

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

In re:

TRUE RELIGION APPAREL, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 17-11460 (CSS)  
(Jointly Administered)

**AMENDED<sup>2</sup> NOTICE OF AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON OCTOBER 5, 2017 AT 10:00 A.M. (EASTERN TIME)**

**Please note the time of the hearing has changed to 10:00 A.M. Eastern Time.**

**The hearing will be held at the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 5th Floor, Courtroom No. 6, Wilmington, Delaware 19801.**

**Any party participating telephonically should make arrangements through CourtCall by telephone (866-582-6878) or facsimile (866-533-2946), no later than 12:00 p.m., one (1) business day before the hearing.**

**MATTERS GOING FORWARD**

1. **Cushman & Wakefield Retention** – Application of the Debtors for Entry of an Order: (A) Authorizing the Debtors to Employ and Retain Cushman and Wakefield of California, Inc. as Listing Agent for Sublease of Real Property *Nunc Pro Tunc* to the Petition Date Pursuant to Sections 327 and 328 of the Bankruptcy Code, Bankruptcy Rule 2014 and Local Rule 2014-1; and (B) Waiving Requirement to File Fee Application [Filed: 9/20/17] (Docket No. 457).

**Response Deadline:** October 4, 2017 at 12:00 p.m. Eastern Time.

**Responses Received:** None.

**Related Documents:**

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<sup>1</sup> The Debtors in these chapter 11 cases and the last four digits of each Debtor's U.S. tax identification number are as follows: TRLG Intermediate Holdings, LLC (3150); True Religion Apparel, Inc. (2633); Guru Denim Inc. (1785); True Religion Sales, LLC (3441); and TRLGGC Services, LLC (8453). The Debtors' headquarters is located at 1888 Rosecrans Avenue, Manhattan Beach, CA 90266.

<sup>2</sup> **Amended items appear in bold.**

- a) Motion of Debtors for Order Fixing Hearing Date and Shortening Time Regarding Application of the Debtors for Entry of an Order: (A) Authorizing the Debtors to Employ and Retain Cushman and Wakefield of California, Inc. as Listing Agent for Sublease of Real Property *Nunc Pro Tunc* to the Petition Date Pursuant to Sections 327 and 328 of the Bankruptcy Code, Bankruptcy Rule 2014 and Local Rule 2014-1; and (B) Waiving Requirement to File Fee Application [Filed: 9/20/17] (Docket No. 458).
- b) [Signed] Order Fixing Hearing Date and Shortening Time Regarding Application of the Debtors for Entry of an Order: (A) Authorizing the Debtors to Employ and Retain Cushman and Wakefield of California, Inc. as Listing Agent for Sublease of Real Property *Nunc Pro Tunc* to the Petition Date Pursuant to Sections 327 and 328 of the Bankruptcy Code, Bankruptcy Rule 2014 and Local Rule 2014-1; and (B) Waiving Requirement to File Fee Application [Filed: 9/22/17] (Docket No. 461).
- c) Notice of Hearing Regarding Application of the Debtors for Entry of an Order: (A) Authorizing the Debtors to Employ and Retain Cushman and Wakefield of California, Inc. as Listing Agent for Sublease of Real Property *Nunc Pro Tunc* to the Petition Date Pursuant to Sections 327 and 328 of the Bankruptcy Code, Bankruptcy Rule 2014 and Local Rule 2014-1; and (B) Waiving Requirement to File Fee Application [Filed: 9/22/17] (Docket No. 462).
- d) **Certification of No Objection Regarding Docket No. 457 [Filed: 10/4/17] (Docket No. 510).**

**Status: A certification of no objection has been filed. The Debtors request entry of the order attached to the motion.**

- 2. **Amended Plan** – Debtors’ Second Amended Joint Chapter 11 Plan of Reorganization [Filed: 10/2/17] (Docket No. 489) and Notice of Filing of Blackline Version of Debtors’ Second Amended Joint Chapter 11 Plan of Reorganization [Filed: 10/2/17] (Docket No. 490). *Please see Additional Documents section below.*

**Response Deadline – Confirmation Objections:** September 27, 2017 at 4:00 p.m. Eastern Time. Extended to September 28, 2017 at 12:00 p.m. Eastern Time for the United States Trustee.

**Response Deadline – Cure Amount Objections:** September 28, 2017 at 4:00 p.m. Eastern Time.

**Responses Received:**

- a) The Taubman Landlords’ Cure Claim Objection [Filed: 9/21/17] (Docket No. 459).

