

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re:)	Chapter 11
)	
Wall St. Recycling L.L.C.,)	Case No. 17-51701
)	
Debtor.)	
)	Judge Alan Koschik
An Ohio Limited Liability Company)	
(Employer Tax I.D. No. 34-1924090))	
)	

**DEBTOR’S SECOND MOTION FOR AN ORDER PURSUANT TO 11 U.S.C. § 1121(d)
EXTENDING THE EXCLUSIVITY PERIODS DURING WHICH ONLY THE DEBTOR
MAY PROPOSE A CHAPTER 11 PLAN AND SOLICIT ACCEPTANCES THEREOF**

Wall St. Recycling L.L.C. (the “Debtor”), the Debtor and Debtor-in-possession in the above-captioned Chapter 11 case (the “Case”), hereby moves this Court for the entry of an order, pursuant to section 1121(d) of Title 11 of the United States Code (the “Bankruptcy Code”), extending the exclusive periods within which the Debtor may propose a Chapter 11 plan (the “Plan”) and solicit acceptances thereon.

In support of the Motion, the Debtor respectfully represents as follows:

Background

1. On July 19, 2017 (the “Petition Date”), the Debtor filed a voluntary petition for relief under chapter 11 of title 11 of the Bankruptcy Code. The Debtor is continuing in position of its property and is operating its business as a debtor-in-possession, pursuant to sections 1107 and 1108 of the Bankruptcy Code. No trustee, examiner, or official committee of unsecured creditors has been appointed

2. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Consideration of the Motion is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). The

venue of the Debtor's chapter 11 case is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409.

3. The statutory predicates for the relief requested herein are Bankruptcy Code sections 105(a) and 1121(d).

4. Pursuant to section 1121(b) of the Bankruptcy Code, the Debtor's exclusive period for filing a Plan would have expired on November 16, 2017 (the "Plan Proposal Period"), and the Debtor's exclusive period for soliciting acceptances of the Plan would have expired on January 15, 2018 (the "Solicitation Period," and, together with the Plan Proposal Period, the "Exclusive Periods"). However, on December 6, 2017, this Court ordered the extension of the Plan Proposal Period to February 14, 2018, as well as the extension of the Solicitation Period to April 15, 2018 (the "Exclusivity Order"). Notwithstanding making strident progress towards the ability to propose a plan of reorganization, the Debtor requires additional time to formulate the terms and parameters of a feasible plan.

5. As this Court is aware, the Debtor is engaged in two significant pieces of litigation. The first case relates to the Debtor's interest in a joint venture called JV Iron and Metal, LLC (the "JV Litigation") and involves a myriad of claims that the joint venture members assert against one another, including claims for breach of contract and breach of fiduciary duty. The second case involves a dispute among the Debtor and its equity holders (the "Member Litigation").

6. The Debtor is actively engaged in negotiations that, it hopes, will generate a consensual resolution to both cases. Rather than submit a plan that contains multiple contingencies pending these discussions, the Debtor instead seeks a further extension of the periods during which it has the exclusive right to file and seek acceptance of a plan.

Relief Requested

A. Status of the Debtor's Chapter 11 Case

7. By this Motion, the Debtor seeks an order further extending the Plan Proposal Period to the earlier of: (i) forty-five (45) days after the settlement or other resolution on the merits of the JV Litigation or (ii) August 15, 2018. Debtor seeks to extend the Solicitation Period to sixty (60) days following the Plan Proposal Period. The extensions requested herein are without prejudice for any party to seek termination of the Exclusive Periods for cause under the applicable rules. The Debtor submits that the requested extensions are appropriate given the posture of the cases and the ongoing settlement discussions. Further, the Cawley Parties (the counter parties in the JV Litigation) consent to the requested extension and counsel for Michael Ambrose (the counter party in the Member Litigation) has indicated that Mr. Ambrose will not oppose the requested extension.

8. Since the initial extension of the Exclusive Periods, the Debtor has made significant progress in its reorganization efforts and its ability to confirm a plan. Specifically, the Debtor has retained professionals to perform appraisals of its machinery, equipment, real estate and the business enterprise as a whole.

