

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

In re: CCX, Inc.

Debtor.

United Steel, Paper and Forestry,  
Rubber, Manufacturing, Energy Allied  
Industrial and Service Workers  
International Union, AFL-CIO, CLC,

Appellant,

v.

Braeburn Alloy Steel LLC,

Appellee.

Bankruptcy Case No.: 22-10252 (JTD)

C.A. No. 22-1563-GBW

Bankr. BAP No. 22-71

**RECOMMENDATION**

At Wilmington this **21<sup>st</sup>** day of **February, 2023**.

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, a teleconference was held on January 9, 2023 for an initial review and discussion with counsel to determine the appropriateness of mediation in this matter;

WHEREAS, as a result of that teleconference, an in-person mediation occurred on February 16, 2023.

WHEREAS, no resolution of this matter occurred and further 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Mediation of Appeals from the United States Bankruptcy Court for this District and 28 U.S.C. § 636(b), this matter be withdrawn from the mandatory referral for mediation and proceed through the appellate process of this Court. The parties are advised of their right to file objections to this Recommendation pursuant to 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(a) and D. Del. LR 72.1.

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

/s/ Mary Pat Thyng  
Chief United States Magistrate Judge