

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

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 In re: : Chapter 11
 :
 DB HOLDINGS LIQUIDATION, INC. (f/k/a : Case No. 16-12435 (CSS)
 DIRECTBUY HOLDINGS, INC.), *et al.*,¹ :
 : Jointly Administered
 Debtors. : **Related to Docket No. 499**
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**NOTICE OF AMENDED² AGENDA OF MATTERS SCHEDULED
FOR HEARING ON APRIL 5, 2017 AT 11:00 A.M. (ET)
BEFORE THE HONORABLE CHRISTOPHER S. SONTCHI³**

ORDERS ENTERED

1. Motion for an Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of the Exhibits to Debtors’ Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC’s Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 411)

Related Pleadings:

- a. Certification of No Objection Regarding Motion for an Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of the Exhibits to Debtors’ Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC’s Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 27, 2017) (Docket No. 486)
- b. Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of the Exhibits to Debtors’ Emergency Motion Pursuant to Sections 105(a),

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are: DB Holdings Liquidation, Inc. (3621); Consumer Liquidation, Inc. (6335); DB Liquidation, Inc. (5059); BF Liquidation, Inc. (8776); UDB Liquidation, Inc. (6010); Trading Liquidation, Inc. (4388); NMC Liquidation, Inc. (8765); and Canada DB Liquidation, Inc., Inc. (6435). The address of the Debtors’ corporate headquarters is 8450 Broadway, Merrillville, IN 46410.

² **Amendments appear in bold print.**

³ The hearing will be held before The Honorable Christopher S. Sontchi at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 5th Floor, Courtroom 6, Wilmington, Delaware 19801. Any person who wishes to appear telephonically at the hearing must contact COURTCALL, LLC at 866-582-6878 to register his/her telephonic appearance in accordance with the Instructions for Telephonic Appearances Effective January 5, 2005, Revised April 27, 2009.

362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Entered March 29, 2017) (Docket No. 491)

Objection Deadline: March 13, 2017 at 4:00 p.m.

Responses Received: None.

Status: The Court entered an Order granting the Motion. This matter will not be going forward.

2. Motion for an Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of Exhibit A to the Supplemental Declaration of Preetam Shingavi of CSC Generation Inc. in Support of the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 10, 2017) (Docket No. 465)

Related Pleadings:

- a. [SEALED] Supplemental Declaration of Preetam Shingavi of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 2, 2017) (Docket No. 436)
- b. [Redacted] Supplemental Declaration of Preetam Shingavi of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 10, 2017) (Docket No. 466)
- c. Certification of No Objection Regarding Motion for an Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of Exhibit A to the Supplemental Declaration of Preetam Shingavi of CSC Generation Inc. in Support of the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 27, 2017) (Docket No. 487)

- d. Order, Pursuant to Section 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1, Authorizing the Filing Under Seal of Exhibit A to the Supplemental Declaration of Preetam Shingavi of CSC Generation Inc. in Support of the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Entered March 29, 2017) (Docket No. 490)

Objection Deadline: March 24, 2017 at 11:00 a.m.

Responses Received: None.

Status: The Court entered an Order granting the Motion. This matter will not be going forward.

MATTERS NOT GOING FORWARD

3. [Sealed] Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 412)

Related Pleadings:

- a. Declaration of Michael P. Bornhorst in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 407)
- b. Declaration of Tom Selby of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 408)
- c. Declaration of Preetam Shingavi of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 409)
- d. Declaration of Deborah Soffa of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's

Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed February 27, 2017) (Docket No. 410)

- e. Supplemental Declaration of Michael P. Bornhorst in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 2, 2017) (Docket No. 435)
- f. [SEALED] Supplemental Declaration of Preetam Shingavi of CSC Generation, Inc. in Support of Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 2, 2017) (Docket No. 436)
- g. Debtors' Reply in Support of Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce The Sale Order (Filed March 2, 2017) (Docket No. 437)
- h. Joinder of CSC Generation, Inc. to the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order and Related Reply (Filed March 2, 2017) (Docket No. 439)
- i. Joint Motion of the Debtors and CSC Generation, Inc. to Withdraw the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 31, 2017) (Docket No. 494)
- j. Joint Motion of the Debtors and CSC Generation, Inc. to Shorten Notice and Objection Periods for Joint Motion of the Debtors and CSC Generation, Inc. to Withdraw the Debtors' Emergency Motion Pursuant to Sections 105(a), 362 and 365 of the Bankruptcy Code to Compel Performance of Komodo Cloud, LLC's Obligations Under an Executory Contract, to Enforce the Automatic Stay, and to Enforce the Sale Order (Filed March 31, 2017) (Docket No. 495)

Objection Deadline: March 2, 2017 at 11:00 a.m.

