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11 Brick Company, and WFB Liquidating Corporation, f/k/a  
Wellsville Firebrick Company*  
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13 **IN THE UNITED STATES BANKRUPTCY COURT**  
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
15 **OAKLAND DIVISION**

16 **In re**

17 **CFB LIQUIDATING CORPORATION,**  
18 **f/k/a CHICAGO FIRE BRICK CO., an**  
**Illinois Corporation, et al.,**

19 **Debtors.**

Case No. 01-45483 RLE

Chapter 11

Jointly Administered

Honorable Roger L. Efremsky

**BALLOT TABULATION REPORT**

21  
22 CFB Liquidating Corporation f/k/a Chicago Fire Brick Company (“CFB”) and WFB  
23 Liquidating Corporation f/k/a Wellsville Fire Brick Company (“WFB” and, together with CFB, the  
24 “Debtors”)<sup>1</sup> hereby submit this ballot tabulation report (the “Ballot Tabulation”), pursuant to Local  
25 Bankruptcy Rule 3020-1, detailing the results from Debtors’ solicitation of votes to accept or reject  
26 the Plan, as follows:  
27

28 <sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings given to them in the Plan.

1           1.       On June 1, 2012, the Debtors filed the Plan and the accompanying Debtor's Disclosure  
2 Statement with Respect to the Joint Chapter 11 Plan of CFB Liquidating Corp., f/k/a Chicago Fire  
3 Brick Company, and WFB Liquidating Corp., f/k/a WellsVile Fire Brick Company, as Modified  
4 [Docket No. 422] (the "Disclosure Statement").

5           2.       On June 14, 2012, the Debtors caused copies of the Plan, the Disclosure Statement, the  
6 Court's order approving the Disclosure Statement [Docket No. 424], and a Notice of Hearing to be  
7 served upon be served upon the parties listed on the Notice List and Solicitation Package Service List  
8 attached to the Certificate of Service [Docket No. 431].

9           3.       As set forth in the Plan and Disclosure Statement, Allowed Administrative Claims and  
10 Priority Tax Claims will be paid in full on the effective Date, or as soon thereafter as such Claims  
11 become allowed, or such other date as is mutually agreed upon by the Liquidating Trustee and the  
12 Holder of any such Claim. The claims against and interests in the debtor, other than Allowed  
13 Administrative Claims and Priority Tax Claims, are classified for all purposes, including voting,  
14 confirmation, and distribution pursuant to the Plan and pursuant to sections 1122 and 1123(a)(1) of  
15 the United States Bankruptcy Code, (11 U.S.C. §§ 101, *et seq.*, hereafter, the "Bankruptcy Code"),<sup>2</sup>  
16 as follows:  
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- 19       Class 1:       Other Priority Claims (unsecured claims entitled to priority pursuant to  
20                      sections 507(a)(1), (4), (5) or (7)), unimpaired, deemed to accept pursuant to  
                          section 1126(f) of the Bankruptcy Code;
  - 21       Class 2:       Secured Claims, unimpaired, deemed to accept pursuant to section 1126(f) of  
22                      the Bankruptcy Code;
  - 23       Class 3:       Bar Date Asbestos Personal Injury Claims;
  - 24       Class 4:       Supplemental Bar Date Asbestos Personal Injury Claims;
  - 25       Class 5:       Unsecured Claims; and
  - 26       Class 6:       Interests.
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28 <sup>2</sup> All section references herein, if not otherwise designated, refer to the Bankruptcy Code.

1 4. Claims in Classes 1 and 2 are unimpaired and are conclusively presumed to accept the  
 2 Plan pursuant to 11 U.S.C. § 1126(f). Creditors with claims in Classes 5 and holders of Equity  
 3 Interests in Class 6 are not expected to receive any distribution on account of their claims or interests  
 4 and are therefore deemed to reject the Plan pursuant to 11 U.S.C. § 1126(g). Accordingly, only  
 5 creditors with claims in Classes 3 and 4 are entitled to vote on the Plan.

6 5. Ballots were received from or on behalf of 4,374 holders of Class 3 Bar Date Asbestos  
 7 Personal Injury Claims. Of these ballots, 100% were cast in favor of the Plan. Ballots were also  
 8 received from or on behalf of 664 holders of Class 4 Supplemental Bar Date Asbestos Personal Injury  
 9 Claims. Of these ballots, 100% were cast in favor of the Plan:  
 10

<u>Claimant</u>	<u>Class 3</u>	<u>Class 4</u>
Goldberg, Persky White P.C. Master Ballot Claimants	2,196	219
Cascino Vaughan Law Offices, Ltd. Master Ballot Claimants	400	72
Motley Rice, LLC Master Ballot Claimants	0	373
Zamler, Mellen & Shiffman, P.C. Master Ballot Claimants	1,778	0
<b>TOTAL:</b>	<b>4,374</b>	<b>664</b>

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19 6. The Debtors hereby certify that all ballots were counted for the classes for which those  
 20 ballots were filed.

21 7. Based on the votes cast in favor of the Plan by the Class 3 and Class 4 Claimants who  
 22 voted and the designated value of the claims underlying such ballots, as provided for in the  
 23 Solicitation Procedures previously approved by this Court, the Plan has received sufficient votes to  
 24 have been accepted by holders of not less than two-thirds (2/3) in amount and one-half (1/2) in  
 25 number of Class 3 Bar Date Asbestos Personal Injury Claims, and at least two-thirds in amount and  
 26 one-half in number of Class 4 Supplemental Bar Date Asbestos Personal Injury Claims.  
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WHEREFORE, the Debtors respectfully request that the Court enter an order confirming the Plan and granting such other relief as is appropriate.

Dated: August 30, 2012

FRANKGECKER LLP

/s/ Joseph D. Frank  
Joseph D. Frank

Counsel for CFB Liquidating Corporation,  
f/k/a Chicago Fire Brick Company, and WFB Liquidating  
Corporation, f/k/a Wellsville Fire Brick Company