

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**D.N.J. LBR 2016-1, FEE APPLICATION COVER SHEET**

Debtor: Duro Dyne National Corp., et al.<sup>1</sup> Applicant: Gilbert LLP  
Case No.: 18-27963-MBK Clients: Official Committee of Asbestos Claimants  
Chapter: 11 Case Filed: September 7, 2018

COMPLETION AND SIGNING OF THIS FORM CONSTITUTES A CERTIFICATION  
UNDER PENALTY OF PERJURY, PURSUANT TO 28 U.S.C. SECTION 1746

RETENTION ORDER ATTACHED AS EXHIBIT C

**TWENTY-SECOND MONTHLY FEE STATEMENT<sup>2</sup> OF GILBERT LLP, INSURANCE  
COUNSEL FOR THE OFFICIAL COMMITTEE OF ASBESTOS CLAIMANTS,  
FOR THE PERIOD SEPTEMBER 1, 2020 THROUGH SEPTEMBER 30, 2020**

**SECTION 1  
FEE SUMMARY**

	<b>FEES</b>	<b>EXPENSES</b>
TOTAL PREVIOUSLY REQUESTED	\$385,565.75	\$11,706.22
TOTAL ALLOWED TO DATE	\$367,885.25	\$11,644.62
TOTAL RETAINER APPLIED (IF APPLICABLE)	\$ (3,699.05) <sup>3</sup>	\$ 0.00
TOTAL AMOUNT OWING @ 80% + EXPENSES	\$ 14,144.40	\$ 61.60
TOTAL AMOUNT OWING @ 20% (HOLDBACK)	<u>\$ 3,536.10</u>	<u>\$ 0.00</u>
TOTAL RECEIVED BY GILBERT LLP	\$364,186.20 <sup>4</sup>	\$11,644.62
FEE TOTAL – PAGE 2	\$ 1,694.00	
DISBURSEMENT TOTAL – PAGE 2	<u>\$ 7.20</u>	
TOTAL FIFTEENTH MONTHLY FEE STATEMENT	\$ 1,701.20	
MINUS 20% HOLDBACK	<u>\$ (338.80)</u>	
AMOUNT SOUGHT AT THIS TIME	\$ 1,362.40	

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's tax identification number, are Duro Dyne National Corp. (4664), Duro Dyne Machinery Corp. (9699), Duro Dyne Corporation (3616), Duro Dyne West Corp. (5943), and Duro Dyne Midwest Corp. (4662).

<sup>2</sup> Gilbert LLP's first monthly fee statement was also filed as an interim fee application under the title *First Interim Fee Application of Gilbert LLP for Allowance of Fees and Reimbursement of Expenses* (the "First Application") on December 14, 2018 [Docket No 339].

<sup>3</sup> Gilbert LLP held a retainer from pre-petition services in the amount of \$3,699.05 (the "Retainer"), which was applied to the First Application and reflected above.

<sup>4</sup> The Total Received by Gilbert LLP is the amount that was owed after the Retainer was applied and was paid by the Debtors. It also includes all amounts paid to date, including fees and expenses requested in monthly fee statements (80%/100%), which have not been included in an interim application.

<b>NAME OF PROFESSIONAL &amp; TITLE</b>	<b>YEAR ADMITED</b>	<b>RATE<sup>5</sup></b>	<b>HOURS</b>	<b>FEES</b>
Kami E. Quinn – Partner	Virginia – 2000 District of Columbia – 2006	\$775.00	0.6	\$465.00
Emily Grim – Associate	Pennsylvania – 2010 Illinois – 2010 District of Columbia – 2012	\$590.00	1.4	\$826.00
Katherine Johnson – Project Assistance	N/A	\$215.00	1.0	\$215.00
Peggy Holland – Billing Specialist	N/A	\$275.00	0.2	\$55.00
Mary Carter Hudgins – Billing Specialist	N/A	\$190.00	0.7	\$133.00
	<b>Total</b>		<b>3.9</b>	<b>\$1,694.00</b>
	<b>Attorney Blended Rate</b>	<b>\$645.50</b>		

