

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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In re:	:	Chapter 11
	:	
EXIDE TECHNOLOGIES,	:	Case No. 13-11482 (KJC)
	:	
Reorganized Debtor. ¹	:	Objections Due: August 18 , 2017 at 4:00 p.m. (ET)
	:	Hearing Date: August 30, 2017 at 2:30 p.m. (ET)
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**THE REORGANIZED DEBTOR’S MOTION
FOR AN ORDER AUTHORIZING THE ELIMINATION OF
EXISTING SERVICE LIST AND THE CREATION OF A NEW SERVICE LIST**

The above-captioned Reorganized Debtor files this *Motion for an Order Authorizing the Elimination of Existing Service List and the Creation of a New Service List* (the “Motion”) requesting the Court to enter an order substantially in the form attached hereto as Exhibit A (the “Order”) establishing a new service list for those parties who wish to continue to receive all notices, pleadings, orders and other papers filed in the above-captioned case pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(b) & (c).² The proposed parties for inclusion on the new service list are set forth in Exhibit B. In further support of this Motion, the Reorganized Debtor respectfully states as follows:

¹ The last four digits of the Reorganized Debtor’s taxpayer identification number are 2730. The Reorganized Debtor’s corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

² Capitalized terms not defined herein shall have the meaning ascribed to them in the Fourth Amended Plan of Reorganization of Exide Technologies [Docket No. 3409] (the “Plan”).

JURISDICTION

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409.

2. The predicates for this Motion are 11 U.S.C. § 342, Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1.

BACKGROUND

3. On April 30, 2015, the Reorganized Debtor emerged from chapter 11. Its existing list of parties who have filed notices of appearance pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1, requesting service of all pleadings and other materials filed with the Court in this chapter 11 case (the "Current Service List"), contains over 250 parties. In view of the substantial consummation of all other transactions contemplated by the Plan, many of these parties no longer need (or want) to receive routine service of all pleadings and other materials filed with the Court in the post-consummation phase of this chapter 11 case. The Reorganized Debtor submits that removing those parties from the Current Service List will substantially reduce the cost and burden of providing such routine service.

RELIEF REQUESTED

4. By this Motion, the Reorganized Debtor respectfully requests the Court enter the Order substantially in the form attached hereto, (i) eliminating the Current Service List, and (ii) establishing the New Service List with the following categories of parties:

- The Reorganized Debtor;
- Counsel for the Reorganized Debtor;
- The United States Trustee;
- Special conflicts counsel to the Reorganized Debtor;

- The GUC Trust Trustee;
- Counsel to the GUC Trust;
- Counsel to Unofficial Committee of Prepetition Senior Secured Noteholders; and
- Those parties who, on or after the date of entry of the Order, file new notices pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(d), requesting inclusion on the New Service List.

Exhibit B sets forth the names and addresses of the counsel for each of the foregoing parties, other than those who must file new notices to be included on the New Service List.

5. The Reorganized Debtor submits that providing parties on the Current Service List with the opportunity to have themselves placed on the New Service List by filing a new notice on or after the date of the Order for inclusion on the New Service List will ensure that no party requiring (or desiring) service misses the opportunity to receive such service. The Reorganized Debtor therefore proposes to give notice upon entry of the Court's Order substantially in the form of the notice attached as Exhibit I to the Order (the "Notice") to each party on the Current Service List, giving them a period of thirty (30) days after entry of the Order to file a new notice pursuant to Del. Bankr. L. R. 2002-1(d) for inclusion on the New Service List.

6. During the thirty-day period, the Current Service List will continue to be used for service of pleadings, orders and other materials filed on the docket. At the end of that period, the New Service List will be used. Thereafter, parties will be added to the New Service List upon entry of a notice of appearance on the docket.