9. The Debtor also is working to resolve one of the biggest impediments to plan confirmation – resolution of the JV Litigation. Although the Debtor continues to dispute the merits of the Cawley Parties' claims, it recognizes that a reasonable settlement of the litigation would be in the best interests of the estate. To that end, the Debtor and the Cawley Parties have agreed to mediation before Judge Harris, with an eye towards a global resolution of the parties' claims against one another. Resolution of the JV Litigation (and any other claims of the Cawley Parties) will significantly streamline the plan process and promote a more likely opportunity to resolve the Member Litigation.

10. Finally and equally important, the filed monthly operating reports demonstrate that the Debtor continues to run a thriving and profitable business post-petition.

B. Basis for the Relief Requested

11. Exclusivity was incorporated into the Bankruptcy Code to provide a debtor with a full and fair opportunity to prepare a Chapter 11 plan and to solicit acceptances to such plan without the dislocation and disruption of the debtor's business that would be caused by the filing of competing proposed plans by other parties in interest.

12. The objective of a chapter 11 case is the negotiation, formulation, development, confirmation, and consummation of a plan, and it is the intention of the Debtor to achieve that objective. In circumstances where, as here, the initial 120 and 180-day exclusive periods provided for in the Bankruptcy Code prove to be an unrealistic time frame for a debtor to achieve confirmation of a plan, section 1121(d) of the Bankruptcy Code allows the Court to extend a debtor's exclusive periods for "cause".

13. The decision to extend a debtor's exclusivity periods is committed to the sound discretion of the Court and should be based upon the facts and circumstances of a particular case. Official Comm. of *Unsecured Creditors v. Elder Beerman Stores Corp.* (*In re Elder-Beerman Stores Corp.*), 1997 U.S. Dist. LEXIS 23785 (S.D. Ohio 1997). Although the Bankruptcy Code does not define "cause" for an extension, courts have looked to the legislative history of section 1121(d) for guidance. *In re Lake in the Woods*, 10 B.R. 338 (E.D. Mich. 1981). Congress did not intend that the 120-and 180-day periods be absolute. Instead, Congress intended that the exclusive periods be of an adequate length, given the circumstances, for a debtor to formulate, negotiate and draft a viable plan without the disruption to the business that would occur with the filing of competing plans. *See In re Amko Plastics*, 197 B.R. 74, 77 (Bankr. S.D. Ohio 1996) (noting that Congress intended courts to have flexibility in dealing with extensions of

exclusivity); *Gaines v. Perkins (In re Perkins)*, 71 B.R. 294, 297 (W.D. Tenn. 1987) (“The hallmark of [section 1121(d)] is flexibility.”).

14. In determining whether cause exists, courts generally look to the totality of circumstances in each case. *In re Express One Int’l Inc.*, 194 B.R. 98,100 (Bankr. E.D. Tex. 1996); *In re McLean Indus., Inc.*, 87 B.R. 830, 834 (Bankr. S.D.N.Y. 1987); *In re Nicolet, Inc.*, 80 B.R. 733 (Bankr. E.D. Pa. 1987). Specifically, the factors that courts look to in determining whether or not cause exists to extend the exclusive periods prescribed in Bankruptcy Code section 1121 include: (i) the size and complexity of the case; (ii) the necessity of sufficient time to negotiate and prepare adequate information; (iii) the existence of good faith progress; (iv) whether the debtor is paying its debts as it becomes due; (v) whether the debtor has demonstrated reasonable prospects for filing a viable plan; (vi) whether the debtor has made progress negotiating with creditors; (vii) the length of time a case has been pending; (viii) whether the debtor is seeking an extension of exclusivity to pressure creditors to submit to the debtor’s reorganization demands; and (ix) whether or not unresolved contingencies exist. *See, e.g., In re Crescent Mfg. Co.*, 122 B.R. 979, 982-83 (Bankr. N.D. Ohio 1990); *In re Service Merchandise Co., Inc.*, 256 B.R. 744, 751-54 (M.D. Tenn. 2000). No single factor is dispositive with respect to whether exclusivity should be extended. *In re Dow Corning Corp.*, 208 B.R. 661, 664 (Bankr. E.D. Mich 1997). The Debtor respectfully submits that under these factors, particularly in light of the additional burdens imposed on the Debtor due to the pending pieces of litigation, the Exclusive Periods should be extended.