**SECTION II  
SUMMARY OF SERVICES**

<b>SERVICES RENDERED</b>	<b>HOURS</b>	<b>FEES</b>
Insurance Analysis & Recovery	1.2	\$557.00
Retention / Fee Application	1.0	\$247.00
Disclosure Statement/Plan of Reorganization	1.7	\$890.00
<b>Total</b>	<b>3.9</b>	<b>\$1,694.00</b>

**SECTION III  
SUMMARY OF DISBURSEMENTS**

<b>EXPENSE</b>	<b>AMOUNT</b>
PACER	\$7.20
<b>Total</b>	<b>\$7.20</b>

<sup>5</sup> As of August 1, 2019, Gilbert increased its hourly rates. Notice of this increase was sent to the Co-Chairs of the Committee.

**SECTION IV**  
**CASE HISTORY**

(NOTE: Items 3–6 are not applicable to applications under 11 U.S.C. § 506)

- (1) DATE CASE FILED: September 7, 2018
- (2) CHAPTER UNDER WHICH CASE WAS COMMENCED: 11
- (3) DATE OF RETENTION: November 20, 2018, effective as of September 26, 2018 [Docket No. 290]. See Order attached as Exhibit C
- (4) SUMMARIZE IN BRIEF THE BENEFITS TO THE ESTATE AND ATTACH SUPPLEMENTS AS NEEDED:
  - a. Gilbert LLP drafted the twenty-first fee statement and related documents; and
  - b. Gilbert LLP reviewed pleadings and schedule of settling insurers, and revised the form of confirmation.
- (5) ANTICIPATED DISTRIBUTION TO CREDITORS:
  - (A) ADMINISTRATION EXPENSES: Unknown at this time
  - (B) SECURED CREDITORS: Unknown at this time
  - (C) PRIORITY CREDITORS: Unknown at this time
  - (D) GENERAL UNSECURED CREDITORS: Unknown at this time
- (6) FINAL DISPOSITION OF CASE AND PERCENTAGE OF DIVIDEND PAID TO CREDITORS (IF APPLICABLE): Unknown at this time

I certify under penalty of perjury that the above is true.

Date: October 20, 2020

/s/ Kami E. Quinn  
Kami E. Quinn

# EXHIBIT A



700 Pennsylvania Avenue, SE  
Suite 400  
Washington, DC 20003  
O 202.772.2200  
F 202.772.3333  
GilbertLegal.com

ACC for Duro Dyne Corporation  
c/o Jeffrey A. Liesemer  
Caplin & Drysdale, Chartered  
One Thomas Circle NW, Suite 1100  
Washington, DC 20005

October 20, 2020  
Invoice Number: 11320864  
Client Number: 1558

FOR PROFESSIONAL SERVICES RENDERED through September 30, 2020

**Re: ACC for Duro Dyne Corporation**

<b>Matter Description</b>	<b>Fees</b>	<b>Costs</b>	<b>Total</b>
Insurance Analysis & Recovery	557.00	7.20	564.20
Retention / Fee Application	247.00	.00	247.00
Disclosure Statement / Plan of	890.00	.00	890.00
<b>Total</b>	<b>1,694.00</b>	<b>7.20</b>	<b>1,701.20</b>

TOTAL FEES \$ 1,694.00

TOTAL EXPENSES \$ 7.20

**TOTAL FEES AND EXPENSES \$ 1,701.20**

FOR PROFESSIONAL SERVICES RENDERED through September 30, 2020

**Insurance Analysis & Recovery**

<b>Date</b>	<b>Name</b>	<b>Services</b>	<b>Hours</b>	<b>Amount</b>
9/14/20	Grim, E.	Revise schedule of settling insurers.	.20	118.00
9/15/20	Quinn, K.	Review draft pleadings; review schedule of settling insurers.	.40	310.00
9/15/20	Johnson, K.	Review schedule of settling asbestos insurers and compare to previous settlement agreements of settling insurers.	.60	129.00
<b>TOTAL CHARGEABLE HOURS</b>			<b>1.20</b>	
<b>TOTAL FEES</b>				<b>\$ 557.00</b>