NO PREVIOUS MOTION

7. No previous motion for the relief sought herein has been made to this or any other court.

NOTICE

8. Notice of this Motion has been given to: (i) the Office of the United States Trustee; (ii) the GUC Trust Trustee, Peter S. Kravitz of Province, Inc., 9209 Canwood Street, Suite 210, Agoura Hills, CA 91301; (iii) Counsel to the GUC Trust, Dana P. Kane of Kelley Drye & Warren LLP, 101 Park Avenue, New York, NY 10178; (iv) Counsel to the Reorganized Debtor, James J. Mazza, Jr. of Skadden, Arps, Slate, Meagher & Flom LLP, 155 N. Wacker Drive, Chicago, IL 60606; and (v) those parties on the Current Service List. In light of the nature of the relief requested, the Reorganized Debtor submits that no further notice is required.

[signature page to follow]

WHEREFORE, the Reorganized Debtor requests the Court enter the Order in substantially the form attached hereto as Exhibit A, (i) eliminating the Current Service List, (ii) establishing the New Service List, (iii) providing procedures by which parties may be placed on the New Service List, and (iv) granting such other relief as may be appropriate.

Dated: Wilmington, Delaware
August 4, 2017

SHAW FISHMAN GLANTZ & TOWBIN LLC
Robert M. Fishman
Allen J. Guon
John Guzzardo
321 N. Clark Street, Suite 800
Chicago, IL 60654
Telephone: (312) 541-0151
Facsimile: (312) 980-3888
Email: rfishman@shawfishman.com
aguon@shawfishman.com
jguzzardo@shawfishman.com

Counsel for the Reorganized Debtor

-and-

PACHULSKI STANG ZIEHL & JONES LLP



Laura Davis Jones (Bar No. 2436)
James E. O'Neill (Bar No. 4042)
919 N. Market Street, 17th Floor
Wilmington, DE 19801
Telephone: (302) 652-4100
Facsimile: (302) 652-4400
Email: ljones@pszjlaw.com
joneill@pszjlaw.com

Special Conflicts Counsel for the Reorganized Debtor

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

In re:)
) Chapter 11
EXIDE TECHNOLOGIES,)
)
) Case No. 13-11482 (KJC)
Reorganized Debtor.)
)

Objection Deadline: August 18, 2017 at 4:00 p.m. (ET)
Hearing Date: August 30, 2017 at 2:30 p.m. (ET)

**NOTICE OF THE REORGANIZED DEBTOR’S MOTION FOR AN ORDER
AUTHORIZING THE ELIMINATION OF EXISTING SERVICE
LIST AND THE CREATION OF A NEW SERVICE LIST**

PLEASE TAKE NOTICE that the reorganized debtor in the above-captioned bankruptcy case (the “Reorganized Debtor”) filed today the attached **Reorganized Debtor’s Motion for an Order Authorizing the Elimination of Existing Service List and the Creation of a New Service List** (“Motion”). A copy of the Motion is attached hereto.

PLEASE TAKE FURTHER NOTICE that a hearing on the Motion will be held on **August 30, 2017 at 2:30 p.m. (Eastern Time)** before the Honorable Kevin J. Carey, United States Bankruptcy Judge for the District of Delaware, in the United States Bankruptcy Court for the District of Delaware, 5th Floor, Courtroom 5, 824 North Market Street, Wilmington, Delaware 19801 (“Hearing”).

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion or the relief requested therein must be made in writing, filed with the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”), 824 Market Street, Wilmington, Delaware 19801, and served so as to be received by the following parties no later than **August 18, 2017 at 4:00 p.m. (Eastern Time)**:

(i) the Reorganized Debtor, Exide Technologies, 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004, Attn: Keith Scott (fax: 678-566-9342);

(ii) special conflicts counsel to the Reorganized Debtor, Pachulski Stang Ziehl & Jones LLP, 919 N. Market Street, 17th Floor, Wilmington, Delaware 19801, Attn: James E. O'Neill;

(iii) counsel to the Reorganized Debtor, Shaw Fishman Glantz & Towbin, LLC, 321 N. Clark St. Suite 800, Chicago, Illinois 60654, Attn: John Guzzardo;

(iv) the Office of the United States Trustee for the District of Delaware, Office of the United States Trustee, Room 2207, Lockbox 35, 844 North King Street, Wilmington, Delaware 19801, Attn: Mark S. Kenney, Esq. (fax 302-573-6497); and

(v) the GUC Trust Trustee, Peter S. Kravitz of Province, Inc., 9209 Canwood Street, Suite 210, Agoura Hills, CA 91301.

