

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

In re:

**PANTHERA ENTERPRISES, LLC,
Debtor**

**BK No. 2:19-bk-00787
Chapter 7**

**REPLY OF TRUSTEE TO OBJECTION TO MOTION TO
COMPROMISE/SETTLE ADVERSARY PROCEEDING AND RESOLVE
PENDING OBJECTIONS TO TRUSTEE'S MOTION TO SELL REAL
PROPERTY BY SMI, LLC, TR&L, LLC AND AZADIAN GROUP, LLC FILED
BY WILLIAMS**

Comes now Aaron A. Amore, Chapter 7 Trustee ("Trustee") and with his reply to the objection of Betty P. Williams, Renick C. Williams, Robert R. Williams (collectively "Williams") to his motion for approval of a compromise and settlement of certain claims as between these parties pursuant to 11 U.S.C. §§ 105, 541, 704, and Fed. R. Bankr. P. 2002, and 9019.

The Williams objection does not appear to be based upon any substantive legal claim or position related to the Trustee's motion to compromise and settle claims. No ground or basis for the objection is lodged other than a complaint that the Williams were not treated fairly during the mediation process. The objection really goes more to a reiteration of their original objection to the motion to sell more than the motion to compromise and settle.

The Trustee believes that it is improper to discuss the substance of specific settlement offers. Prior to the mediation, the Trustee made multiple calls to counsel

for the Williams as well as email communications requesting a specific position on resolving the objection of the Williams. Specifically, he requested a demand from the Williams to resolve their objection. Despite several conversations with counsel no demand was ever conveyed. Even at the end of the mediation process when Judge Phillips asked for a specific counter-offer or response to the settlement made to the Williams, counsel advised he did not know and would have to confer with his clients. The Trustee suggested counsel call him the next day to discuss further and did in fact speak with counsel related to the offer which remained on the table after the mediation.

Wherefore, the Trustee asks this Court to overrule the baseless objection of the Williams to the Trustee's motion for approval of a compromise and settlement of certain claims and grant any and all further relief it deems just and necessary.

Respectfully Submitted
Aaron C. Amore, Trustee
By Counsel:

/s/ Aaron C. Amore
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing ***REPLY OF TRUSTEE TO OBJECTION TO MOTION TO COMPROMISE/SETTLE ADVERSARY PROCEEDING AND RESOLVE PENDING OBJECTIONS TO TRUSTEE'S MOTION TO SELL REAL PROPERTY BY SMI, LLC, TR&L, LLC AND AZADIAN GROUP, LLC FILED BY WILLIAMS*** was served upon the following individuals at the addresses listed below, via CM/ECF and/or email on this 8th day of June 2021 to the following:

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Manual Notice List

Notice was not mailed to the parties below as no addresses were provided. To the extent the Trustee has email addresses the below notice parties, they were emailed.

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a Virginia Limited Liability Company
Successor to SMI, LLC,
a Virginia Limited Liability Company
Bruce Hardy
Stacie Hardy
Anthony McIntyre
Timothy Miller

/s/ Aaron C. Amore

Aaron C. Amore, Esq.