15. The following factors all weigh in favor of granting an extension at this time: (i) the Debtor has made only one prior request for an extension of the Exclusive Periods; (ii) the Debtor has managed its bankruptcy case in good faith and is pursuing plan negotiations in good faith; (iii) the Debtor is paying its debts as they become due post-petition and continues to be

profitable; (iv) the Debtor is at a critical point in its restructuring process – namely working towards resolution of the JV Litigation; and (v) the extension is not being sought in order to pressure creditors.

16. The requested extension of the Exclusive Periods is essential to allow the Debtor to proceed with the plan process as contemplated by the Bankruptcy Code. Since virtually day one of this case, the Debtor has been balancing the time-consuming litigation with managing its Chapter 11 case. This process has moved along as quickly as reasonably possible; however, the Debtor requires additional time to propose a plan of reorganization and expects to be in an optimal position to propose a plan in the near future.

17. In light of the foregoing factors, the Debtor's request is reasonable. This Court, as well as others, routinely grants lengthy extensions of exclusivity in reorganization cases facing complex issues. *See, e.g., In re Phar-Mor, Inc.*, No. 92-41599 (Bankr. N.D. Ohio) (exclusivity ultimately extended for approximately three years); *In re Revco D.S., Inc.*, Case Nos. 588-1308-1321, 1305, 1761-1812 & 1820 (Bankr. N.D. Ohio) (exclusivity ultimately extended for over two years); *In re The Elder-Beerman Stores Corp.*, No. 95-33643 (S.D. Ohio) (exclusivity ultimately extended for approximately 22 months); *In re Loewen Group Int'l, Inc.*, No. 99-1244 (PJW) (Bankr. D. Del.) (exclusivity ultimately extended for approximately 18 months).

18. Accordingly, the Exclusive Periods should be extended to provide the Debtor with a full and meaningful opportunity to negotiate, propose and seek to confirm a plan of reorganization.

Notice

19. Notice of the Motion has been given to (i) the Office of the United States Trustee for the Northern District of Ohio, (ii) the Debtor's secured lender, (iii) the Debtor's twenty largest creditors, and (iv) all other parties that have appeared and requested notice pursuant to

Rule 2002 of the Federal Rules of Bankruptcy Procedure. The Debtor submits that, under the circumstances, no other or further notice need be given.

Conclusion

WHEREFORE, the Debtor respectfully requests the entry of an order granting the relief requested herein, that the Plan Proposal Period be extended for the earlier of (i) forty-five (45) days after the settlement or other resolution on the merits of the JV Litigation or (ii) August 15, 2018; that the Solicitation Period be extended for sixty (60) days following the Plan Proposal Period; and such other and further relief as the Court deems just and proper.

Dated: February 13, 2018

Respectfully submitted,

/s/ Kate M. Bradley

Marc B. Merklin (0018195)
Kate M. Bradley (0074206)
Bridget A. Franklin (0083987)
Brouse McDowell, LPA
388 S. Main Street, Suite 500
Akron, Ohio 44311
Telephone: (330) 535-5711
Facsimile: (330) 253-8601
mmerklin@brouse.com
kbradley@brouse.com
bfranklin@brouse.com

*Counsel for the Debtor
and Debtor-in-Possession*

1018037

CERTIFICATE OF SERVICE

I, Kate M. Bradley, hereby certify that on February 13, 2018, a true and correct copy of *Debtor's Second Motion for an Order Pursuant to 11 U.S.C. § 1121(d) Extending the Exclusivity Periods During Which Only the Debtor May Propose a Chapter 11 Plan and Solicit Acceptances Thereof* was served via the Court's CM/ECF system to the following who are listed on the Court's Electronic Mail Notice List:

Robert D. Barr on behalf of Creditor Cawley JV, LLC at rbarr@koehler.law, rbarr@koehler.law

Robert D. Barr on behalf of Creditor Global Mill Supply, Inc. at rbarr@koehler.law, rbarr@koehler.law

Richard A. Baumgart on behalf of Creditor Richard Baumgart at rbaumgart@dsb-law.com

Kate M. Bradley on behalf of Debtor Wall St. Recycling L.L.C. at kbradley@brouse.com, tpcalcic@brouse.com;mmiller@brouse.com

Kari B. Coniglio on behalf of Interested Party Dermot Cawley at kbconiglio@vorys.com, mdwalkuski@vorys.com

Kari B. Coniglio on behalf of Interested Party Patrizia Cawley at kbconiglio@vorys.com, mdwalkuski@vorys.com

Kari B. Coniglio on behalf of Plaintiff Cawley JV, LLC at kbconiglio@vorys.com, mdwalkuski@vorys.com

Kari B. Coniglio on behalf of Plaintiff Global Mill Supply, Inc. at kbconiglio@vorys.com, mdwalkuski@vorys.com

James W. Ehrman on behalf of Interested Party Michael Ambrose at jwe@weadvocate.net, newpleadings@gmail.com;ecf-7d83ee620d47@ecf.pacerpro.com

James W. Ehrman on behalf of Plaintiff Michael Ambrose at jwe@weadvocate.net, newpleadings@gmail.com;ecf-7d83ee620d47@ecf.pacerpro.com

Bridget Aileen Franklin on behalf of Debtor Wall St. Recycling L.L.C. at bfranklin@brouse.com, tpcalcic@brouse.com

Robert T. Glickman on behalf of Creditor JV Iron & Metal, LLC at
rtg@mccarthylebit.com

Thomas R. Houlihan on behalf of Creditor Ohio Department of Taxation at
Houlihan@amer-law.com, crogers@amer-collect.com;rschroeter@amer-
collect.com;HouliECF@aol.com

Robert R. Kracht on behalf of Creditor JV Iron & Metal, LLC at rrk@mccarthylebit.com

Ezio Anthony Listati on behalf of Defendant John Joseph at elistati@tddlaw.com,
pfordyce@tddlaw.com

Ezio Anthony Listati on behalf of Defendant Robert Murphy at elistati@tddlaw.com,
pfordyce@tddlaw.com

Ezio Anthony Listati on behalf of Interested Party Robert Murphy at
elistati@tddlaw.com, pfordyce@tddlaw.com

Louise M. Mazur on behalf of Debtor Wall St. Recycling L.L.C. at lmazur@brouse.com,
sgibson@brouse.com

Cameron McCord on behalf of Creditor Cawley JV, LLC at cmccord@joneswalden.com,
ahirsch@joneswalden.com;cparker@joneswalden.com;lbrown@joneswalden.com

Cameron McCord on behalf of Creditor Global Mill Supply, Inc. at
cmccord@joneswalden.com, ahirsch@joneswalden.com; cparker@joneswalden.com;
lbrown@joneswalden.com

Cameron McCord on behalf of Plaintiff Cawley JV, LLC at cmccord@joneswalden.com,
ahirsch@joneswalden.com;cparker@joneswalden.com;lbrown@joneswalden.com

Cameron McCord on behalf of Plaintiff Global Mill Supply, Inc. at
cmccord@joneswalden.com, ahirsch@joneswalden.com; cparker@joneswalden.com;
lbrown@joneswalden.com

Marc Merklin on behalf of Debtor Wall St. Recycling L.L.C. at mmerklin@brouse.com,
tpalcic@brouse.com

Charles A. Nemer on behalf of Creditor JV Iron & Metal, LLC at
can@mccarthylebit.com

Richard D. Panza on behalf of Defendant Wall St. Recycling L.L.C. at
rpanza@wickenslaw.com, docket@wickenslaw.com;jpanza@wickenslaw.com

Christopher W. Peer on behalf of Defendant Wall St. Recycling L.L.C. at
cpeer@wickenslaw.com, docket@wickenslaw.com;skershaw@wickenslaw.com

