

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**IN RE:** )  
 ) **Chapter 11**  
**CITATION CORPORATION, et al.,** )  
 ) **Case No. 04-8130-TOM-11**  
**Debtors.** ) **(Jointly Administered)**

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**ORDER ESTABLISHING CASE MANAGEMENT PROCEDURES**

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This matter came to be heard upon the motion (the "Motion") of Citation Corporation ("Citation"), its holding company, and certain of its direct and indirect subsidiaries (the "Subsidiaries"), as debtors and debtors in possession (collectively, the "Debtors"), for an order establishing omnibus hearing dates and certain notice, case management and administrative procedures pursuant to §§ 102 and 105(a) of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the "Bankruptcy Code") and Rules 2002(m) and 9007 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"). Upon consideration of the Affidavit of Charles P. Bloome in Support Chapter 11 Petitions and First Day Orders; the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334; due notice of the Motion having been provided to (1) the Office of the Bankruptcy

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<sup>1</sup> In addition to the Citation Corporation, the Debtors include the following entities: (i) Citation Holding Company, (ii) Berlin Foundry Corporation, (iii) Bohn Aluminum, Inc., (iv) Castwell Products, Inc., (v) Citation Precision, Inc., (vi) HI-TECH, Inc., (vii) Iroquois Foundry Corporation, (viii) ISW Texas Corporation, (ix) Mansfield Foundry Corporation, (x) OBI Liquidating Corp., (xi) Texas Steel Corporation, (xii) TSC Texas Corporation, (xiii) Citation Aluminum, LLC, (xiv) Citation Castings, LLC, (xv) Citation Grand Rapids, LLC, (xvi) Citation Lake Zurich, LLC, (xvii) Citation Michigan, LLC, (xviii) Citation Wisconsin Forging, LLC, (xix) Citation Wisconsin, LLC, (xx) ITM Holding Co., LLC, (xxi) Interstate Southwest, Ltd., (xxii) Texas Foundries, Ltd., and (xxiii) MFC Liquidating Company, Ltd.

Administrator for the United States Bankruptcy Court for the Northern District of Alabama, Southern Division (the "Bankruptcy Administrator"); (2) counsel to JPMorgan Chase Bank as Administrative Agent for the Debtors' prepetition lenders; (3) counsel to JPMorgan Chase Bank as Administrative Agent for the Debtors' proposed postpetition lenders; (4) the Debtors' twenty (20) largest unsecured creditors (on a consolidated basis); and (5) the District Director of Internal Revenue Service for the Northern District of Alabama; and it appearing that no other or further notice need be provided; at hearing on the Motion held on September 20, 2004, the Court having determined that the relief sought in the Motion is in the best interests of the Debtors, their creditors, and all parties in interest; upon the Motion and all of the proceedings before this Court; and after due deliberation and sufficient cause appearing therefore, it is hereby

**ORDERED** that the Motion is **GRANTED**; and it is further

**ORDERED** that, unless otherwise ordered by the Court, the Court hereby establishes the following schedule as the scheduled hearing days and times (the "Scheduled Hearings") at which all motions, applications and other matters for which the notice period has run or for which an expedited hearing has been granted in these chapter 11 cases:

1. Monday October 4, 2004 at 2:00 p.m.
2. Monday October 18, 2004 at 2:00 p.m.
3. Tuesday November 2, 2004 at 2:00 p.m.
4. Monday November 15, 2004 at 2:00 p.m.
5. Monday November 29, 2004 at 2:00 p.m.
6. Monday December 20, 2004 at 2:00 p.m.

**ORDERED** that all motions, applications and other matters for which the notice period has run or for which expedited hearing has been granted shall be set, at least preliminarily, for

the appropriate Scheduled Hearing as set forth above. In the event that the Court determines that any matter will likely involve substantial testimony, the Court may continue, reset or set final hearing for another hearing date; and it is further

**ORDERED** that all Scheduled Hearings will be held at the United States Bankruptcy Court For the Northern District of Alabama, Southern Division, 1800 Fifth Avenue North, Birmingham, Alabama 35203, in Courtroom 2, unless otherwise ordered by this Court; and it is further

