

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

JUDGE PETER J. WALSH

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July 21, 2003

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Re: Adv. Proc. No. 03-52255; Adv. Proc. No. 03-52252; Adv. Proc. No. 03-52079; Adv. Proc. No. 03-52083; Adv. Proc. No. 03-52167; Adv. Proc. No. 03-52086; Adv. Proc. No. 03-52088; Adv. Proc. No. 03-52104; Adv. Proc. No. 03-52168; Adv. Proc. No. 03-52092; Adv. Proc. No. 03-52093; Adv. Proc. No. 03-52531; Adv. Proc. No. 03-52287; Adv. Proc. No. 03-52169; Adv. Proc. No. 03-52163; Adv. Proc. No. 03-52197; Adv. Proc. No. 03-52412; Adv. Proc. No. 03-52408; Adv. Proc. No. 03-52415; Adv. Proc. No. 03-52193; Adv. Proc. No. 03-52205; Adv. Proc. No. 03-52118; Adv. Proc. No. 03-52200; Adv. Proc. No. 03-52191; Adv. Proc. No. 03-52192; Adv. Proc. No. 03-52307; Adv. Proc. No. 03-52484; Adv. Proc. No. 03-52369; Adv. Proc. No. 03-52371; Adv. Proc. No. 03-52357; Adv. Proc. No. 03-52320; Adv. Proc. No. 03-52354; Adv. Proc. No. 03-52335; Adv. Proc. No. 03-52337; Adv. Proc. No. 03-52441; Adv. Proc. No. 03-52355; Adv. Proc. No. 03-52256; Adv. Proc. No. 03-52365; Adv. Proc. No. 03-52349; Adv. Proc. No. 03-52276; Adv. Proc. No. 03-03-52277; Adv. Proc. No. 03-

52367; Adv. Proc. No. 03-52339; Adv. Proc. No. 03-52314;  
Adv. Proc. No. 03-52316; Adv. Proc. No. 03-52336; Adv.  
Proc. No. 03-52269

Dear Counsel:

This is with respect to the motions (the "Motions") filed by each defendant in each of the above identified adversary proceedings to transfer venue to the United States District Court for the Middle District of Louisiana.

Mainly for the reasons set forth in the Plaintiff's omnibus opposition, I will deny the Motions. Plaintiff's reliance on my memorandum opinion in Hechinger Inv. Co. of Delaware v. M.G.H. Improvement, Inc., 288 B.R. 398 (Bankr.D.Del. 2003) is appropriate as the basis for denying the Motions. Likewise, my June 10, 2003 memorandum opinion in Stone & Webster, Inc., et al. v. Coutts Heating & Cooling, Inc., Adv. Proc. No. 02-3974, discusses factors similar to the ones raised by the defendants here and shows why denial of the Motions here is appropriate. There are no unusual facts at issue in the instant adversary proceedings that support a result different from the venue transfer denial reached in the Hechinger and Stone & Webster opinions.

I also note that Defendant's reliance on In re Safety-Kleen Corp., 2001 Bankr. LEXIS 1296 (Bankr.D.Del. 2001) and In re Centennial Coal, Inc., 282 B.R. 140 (Bankr.D.Del. 2002) is

misplaced. Unlike in Safety-Kleen, the instant adversary proceedings are core matters, there are no issues of state law, there are no related matters pending in Louisiana, and no public policy concerns warrant transfer. Centennial Coal is likewise inapposite as the instant adversary proceedings are not governed by state law and there are no local issues that Louisiana would have an interest in deciding. Rather, the instant adversary proceedings are routine preference actions which will likely require only limited discovery and a short trial, with the likelihood that only a small number of them will go to trial.

In conclusion, the Motions to transfer venue are denied.

