

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
Eastern Division

|                               |   |                            |
|-------------------------------|---|----------------------------|
| In Re:                        | ) | BK No.: 17-13886           |
| CENTRAL GROCERS, INC. et. al. | ) | (Jointly Administered)     |
|                               | ) | Chapter: 11                |
|                               | ) | Honorable Pamela S. Hollis |
|                               | ) | SELECT IF OUTLYING AREA    |
| Debtor(s)                     | ) |                            |

**REVISED PROPOSED ORDER AUTHORIZING MOTION OF DEBTORS  
FOR APPROVAL OF CASE MANAGEMENT PROCEDURES**

Upon the motion (the "Motion") of Central Grocers, Inc. and its debtor affiliates, including Strack and Van Til Super Market, Inc., as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the "Debtors"), pursuant to section 102(1) of title 11 of the United States Code (the "Bankruptcy Code") and Rules 2002 and 9007 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Rules 1000-2, 2002-2, 5005-3, 7016-1, and 9013-1 through 9013-9 of the Local Rules of the United States Bankruptcy Court for the Northern District of Illinois (the "Local Rules") for an order (i) approving (a) the notice, case management, and administrative procedures annexed hereto as Exhibit 1 (the "Case Management Procedures") (b) the notice thereof; and (ii) granting related relief, all as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided to the Notice Parties; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and the Court having reviewed the Motion; and the Court having held a hearing to consider the relief requested in the Motion (the "Hearing"); and upon the record of the Hearing; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and it appearing that the relief requested in the Motion is in the best interests of the Debtors, their estates, creditors, and all parties in interest; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT

1. The Motion is granted to the extent set forth herein.
2. The Case Management Procedures, attached to this Order as Exhibit 1 and incorporated herein by reference, are approved and shall govern all aspects of these chapter 11 cases.
3. The Debtors' notice, claims, and solicitation agent, Prime Clerk LLC, is authorized to continue using the case website available at <https://cases.primeclerk.com/centralgrocers>, where, among other things, electronic copies of all Court Filings filed in these chapter 11 cases shall be posted within one (1) business day of filing and may be viewed free of charge.
4. All time periods set forth in this Order or in the Case Management Procedures shall be calculated in accordance with Bankruptcy Rule 9006(a).

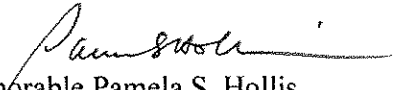
5. The Debtors are authorized to take all action necessary to effectuate the relief granted in this Order.

6. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, and/or enforcement of this Order.

Enter:

Dated:

JUN 20 2017

  
Honorable Pamela S. Hollis  
United States Bankruptcy Judge

**Prepared by:**

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**Exhibit 1**

**Case Management Procedures**

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

|  |   |                           |
|--|---|---------------------------|
| In re                                  | ) | Chapter 11                |
| CENTRAL GROCERS, INC., <i>et al.</i> , | ) | Case No. 17-13886 (PSH)   |
|  | ) | (Jointly Administered)    |
| Debtors. <sup>1</sup>                  | ) | <b>Re: Docket No. 101</b> |

**CASE MANAGEMENT PROCEDURES**

These notice, case management, and administrative procedures (the “**Case Management Procedures**”) have been approved by the United States Bankruptcy Court for the Northern District of Illinois (the “**Court**”) for these chapter 11 cases of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) pursuant to the *Motion of Debtors for Approval of Case Management Procedures* (the “**Motion**”).<sup>2</sup>

On June [ ], 2017, the Court entered an order (the “**Order**”) approving these Case Management Procedures. Anyone may obtain a copy of the Order, as well as any document filed with the Court in these chapter 11 cases, by (a) accessing the website maintained by Prime Clerk LLC (the “**Notice & Claims Agent**”), the Debtors’ notice and claims agent in these chapter 11 cases, at <https://cases.primeclerk.com/centralgrocers> (the “**Case Website**”); (b) contacting the

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, as applicable, are Central Grocers, Inc. (3170), CGI Joliet, LLC (7014), Currency Express, Inc. (2650), Raceway Central, LLC (2161), Raceway Central Calumet Park LLC (2161), Raceway Central Chicago Heights LLC (2161), Raceway Central Downers Grove LLC (2161), Raceway Central Joliet North LLC (2161), Raceway Central LLC North Valpo (2161), Raceway Central Wheaton LLC (2161), Strack and Van Til Super Market, Inc. (2184), and SVT, LLC (1185).