**ORDERED** that except as provided in the next paragraph with respect to stay relief motions, all motions, applications, and other matters requiring notice and/or a hearing that are filed in this main bankruptcy case shall be noticed for hearing on the next Scheduled Hearing day that is at least twenty-five (25) days after such motion, application, or other paper, is filed and notice thereof is served on the appropriate parties. Unless otherwise ordered by the Court, the objection deadline with respect thereto shall be the earlier of (i) twenty (20) days after service of such motion, application or other paper, and (ii) three (3) business days prior to the hearing, but if the hearing is continued, the deadline is extended until three (3) business days prior to the continued hearing. The hearing date and objection deadline shall appear on the first page of the paper. This paragraph shall not apply to adversary proceedings, which shall be governed by their own scheduling order; and it is further

**ORDERED** that, after the notice period has run, the Debtors shall promptly submit to the Court an agenda (the "Agenda"), in draft form, detailing what matters are scheduled to be heard at the next Scheduled Hearing, and the Debtors shall file and serve the Agenda on all parties on the Master Service List (as herein defined) by 10 a.m. on the day before the Scheduled Hearing day; and it is further

**ORDERED** that this Court may grant any party desiring expedited relief on a filed matter prior to the next Scheduled Hearing an emergency hearing upon request of the party and good cause shown; and it is further

**ORDERED** that the Court shall conduct a status conference at the first Scheduled Hearing each month; and it is further

**ORDERED** that the any entity filing any motion, application or other matter be required to serve notice (the "Notice") of such matter on the parties listed on the Master Service List (as defined herein) and in accordance with the procedures set forth herein, where applicable; provided, however, that Electronic Case Filing (ECF) email notification of the filing of any objection by the Bankruptcy Administrator shall be sufficient notice thereof. Such Notice shall include the title of the matter filed, the time and date of any objection deadline, and the applicable Scheduled Hearing (or other hearing date as ordered by the Court) at which the Court will consider the matter (the "Applicable Hearing Date"). As a result of the implementation of these procedures, the Court will not be required to issue notice; and it is further

**ORDERED** that in the event that a motion, application or other matter is filed with the Court and does not appear on the Court Calendar for the Applicable Hearing Date within three (3) business days of the filing thereof, such filing party should contact the Court for the sole purpose of posting a hearing with respect thereto on the Court Calendar; and it is further

**ORDERED** that, unless the Court determines otherwise, telephonic appearances at all hearings shall be authorized, except that those appearing telephonically may not examine witnesses, and no telephonic testimony will be allowed. All requests for telephonic appearance should be made to the Court's chambers at least one business day prior to the hearing. In the event that requests for telephonic participation exceed the capabilities of the Court's

conferencing system, then the parties, at their own expense, may arrange conferencing and submit procedures to the Court in advance of the hearing; and it is further

**ORDERED** that, with respect to all matters for which the Bankruptcy Code, the Bankruptcy Rules, or the Local Rules of the United States District Court for the Northern District of Alabama (the "Local Rules") either (i) authorize the Court to designate or limit the parties entitled to notice or (ii) require notice but do not designate the parties to be served, notice shall be sufficient for the purposes of the Debtors' cases if served only upon the following list of parties or entities (the "Master Service List"):

- a. Counsel to the Debtors;
- b. The Office of the Bankruptcy Administrator for the United States Bankruptcy Court for the Northern District of Alabama, Southern Division (the "Bankruptcy Administrator");
- c. The twenty (20) largest unsecured creditors (on a consolidated basis) or, in the event a creditors' committee is appointed, the members of any such committee or, if counsel is appointed, counsel for same;
- d. Counsel to the Agent for the Debtors' proposed postpetition lenders;
- e. Counsel to the Agent for the Debtors' prepetition lenders;
- f. All secured creditors;
- g. All counsel of record;
- h. Any governmental agencies that request special notice; and
- i. Those persons who serve on counsel for the Debtors and file with the Clerk of this Court a request that they receive all notices given in these chapter 11 cases.

