

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: OUTER HARBOR TERMINAL, LLC

§
§
§
§

Case No. 16-10283-LSS

Debtor(s)

**NOTICE OF TRUSTEE'S FINAL REPORT AND
APPLICATIONS FOR COMPENSATION
AND DEADLINE TO OBJECT (NFR)**

Pursuant to [Fed. R. Bankr. P. 2002\(a\)\(6\)](#) and [2002\(f\)\(8\)](#), please take notice that [Don A. Beskrone](#), trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

United States Bankruptcy Court
824 North Market St.
3rd Floor
Wilmington, DE 19801

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 21 days from the mailing of this notice, serve a copy of the objections upon the trustee, any party whose application is being challenged and the United States Trustee. A hearing on the fee applications and any objection to the Final Report will be held at 2:30 PM on 05/16/2024 in Courtroom No. 2, 6th Floor, United States Courthouse, 824 North Market St. , Wilmington, DE 19801. If no objections are filed, upon entry of an order on the fee applications, the trustee may pay dividends pursuant to [FRBP 3009](#) without further order of the Court.

Date Mailed: 04/09/2024

By: /s/ Don A. Beskrone

Chapter 7 Trustee, Bar No.: 4380

Don A. Beskrone
P.O. Box 272
500 Delaware Avenue
Wilmington, DE 19899
(302) 654-1888
dbeskronetrustee@gmail.com

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - Don A. Beskrone	66,251.93	0.00	66,251.93
Trustee, Expenses - Don A. Beskrone	76.36	0.00	76.36
Attorney for Trustee Fees - ASHBY & GEDDES, P.A.	523,975.30	455,913.30	68,062.00
Attorney for Trustee, Expenses - ASHBY & GEDDES, P.A.	3,143.51	1,363.99	1,779.52
Fees, United States Trustee	5,200.00	0.00	5,200.00
Bond Payments - International Sureties, Ltd.	1,009.16	1,009.16	0.00
Bond Payments - International Sureties, Ltd.	404.18	404.18	0.00
Bond Payments - International Sureties, Ltd.	69.56	69.56	0.00
Bond Payments - International Sureties, Ltd.	525.85	525.85	0.00
Bond Payments - International Sureties, Ltd.	689.88	689.88	0.00
Attorney for Trustee Fees (Other Firm) - Bielli & Klauder, LLC	20,634.62	20,634.62	0.00
Attorney for Trustee Expenses (Other Firm) - Bielli & Klauder, LLC	167.20	167.20	0.00
Accountant for Trustee Fees (Other Firm) - BEDERSON LLP	42,450.00	25,444.50	17,005.50
Accountant for Trustee Expenses (Other Firm) - BEDERSON LLP	423.51	172.55	250.96
Arbitrator/Mediator for Trustee Fees - Monaco Mediation LLC	392.50	392.50	0.00

Total to be paid for chapter 7 administrative expenses:	\$	158,626.27
Remaining balance:	\$	<u>705,358.93</u>

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Attorney for Creditor's Committee Fees (Chapter 11) - Victor Rollandi, Sr.	4,000.00	0.00	4,000.00
Other Prior Chapter Administrative Expenses - ALLIED PROPANE SERVICE INC	304.75	0.00	304.75
Other Prior Chapter Administrative Expenses - CONGLOBAL INDUSTRIES LLC	5,034.41	0.00	5,034.41
Other Prior Chapter Administrative Expenses - Mid Pacific Industries, Inc.	2,429.39	0.00	2,429.39
Other Prior Chapter Administrative Expenses - ILWU-PMA Watchmen Pension Plan	0.00	0.00	0.00
Other Prior Chapter Administrative Expenses - The City of Oakland, a municipal corporation acting by & through its Board of Port	0.00	0.00	0.00
Other Prior Chapter Administrative Expenses - ROYAL BRASS INC	0.00	0.00	0.00
Other Prior Chapter Administrative Expenses - ROYAL BRASS INC	0.00	0.00	0.00
Other Prior Chapter Administrative Expenses - ARAMARK Uniform & Career Apparel, LLC fka ARAMARK Uniform & Career Apparel, Inc.	64,789.31	0.00	64,789.31
Other Prior Chapter Administrative Expenses - MSC Industrial Supply Company	0.00	0.00	0.00
Other Prior Chapter Administrative Expenses - Class C Solutions Group	0.00	0.00	0.00

