M. H. Detrick Company
Asbestos Trust
(A Delaware Business Trust)
Reginald E. Chesson, Jr., Trustee

FILED
UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS

MAY 19 2023

JEFFREY P. ALLSTEADT, CLERK
INTAKE 1

May 11, 2023

U. S. Bankruptcy Court for the
Northern District of Illinois
Eastern Division
Dirksen Federal Courthouse
219 South Dearborn St.
Chicago, IL 60604

RE: Bankruptcy Case No. 98-B-01004

Gentlemen:

Enclosed is a copy of the M. H. Detrick Company Asbestos Trust Audited Financial Statement for 2022, as provided in Section 2.5 of the *M. H. Detrick Company Asbestos Trust Agreement*. If you have any questions or need any other information, please contact me.

Please acknowledge receipt of this information.

Yours truly,

Reginald E Chesson Jr.
jg

Reginald E. Chesson, Jr.
Trustee

REC/jg

Enclosure

cc: Jaime Sweeney

I acknowledge receipt of the above financial information:

BY:_____

DATE:_____

P. O. Box 1199
Leeds, AL 35094

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M. H. DETRICK COMPANY ASBESTOS TRUST

Financial Statements

December 31, 2022 and 2021

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THE HIGHLANDS ACCOUNTING GROUP

INDEPENDENT AUDITORS' REPORT

To the Trustee and Trust Advisory Committee
M. H. Detrick Company Asbestos Trust
Leeds, Alabama

Opinion

We have audited the accompanying special-purpose financial statements of M. H. Detrick Company Asbestos Trust (A Delaware Business Trust), which comprise the special-purpose statements of net claimants' equity as of December 31, 2022 and 2021, and the related special-purpose statements of changes in net claimants' equity and cash flows for the years then ended, and the related notes to the special-purpose financial statements.

In our opinion, the special-purpose financial statements referred to above present fairly, in all material respects, the net claimants' equity of M.H. Detrick Company Asbestos Trust as of December 31, 2022 and 2021, and the changes in net claimants' equity and cash flows for the years then ended, on the basis of accounting described in Note 2.

Basis for Opinion

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of M. H. Detrick Company Asbestos Trust and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Basis of Accounting

We draw attention to Note 2 of the special-purpose financial statements which describes the basis of accounting. The special-purpose financial statements are prepared on the basis of the financial reporting provisions specified in a Trust agreement, significant interpretations made by the Trustee based on court orders, bankruptcy filings, Trust Advisory Committee decisions and bankruptcy attorney opinions, as discussed in Note 2, which is a basis of accounting other than accounting principles generally accepted in the United States of America, to comply with the financial reporting provisions of the agreement referred to above. As a result, the special-purpose financial statements may not be suitable for another purpose. Our opinion is not modified with respect to that matter.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these special-purpose financial statements in accordance with the financial reporting provisions of the Trust agreement as discussed in Note 2, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the special-purpose financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the special-purpose financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about M. H. Detrick Company Asbestos Trust's ability to continue as a going concern within one year after the date that the special-purpose financial statements are available to be issued.

312 LORNA SQUARE · BIRMINGHAM, ALABAMA 35216
PHONE 205.795.0240 · FAX 205.795.0309
WWW.THAGINC.COM

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Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the special-purpose financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements, including omissions, are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the special-purpose financial statements.

In performing an audit in accordance with generally accepted auditing standards, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the special-purpose financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the special-purpose financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of M. H. Detrick Company Asbestos Trust's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the special-purpose financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about M. H. Detrick Company Asbestos Trust's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control related matters that we identified during the audit.

The Highlands Accounting Group, Inc.

The Highlands Accounting Group, Inc.

Birmingham, Alabama
April 4, 2023

M. H. DETRICK COMPANY ASBESTOS TRUST
Special-Purpose Statements of Net Claimants' Equity
December 31, 2022 and 2021

	2022	2021
Assets		
Cash and cash equivalents	$ 80,543	$ 100,995
Investments	4,371,626	4,824,790
Prepaid expenses	5,707	-
	4,457,876	4,925,785
Liabilities		
Deferred claims	188,498	188,498
Accrued expenses	730	517
	189,228	189,015
Net Claimants' Equity	$ 4,268,648	$ 4,736,770

See notes to financial statements.

