

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
Electronically Filed

IN RE:)	
)	
Lexington Blue, Inc.)	CASE NO.: 25-50863
)	Chapter 11
Debtor)	
_____)	

**MOTION FOR EXAMINATION OF LIBERTY MUTUAL INSURANCE
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

Sean A. McCarty, of the law firm of SATTERLEY & KELLEY, PLLC, acting as counsel on behalf of Adam Cecil and Yanett Cecil, individually and on behalf of all others similarly situated, creditors, moves for entry of an order requiring Liberty Mutual Insurance to produce documentation, and in support states:

I. Notice and Opportunity to Object

Please take notice that unless a party in interest files an objection to this Motion within three days from the date of this Motion, the Court may enter an Order granting the relief sought in this Motion without further hearing. *See* LR 2004-1.

II. Motion

1. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§157 and 1334. Venue is proper pursuant to 28 U.S.C. §1409. This matter is a core proceeding.
2. Counsel for Adam and Yanette Cecil have standing to bring this Motion pursuant to Fed. R. Bankr. P. 2004.
3. This case was filed under Chapter 11 of the United States Bankruptcy Code on June 16, 2025. The Debtor remains in possession.
4. Counsel for Adam Cecil and Yanett Cecil, seek to examine the documents Liberty Mutual Insurance regarding the possible existence of bonding or other coverage for their

claims, and a proposed class of similarly situated individuals in *Adam Cecil, et. al. v. Lexington Blue, Inc., et. al.*, 25-CI-3301 (Jefferson Circuit Court).

5. All requests in this Motion relate to Lexington Blue, Inc.
6. In connection with the examination of Liberty Mutual Insurance, the undersigned counsel requests the authority to issue a subpoena demanding Liberty Mutual Insurance produce the following documents in its possession, custody, or control:
 - a. All documents concerning surety or other bonding issued to Lexington, Blue, Inc. for roofing work to be performed from May 1, 2020 to the present;
 - b. All correspondence between Liberty Mutual Insurance from January 1, 2020 to the present;
 - c. All claims made against any surety bonds issued to Lexington Blue, Inc. from May 1, 2020 to the present; and
 - d. All policies of insurance and declarations pages for any policy issued by Liberty Mutual Insurance to Lexington Blue, Inc. for January 1, 2020 to the present.

WHEREFORE, the undersigned counsel respectfully requests that the Court enter an Order directing Liberty Mutual Insurance to produce and submit to the examination of these documents pursuant to Fed. R. Bankr. P. 2004 at the offices of Satterley & Kelley, PLLC, 8700 Westport Road, Louisville, Kentucky 40242, and authorizing the undersigned counsel to compel production of the documents described herein.

Respectfully Submitted,

/s/Sean A. McCarty
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Counsel for Creditors Adam Cecil and Yanett Cecil

CERTIFICATE OF SERVICE

It is hereby certified that a true and accurate copy of the foregoing document was this 5th day of **August, 2025**, electronically filed with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to all CM/ECF participants.

/s/Sean A. McCarty
Sean A. McCarty

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IN RE:)	
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Lexington Blue, Inc.)	CASE NO.: 25-50863
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**ORDER AUTHORIZING EXAMINATION OF LIBERTY MUTUAL INSURANCE
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004**

Upon consideration of the motion of counsel for creditors Adam Cecil and Yanett Cecil for an order authorizing the examination of Liberty Mutual Insurance pursuant to Fed. R. Bank. P. 2004, and it appearing that cause exists for the examination, it is hereby

ORDERED that Liberty Mutual Insurance shall submit to examination at a reasonable time, place, and manner specified by counsel for Debtors Adam Cecil and Yanett Cecil on prior written notice, and it is further

ORDERED that Liberty Mutual Insurance shall designate an individual competent to testify regarding the contents of the documents to be produced as set forth below, and it is further

ORDERED that counsel for Creditors Adam Cecil and Yanett Cecil are authorized to issue a subpoena to Liberty Mutual Insurance compelling production of the following documents prior to the examination:

- a. All documents concerning surety or other bonding issued to Lexington, Blue, Inc. for roofing work to be performed from May 1, 2020 to the present;
- b. All correspondence between Liberty Mutual Insurance from January 1, 2020 to the present;
- c. All claims made against any surety bonds issued to Lexington Blue, Inc. from May 1, 2020 to the present; and
- d. All policies of insurance and declarations pages for any policy issued by Liberty

Mutual Insurance to Lexington Blue, Inc. for January 1, 2020 to the present.