

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

In re:	:
	: Chapter 11
MET-COIL SYSTEMS CORPORATION,	:
	: Case No. 03-12676 (MFW)
Debtor.	:
	: <b>Related Docket No.</b>
	:
	:

**MOTION TO SHORTEN NOTICE FOR THE  
MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
PURSUANT TO SECTIONS 105, 1103(c)(5) AND 1109(b) OF THE BANKRUPTCY  
CODE FOR AUTHORITY TO COMMENCE AND PROSECUTE CERTAIN  
ACTIONS ON BEHALF OF THE ESTATE AND FOR RELATED RELIEF**

The Official Committee of Unsecured Creditors (the “Committee”) of Met-Coil Systems Corporation (“Met-Coil” or the “Debtor”), by and through their undersigned counsel, hereby moves (the “Motion”) for entry of an order pursuant to 11 U.S.C. § 102(1) and Del. Bankr. LR 9006-1 shortening notice respecting the *Motion Of The Official Committee Of Unsecured Creditors Pursuant To Sections 105, 1103(c)(5) And 1109(b) Of The Bankruptcy Code For Authority To Commence And Prosecute Certain Actions On Behalf Of The Estate And For Related Relief* (the “Motion to Pursue Causes of Action”), and shows this Court as follows:

1. By this Motion, the Committee requests the Court to shorten the notice period for the Motion to Pursue Causes of Action to seven days. Delaware Local Bankruptcy Rule requires the Committee to give all creditors and indenture trustees 18 days’ notice by mail of the Application unless the moving party files a motion pursuant to Del. Bankr. L.R. 9006-1(e) requesting the notice period be shortened. The Committee submits there is sufficient cause to justify shortening the 18-day notice period to seven days.

2. The next omnibus hearing date is April 19, 2004 at 10:30 a.m. The next hearing date thereafter is May 24, 2004. Pursuant to the Court’s directive at the March 22, 2004 omnibus

hearing, the Debtor is required to file a disclosure statement and plan of reorganization with the Court by May 24, 2004.

3. The Committee's request to the Debtor to pursue certain causes of action (the "Causes of Action") against Mestek and Formtek has been refused and the Debtor has taken no independent action to investigate, evaluate or otherwise pursue these causes of action. Further, despite numerous requests, the Committee has been unable to obtain documents and information from the Debtor and Mestek needed to investigate the Debtor's relationship with Mestek, among other matters. *See Motion of The Official Committee of Unsecured Creditors for an Order Authorizing and Directing the Production of Documents from and Oral Examinations By Deposition of Met-Coil Systems Corporation and Mestek, Inc. Pursuant to Fed. R. Bankr. P. 2004 [D.I. 713].*

4. The causes of action are a key asset of the estate, which could have a significant impact on the allowability of both prepetition and administrative claims asserted by Mestek against the Debtor. Further, to the extent the plan provides for third-party releases of Mestek and the implementation of a Section 105 injunction for the benefit of Mestek, the consideration to be provided by Mestek in exchange therefore needs to be investigated to determine its value to the estate.

5. The Committee requests the Court's approval for setting forth a deadline for filing objections to the Motion to Pursue Causes of Action of **April 16, 2004 at 12:00 p.m.** The Committee submits that such form of notice is proper under 11 U.S.C. § 102 and Bankruptcy Rule 2002(m).

WHEREFORE, the Committee respectfully requests the entry of an Order shortening notice of the Application as described above and granting such other and further relief as may be just and proper.

Dated: April 12, 2004

KLEHR, HARRISON, HARVEY,  
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