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M. H. DETRICK COMPANY ASBESTOS TRUST
Special-Purpose Statements of Cash Flows
Years ended December 31, 2022 and 2021

	2022	2021
Operating Activities		
Net (reduction) increase to net claimants' equity	$ (468,122)	$ 621,027
Adjustments to reconcile net (reduction) increase to net cash provided by operating activities		
Unrealized loss (gain) on investments	283,437	(166,122)
Loss on sale of investments	256,859	8,409
Changes in operating assets and liabilities		
Prepaid expenses	(5,707)	-
Deferred claims	-	1,300
Accrued expenses	213	(1,458)
Net cash provided by operating activities	66,680	463,156
Investing Activities		
Proceeds from sale of investments	4,910,221	6,619,003
Purchase of investments	(4,997,353)	(7,209,582)
Net cash used in investing activities	(87,132)	(590,579)
Net decrease in cash and cash equivalents	(20,452)	(127,423)
Cash and cash equivalents - beginning of year	100,995	228,418
Cash and cash equivalents - end of year	$ 80,543	$ 100,995

See notes to financial statements.

M. H. DETRICK COMPANY ASBESTOS TRUST
Notes to Financial Statements
December 31, 2022 and 2021
(Continued)

M. H. Detrick Distributions - M. H. Detrick makes annual distributions (as described in IRS Code section 468B) to the Trust out of current earnings and profit, when available. These annual distributions are reported as additions to net claimants' equity. The total amounts received for the annual distribution during the years ended December 31, 2022 and 2021 totaled $150,000 and $500,000, respectively. M.H. Detrick sold all assets during 2018 (see Note 2).

Income Taxes - For federal income tax purposes, management has elected for the assets of the Trust to be taxed as a Designated Settlement Fund. Income and expenses associated with these assets of the Trust are taxed in accordance with Section 468B of the Internal Revenue Code. Under this Code section, all transfers from Detrick and all insurance proceeds to be utilized in the settlement of asbestos-related claims are not considered taxable income, and all claim settlement payments are non-deductible. At December 31, 2022, the Trust had net operating loss carryforwards of approximately $205,000 that do not expire.

Tax positions are initially recognized in the special-purpose financial statements when it is more likely than not that the position will be sustained upon examination by the tax authorities. The Trust had no uncertain tax positions that qualify for either recognition or disclosure in the financial statements as of December 31, 2022 and 2021, based on an assessment of many factors including experience and interpretations of tax laws applied to the facts of each matter for all open tax years.

NOTE 3 - INVESTMENTS AND FAIR VALUE OF FINANCIAL INSTRUMENTS

The established framework for measuring fair value provides a hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. Fair value is the price the Trust would expect to receive to sell an asset or pay to transfer a liability in an orderly transaction with a market participant at the measurement date. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements).

The three levels of the fair value hierarchy are described as follows:

Level 1 - Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Trust has the ability to access.

Level 2 - Inputs to the valuation methodology include: Quoted prices for similar assets or liabilities in active markets; Quoted prices for identical or similar assets or liabilities in inactive markets; Inputs other than quoted prices that are observable for the asset or liability; Inputs which are derived principally from or corroborated by observable market data by correlation or other means. If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 - Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used maximize the use of observable inputs and minimize the use of unobservable inputs.

The following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at December 31, 2022 and 2021.

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M. H. DETRICK COMPANY ASBESTOS TRUST
Notes to Financial Statements
December 31, 2022 and 2021
(Continued)

Money markets: Valued at amortized cost which approximates fair value.

Mutual funds, exchange traded funds and corporate equities: Valued at the closing price reported on the active market on which the individual funds/securities are traded at the close of every business day.

Government and municipal obligations: Valued using quoted prices for a similar asset in an active market or trade prices of the municipal obligations or actual bond.

The preceding methods described may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, although management believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

Investments consisted of the following:

	Cost	Gross Unrealized Gains	Gross Unrealized Losses	Fair Value on Statement of Net Claimants' Equity	Quoted Prices in Active Markets for Identical Assets (Level 1)
December 31, 2022					
Money market	$ 54,449	$ -	$ -	$ 54,449	$ 54,449
Government and municipal obligations	1,855,791	8,071	-	1,863,862	1,863,862
Mutual and exchange traded funds	2,572,192	28,421	(147,298)	2,453,315	2,453,315
	$ 4,482,432	$ 36,492	$ (147,298)	$ 4,371,626	$ 4,371,626
December 31, 2021					
Money market	$ 28,579	$ -	$ -	$ 28,579	$ 28,579
Government and municipal obligations	249,977	13	-	249,990	249,990
Mutual and exchange traded funds	4,222,264	231,236	(59,239)	4,394,261	4,394,261
Corporate equities	151,339	1,130	(509)	151,960	151,960
	$ 4,652,159	$ 232,379	$ (59,748)	$ 4,824,790	$ 4,824,790

The Trust had no investments classified as level 2 or 3 at December 31, 2022 or 2021.

The cost and estimated fair value of debt securities by contractual maturity at December 31, 2022 are shown below. Expected maturities will differ from contractual maturities because borrowers may have the right to call or prepay obligations with or without call or prepayment penalties.