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

Notice & Claims Agent directly at Prime Clerk LLC, 830 Third Avenue, 9th Floor, New York, NY 10022; or (c) accessing the Court's Electronic Filing System at <http://ecf.ilnb.uscourts.gov> for a fee.

## I. Hearing Procedures

1. All Matters to Be Heard at Omnibus Hearings. The Court will schedule regular hearings to consider all Court Filings (as defined herein) in these chapter 11 cases (collectively, the "**Omnibus Hearings**"). Notwithstanding Local Rule 9013-1, parties may only schedule motions and other Requests for Relief (as defined herein) for hearing at an Omnibus Hearing scheduled to occur at least fourteen (14) days after service of the notice of the Request for Relief; provided that any party may request an emergency hearing pursuant to the Local Rules (an "**Emergency Hearing**"). For any Court Filing that purports to set a hearing on a date or time at which no Omnibus Hearing is scheduled, the Debtors will coordinate with the filing party and will file a "Corrected" Notice of Motion scheduling the matter to be heard at the next regularly scheduled Omnibus Hearing that is at least fourteen (14) days after the date such Court Filing is filed and served.

2. Initial Omnibus Hearings. Unless otherwise ordered by the Court, the next two Omnibus Hearings shall be held on the following dates:

- a. June 28, 2017 at 10:00 a.m. (prevailing Central Time); and
- b. July 11, 2017 at 10:00 a.m. (prevailing Central Time).

3. Subsequent Omnibus Hearings. The Debtors may request, and the Court may schedule, additional Omnibus Hearings. Upon scheduling, the Notice & Claims Agent shall post the dates and times of the Omnibus Hearings on the Case Website. Entities may contact the Notice & Claims Agent for information concerning all scheduled Omnibus Hearings.

4. Hearing Agenda. Two (2) business days before each hearing, the Debtors shall prepare and file on the docket of the case a hearing agenda (each, a "**Proposed Hearing**

Agenda”) for the convenience of the Court and counsel. Proposed Hearing Agendas shall be filed on the docket of the case. Upon filing, the Debtors will notify the Courtroom Deputy of the filing of the Proposed Hearing Agenda. The Proposed Hearing Agenda shall not be determinative of the matters to be heard at the respective hearing or whether there will be a settlement or a continuance.

The Proposed Hearing Agenda will include, to the extent known by the Debtors’ counsel:

- a. the title and docket number of each Court Filing scheduled for hearing, including the initial Request for Relief and any Objections (each, as defined herein) or other documents related thereto;
- b. notice of whether the matters are contested or uncontested;
- c. notice of whether the matters have settled or are proposed to be continued;
- d. other comments that will assist the Court; and
- e. a suggested order in which the matters should be addressed.

5. The Debtors are authorized, but not directed, to amend a Proposed Hearing Agenda to reflect any changes, such as if additional Court Filings are filed or if matters are settled, withdrawn, or adjourned before a hearing. Any Amended Proposed Hearing Agenda shall be filed on the docket of the case together with a comparison version highlighting the changes from the previously filed agenda. The Debtors will notify the Courtroom Deputy of the filing of any Amended Proposed Hearing Agenda.