Responses Received:

- a. Declaration of Victor Odendaal in Opposition to Debtors' Emergency Motion to Compel Performance (Filed February 28, 2017) (Docket No. 415)
- b. Declaration of Jayan Menon in Opposition to Debtors' Emergency Motion to Compel Performance (Filed February 28, 2017) (Docket No. 416)
- c. Declaration of Victor Odendaal in Opposition to Debtors' Emergency Motion to Compel Performance (Filed February 28, 2017) (Docket No. 417)
- d. Komodo Cloud, LLC's Response to Debtors' Emergency Motion to Compel Performance (Filed March 1, 2017) (Docket No. 430)

Status: This matter was continued from the March 27, 2017 telephonic hearing. Docket No. 412 will not be going forward. Docket No. 495 has been denied. Docket No. 494 will be heard on May 1, 2017. This matter will not be going forward.

CERTIFICATIONS OF NO OBJECTION/CERTIFICATIONS OF COUNSEL

4. Motion of Consumer Liquidation, Inc. (f/k/a United Consumers Club, Incorporated) for an Order, Pursuant to Sections 105(a) and 363 of the Bankruptcy Code, Approving the (I) Termination of 401(k) Plan and (II) Implementation of Procedures in Connection Therewith (Filed March 15, 2017) (Docket No. 474)

Related Pleadings:

- a. Certification of No Objection Regarding Motion of Consumer Liquidation, Inc. (f/k/a United Consumers Club, Incorporated) for an Order, Pursuant to Sections 105(a) and 363 of the Bankruptcy Code, Approving the (I) Termination of 401(k) Plan and (II) Implementation of Procedures in Connection Therewith (Filed March 31, 2017) (Docket No. 497)

Objection Deadline: March 29, 2017 at 11:00 a.m.

Responses Received: None.

Status: A Certification of No Objection was filed with the Court. This matter will not be going forward unless otherwise directed by the Court.

MATTERS GOING FORWARD

5. Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed November 1, 2016) (Docket No. 13)

Related Pleadings:

- a. Notice of Filing of Exhibit to Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed November 2, 2016) (Docket No. 26)
- b. Interim Order (I) Authorizing Use of Cash Collateral, (II) Granting Adequate Protection to Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief (Entered November 4, 2016) (Docket No. 46)
- c. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed November 10, 2016) (Docket No. 65)
- d. Notice of Filing of Final Cash Collateral Budget (Filed November 18, 2016) (Docket No. 82)
- e. Amended and Restated Interim Order (I) Authorizing Use of Cash Collateral, (II) Granting Adequate Protection to Secured Parties, (III) Scheduling a Final Hearing, and (IV) Granting Related Relief (Entered January 10, 2017) (Docket No. 279)
- f. Notice of Entry of Amended and Restated Interim Order and Final Hearing Regarding Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed January 12, 2017) (Docket No. 285)

Objection Deadline: January 17, 2017 at 4:00 p.m.

Responses Received: Informal comments from the Office of the United States Trustee.

- a. Heritage Home Group, LLC's Limited Objection to Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed.R.Bankr.P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed.R.Bankr.P. 4001(b) (Filed November 21, 2016) (Docket No. 90)
- b. Westchester Fire Insurance Company's Objection to Debtors' Motion for Interim and Final Orders Under 11 U.S.C. Sections 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed November 21, 2016) (Docket No. 92)
- c. Objection By the Official Committee of Unsecured Creditors to Debtors' Motion for Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507(b), Fed. R. Bankr. P. 4001, 6004(h), 7062 and 9014 and Del. Bankr. L.R. 4001-2 (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection to Pre-Petition Secured Parties, and (III) Scheduling Final Hearing Pursuant to Fed. R. Bankr. P. 4001(b) (Filed December 8, 2016) (Docket No. 167)

Status: On consent of the parties, this matter was adjourned from the March 3, 2017 hearing. This matter will be going forward.

6. Debtors' Motion for an Order Authorizing the Global Compromise and Settlement of Claims By and Among the Debtors, the Official Committee of Unsecured Creditors and the Prepetition Secured Parties and Granting Related Relief (Filed March 15, 2017) (Docket No. 473)

Related Pleadings:

- a. **Notice of Filing of Order (A)(I) Authorizing Final Use of Cash Collateral, (II) Granting Adequate Protection to Secured Parties, and (III) Granting Related Relief, (and (B) Approving Compromise and Settlement of Secured Party Claims (Filed April 4, 2017) (Docket No. 503)**

- b. Declaration of Michael P. Bornhorst in Support of Debtors' Motion for an Order Authorizing the Global Compromise and Settlement of Claims By and Among the Debtors, the Official Committee of Unsecured Creditors and the Prepetition Secured Parties and Granting Related Relief (**Filed April 4, 2017**) (**Docket No. 506**)

Objection Deadline: March 29, 2017 at 11:00 a.m.

On consent of the parties, the Objection Deadline was extended until 5:00 p.m. on March 31, 2017 for the Office of the United States Trustee.

Responses Received:

- a. United States Trustee's Reservation of Rights to the Debtors' Motion for an Order Authorizing the Global Compromise and Settlement of Claims By and Among the Debtors, the Official Committee of Unsecured Creditors and the Prepetition Secured Parties and Granting Related Relief (Filed March 31, 2017) (Docket No. 496)

Status: **The Debtors' filed a revised form of order. This matter will be going forward.**

Dated: April 4, 2017

COLE SCHOTZ P.C.

/s/ Nicholas J. Brannick

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