Only objections timely received will be considered by the Bankruptcy Court at the Hearing.

PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTIONS TO THE MOTION ARE TIMELY FILED AND RECEIVED IN ACCORDANCE WITH THE ABOVE PROCEDURES, THE RELIEF REQUESTED IN THE MOTION MAY BE GRANTED WITHOUT FURTHER NOTICE OR HEARING.

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Dated: Wilmington, Delaware
August 4, 2017


SHAW FISHMAN GLANTZ & TOWBIN LLC

Robert M. Fishman
Allen J. Guon
John Guzzardo
321 N. Clark Street, Suite 800
Chicago, IL 60654
Telephone: (312) 541-0151
Facsimile: (312) 980-3888
Email: rfishman@shawfishman.com
aguon@shawfishman.com
jguzzardo@shawfishman.com

Counsel for the Reorganized Debtor

-and-

PACHULSKI STANG ZIEHL & JONES LLP



Laura Davis Jones (Bar No. 2436)
James E. O'Neill (Bar No. 4042)
919 N. Market Street, 17th Floor
Wilmington, DE 19801
Telephone: (302) 652-4100
Facsimile: (302) 652-4400
Email: ljones@pszjlaw.com
joneill@pszjlaw.com

Special Conflicts Counsel for the Reorganized Debtor

EXHIBIT A

Form of Order

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

-----	x
	:
In re:	: Chapter 11
	:
EXIDE TECHNOLOGIES,	: Case No. 13-11482 (KJC)
	:
Reorganized Debtor. ¹	: Related Docket No. _____
	:
-----	x

**ORDER AUTHORIZING THE ELIMINATION OF
EXISTING SERVICE LIST AND THE CREATION OF A NEW SERVICE LIST**

Upon consideration of the *Motion for an Order Authorizing the Elimination of Existing Service List and the Creation of a New Service List* (the "Motion"), it appearing that the relief requested is in the best interest of the Reorganized Debtor, its estate, its creditors and other parties in interest; the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; notice of the Motion having been adequate and appropriate under the circumstances; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED that:²

1. The Motion is granted in its entirety.

¹ The last four digits of the Reorganized Debtor's taxpayer identification number are 2730. The Reorganized Debtor's corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

² Capitalized terms not defined herein shall have the meaning ascribed to them in the Fourth Amended Plan of Reorganization of Exide Technologies [Docket No. 3409] (the "Plan").

2. As of thirty (30) days after the date that this Order is entered, the existing list of parties who have filed notices of appearance pursuant to Fed. R. Bankr. P. 2002 requesting service of pleadings, orders and other materials filed on the docket in the above-captioned chapter 11 case (the "Current Service List") shall no longer be used for such notice.

3. The Reorganized Debtor shall establish and maintain a new list of parties who shall receive notice of pleadings, orders and other materials filed on the docket in the above-captioned chapter 11 case (the "New Service List"), and on and after the thirtieth day after entry of this Order, it shall serve notice of pleadings, orders and other materials filed on the docket in the above-captioned chapter 11 case on the New Service List.

4. The New Service List shall comprise:

- The Reorganized Debtor;
- Counsel for the Reorganized Debtor;
- Counsel for Exide Technologies;
- The United States Trustee;
- Special conflicts counsel to the Reorganized Debtor;
- The GUC Trust Trustee;
- Counsel to the GUC Trust;
- and
- Those parties who, on or after the date of entry of the Order, file new notices pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(d), requesting inclusion on the New Service List.