**Status: Resolved.**

- b) Objection by Concur Technologies, Inc. to Proposed Cure Amount as Set Forth on Debtors' Notice of Intention to Assume Specified Contract or Unexpired Lease Under Debtors' Joint Chapter 11 Plan of Reorganization and of Proposed Cure Amounts [Filed: 9/26/17] (Docket No. 466).

Status: The Debtors and Concur have reached agreement as to the cure amount and its nature and such agreement will be stated on the record at the Oct. 5 hearing.

- c) CenturyLink Communications, LLC's Consolidated: (A) Cure Objection and Limited Objection to the Debtors' Proposed Assumption of Executory Contract with CenturyLink Communications, LLC; and (B) Limited Objection to Confirmation of Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 9/26/17] (Docket No. 468).

Status: **Resolved.**

- d) Limited Objection of Pyramid Management Group, LLC to the Debtors' Notice of Intention to Assume Specified Executory Contract or Unexpired Lease Under Debtors' Joint Chapter 11 Plan of Reorganization and of Proposed Cure Amounts [Filed: 9/27/17] (Docket No. 470).

Status: **Resolved.**

- e) Limited Objection of The Macerich Company, The Forbes Company, and The Related Companies to Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 9/27/17] (Docket No. 471).

Status: **Resolved.**

- f) Objection by Westfield, LLC and Affiliates to Proposed Cure Amounts [Filed: 9/27/17] (Docket No. 472).

Status: The parties have agreed to continue this matter, which will be only as to Westfield, LLC's cure amount, to a future hearing date that the Debtors have sought or will seek to be set.

- g) The Taubman Landlords' Joinder in the Limited Objection of The Macerich Company, *et al.* to Debtors' First Amended Joint Chapter 11 Plan of Reorganization [Filed: 9/27/17] (Docket No. 476).

Status: **Resolved.**

- h) Objection by the United States, on behalf of its Bureau of Customs and Border Protection ("Customs) and the Internal Revenue Service ("IRS"), to the Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 9/27/17] (Docket No. 478).

Status: Pending/unresolved.

- i) Objection by Rexford Industrial – Jurupa, LLC to Debtors’ Stated Notice of Intention to Assume Specified Executory Contract or Unexpired Lease Under Debtors’ Joint Chapter 11 Plan of Reorganization and Proposed Cure Amounts [Filed: 9/27/17] (Docket No. 479).

Status: The parties have agreed to continue this matter, which will be only as to Rexford’s cure amount, to a future hearing date that the Debtors have sought or will seek to be set.

- j) Objection of The Macerich Company and The Forbes Company to Cure Amounts in Connection with the Debtors’ First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 9/27/17] (Docket No. 480).

Status: **The parties have agreed to continue this matter, which will be only as to The Macerich Company and The Forbes Company cure amounts, to a future hearing date that the Debtors have sought or will seek to be set.**

- k) United States Trustee’s Objection to Confirmation of the Debtors’ First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 9/28/17] (Docket No. 481).

Status: The Debtors have resolved a number of issues with the United States Trustee. Section I of the UST’s Objection regarding the Plan’s Third Party Releases remains pending and unresolved.

- l) Objection of Lyons Consulting Group, LLC to Proposed Cure Amount [Filed: 9/28/17] (Docket No. 482).

Status: Pending/unresolved. They Debtors are working to resolve.

- m) Limited Objection and Reservation of Rights of Salesforce Related to the Proposed Assumption of Certain Executory Contracts [Filed: 9/28/17] (Docket No. 483).

Status: Resolved.

- n) Objection of GGP Limited Partnership and Turnberry Associates to Debtors’ Proposed Cure Amounts [Filed: 9/28/17] (Docket No. 484).

Status: The parties have agreed to continue this matter, which will be only as to GGP’s and Turnberry’s cure amounts, to a future hearing date that the Debtors have sought or will seek to be set.

- o) Limited Objection of ePlus Group, Inc. to Cure Costs [Filed: 9/28/17] (Docket No. 485).

Status: Resolved.

- p) Informal Inquiry of Chesapeake System Solutions, Inc./Trintech to Cure Amount.

Status: **Resolved.**

- q) Informal Comments from several local Texas government entities.

Status: Resolved.

- r) Informal Response of Miromar Outlet West, LLC to Cure Amount.

Status: Resolved.

- s) Informal Response of Texas Comptroller of Public Accounts.

Status: Resolved.

- t) Informal Response of Simon Properties.

Status: Resolved.

- u) Informal Response of Aptos, Inc.

Status: **Resolved.**

- v) Informal Response of Cherry Hill Mall.