John A. Polinko on behalf of Creditor Civista Bank at JPolinko@WickensLaw.com, docket@wickenslaw.com;skershaw@wickenslaw.com

David M. Santoli on behalf of Creditor Ionia, LLC at attydms@hotmail.com

David M. Santoli on behalf of Creditor Wexford Investments, LLC at attydms@hotmail.com

William E. Schonberg on behalf of Creditor Westfield Bank, FSB at wschonberg@beneschlaw.com, docket@beneschlaw.com;cgreen@beneschlaw.com; lbehra@beneschlaw.com

Richard P. Schroeter, Jr on behalf of Creditor Ohio Department of Taxation at rschroeter@amer-collect.com, sallman@amer-collect.com;HouliECF@aol.com; jvaughan@amer-collect.com

Brent S. Silverman on behalf of 3rd Pty Defendant Adam Mocny at bsilverman@reminger.com

Brent S. Silverman on behalf of 3rd Pty Defendant Kyle Ambrose at bsilverman@reminger.com

Brent S. Silverman on behalf of 3rd Pty Defendant Matthew Ambrose at bsilverman@reminger.com

Brent S. Silverman on behalf of 3rd Pty Defendant Nicholas Mocny at bsilverman@reminger.com

Brent S. Silverman on behalf of Plaintiff Michael Ambrose at bsilverman@reminger.com

Elliot Michael Smith on behalf of Interested Party ArcelorMittal USA LLC at elliot.smith@squirepb.com, christina.correll@squirepb.com;cle_dckt@squirepb.com

Leo M. Spellacy, Jr. on behalf of Defendant John Joseph at lspellacy@tddlaw.com, pfordyce@tddlaw.com

Leo M. Spellacy, Jr. on behalf of Defendant Robert Murphy at lspellacy@tddlaw.com, pfordyce@tddlaw.com

Leo M. Spellacy, Jr. on behalf of Interested Party Robert Murphy at lspellacy@tddlaw.com, pfordyce@tddlaw.com

Robert Allen West, Jr. on behalf of 3rd Pty Defendant Adam Mocny at rwest@c-g-law.com

Robert Allen West, Jr. on behalf of 3rd Pty Defendant Kyle Ambrose at rwest@c-g-law.com

Robert Allen West, Jr. on behalf of 3rd Pty Defendant Matthew Ambrose at
rwest@c-g-law.com

Robert Allen West, Jr. on behalf of 3rd Pty Defendant Nicholas Mocny at
rwest@c-g-law.com

Robert Allen West, Jr. on behalf of Plaintiff Michael Ambrose at rwest@c-g-law.com

Mary K. Whitmer on behalf of Interested Party Michael Ambrose at
mkw@weadvocate.net, mwhitmer@ecf.epiqsystems.com;ctk@weadvocate.net

Mary K. Whitmer on behalf of Interested Party Michael Ambrose at
mkw@weadvocate.net, mary-k-whitmer-0919@ecf.pacerpro.com

Christopher B. Wick on behalf of Interested Party Independence Excavating, Inc. at
cwick@hahnlaw.com, hlpcr@hahnlaw.com;cmbeitel@hahnlaw.com

Rachelle Kuznicki Zidar on behalf of Defendant Wall St. Recycling L.L.C. at
rzidar@wickenslaw.com, docket@wickenslaw.com;skershaw@wickenslaw.com

Maria D. Giannirakis ust06 on behalf of U.S. Trustee United States Trustee at
maria.d.giannirakis@usdoj.gov

And by regular U.S. Mail, postage prepaid on February 13, 2018, on the parties identified below.