6. Telephonic Appearances. Subject to the following conditions, a party in interest may be entitled to attend or participate in an Omnibus Hearing or other hearing by telephone (such attendance or participation a “**Telephonic Appearance**”). Instructions for parties to make a Telephonic Appearance may be found on the Case Website. Any party making a Telephonic Appearance must file a written appearance under Local Rule 2090-5. Absent extraordinary circumstances, parties that anticipate meaningful participation in a hearing should

appear in Court, not telephonically. Parties do not need to contact the Court to appear telephonically.

## II. Filing and Service Procedures

7. All notices, motions, applications, and other requests for relief, all briefs, memoranda, affidavits, declarations, and other documents filed in support of or in connection with such papers seeking relief (collectively, “**Requests for Relief**”), all objections and other responses to Requests for Relief (collectively, “**Objections**”), and all replies and other responses to Objections (collectively, “**Replies**,” and, together with Requests for Relief, Objections, and all other filed documents, the “**Court Filings**”) shall be filed with the Court and served in accordance with the notice provisions of these Case Management Procedures.

### A. The Service List

8. All Court Filings Served on the Service List. All Court Filings shall be served on the following parties (collectively, the “**Master Service List**”):

- a. Standard Parties. The following parties (the “Standard Parties”) shall be served with all Court Filings:
  - i. the Debtors and their counsel, Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153 (Attn: Ray C. Schrock, P.C., Stephen Karotkin, Esq. and Sunny Singh, Esq.);
  - ii. the Office of U.S. Trustee for Region 11, 219 S. Dearborn Street, Room 873, Chicago, Illinois 60604 (Attn: Kathryn M. Gleason, Esq. and Ha Nguyen, Esq.);
  - iii. counsel to the Official Committee of Unsecured Creditors, Kilpatrick Townsend & Stockton LLP, 1100 Peachtree Street NE, Suite 2800, Atlanta, Georgia 30309 (Attn: Todd C. Meyers, Esq.) and (b) Kilpatrick Townsend & Stockton LLP, 1114 Avenue of the Americas, New York, New York 10036 (Attn: David Posner, Esq.);
  - iv. counsel to the administrative agent under DIP Facility and the Prepetition Revolving Credit Facility, (a) Blank Rome LLP, 1201 Market Street, Suite 800, Wilmington, Delaware 19801 (Attn: Regina S. Kelbon, Esq. and Victoria A. Guilfoyle, Esq.), and (b) Blank Rome LLP, One Logan Square

130, North 18th Street, Philadelphia, Pennsylvania 19103 (Attn: Mark I. Rabinowitz, Esq.);

- v. counsel to the administrative agent under the Prepetition Term Loan Facility, (a) Thompson Coburn LLP, One US Bank Plaza, St. Louis, Missouri 63101 (Attn: Mark V. Bossi, Esq.), and (b) Thompson Coburn LLP, 55 E. Monroe St., 37th Floor, Chicago, Illinois 60603 (Attn: Victor A. Des Laurier, Esq. and Diona Rogers, Esq.); and
  - vi. all entities with particularized interest in the subject matter of the particular Court Filing (each, an “**Affected Entity**”).
- b. 2002 List. The Notice & Claims Agent maintains and shall continue to maintain a list of all entities that have filed a request for service of filings pursuant to Bankruptcy Rule 2002 and the Local Rules (The “**2002 List**”).
- i. Information Required for Service of Filings. A request for service of papers pursuant to Bankruptcy Rules 2002 and the Local Rules (each, a “**2002 Notice Request**”) filed with the Court shall be deemed proper if, and only if, it includes the following information with respect to the entity filing such request: (a) name; (b) street address; (c) name of client(s), if applicable; (d) telephone number; (e) facsimile number; and (f) electronic mail address. Notwithstanding the application of the Local Rules, all counsel must comply with this provision in order to receive papers.
  - ii. Electronic Mail Address Required. If a 2002 Notice Request fails to include an electronic mail address or a No-Electronic Mail Certification (as defined herein), the Notice & Claims Agent shall forward a copy of the Case Management Procedures to such entity within five (5) business days and specifically request an electronic mail address. If no electronic mail address is provided in response to such request, such entity shall not be added to the 2002 List and shall not be served with copies of Court Filings unless (a) such pleadings and/or documents directly affect such entity or (b) such entity submits a No-Electronic Mail Certification (as defined below).
  - iii. Certification Opting Out of Electronic Mail Service. Notwithstanding the immediately preceding paragraph, any individual or entity filing a 2002 Notice Request who does not maintain (and cannot practicably obtain) an electronic mail address and thereafter cannot receive service by electronic mail must include in the 2002 Notice Request a certification to that effect (a “**No-Electronic Mail Certification**”). The No-Electronic Mail Certification shall include a statement certifying that the individual or entity (a) does not maintain an electronic mail address and (b) cannot practicably obtain an electronic mail address at which the individual or entity could receive service by electronic mail. An entity submitting a No-Electronic Mail Certification shall be served with paper copies of any Court Filing by



