

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION - DAYTON

In re:)
) Chapter 11
DT Industries, Inc., et al.,¹)
)
Debtors.) Case No. 04-34091
) (Jointly Administered)
)
) Honorable Lawrence S. Walter

MOTION FOR RECONSIDERATION OF COURT’S ORDER GRANTING EXPEDITED HEARINGS ON DEBTORS’ MOTION FOR ORDERS AUTHORIZING AND APPROVING (I) THE SALE OF CERTAIN OF THE DEBTORS’ ASSETS FREE AND CLEAR OF LIENS, CLAIMS AND INTERESTS, (II) THE ASSUMPTION AND ASSIGNMENT OF CERTAIN EXECUTORY CONTRACTS AND UNEXPIRED LEASES, (III) THE FORM AND MANNER OF SALE NOTICES, AND (IV) CERTAIN SALE PROCEDURES, INCLUDING THE PAYMENT OF A BREAK-UP FEE

The Official Committee of Unsecured Creditors in the above captioned cases (the “Committee”), by and through its proposed undersigned counsel, hereby moves the Court to reconsider its Order Granting Expedited Hearings on the Debtors’ Motion for Orders Authorizing and Approving (I) the Sale of Certain of the Debtors’ Assets Free and Clear of Liens, Claims and Interests, (II) the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, (III) the Form and Manner of Sale Notices, and (IV) Certain Sale Procedures, Including the Payment of a Break-Up Fee, Docket No. 74 (the “Order”). In support of its motion for reconsideration, the Committee respectfully represents as follows:

The Order provides for a hearing on May 25, 2004 of certain portions of the Debtors’ Motion for Orders Authorizing and Approving (I) the Sale of Certain of the Debtors’ Assets Free and Clear of Liens, Claims and Interests, (II) the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, (III) the Form and Manner of Sale Notices, and (IV) Certain Sale

¹ The other debtors and debtors in possession include the following: Vanguard Technical Solutions, Inc., Mid-West Automation Enterprises, Inc., Mid-West Automation Systems, Inc., Assembly Technology and Test, Inc., Detroit Tool and Engineering Company, Advanced Assembly Automation, Inc., Assembly Machines, Inc., Hansford Manufacturing Corporation, DTI Leominster Subsidiary, Inc., DTI Pennsylvania Subsidiary, DTI Massachusetts Subsidiary, Inc., DTI Lebanon Subsidiary, Inc., and DT Resources Company, Inc.

Procedures, Including the Payment of a Break-Up Fee, Docket No. 71 (the “Sale Motion”), related to the timetable for the sale, the procedures for the sale, and bid protections for the stalking-horse purchaser of the Debtors’ assets (the “Sale Procedures”). The Committee was not formed until Monday, May 24, 2004, which is only one day before the hearing on the Sale Motion related to the Sale Procedures. The Committee has not yet been able to meet to consider the Debtors’ request for approval of the Sale Procedures. The proposed Sale Procedures seek establishment of an extraordinarily fast timetable for the sale of the Debtors’ assets. The Committee represents a constituency holding claims estimated at \$11 million and should be given a full and fair opportunity to review the Sale Procedures before they are approved.

WHEREFORE, the Committee respectfully requests that the Court reconsider the Order and set the hearing on approval of the Sale Procedures for June 8, 2004, which corresponds to other previously scheduled hearings in these cases, including a final hearing on debtor in possession financing.

Dated May 25, 2004

Respectfully submitted,

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