and it is further

**ORDERED** that, to receive notice, any person or party on the Master Service List must accept electronic service as sufficient service. All persons or entities on the Master Service List must either (a) be able to receive papers electronically as they are filed with the Clerk through

the ECF system or must provide to Debtors' counsel (with a copy to be filed with this Court) with an email address for such service which e-mail address is to be added to the Master Service List by counsel for the Debtors. Each person or entity on the Master Service List shall either appear electronically in the case or provide an e-mail address within twenty (20) days from the later of (i) the date of entry of this Order, or (ii) the date such party is included on the Master Service List. During that twenty (20) day period, all matters filed may be served via traditional means. Thereafter, electronic service alone shall be deemed sufficient service thereof on the Master Service List; and it is further

**ORDERED** that all persons or entities who desire to be added to the Master Service List shall file a notice with the Court containing how electronic service is to be effected upon the requester, and counsel for Debtors shall promptly add such information to the Master Service List; and it is further

**ORDERED** that the Debtors' counsel shall maintain a location on a website (to be identified in a submission to be filed with this Court) on which the Master Service List will appear. The Debtors' counsel shall update the Master Service List promptly; and it is further

**ORDERED** that in any adversary proceeding commenced in these cases, all complaints, motions, and other matters (the "Adversary Pleadings") filed initially shall be served on the Master Service List and any parties required to be served under any applicable Bankruptcy Rule or Local Rule. Subsequent Adversary Pleadings shall be served on parties requesting notice in the underlying adversary proceeding; and it is further

**ORDERED** that with respect to all matters for which particular notices are required by Bankruptcy Rules 2002(a)(2) and (3), 4001, 6004, 6006, 6007 or 9019, parties shall serve all

such matters on the Master Service List herein and also in accordance with the following procedures, unless otherwise authorized by the Court:

- a. Filings related to the use, sale, lease or abandonment of property other than in the ordinary course of business shall be served on each entity asserting an interest in the property.
- b. Filings related to relief from, or otherwise related to, the automatic stay shall be served on each entity asserting a lien or encumbrance on the affected property.
- c. Filings related to the use of cash collateral or obtaining credit shall be served on each adversely affected entity asserting an interest in the cash collateral or each adversely affected entity asserting a lien or other interest in property on which a lien is proposed to be granted.
- d. Filings relating to approval of proposed compromises or settlements shall be served on any entity that is a party to the compromise or settlement or which may be directly adversely affected thereby.
- e. Filings relating to rights under § 365 of the Bankruptcy Code shall be served on each party to the executory contract(s) or unexpired lease(s) affected thereby.
- f. Filings relating to applications for payment of compensation or reimbursement of expenses shall be served on each professional person who is seeking payment of compensation or reimbursement of expenses and whose retention has been authorized by the Court in these cases;

and it is further

**ORDERED** that the Debtors will serve each person or entity not on the Master Service List that appears in these cases with a copy of these procedures and the Order implementing same within fourteen (14) days of their appearance; and it is further

**ORDERED** that all proofs of claim filed in these chapter 11 cases shall be filed only with the claims agent, to be identified pursuant to entry of a final order of this Court on the Debtors' Application For Order Approving Claims and Noticing Agent of Bankruptcy Court Pursuant to 28 U.S.C. § 186(c); and it is further

**ORDERED** that with regard to a motion for relief from the stay pursuant to Bankruptcy Code § 362, the deadline for objections to such motion shall be, unless otherwise ordered by this Court, (a) no later than the seventh (7th) calendar date before the Applicable Hearing Date if the motion is filed and served at least twenty (20) days prior to said Applicable Hearing Date; (b) no later than the third (3rd) calendar date before the Applicable Hearing Date if the motion is filed and served less than twenty (20) but at least ten (10) days prior to said Applicable Hearing Date; and it is further

**ORDERED** that any party filing a motion, application or other pleading, or filing a notice of appearance and request for service, or otherwise appearing in any one or all of the Debtors' chapter 11 cases or related adversary proceedings may thereafter be noticed of and served for all subsequent matters via electronic means only. Such e-noticing shall be sufficient notice and service for all matters in connection with Debtors' chapter 11 cases and related proceedings; and it is further

**ORDERED** that all time limits herein shall be calculated in accordance with Bankruptcy Rule 9006.

Dated this the 22nd day of September, 2004.

/s/ Tamara O. Mitchell  
**UNITED STATES BANKRUPTCY JUDGE**