the entity making such Court Filing, by first class mail or private mail service, at such filing entity's discretion.

- iv. Changes in Information. It shall be the responsibility of each entity submitting a 2002 Notice Request to file with the Court an updated 2002 Notice Request as necessary to reflect changes to any notice information, including electronic mail address and contact person, and to service a copy of such request upon the Debtors.

9. Notice & Claims Agent to Maintain 2002 List. At least every thirty (30) days until confirmation of the chapter 11 plan, the Notice & Claims Agent shall maintain and update the 2002 List by: (a) making any additions and deletions; (b) filing the updated 2002 List; and (c) simultaneously with the filing of the 2002 List, posting an updated version of the 2002 List on the Case Website.

#### **B. Filing and Service of Court Filings Generally**

10. Electronic Filing. All Court Filings filed in these chapter 11 cases shall be filed electronically with the Court, using the Court's electronic filing system (the "**Electronic Filing System**"), on the docket of the chapter 11 case of the Debtor Central Grocers, Inc., Case No. 17-13886 (PSH).

11. Service on Standard Parties. All Court Filings shall be served on the Standard Parties and parties who have filed a No-Electronic Mail Certification by U.S. mail, overnight delivery or hand delivery. No party is permitted to serve the Standard Parties by e-mail and such service shall not be effective; provided that the Standard Parties may agree to serve Court Filings on each other by e-mail.

12. Electronic Service. Other than the Standard Parties and parties who have filed a No-Electronic Mail Certification, all Court Filings (other than service of a summons and complaint in an adversary proceeding or documents filed under seal) shall be electronically served by electronic mail on the Court's Electronic Filing System, which shall be deemed to constitute

proper service for all parties who are sent such electronic mail service, including parties on the 2002 List. Subject to the limited exclusions set forth herein, each entity that has filed a notice of appearance and a request for service of papers shall be deemed to have consented to electronic service of papers.

13. Filing Deadlines. If any Court Filing is filed and served electronically via the Court's Electronic Filing System, the filing deadlines requiring three (3) additional days' notice set forth in Rule 6(d) of the Federal Rules of Civil Procedure made applicable to adversary proceedings in Bankruptcy Rule 7005, and Bankruptcy Rule 9006(f) shall not apply.

14. Notice of Filing. In accordance with Local Rule 5005-3(C)(4), a notice shall be affixed as the first page of each Court Filing. Each notice shall set forth the caption, descriptive title, and number of the action or proceeding in which the Court Filing is filed, the caption of these chapter 11 cases, the name of the judge presiding over these chapter 11 cases (or, if different, the name of the judge presiding over the action or proceeding in which the Court Filing is filed), and the date and time of the Omnibus Hearing (or another hearing, as ordered by the Court), if any, at which the matter will be heard (the "**Applicable Hearing**"). In addition, the notice shall set forth the date and time of the Objection Deadline (as defined and determined herein). The notice may also include a statement that the relief requested therein may be granted without a hearing if no objection is timely filed and served in accordance with these Case Management Procedures.

