

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re: Constellation Enterprises LLC, et al.

Debtors.

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OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS,

Appellant,

v.

C. A. No. 17-757-RGA

OFFICE OF THE U. S. TRUSTEE, et al.,

Appellees.

**RECOMMENDATION**

At Wilmington this **30th** day of **June, 2017**.

WHEREAS, pursuant to paragraph 2(a) of the Procedures to Govern  
Mediation of Appeals from the United States Bankruptcy Court for this District dated  
September 11, 2012, the court conducted an initial review, which included information  
from counsel, to determine the appropriateness of mediation in this matter;

WHEREAS, as a result of the above screening process, the issues  
involved in this case are not amenable to mediation and mediation at this stage would  
not be a productive exercise, a worthwhile use of judicial resources nor warrant the  
expense of the process.

THEREFORE, IT IS RECOMMENDED that, pursuant to paragraph 2(a)  
Procedures to Govern Mediation of Appeals from the United States Bankruptcy Court

for this District and 28 U.S.C. § 636(b), this matter be withdrawn from the mandatory referral for mediation and proceed through the appellate process of this Court. Since all parties agreed that mediation would not be appropriate at this time, no objections to this Recommendation are anticipated.

Local counsel are obligated to inform out-of-state counsel of this Order.

/s/ Mary Pat Thyng

Chief U.S. Magistrate Judge Mary Pat Thyng