

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

CRYSTALLEX INTERNATIONAL CORP.,)	
)	
Plaintiff,)	
)	
v.)	Misc. No. 17-151-LPS
)	
BOLIVARIAN REPUBLIC OF VENEZUELA,)	
)	
Defendant.)	

**SPECIAL MASTER’S MOTION REQUESTING
(I) EXTENSION OF DEADLINE TO FILE THE NOTICE OF FINAL
RECOMMENDATION AND (II) ADJOURNMENT OF SALE HEARING**

Robert B. Pincus, in his capacity as Special Master (the “**Special Master**”) for the United States District Court for the District of Delaware (the “**Court**”), respectfully requests an (i) extension of the deadline to file the Notice of Final Recommendation (the “**Final Recommendation Deadline**”) to a date that is on or about September 16, 2024 and (ii) a corresponding adjournment of the Sale Hearing date and extension of all objection and response deadlines in the Court’s August 5, 2024 *Oral Order* [D.I. 1234] (the “**Sale Hearing Order**”), respectively.¹

BACKGROUND

In support thereof, the Special Master respectfully states as follows:

1. On October 11, 2022, the Court entered the *Sixth Revised Proposed Order (A)*

¹ All capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the *Sixth Revised Proposed Order (A) Establishing Sale and Bidding Procedures, (B) Approving Special Master’s Report and Recommendation Regarding Proposed Sale Procedures Order, (C) Affirming Retention of Evercore as Investment Banker by Special Master and (D) Regarding Related Matters* [D.I. 481] (the “**Sale Procedures Order**”).

Establishing Sale and Bidding Procedures, (B) Approving Special Master's Report and Recommendation Regarding Proposed Sale Procedures Order, (C) Affirming Retention of Evercore as Investment Banker by Special Master and (D) Regarding Related Matters (the “**Sale Procedures Order**”) [D.I. 481].

2. The Court established July 15, 2024 as the tentative date for the Sale Hearing in its *Memorandum Order* dated July 17, 2023. See Mem. Order at 11 [D.I. 643].

3. Following one other extension request,² on July 31, 2024, the Special Master, with the support of the Sale Process Parties, filed the *Special Master's Motion Requesting (I) Extension of the Deadline to File the Notice of Final Recommendation and (II) Adjournment of the Sale Hearing* [D.I. 1232] (the “**Adjournment Motion**”) requesting the Court adjourn the Sale Hearing to a date on or about October 15, 2024.

4. There being no objections to the Adjournment Motion, on August 5, 2024, the Court entered the Sale Hearing Order, (i) granting the Special Master's Adjournment Motion, (ii) scheduling the Sale Hearing for October 30, 2024, at 10:00 a.m. (prevailing Eastern Time); (iii) directing the Special Master to file his Notice of Final Recommendation (the “**Final Recommendation**”) on or about August 22, 2024; (iv) directing any objections to the Final Recommendation be filed no later than 21 days from the filing of the Final Recommendation; (v) directing the Special Master and any Sale Process Party or Additional Judgment Creditor to file a response in support of the Final Recommendation no later than 14 days after the filing of the objection; and (vi) directing any party objecting to the Final Recommendation to file any reply in support of their objection no later than three (3) business days after the filing of any response to which it is replying. See Sale Hearing Order.

² See *Special Master's Motion Requesting Adjournment of the July 15, 2024 Tentative Sale Hearing* [D.I. 1201]; *Oral Order*, dated July 3, 2023 [D.I. 1213].

5. Since filing of the Adjournment Motion, the Special Master and his Advisors have engaged in robust negotiations with a bidder and are in the process of finalizing due diligence and definitive documentation in support of a Sale Transaction.

RELIEF REQUESTED

6. Pursuant to the Sale Procedures Order, the Court is authorized to “adjourn[] or reschedule[]...[the Sale Hearing] upon notice by the Special Master.” Sale Procedures Order, ¶ 2.

7. After consideration and consultation with his Advisors, as well as notice to and consultation with the Sale Process Parties, the Special Master believes, in his reasonable discretion, that extending the Final Recommendation Deadline and the Sale Hearing-related deadlines is necessary to finalize the selection of the Successful Bidder.

PROPOSED TIMELINE

8. To ensure the Special Master has adequate time to finalize the selection of the Successful Bidder and that all parties-in-interest have sufficient notice and opportunity to comment on the Final Recommendation, the Special Master proposes the following timeline, subject to Court approval, which provides for the same duration for objection and reply periods as previously approved by the Court. In the event the Special Master believes further adjournment beyond the tentative schedule set forth below is necessary, he will promptly notify the Court and parties-in-interest.

Event	Date
Notice of Final Recommendation and Notice of Successful Bid	On or about September 16, 2024
Deadline to Object to the Notice of Final Recommendation	Any objections to the Notice of Final Recommendation shall be filed no later than 21 days from the filing of the Notice of Final Recommendation (on or about October 7, 2024)

Event	Date
Deadline to Respond to Objections	The Special Master and any Sale Process Party or Additional Judgment Creditor supporting the Final Recommendation may file a response to any objections by no later than 14 days after the filing of the objection (on or about October 21, 2024)
Deadline for any Objector to File a Reply in Support of Objections	Any objector may then file a reply in support of objections no later than three (3) business days after the response to which it is replying (on or about October 24, 2024)
Sale Hearing	November 7, 2024

9. In light of the foregoing, the Special Master respectfully requests that the Court enter an order (i) extending the Final Recommendation Deadline to a date that is on or about September 16, 2024 and (ii) adjourning the Sale Hearing date and extending all objection and response deadlines in the Sale Hearing Order, respectively.

10. The Special Master conferred with the Sale Process Parties regarding this Motion, and the Sale Process Parties do not oppose the relief requested herein. The Special Master respectfully requests expedited consideration of the Motion and the relief requested herein.

CONCLUSION

For the reasons articulated above, the Special Master requests that the Court enter an order (i) extending the Final Recommendation Deadline to a date that is on or about September 16, 2024, and (ii) adjourning the Sale Hearing date and extending all objection and response deadlines in the Sale Hearing Order, respectively.

Dated: August 23, 2024

Respectfully submitted,

POTTER ANDERSON & CORROON LLP

/s/ Myron T. Steele

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