21ST CENTURY PROGRAMMING
1051 E. Wardlow Road
Long Beach CA 90807

AMERICAN SPRING & WIRE CORP.
Dept. 781727
PO Box 78000
Detroit MI 48278-1727

ARC GAS AND SUPPLY
4560 Nicky Blvd.
Cuyahoga Hts OH 44125

ARCELOR MITTAL USA LLC
28783 Network Place
Chicago IL 60673-1254

Arcelormittal Cleveland West Inc.
Attn: Keith Nagel
4020 Kinross Lakes Parkway
Richfield OH 44286

ARCONIC INC.
PO Box 360035
Pittsburgh PA 15251

BUCKEYE WASTE INDUSTRIES
PO Box 1262
Cuyahoga Falls OH 44223

BULK TRUCK LEASING, INC.
PO Box 93823
Cleveland OH 44101-5823

CINTAS CORPORATION #310
Cintas Corporation LO310
PO Box 630910
Cincinnati OH 45263

DOWNS SEPTIC TANK AND
DRAIN SERVICE
4329 State Road
Penninsula OH 44264

FIRSTMERIT BANK, N.A.
106 S. Main Street
Akron OH 44308

FIRSTMERIT BANK, N.A.
111 Cascade Plaza
Akron OH 44308

FPT CLEVELAND
4476 Solutions Center
Chicago IL 60677-4004

GIBSON MACHINERY LLC
181 Oakleaf Oval
Oakwood OH 44146

HOME DEPOT CREDIT SERVICES
P.O. Box 790328
St. Louis, MO 63179

INTERNAL REVENUE SERVICE
PO Box 7346
Philadelphia PA 19101-7346

INTERNAL REVENUE SERVICE
Insolvency Group 6
1240 East Ninth St., Room 493
Cleveland OH 44199

IONIA, LLC
1751 Wexford Way
Vienna VA 22182

J V IRON AND METAL LLC
c/o Nick Gautam, Receiver
PO Box 23793
Chagrin Falls OH 44022

J V IRON AND METAL LLC
c/o McCarthy, Lebit, Crystal, Liffman
Robert R. Kracht; C. Nemer; J. Moran
1800 Midland Bld., 101 Prospect Ave. W,
Cleveland, OH 44115

J V IRON AND METAL LLC
c/o Vorys Sater Seymour & Pease
Kari B. Coniglio, R. Adlakha,
A. O'Malley
200 Public Sq., Suite 1400
Cleveland, OH 44114-2327

J. ROSS EXPRESS INC.
3160 East 79th Street
Cleveland OH 44104

LEEK BROKERAGE
1311 Newton St. Unit C
Tallmadge OH 44278

NAPA
9011 State Route 14
Streetsboro OH 44241

OFFICE OF THE U.S. ATTORNEY
Attn: Bankruptcy Section
Carl B. Stokes U.S. Court House
801 W. Superior Ave., Suite 400,
Cleveland OH 44113-1852

OHIO ATTORNEY GENERAL
Attn: Bankruptcy Staff
150 E. Gay Street, 21st Floor
Columbus OH 43215

OHIO BUREAU OF WORKERS'
COMPENSATION
Attn: Law Section Bankruptcy Unit
PO Box 15567
Columbus OH 43215-0567

OHIO CAT
Box 774439
4439 Solutions Center
Chicago IL 60677-4004

Ohio Dept. of Job & Family Services
Attn: Program Srvs/Revenue
Recovery
PO Box 182404
Columbus OH 43218-2404

Ohio Dept. of Job & Family Svcs
Attn: Contributions
PO Box 182404
Columbus OH 43218-2404

OHIO DEPARTMENT OF TAXATION
Attn: Bankruptcy Division
PO Box 530
Columbus OH 43216-0530

PORTAGE COUNTY ENGINEERS
5000 Newton Falls Road
Ravenna OH 44266

ROGERS INDUSTRIAL
PRODUCTS
532 S. Main Street
Akron OH 44311

SMITHERS OASIS
295 Water St., Suite 201
Kent OH 44240

STAPLES CREDIT PLAN
500 Staples Drive
Framingham, MA 01702

STEIN, INC.
PO Box 635749
Cincinnati OH 45263-5749

TOTAL SCRAP MANAGEMENT
4250 North Service Rd
Windsor ONTARIO N8W 5X2
CANADA

TOYOTA FINANCIAL SRVS 9497
c/o Toyota Motor Credit Corp.
PO Box 9013
Addison, TX 75001