	Cost	Fair Value
Due in one year or less	$ 1,855,791	$ 1,863,862

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M. H. DETRICK COMPANY ASBESTOS TRUST
Notes to Financial Statements
December 31, 2022 and 2021
(Continued)

NOTE 4 - LITIGATION

The Trustee is not aware of any non-asbestos related litigation, claims or assessments against the Trust.

NOTE 5 - CLAIMS

An open claim filing period began on December 12, 2010 and was closed on February 10, 2011. During the years ended December 31, 2022 and 2021, no checks were issued to claimants for claims filed during the open claim period noted above. On the termination date of the Trust, claims previously approved but returned to the Trust are to be forwarded to a charitable organization. These claims are reflected in the special-purpose financial statements as deferred claims.

Claims and demands are handled based on procedures implemented by the Trust. These procedures are collectively referred to as the Asbestos-Related Claims Resolution and Distribution Procedures. When sufficient funds become available to pay claims, the Trust pays claimants a fixed payment amount as determined by the Trustee and approved by the Trust Advisory Committee.

The distribution procedures contain procedures for the distribution of the Trust's limited assets. Under the distribution procedures, the Trust may periodically re-evaluate its anticipated annual sources and uses of cash until the last projected future claim has been paid. Due to the limited assets of the Trust, these procedures are currently restricted to a fixed payment amount per claim in full satisfaction of each claim.

NOTE 6 - RELATED PARTY TRANSACTIONS

Trustee fees totaled $60,000 during the years ended December 31, 2022 and 2021.

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THE HIGHLANDS ACCOUNTING GROUP

INDEPENDENT AUDITORS' REPORT ON ADDITIONAL INFORMATION

To the Trustee and Trust Advisory Committee
M. H. Detrick Company Asbestos Trust
Leeds, Alabama

We have audited the special-purpose financial statements of the M. H. Detrick Company Asbestos Trust (A Delaware Business Trust) as of and for the years ended December 31, 2022 and 2021, and our report thereon dated April 4, 2023, which expressed an unmodified opinion on those special-purpose financial statements, appears on page 3. Our audits were conducted for the purpose of forming an opinion on the special-purpose financial statements taken as a whole. The additional information included in the schedules of operating and claim resolution expenses related to the special-purpose financial statements is presented for purposes of additional analysis and is not a required part of the special-purpose financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the special-purpose financial statements. The additional information has been subjected to the auditing procedures applied in the audits of the special-purpose financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the special-purpose financial statements or to the special-purpose financial statements themselves, and other additional procedures in accordance with the Trust agreement. In our opinion, the additional information is fairly stated in all material respects in relation to the special-purpose financial statements as a whole.

We also have previously audited, in accordance with the Trust agreement, the special-purpose statement of net claimants' equity as of December 31, 2020, and the related special-purpose statements of changes in net claimants' equity and cash flows for the year then ended (none of which is presented herein), and we expressed an unmodified opinion on those special-purpose financial statements. That audit was conducted for the purpose of forming an opinion on the special-purpose financial statements as a whole. The 2020 schedule of operating and claims resolution expenses is presented for purposes of additional analysis and is not a required part of the special-purpose financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the schedule of operating and claims resolution expenses and special-purpose financial statements. The information has been subjected to the auditing procedures applied in the audit of those special-purpose financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the special-purpose financial statements or to the special-purpose financial statements themselves, and other additional procedures in accordance with the Trust agreement. In our opinion, the schedule of operating and claims resolution expenses for the year ended December 31, 2020 is fairly stated in all material respects in relation to the special-purpose financial statements from which it has been derived.

The Highlands Accounting Group, Inc.

The Highlands Accounting Group, Inc.

Birmingham, Alabama
April 4, 2023

312 LORNA SQUARE · BIRMINGHAM, ALABAMA 35216
PHONE 205.795.0240 · FAX 205.795.0309
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M. H. DETRICK COMPANY ASBESTOS TRUST
Schedules of Operating and Claims Resolution Expenses
Years ended December 31, 2020, 2021 and 2022

	2020	2021	2022
Accounting	$ 17,326	$ 18,604	$ 18,550
Administrative	9,000	9,000	9,000
Co-Trustee fees	2,500	2,500	2,500
Insurance	6,103	14,377	14,736
Investment broker	-	4,915	11,375
Legal and professional	5,638	7,892	1,220
Miscellaneous	652	754	732
Telephone and internet	325	635	430
Trustee fees	60,000	60,000	60,000
Claims analysis and website maintenance	13,480	13,504	13,497
	$ 115,024	$ 132,181	$ 132,040

See independent auditors' report on additional information.