15. Certificates of Service. A certificate of service of any Court Filing (including any motion, in accordance with Local Rule 9013-1(C)(3)), including a Service List, shall be filed with the Court; provided that such certificate of service may be filed with the Court separately from the applicable Court Filing; provided, further, that no party shall be required to include the Service List when serving the certificate of service on recipients of such Court Filing.

16. Signature Block. In accordance with Local Rule 5005-3(C)(5), the signature block on the final page of any Court Filing shall contain the name, address, and telephone number, and electronic mail address of the attorney in active charge of the matter or the individual filing such Court Filing *pro se*.

17. Satisfaction of Section 342 of the Bankruptcy Code. Any Court Filing notice or other notice sent by the Debtors shall be deemed to comply with the requirements set forth in section 342(c)(1) of the Bankruptcy Code so long as the notice includes (as a footnote or otherwise) the name, address, and last four digits of the taxpayer identification number of each of the Debtors.

18. Joinders. An entity seeking to support any Court Filing may do so by filing an expression of support of such Court Filing (a “**Joinder**”). Unless otherwise ordered by the Court, filing a Joinder does not entitle such entity to: (a) be an independent proponent of the applicable Court Filing; (b) independently to support or oppose any related Court Filings; or (c) independently to receive ruling by the Court on the Court Filing. The Court may deem a Joinder to be a brief in support of the applicable Court Filing and no entity shall be required to separately respond to the Joinder.

19. Right to Request Special Notice Procedures. Nothing in these Case Management Procedures shall prejudice the right (a) of any entity, including the Debtors, to move the Court to further limit or expand notice of contested matters and adversary proceedings upon a showing of good cause, including without limitation the right to file a motion seeking emergency *ex parte* relief or relief upon shortened notice, or (b) of any entity to request an enlargement or reduction of any time period under Bankruptcy Rule 9006(b) or (c).

### **C. Filing and Service of Requests for Relief**

20. Requests for Relief to Be Heard at Omnibus Hearings. Except as provided by Bankruptcy Rules 2002(a)-(b), a Request for Relief shall be filed and served at least fourteen

(14) days before the next regularly scheduled Omnibus Hearing to be set for hearing at such next regularly scheduled Omnibus Hearing; provided that if the parties served with the Pleading include parties being served (i) by U.S. mail, the Request for Relief must be filed and served at least seventeen (17) calendar days before the next applicable hearing, or (ii) by overnight delivery, the Request must be filed and served at least fifteen (15) calendar days before the next applicable hearing. Service by e-mail shall be effective as of the date the Court Filing is sent to the e-mail address provided by a party.

21. Motions for Relief from the Automatic Stay and/or to Compel Assumption or Rejection of an Executory Contract. Notwithstanding anything contained herein, motions for relief from the automatic stay (“**Stay Relief Motions**”) in accordance with section 362 of the Bankruptcy Code and/or to compel assumption or rejection of an executory contract shall be noticed for consideration on the Omnibus Hearing that is at least twenty-one (21) days after the motion is filed and notice thereof is served upon the Debtors. Unless otherwise ordered by the Court, the objection deadline with respect thereto shall be 4:00 p.m. (Prevailing Central Time) on the date that this seven (7) calendar days prior to the applicable hearing.

22. Notwithstanding section 362(e) of the Bankruptcy Code, if a Stay Relief Motion is scheduled, in accordance with this Order, for, or adjourned to, a hearing date that falls on or after the thirtieth day after the filing of the Stay Relief Motion, the moving party shall be deemed to have consented to the continuation of the automatic stay in effect pending the conclusion of, or as a result of, a final hearing and determination under section 362(d) of the Bankruptcy Code, and shall be deemed to have waived its right to assert the termination of the automatic stay under section 362(e) of the Bankruptcy Code; provided that such moving party may seek relief from this provision to the extent it did not receive notice of the Order prior to its entry.

