.C. Section 1104 [ECF No. 618].

Related Documents:

- B. Request for Appointment of Trustee or Examiner Pursuant to 11 U.S.C. Section 1104 and for the Earliest Possible Hearing Date and Time to Hear This Request [ECF No. 436]
- C. Expert Report of Michael Van Deelen Pursuant to FRCP Rule 26(a)(2)(B) [ECF No. 527]

Status: This matter is moving forward.

EXHIBIT/WITNESS LISTS

9. Person of Interest Michael Van Deelen's Exhibit and Witness List [ECF No. 511]

10. Reese W. Baker's Exhibit and Witness List [ECF No. 594]
11. Exhibit and May Call Witness List of Oracle America, Inc. [ECF No. 598]
12. Vendor Group's Exhibit and Witness List [ECF No. 599]
13. U.S. Securities and Exchange Commission's May Call Witness and Exhibit List for Hearing Scheduled for March 12, 2020 [ECF No. 600]
14. Maire Tecnimont S.p.A. and MET Gas Processing Technologies S.p.A.'s Exhibit and Witness List [ECF No. 601]
15. Credit Agricole's Exhibit and Witness List for Hearings Set for March 12, 2020 at 9:00 A.M. [ECF No. 602]
16. Debtors' Witness and Exhibit List for Hearing on March 12, 2020 [ECF No. 603]

Houston, Texas
March 11, 2020

/s/Matthew Cavanaugh

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Certificate of Service

I certify that on March 11, 2020, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Matthew D. Cavanaugh

Matthew D. Cavanaugh