Total to be paid for prior chapter administrative expenses:	\$	76,557.86
Remaining balance:	\$	<u>628,801.07</u>

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$801.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
30P	ILWU-PMA Watchmen Pension Plan	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
32P	The City of Oakland, a municipal corporation acting by & through its Board of Port	1.00	0.00	1.00
51P	Noell Crane Systems (China) Ltd.	0.00	0.00	0.00
53P	PACIFIC MARITIME ASSOCIATION	0.00	0.00	0.00
54P	Terex Global GmbH	0.00	0.00	0.00
56P	Noell Crane Systems (China) Ltd.	0.00	0.00	0.00
60P	Automotive Industries Welfare, Pension and Apprenticeship Trust Funds	0.00	0.00	0.00
61P	IAM & AW District Lodge No. 190 and East Bay Automotive Machinists Local Lodge No. 1546	0.00	0.00	0.00
67	Franchise Tax Board	800.00	0.00	800.00
72	Alameda County Tax Collector	0.00	0.00	0.00
73	Alameda County Tax Collector	0.00	0.00	0.00
74	Alameda County Tax Collector	0.00	0.00	0.00
75	Alameda County Tax Collector	0.00	0.00	0.00
76	Alameda County Tax Collector	0.00	0.00	0.00
79P	National Labor Relations Board	0.00	0.00	0.00
80P	City of Oakland Finance & Management Agency, Revenue Division	0.00	0.00	0.00
81	State Board of Equalization	0.00	0.00	0.00
83	INTERNAL REVENUE SERVICE	0.00	0.00	0.00
84	Thomas A. Wilson	0.00	0.00	0.00

Total to be paid for priority claims:	\$	<u>801.00</u>
Remaining balance:	\$	<u>628,000.07</u>

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$11,288,433.73 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 5.6 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	O C JONES AND SONS INC	5,233.31	0.00	291.14
3	Waste Management	6,173.09	0.00	343.42
4	BECK ELECTRIC SUPPLY	36,791.60	0.00	2,046.80
5	CUMMINS PACIFIC LLC	2,435.82	0.00	135.51
6	Waste Management	21,210.23	0.00	1,179.97
7	INTERNATIONAL DESIGN & MARKETING INC	505.90	0.00	28.14
8	UNIVERSAL BUILDING SERVICES	6,318.48	0.00	351.51
9	CLAIM DOCKETED IN ERROR	0.00	0.00	0.00
10	United Site Services of California, Inc.	395.72	0.00	22.01
11	United Site Services of California, Inc	33,537.61	0.00	1,865.77
12U	CONGLOBAL INDUSTRIES LLC	11,924.48	0.00	663.38
13	AguaTierra Associates dba Weiss Associates	4,739.01	0.00	263.64
14	ARAMARK Uniform & Career Apparel, LLC fka ARAMARK Uniform & Career Apparel, Inc.	0.00	0.00	0.00
16	J&O'S COMMERCIAL TIRE CENTER	0.00	0.00	0.00
17	J&O'S COMMERCIAL TIRE CENTER	11,823.43	0.00	657.76