5. The Reorganized Debtor shall serve notice substantially in the form attached hereto as Exhibit I on the Current Service List within two (2) business days of the date this Order was entered.

6. Parties wishing to be included on the New Service List must file on the docket on or after the date hereof a new notice of appearance and request for papers under Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(d).

7. The Reorganized Debtor is authorized to take all actions that may be necessary to undertake the elimination of the Current Service List and the implementation of the New Service List.

8. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such motion and the requirements of Fed. R. Bankr. P. 6004(a) and the local rules of the Court are satisfied by such notice.

9. The Court shall retain jurisdiction to hear and determine all matters arising from or relating to the implementation of this Order and the elimination of the Current Service List and creation of the New Service List.

10. This Order shall be effective and enforceable immediately upon entry and its provisions shall be self-executing and shall not be stayed under Fed. R. Bankr. P. 7062, or otherwise.

Dated: _____, 2017

Honorable Kevin J. Carey
United States Bankruptcy Judge

EXHIBIT I

Form of Notice of New Service List

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

----- x
 In re: : Chapter 11
 :
 EXIDE TECHNOLOGIES, : Case No. 13-11482 (KJC)
 :
 Reorganized Debtor.¹ :
 :
 ----- x

**NOTICE OF THE ELIMINATION OF
THE CURRENT SERVICE LIST AND THE CREATION OF A NEW SERVICE LIST**

To: All Parties on the Current 2002 Service List:

PLEASE TAKE FURTHER NOTICE THAT, on August [], 2017, the Court in the above-captioned case entered its Order Authorizing the Elimination of Existing Service List and the Creation of a New Service List (the “Order”) [Docket No. _____].

PLEASE TAKE FURTHER NOTICE THAT, the Order eliminates the Current Service List, which comprises all parties who have filed notices of appearance in the above-captioned chapter 11 case pursuant to Fed. R. Bankr. P. 2002, requesting service of pleadings, orders and other materials filed on the docket in the above-captioned chapter 11 case.

PLEASE TAKE FURTHER NOTICE THAT, you are receiving this Notice of the Elimination of the Current Service List and the Creation of a New Service List, because you are on the Current Service List.

PLEASE TAKE FURTHER NOTICE THAT, on September [], 2017 (the “Deadline”), which is thirty (30) days after the date of entry of the Order, parties on the Current Service List will no longer receive routine notice of pleadings, orders and other materials filed on the docket in the above-captioned chapter 11 case. Only parties on the New Service List will receive such notice.

PLEASE TAKE FURTHER NOTICE THAT, if you wish to continue receiving notice of all pleadings, orders and other materials in the above-captioned case pursuant

¹ The last four digits of the Reorganized Debtor’s taxpayer identification number are 2730. The Reorganized Debtor’s corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1, you must appear on the New Service List.

PLEASE TAKE FURTHER NOTICE THAT, the New Service List comprises:

- The Reorganized Debtor;
- Counsel for the Reorganized Debtor;
- The United States Trustee;
- Special conflicts counsel to the Reorganized Debtor;
- The GUC Trust Trustee;
- Counsel to the GUC Trust; and
- Those parties who, on or after the date of entry of the Order, file new notices pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(d), requesting inclusion on the New Service List.

PLEASE TAKE FURTHER NOTICE THAT, if you wish to be included on the New Service List, you must file on the docket on or after the date hereof a new entry of appearance and request for notice pursuant to Fed. R. Bankr. P. 2002 and Del. Bankr. L. R. 2002-1(d).

PLEASE TAKE FURTHER NOTICE THAT, IF YOU DO NOT FILE A NEW ENTRY OF APPEARANCE AND REQUEST FOR NOTICE PURSUANT TO FED. R. BANKR. P. 2002 AND DEL. BANKR. L. R. 2002-1(D) PRIOR TO THE DEADLINE, YOU WILL NOT BE INCLUDED ON THE NEW SERVICE LIST, AND YOU WILL NOT BE SERVED MATERIALS THAT ARE FILED IN THE ABOVE-CAPTIONED CASE UNLESS THEY DIRECTLY AFFECT YOUR INTERESTS.