Very truly yours,

Peter J. Walsh

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re: ) Chapter 11  
)  
BORDEN CHEMICALS AND PLASTICS ) Case No. 01-1268 (PJW)  
OPERATING LIMITED PARTNERSHIP, )  
et al., )  
) (Jointly Administered)  
Debtors. )  
----- )  
)  
BCP LIQUIDATING LLC, as )  
successor-in-interest to Borden )  
Chemicals and Plastics )  
Operating Limited Partnership, )  
et al., )  
)  
Plaintiffs, )  
)  
v. )  
)  
AMK, LLC dba Volks Constructors ) Adv. Proc. No. 03-52255  
AWC, Inc. ) Adv. Proc. No. 03-52252  
Achille Construction ) Adv. Proc. No. 03-52079  
Alberty & Associates, Inc. ) Adv. Proc. No. 03-52083  
BBP Sales, Inc. ) Adv. Proc. No. 03-52167  
B.K. Dixon, Inc. ) Adv. Proc. No. 03-52086  
Basic Industries, Inc. ) Adv. Proc. No. 03-52088  
Baton Rouge Computer Sales, )  
Inc. ) Adv. Proc. No. 03-52104  
Benson Industrial Distributors, )  
Inc. ) Adv. Proc. No. 03-52168  
C-K Associates, Inc. ) Adv. Proc. No. 03-52092  
Career Assessment Services, )  
Inc. ) Adv. Proc. No. 03-52093  
Chemical Applicators ) Adv. Proc. No. 03-52531  
Control Systems Consultants, )  
Inc. ) Adv. Proc. No. 03-52287  
Excel Group, Inc. ) Adv. Proc. No. 03-52169  
G.E.O. Heat Exchangers, L.L.C. ) Adv. Proc. No. 03-52163  
Gulf Engineering Co., L.L.C. ) Adv. Proc. No. 03-52197  
Gulf Sensors, Inc. ) Adv. Proc. No. 03-52412  
Gulf Valve Service Co., Inc. ) Adv. Proc. No. 03-52408  
Hahn Sales/Enstocko, Inc. ) Adv. Proc. No. 03-52415  
Hebert Steel ) Adv. Proc. No. 03-52193  
ISCOLA, Inc. ) Adv. Proc. No. 03-52205

Industrial Babbit Bearing Services, Inc.	)	)	Adv. Proc. No. 03-52118
Industrial Electric Motor Service, Inc.	)	)	Adv. Proc. No. 03-52200
Industrial Plant Maintenance, Inc.	)	)	Adv. Proc. No. 03-52191
Industrial Specialty Contractors, L.L.C.	)	)	Adv. Proc. No. 03-52192
JABB Corporation/Gulf-Wandes Corporation	)	)	Adv. Proc. No. 03-52307
LA Association of Business and Industry (LABI)	)	)	Adv. Proc. No. 03-52484
Lard Oil Company, Inc.	)	)	Adv. Proc. No. 03-52369
Louisiana Chemical Industry Alliance (LCIA)	)	)	Adv. Proc. No. 03-52371
Louisiana Heat Exchanger Service, Inc.	)	)	Adv. Proc. No. 03-52357
Louisiana State Department of Natural Resources	)	)	Adv. Proc. No. 03-52320
Master Vac Industrial Services, L.L.C.	)	)	Adv. Proc. No. 03-52354
Petroleum Service Corp.	)	)	Adv. Proc. No. 03-52335
Power Cleaning Specialists, Inc.	)	)	Adv. Proc. No. 03-52337
PPC Mechanical Seals	)	)	Adv. Proc. No. 03-52441
Quality Bearing & Machine Works, Inc.	)	)	Adv. Proc. No. 03-52355
R&D Consulting, Inc.	)	)	Adv. Proc. No. 03-52256
St. Gabriel Valve Services, Inc.	)	)	Adv. Proc. No. 03-52365
Shaw Constructors, Inc.	)	)	Adv. Proc. No. 03-52349
Sigma Consulting Group	)	)	Adv. Proc. No. 03-52276
Southern Valve Services, Inc.	)	)	Adv. Proc. No. 03-52277
Specialized Industrial Maintenance, Inc.	)	)	Adv. Proc. No. 03-52367
Strategic Business Solutions, Inc.	)	)	Adv. Proc. No. 03-52339
Triad Electric & Controls, Inc.	)	)	Adv. Proc. No. 03-52314
United/Anco Services, Inc.	)	)	
dba Anco Insulations, Inc.	)	)	Adv. Proc. No. 03-52316
US Machine & Equipment Co., Inc.	)	)	Adv. Proc. No. 03-52336
Wilde's Machine Works, Inc.	)	)	Adv. Proc. No. 03-52269
	)	)	
Defendants.	)	)	

**ORDER**

For the reasons stated in the Court's letter ruling of this date, the defendants' motions in each of the captioned adversary proceedings to transfer venue are DENIED.

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Peter J. Walsh  
United States Bankruptcy Judge

Dated: July 21, 2003