23. Service of Requests for Relief. With respect to any Court Filing for which particular notice is required to be served on all creditors and parties with a particular interest in the relief sought by any motion, including Bankruptcy Rules 2002(a)(2) and (3), 4001, 6004, 6007, and 9019, parties shall serve all such filings only on the Master Service List, the 2002 List, and on the following Affected Entities, unless otherwise ordered by the Court:

- a. in the case of the use, sale, lease, or abandonment of property, each entity asserting an interest in that property;
- b. in the case of a motion for relief or modification of the automatic stay, each entity asserting a lien or encumbrance on the affected property;
- c. in the case of a motion relating to the use of cash collateral or obtaining credit, each entity asserting an interest in the cash collateral or a lien or other interest in property upon which a lien or encumbrance is proposed to be granted;
- d. in the case of a motion under Bankruptcy Rule 9019, each entity that is party to the relevant compromise and settlement or that may be directly affected by such compromise or settlement;
- e. in the case of assumption, assignment, or rejection of an executory contract or unexpired lease, each entity that is party to the executory contract or unexpired lease;
- f. in the case of any Objection filed directly in response to a Request for Relief or other Court Filing, the entity that filed such Request for Relief or other Court Filing; and
- g. in the case of any matter for which the Bankruptcy Rules specifically require notice to all parties in interest, all parties in interest.

24. Notice Provisions Not Applicable to Certain Matters. Except as set forth in these Case Management Procedures or otherwise provided by order of the Court, the notice provisions of these Case Management Procedures shall not apply to notices of the matters or proceedings described in the following Bankruptcy Rules:

- a. Bankruptcy Rule 2002(a)(1) (meeting of creditors pursuant to section 341 of the Bankruptcy Code);
- b. Bankruptcy Rule 2002(a)(2) (any proposed use, sale, or lease of property of the estate other than in the ordinary course of business, to the extent that such use, sale, or lease concerns all or substantially all of the Debtors' assets);

- c. Bankruptcy Rule 2002(a)(4) (hearing on the dismissal of a case or cases or the conversion of a case to another chapter);
- d. Bankruptcy Rule 2002(a)(5) (time fixed to accept or reject a proposed modification of a chapter 11 plan);
- e. Bankruptcy Rule 2002(a)(7) (time fixed for filing a proof of claim pursuant to Bankruptcy Rule 3003(c));
- f. Bankruptcy Rule 2002(b)(1) (time fixed for filing objections and any hearing to consider approval of a disclosure statement);
- g. Bankruptcy Rule 2002(b)(2) (time fixed for filing objections and any hearing to consider confirmation of a chapter 11 plan);
- h. Bankruptcy Rule 2002(d) (certain matters for which notice is to be provided to equity security holders);
- i. Bankruptcy Rule 2002(f)(1) (entry of an order for relief);
- j. Bankruptcy Rule 2002(f)(2) (dismissal or conversion of a case to another chapter of the Bankruptcy Code);
- k. Bankruptcy Rule 2002(f)(3) (time allowed for filing claims pursuant to Bankruptcy Rule 3002); Bankruptcy Rule 2002(f)(6) (waiver, denial, or revocation of a discharge as provided in Bankruptcy Rule 4006);
- l. Bankruptcy Rule 2002(f)(7) (entry of an order confirming a chapter 11 plan); and
- m. Bankruptcy Rule 2002(f)(8) (summary of the trustee's final report and account should a case be converted to chapter 7 of the Bankruptcy Code).

25. Automatic Extension of Certain Time Periods. If a Request for Relief to extend the time to take any action is filed prior to the expiration of the time period provided by the Bankruptcy Code, the Bankruptcy Rules, the Local Rules, or any order of the Court, the time to so take action shall be automatically extended until the Court considers and rules upon the Request for Relief.

26. Requests for Relief to Include Proposed Order. Entities submitting written motions or other Requests for Relief shall be required to include a proposed order with such Request for Relief. Pursuant to Local Rule 9013-(C)(5), all proposed orders that are three (3) pages

or less in length shall be submitted on the fillable form order format available on the Court's website at <http://www.ilnb.uscourts.gov/forms/fillable-form-order-bankruptcy>. Proposed orders that are greater than three (3) pages in length should be submitted on the fillable form order to the extent practicable.