**TIMEKEEPER SUMMARY**

<b>Timekeeper</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
Quinn, K.	.40	775.00	310.00
Grim, E.	.20	590.00	118.00
Johnson, K.	.60	215.00	129.00
<b>TOTALS</b>	<b>1.20</b>		<b>\$ 557.00</b>

**EXPENSE DETAILS**

<b>Date</b>	<b>Description</b>	<b>Task</b>	<b>Amount</b>
9/30/20	PACER	E106	7.20
<b>TOTAL EXPENSES</b>			<b>\$ 7.20</b>
<b>TOTAL FEES AND EXPENSES FOR MATTER</b>			<b>\$ 564.20</b>

Invoice Number: 11320864  
 October 20, 2020

FOR PROFESSIONAL SERVICES RENDERED through September 30, 2020

**Retention / Fee Application**

<b>Date</b>	<b>Name</b>	<b>Services</b>	<b>Hours</b>	<b>Amount</b>
9/08/20	Holland, P.	Finalize 6th interim fee application; communicate with J. Fialcowitz re same.	.20	55.00
9/16/20	Hudgins, M.C.	Draft twenty-first monthly fee application, cover sheet, and exhibit.	.70	133.00
9/17/20	Grim, E.	Revise fee application.	.10	59.00
<b>TOTAL CHARGEABLE HOURS</b>			<b>1.00</b>	
<b>TOTAL FEES</b>				<b>\$ 247.00</b>

**TIMEKEEPER SUMMARY**

<b>Timekeeper</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
Holland, P.	.20	275.00	55.00
Hudgins, M.C.	.70	190.00	133.00
Grim, E.	.10	590.00	59.00
<b>TOTALS</b>	<b>1.00</b>		<b>\$ 247.00</b>

**TOTAL FEES AND EXPENSES FOR MATTER \$ 247.00**

Invoice Number: 11320864  
 October 20, 2020

FOR PROFESSIONAL SERVICES RENDERED through September 30, 2020

**Disclosure Statement / Plan of Reorganization**

<b>Date</b>	<b>Name</b>	<b>Services</b>	<b>Hours</b>	<b>Amount</b>
9/01/20	Grim, E.	Revise proposed findings of fact and conclusions of law and confirmation order.	.90	531.00
9/01/20	Johnson, K.	Review revised form of confirmation order re asbestos insurer injunction comparison.	.40	86.00
9/02/20	Quinn, K.	Review correspondence re finalizing settlements; confer with E. Grim re same.	.20	155.00
9/02/20	Grim, E.	Communicate with K. Johnson and K. Quinn re revisions to confirmation order.	.20	118.00
<b>TOTAL CHARGEABLE HOURS</b>			<b>1.70</b>	
<b>TOTAL FEES</b>				<b>\$ 890.00</b>

**TIMEKEEPER SUMMARY**

<b>Timekeeper</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
Quinn, K.	.20	775.00	155.00
Grim, E.	1.10	590.00	649.00
Johnson, K.	.40	215.00	86.00
<b>TOTALS</b>	<b>1.70</b>		<b>\$ 890.00</b>

**TOTAL FEES AND EXPENSES FOR MATTER \$ 890.00**

**TOTAL FEES AND EXPENSES \$ 1,701.20**



## EXHIBIT B

**EXPENSES**  
**September 1, 2020 - September 30, 2020**

<b>Date</b>	<b>Description</b>	<b>Amount</b>
9/30/2020	PACER	\$7.20
		<b>\$7.20</b>

## EXHIBIT C



Order Filed on November 20, 2018  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY Caption in Compliance with D.N.J. LBR 9004-1	
<b>THE LAW OFFICE OF JOHN A. FIALCOWITZ</b> John A. Fialcowitz, Esq. 89 Headquarters Plaza North, Suite 1216 Morristown, NJ 07960 (973) 532-7208 (Telephone) (973) 993-1857 (Fax)	
<i>Proposed Local Counsel for the Official          Committee of Asbestos Claimants</i>	
In re:  Duro Dyne National Corp., <i>et al.</i> <sup>1</sup>  <p style="text-align: center;">Debtors.</p>	Chapter 11  Case No. 18-27963 (MBK)  (Jointly Administered)