PLEASE TAKE FURTHER NOTICE THAT, if you file new notice after the deadline, you will be included on the new service list as of the date of entry of such notice on the docket.

Dated: Wilmington, Delaware
August __, 2017

SHAW FISHMAN GLANTZ & TOWBIN LLC
Robert M. Fishman
Allen J. Guon
John Guzzardo
321 N. Clark Street, Suite 800
Chicago, IL 60654
Telephone: (312) 541-0151
Facsimile: (312) 980-3888
Email: rfishman@shawfishman.com
aguon@shawfishman.com
jguzzardo@shawfishman.com

Counsel for the Reorganized Debtor

-and-

PACHULSKI STANG ZIEHL & JONES LLP

Laura Davis Jones (Bar No. 2436)
James E. O'Neill (Bar No. 4042)
919 N. Market Street, 17th Floor
Wilmington, DE 19801
Telephone: (302) 652-4100
Facsimile: (302) 652-4400
Email: ljones@pszjlaw.com
joneill@pszjlaw.com

Special Conflicts Counsel for the Reorganized Debtor

EXHIBIT B

New Service List

Via U.S. Mail

Office of the U.S. Trustee
Attn: Mark Kenney, Esq.
844 North King Street, Room 2207
Lockbox 35
Wilmington, Delaware 19801

Exide Technologies
Attn: Keith Scott
13000 Deerfield Parkway, Suite 100
Milton, Georgia 30004
Reorganized Debtor

Shaw Fishman Glantz & Towbin LLC
Attn: Allen J. Guon and John W. Guzzardo
321 N. Clark Street, Suite 800
Chicago, IL 60654
Counsel for the Reorganized Debtor

Skadden, Arps, Slate, Meagher & Flom LLP
Attn: James J. Mazza, Jr. and Louis S. Chiappetta
155 N. Wacker Drive
Chicago, IL 60606
Counsel for the Reorganized Debtor

Skadden, Arps, Slate, Meagher & Flom LLP
Attn: Anthony W. Clark, Esq. and Stephen J. Della Penna, Esq.
One Rodney Square
P.O. Box 636
Wilmington, De 19899
Counsel for the Reorganized Debtor

Skadden, Arps, Slate, Meagher & Flom LLP
Attn: J. Eric Ivester, Esq.
4 Times Square
New York, NY 10036
Counsel for the Reorganized Debtor

Pachulski Stang Ziehl & Jones LLP
Attn: James E. O'Neill
919 N. Market Street
Wilmington, Delaware 19801
Special Conflicts Counsel for the Reorganized Debtor

GUC Trust Trustee
Peter S. Kravitz of Province, Inc.
9209 Canwood Street, Suite 210
Agoura Hills, CA 91301

GUC Trust
Attn: Dana P. Kane
Kelley Drye & Warren LLP
101 Park Avenue
New York, NY 10178
Counsel to GUC Trust

Paul, Weiss, Rifkind, Wharton & Garrison LLP
Attn: Alan W. Kornberg, Esq. and Alice Belisle Eaton, Esq.
1285 Avenue of the Americas
New York, NY 10019
Counsel to Unofficial Committee of Prepetition Senior Secured Noteholders

Paul, Weiss, Rifkind, Wharton & Garrison LLP
Attn: Claudia R. Tobler, Esq.
2001 K Street, NW
Washington, D.C. 20006
Counsel to Unofficial Committee of Prepetition Senior Secured Noteholders

Sheppard Mullin Richter & Hampton LLP
Attn: Dick Brunette, Esq. and Randolph Visser, Esq.
333 S. Hope Street, FL 43
Los Angeles, CA 90071
Counsel for Exide Technologies