**D. Filing and Service of Objections and Replies**

27. Deadline to File and Serve Objections to Requests for Relief. Any Objection to a Request for Relief must be filed with the Court and served upon the entity filing the Request for Relief and those entities on the Master Service List by 4:00 p.m., prevailing Central Time, on the seventh (7<sup>th</sup>) calendar day before the Applicable Hearing or such other date as ordered by the Court (each, as applicable, the "**Objection Deadline**"). Unless the Court states otherwise, the Objection Deadline may be extended with the consent of the entity filing the applicable Request for Relief.

28. Deadline to File and Serve Responses to Objections. Replies shall be filed with the Court and served so as to be actually received by the Debtors, the entity that filed the Objection, and each Affected Entity by no later than 12:00 p.m., prevailing Central Time, two (2) business days before the Applicable Hearing. Sur-replies shall be not permitted or considered unless authorized by the Court.

29. Effect of Failure to File Objection by Objection Deadline. Failure to file an Objection by the Objection Deadline may cause the Court to not consider the Objection or approve the Request for Relief.

**E. Filing and Service of Adversary Proceedings**

30. All Court Filings in any adversary proceeding commenced in these chapter 11 cases shall be served upon the Standard Parties and any other entities required to be served under any applicable Bankruptcy Rule or Local Rule.

**F. Filing and Service of Orders**

31. An entity that drafts an order that is entered by the Court is not required to serve copies of such order upon receipt thereof.

32. Certificate of No Objection. Provided that the notice filed with the Request for Relief includes a statement that the Request for Relief may be granted and an order entered without a hearing unless a timely Objection is made, if the Objection Deadline applicable to a Request for Relief passes without an Objection being filed or served in accordance with these Case Management Procedures, counsel to the entity who has filed the Request for Relief may file a certification indicating that no Objection has been filed or served (the “**Certificate of No Objection**”). The Debtors shall identify each Certificate of No Objection and its corresponding Request for Relief on the Proposed Hearing Agenda submitted to the Court.

33. Contents of Certificate of No Objection. By filing a Certificate of No Objection, counsel for the entity that filed the applicable Request for Relief shall represent to the Court that the entity is unaware of any Objection to the Request for Relief and that counsel has reviewed the Court’s docket for these chapter 11 cases and that no Objection appears thereon. Each Certificate of No Objection shall refer to the docket number of the corresponding Request for Relief.

34. Order May be Entered Without Hearing. Upon receipt of the Certificate of No Objection, the Court may enter an order granting the Request for Relief without further pleading, hearing, or request, and, once an order granting such Request for Relief is entered, no further hearing on the Request for Relief shall be held.

35. Request for Relief May Be Heard at Hearing. After a Certificate of No Objection has been filed, the Request for Relief may be heard at the next Omnibus Hearing if the Court does not enter an order granting the Request for Relief before such Omnibus Hearing.



### **G. Hearings**

36. Order May be Entered at Hearing. The Court may enter an order determining a Request for Relief that is filed and served in accordance with these Procedures at the Applicable Hearing.

37. Settlements. In the event a matter is properly noticed for hearing and the parties reach agreement on a settlement of the dispute prior to the final hearing, the parties may announce the settlement at the scheduled hearing. If the Court determines that the notice of the dispute and the hearing is adequate notice of the effects of the settlement (i.e., that the terms of the settlement are not materially different from what parties in interest could have expected if the dispute were fully litigated), the Court may approve the settlement at the hearing without further notice of the terms of the settlement. If the Court determines that additional or supplemental notice is required, the Debtors shall serve such notice in accordance with the Case Management Procedures set forth herein and a hearing to consider such settlement shall be on the next hearing day deemed appropriate by the Court.