Case No. 22-1771

In the United States Court of Appeals For the Sixth Circuit

IN RE: SETTLEMENT FACILITY DOW CORNING TRUST

KOREAN CLAIMANTS Interested Party – Appellant v. Dow Silicones Corporation; Debtor's Representatives; CLAIMANTS' ADVISORY COMMITTEE Interested Parties – Appellees FINANCE COMMITTEE Movant – Appellee

On Appeal from the United States District Court for the Eastern District of Michigan

APPELLEES DOW SILICONES CORPORATON, THE DEBTOR'S REPRESENTATIVES, THE CLAIMANTS' ADVISORY COMMITTEE, AND THE FINANCE COMMITTEE'S NOTICE OF COMPANION APPEAL

Deborah E. Greenspan Blank Rome LLP 1825 Eye Street, N.W. Washington, D.C. 20006 (202) 420-2200 Counsel for Dow Silicones Corporation and Debtor's Representatives

Karima Maloney Eugene Zilberman Smyser Kaplan & Veselka 717 Texas Avenue, Suite 2800 Houston, TX 77002 (713) 221-2382 Counsel for the Finance Committee Jeffrey S. Trachtman Kramer Levin Naftalis & Frankel LLP 1177 Avenue of the Americas New York, NY 10036 (212) 715-9175 Counsel for Claimants' Advisory Committee

Dianna Pendleton-Dominguez Law Office 401 N. Main Street St. Marys, OH 45885 (419) 394-0717 Counsel for Claimants' Advisory Committee Appellees Dow Silicones Corporation, the Debtor's Representatives, the Claimants' Advisory Committee, and the Finance Committee ("Appellees") hereby notify this Court that there is a separate appeal that is pertinent to the instant appeal. We seek only to inform the Court of this situation so that the Court may consider these facts.

The instant appeal arises from the district court's denial of a stay of a June 24, 2021 order that is at issue in the separate appeal – *In re Settlement Facility-Dow Corning Trust*, Case No. 21-2665. Case No. 21-2665 is the substantive appeal on the merits of that June 24, 2021 order of the district court, and that separate appeal is fully briefed.

In the instant appeal (Case No. 22-1771), the same Appellants have appealed a district court order denying a motion to stay that same June 24, 2021 order. The instant appeal is partially briefed: the Appellants filed their brief on September 28, 2022 and Respondents filed their brief on November 9, 2022 along with this Notice.

We seek only to bring to the Court's attention the relationship between these two appeals since a decision in one of the appeals could have a bearing on the other appeal.

Dated: November 9, 2022

/s/ Karima Maloney

Karima Maloney Eugene Zilberman Smyser, Kaplan & Veselka 717 Texas Avenue Suite 2800 Houston, TX 77002 (713) 221-2382 <u>kmaloney@skv.com</u> <u>ezilberman@skv.com</u> *Counsel for the Finance Committee*

/s/ Dianna Pendleton-Dominguez

Dianna Pendleton-Dominguez Law Office 401 N. Main Street St. Marys, OH 45885 (419) 394-071 dpend440@aol.com Counsel for Claimants' Advisory Committee /s/ Deborah E. Greenspan

Deborah E. Greenspan BLANK ROME LLP 1825 Eye Street, N.W. Washington, DC 20006 Telephone: (202) 420-2200 Facsimile: (202) 420-2201 Deborah.Greenspan@blankrome.com Debtor's Representatives and Attorneys for Dow Corning Corporation

/s/Jeffrey S. Trachtman

Jeffrey S. Trachtman Kramer, Levin, Naftalis & Frankel 1177 Avenue of the Americas New York, NY 10036 (212) 715-9175 JTrachtman@kramerlevin.com Counsel for Counsel for Claimants' Advisory Committee

CERTIFICATE OF SERVICE

I certify that on November 9, 2022, I electronically filed a copy of the foregoing Notice through the Court's electronic filing system, which will send notice and a copy of this Notice to all registered counsel in this case, as follows:

Karima Maloney Eugene Zilberman Smyser, Kaplan & Veselka 717 Texas Avenue, Suite 2800 Houston, TX 77002 Counsel for the Finance Committee

Jeffrey S. Trachtman Kramer, Levin, Naftalis & Frankel 1177 Avenue of the Americas New York, NY 10036

> Ernest H. Hornsby FarmerPrice 100 Adris Place Dothan, AL 36302

Dianna Pendleton-Dominguez 401 N. Main Street St. Marys, OH 45885 Counsel for the Claimants' Advisory Committee

> Yeon-Ho Kim Yeon-Ho Kim Int'l Law Office Suite 4105, Trade Tower, 511 Yeongdong-daero, Kangnam-ku Seoul 06164, South Korea *Counsel for the Korean Claimants*

Dated: November 9, 2022

/s/ Deborah E. Greenspan

Deborah E. Greenspan

BLANK ROME LLP Michigan Bar # P33632 1825 Eye Street, N.W. Washington, DC 20006 Telephone: (202) 420-2200 Facsimile: (202) 420-2201 Deborah.Greenspan@blankrome.com

Debtor's Representative and Attorney for Dow Silicones Corporation