**ORDER AUTHORIZING THE EMPLOYMENT AND RETENTION OF GILBERT LLP AS SPECIAL INSURANCE COUNSEL TO THE OFFICIAL COMMITTEE OF ASBESTOS CLAIMANTS, *NUNC PRO TUNC* AS OF SEPTEMBER 26, 2018**

The relief set forth on the following pages, numbers two (2) through (3), is hereby ORDERED.

DATED: November 20, 2018

Honorable Michael B. Kaplan  
United States Bankruptcy Judge

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtors' tax identification number, are: Duro Dyne National Corp. (4664); Duro Dyne Machinery Corp. (9699); Duro Dyne Corporation (3616); Duro Dyne West Corp. (5943); and Duro Dyne Midwest Corp. (4662).

Page: 2  
Debtors: Duro Dyne National Corp., et al.  
Case No: 18-27963 (MBK)  
Caption: Order Authorizing the Employment and Retention of Gilbert LLP as Special Insurance Counsel to the Official Committee of Asbestos Claimants, *Nunc Pro Tunc* as of September 26, 2018

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Upon consideration of the application (the “Application”) of the Official Committee of Asbestos Claimants (the “Committee”) for entry of an order authorizing the employment and retention of Gilbert LLP (“Gilbert”) as Special Insurance Counsel to the Committee, *nunc pro tunc* as of September 26, 2018, and upon consideration of the Quinn Declaration in support of the Application; and the Court being satisfied, based on representations made in the Application that (i) Gilbert has no connection with the Debtors, their creditors, any party in interest, their current respective attorneys or professionals, the United States Trustee or any person employed in the office of the United States Trustee, and does not represent any entity having an adverse interest to the Debtors in connection with the Debtors’ chapter 11 cases, except as set forth in the Quinn Declaration; (ii) Gilbert is a “disinterested person” as that phrase is defined in § 101(14) of the Bankruptcy Code; (iii) neither Gilbert, nor its professionals, have any connection with the Debtors, their creditors or any other party in interest; (iv) Gilbert’s employment is necessary and in the best of the Committee; and (v) the Court having jurisdiction over this matters pursuant to 28 U.S.C. §§ 157 and 1334 and the *Standing Order of Reference to the Bankruptcy Court Under Title 11* of the United States District Court for the District of New Jersey dated September 18, 2012 (Simandle, C.J.); and venue being proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and notice of the Application being sufficient under the circumstances; and it appearing that no other or further notice need be provided; and after due deliberations and sufficient cause appearing therefore:

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Debtors: Duro Dyne National Corp., et al.

Case No: 18-27963 (MBK)

Caption: Order Authorizing the Employment and Retention of Gilbert LLP as Special Insurance Counsel to the Official Committee of Asbestos Claimants, *Nunc Pro Tunc* as of September 26, 2018

**IT IS HEREBY ORDER THAT:**

1. The Application is **GRANTED** as set forth herein.
2. The Committee is authorized to employ and to retain Gilbert LLP to serve as insurance counsel to the Committee in these chapter 11 cases, *nunc pro tunc* as of September 26, 2018.
3. Gilbert LLP shall be compensated in accordance with §§ 330 and 331 of the Bankruptcy Code, the applicable provisions of the Bankruptcy Rules, the Local Rules, and any orders entered in this case governing professional compensation and reimbursement for services rendered and charges and disbursement incurred.
4. The requirement set forth in Local Rule 9013-1(a)(3) that any motion or other request for relief be accompanied by a memorandum of law is hereby deemed satisfied by the contents of the Application or otherwise waived.
5. The Committee is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order.
6. This Court shall retain exclusive jurisdiction to hear and decide any and all disputes related to or arising from the implementation, interpretation and enforcement of this Order.