UNIVERSAL STEEL COMPANY
PO Box 74645
Cleveland OH 44194-4645

WEXFORD INVESTMENTS, LLC
1751 Wexford Way
Vienna VA 22182

S, HERZER, PANZA, COOK &
BATISTA CO.
35765 Chester Road
Avon OH 44011-1262

ABC FIRE INC.
10250 Royalton Road
N. Royalton OH 44133

AFFORDABLE WAREHOUSE
PO Box 28458
Olmsted Falls OH 44138

AMERICAN EXPRESS BANK, FSB
c/o Becket & Lee LLP
PO Box 3001
Malvern, PA 19355-0701

ARCELORMITTAL CLEVELAND
LLC
3060 Eggers Road
Cleveland OH 44105

B&B WRECKING & EXCAVATING
4510 East 71st Street, Ste 6
Cleveland OH 44105

BET-IX LLC
100 Bet-Tech Drive
Aliquippa PA 15001

CUSTOM PULTRUSIONS, INC.
1331 S. Chillicothe Road
Aurora OH 44202

CUYAHOGA VALLEY CAREER CTR
8001 Brecksville Road
Brecksville OH 44141

ENVIROSERVE
4600 Brookpark Road
Cleveland OH 44134

FIRST COMMUNICATIONS LLC
3340 W. Market St.
Fairlawn, OH 44333

GLOBAL MILL SUPPLY, INC.
1875 Lockeway Drive, Suite 706
Alpharetta GA 30004
(Undeliverable)

INDEPENDENCE EXC BET
LAKESHORE
100 Bet-Tech Drive
Aliquippa PA 15001

LIBERTY MUTUAL INSURANCE
PO Box 2051
Keene NH 03431-7051

MIDWEST RAILWAY
PRESERVATION SOCIETY
2800 West 3rd Street
Cleveland OH 44113

MITTAL STEEL USA - CLEVELAND
WORKS RAILWAY, INC.
3060 Eggers Avenue
Cleveland OH 44105

NORTH EAST PIPE AND SUPPLY
Attn: Rick Casper
6740 Lincoln Way East
Wooster OH 44691

PORTAGE COUNTY MOTOR POOL
3480 State Route 59
Ravenna OH 44266

REPUBLIC SERVICES #870
PO Box 9001099
Louisville KY 40290-1099

RESERVE IRON OH
11600 S. Burley Ave
Chicago IL 60617

TIME WARNER CABLE - NE
c/o Charter/Spectrum
7815 Crescent Executive Dr., 4th FL.
Charlotte, NC 28217

VALLETTO CONSTRUCTION
INDUSTRIES, LLC
30701 Euclid Avenue, Suite 200
Wickliffe OH 44092

Brent Silverman
Ciano & Goldwasser LLP
1610 Midland Bld.
101 W. Prospect Ave., Ste 1610
Cleveland, OH 44115

ARCONIC INC.
201 ISABELLA ST.
PITTSBURGH, PA 15212

UNIVERSAL STEEL COMPANY
6600 GRANT AVE.
CLEVELAND, OH 4410

Ohio Edison
5001 NASA Blvd.
Fairmont, WV 26554

Civista Bank, fka The Citizens
Banking Company
303 Howard Drive
Sandusky, OH 44870

BOBER MARKEY FEDOROVICH &
COMPANY
3421 Ridgewood Road, Suite 300
Akron, Ohio 44333-3119

SPALDING EMIG COMPANY
Attn: John Emig
164 East Main Street, Suite 201
Kent, OH 44240

JV Iron & Metal LLC
PO Box 23793
Chagrin Falls, OH 44022

Joseph D. Herz
Hilco Valuations Services, LLC
5 Revere Dr., Suite 300
Northbrook, IL 60062

/s/ Kate M. Bradley

Kate M. Bradley (0074206)
BROUSE MCDOWELL, LPA
388 S. Main Street, Suite 500
Akron, Ohio 44311
Telephone: (330) 535-5711
Facsimile: (330) 253-8601
kbradley@brouse.com

*Counsel for the Debtor
and Debtor-in-Possession*