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
18	BEARING ENGINEERING CO	1,481.52	0.00	82.42
19	GEN-STAR CO.	1,504.55	0.00	83.70
20	ACME SCALE SYSTEM	4,212.00	0.00	234.32
22	Kawasaki Kisen Kaisha, Ltd.	0.00	0.00	0.00
23U	Argo Partners	69,879.18	0.00	3,887.53
24	Bay Machine & Fabrication, a subsidiary of Bay Ship & Yacht Co.	30,816.34	0.00	1,714.38
25	Yang Ming Marine Transport Corporation	20,955.00	0.00	1,165.77
26	Marine Express, Inc.	80.00	0.00	4.45
27	TANGERINE PROMOTIONS WEST	881.85	0.00	49.06
28	AJALAT POLLEY AYOOB & MATARESE	24,828.71	0.00	1,381.28
29	Pacific Crane Maintenance Company, L.P.	0.00	0.00	0.00
30U	ILWU-PMA Watchmen Pension Plan	0.00	0.00	0.00
31	PROSKAUER ROSE LLP	256,278.95	0.00	14,257.35
32U	The City of Oakland, a municipal corporation acting by & through its Board of Port	0.00	0.00	0.00
33	T&G MACHINE LLC	4,106.25	0.00	228.44
34	W.W. Grainger, Inc.	5,943.47	0.00	330.65
36	Argo Partners	138,896.71	0.00	7,727.13
37	WINDES INC	10,100.00	0.00	561.88
38	International Longshore and Warehouse Union	0.00	0.00	0.00
39	TBA BV	841.00	0.00	46.79
40	Ports America Holdings, Inc.	98,067.74	0.00	5,455.72
41	Ports America Texas, Inc.	11,939.67	0.00	664.23
42	Pape' Material Handling, Inc.	79,689.88	0.00	4,433.32
43	Marine Terminals Corporation Holdings	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
44	SMART-TECS	0.00	0.00	0.00
45	Ports America Group, Inc.	0.00	0.00	0.00
46	MARINE TERMINALS CORPORATION	0.00	0.00	0.00
47	PORTS AMERICA SHARED SERVICES	0.00	0.00	0.00
48	HHH Oakland, Inc.	0.00	0.00	0.00
49	AIRGAS USA LLC	14,518.00	0.00	807.67
50	AIRGAS USA LLC	10,269.92	0.00	571.34
51U	Noell Crane Systems (China) Ltd.	0.00	0.00	0.00
52	Terex Corporation	0.00	0.00	0.00
53U	PACIFIC MARITIME ASSOCIATION	0.00	0.00	0.00
54U	Terex Global GmbH	0.00	0.00	0.00
55	CLAIM DOCKETED IN ERROR	0.00	0.00	0.00
56U	Noell Crane Systems (China) Ltd.	0.00	0.00	0.00
57	Konecranes, Inc.	0.00	0.00	0.00
58	Terex Corporation	0.00	0.00	0.00
59	CONTRA COSTA ELECTRIC	106,083.86	0.00	5,901.68
60U	Automotive Industries Welfare, Pension and Apprenticeship Trust Funds	0.00	0.00	0.00
61U	IAM & AW District Lodge No. 190 and East Bay Automotive Machinists Local Lodge No. 1546	0.00	0.00	0.00
62U	Konecranes, Inc.	0.00	0.00	0.00
63	RT COMMUNICATIONS	0.00	0.00	0.00
64U	ROYAL BRASS INC	0.00	0.00	0.00
66	Pacific Gas and Electric Company	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
68U	ARAMARK Uniform & Career Apparel, LLC fka ARAMARK Uniform & Career Apparel, Inc.	30,806.33	0.00	1,713.82
69	TYCO INTEGRATED SECURITY LLC	0.00	0.00	0.00
70U	MSC Industrial Supply Company	0.00	0.00	0.00
71U	Class C Solutions Group	0.00	0.00	0.00
77	Bay Area Air Quality Management District	1,720,451.04	0.00	95,712.43
78	Impact Transportation, LLC	5,200.00	0.00	289.29
79U	National Labor Relations Board	0.00	0.00	0.00
80U	City of Oakland Finance & Management Agency, Revenue Division	0.00	0.00	0.00
82	Kawasaki Kisen Kaisha, Ltd.	4,500,000.00	0.00	250,344.77
83CA	Pitney Bowes Global Financial Services LLC	0.00	0.00	0.00
84CR	Pitney Bowes Global Financial Services LLC	1,013.78	0.00	56.40
85	AC3	4,925.00	0.00	274.00
86	East Bay Municipal Utility District	24,218.79	0.00	1,347.34
87	Konecranes, Inc. Attn: Legal Department	3,671,105.51	0.00	204,231.57
88	Acuna Maintenance and Construction, Inc.	0.00	0.00	0.00
89	Striping Graphics	12,500.00	0.00	695.40
90	Southern Counties Oil dba SC Fuels	30,750.00	0.00	1,710.69
91	Pacific Maritime Association	255,000.00	0.00	14,186.20

Total to be paid for timely general unsecured claims:	\$	628,000.07
Remaining balance:	\$	0.00

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for tardily filed general unsecured claims:	\$	0.00
Remaining balance:	\$	<u>0.00</u>

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims:	\$	0.00
Remaining balance:	\$	<u>0.00</u>

Prepared By: /s/ Don A. Beskrone

Chapter 7 Trustee, Bar No.: 4380

Don A. Beskrone
P.O. Box 272
500 Delaware Avenue
Wilmington, DE 19899
(302) 654-1888
dbeskronetrustee@gmail.com

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption [5 C.F.R. § 1320.4\(a\)\(2\)](#) applies.