Status: Resolved

Briefs and Declarations in Support of Confirmation:

- a) Declaration of Christina Pullo of Prime Clerk LLC Re: Solicitation of Votes and Tabulation of Ballots Cast On the Plan [Filed: 10/2/17] (Docket No. 496).
- b) Declaration of Dalibor Snyder, Chief Financial Officer, in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization [Filed: 10/2/17] (Docket No.492).
- c) Declaration of Harry J. Wilson, MAEVA Group, LLC, in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization [Filed: 10/2/17] (Docket No.493).
- d) Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization, and in Reply to Plan-Related Objections [Filed: 10/2/17] (Docket No. 491).

**Additional Documents:**

- a) **Debtors' Second Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 10/4/17] (Docket No. 513).**
- b) **Notice of Filing of Blackline Version of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 10/4/17] (Docket No. 514).**
- c) **Notice of Filing of Amended Plan Supplement [Filed: 10/4/17] (Docket No. 512).**
- d) **Notice of Filing of Proposed Findings of Fact, Conclusions of Law, and Order Confirming the Debtors' Second Amended Joint Chapter 11 Plan of Reorganization (as modified) [Filed: 10/4/17] (Docket No. 515).**

**Related Documents:**

- a) Debtors' Joint Chapter 11 Plan of Reorganization [Filed: 7/5/17] (Docket No. 17).
- b) Debtors' First Amended Joint Chapter 11 Plan of Reorganization [Filed: 8/22/17] (Docket No. 358).
- c) Notice of Filing of Blackline Version of Debtors' First Amended Joint Chapter 11 Plan of Reorganization [Filed: 8/22/17] (Docket No. 360).
- d) Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 8/23/17] (Docket No. 376).
- e) Notice of Filing of Blackline Version of Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 8/23/17] (Docket No. 377).
- f) Disclosure Statement for Debtors' First Amended Joint Chapter 11 Plan of Reorganization (as Modified) [Filed: 8/24/17] (Docket No. 383).
- g) [Signed] Order (I) Approving the Disclosure Statement; (II) Scheduling Confirmation Hearing; (III) Approving Form and Manner of Notice of Confirmation Hearing; (IV) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Plan, Including (A) Approving Form and Content of Solicitation Package; (B) Establishing Record Date and Approving Procedures for Distribution of Solicitation Packages; (C) Approving Forms of Ballots; (D) Establishing Voting Deadline for Receipt of Ballots and (E) Approving Procedures for Vote Tabulations; (V) Establishing Deadline and Procedures for Filing Objections to Confirmation of Plan; and (VI) Granting Related Relief [Filed: 8/24/17] (Docket No. 387).

- h) Notice of (A) Hearing to Consider Confirmation of Chapter 11 Plan; (B) Deadline for Casting Votes to Accept or Reject Plan; and (C) Related Matters [Filed: 8/30/17] (Docket No. 407).
- i) Affidavit of Publication [Filed: 8/30/17] (Docket No. 409).
- j) [Form] Debtors' Notice of Intention to Assume Specified Executory Contract or Unexpired Lease Under Debtors' Joint Chapter 11 Plan of Reorganization and of Proposed Cure Amounts (Contracts) [Filed: 9/6/17] (Docket No. 425).
- k) [Form] Debtors' Notice of Intention to Assume Specified Executory Contract or Unexpired Lease Under Debtors' Joint Chapter 11 Plan of Reorganization and of Proposed Cure Amounts (Leases) [Filed: 9/6/17] (Docket No. 425).
- l) Notice of Filing of Plan Supplement [Filed: 9/28/17] (Docket No. 486).
- m) **Notice of Time Change for October 5, 2017 Confirmation Hearing [Filed: 10/4/17] (Docket No. 511).**

Status: Confirmation hearing will go forward. As stated in the Debtors' Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization, and in Reply to Plan-Related Objections, the Debtors have also resolved a number of informal comments from the US Trustee, the Committee, the DIP Lenders, Prepetition Revolver Lender, Creditors Committee, and Ad Hoc Group.

3. **Motion to Exceed Page Limit** – Debtors' Motion for Entry of an Order Authorizing the Debtors to Exceed the Page Limit Requirement for the Debtors' Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization, and in Reply to Plan-Related Objections [Filed: 10/2/17] (Docket No. 494).

Response Deadline: At the hearing.

Responses Received: None as of the date hereof.

Related Documents:

- a) Motion to Shorten Period for Notice of, and Schedule Hearing on, Debtors' Motion for Entry of an Order Authorizing the Debtors to Exceed the Page Limit Requirement for the Debtors' Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization, and in Reply to Plan-Related Objections [Filed: 10/2/17] (Docket No. 495).
- b) **[Signed] Order Shortening Period for Notice of, and Scheduling Hearing on, Debtors' Motion for Entry of an Order Authorizing the Debtors to Exceed the Page Limit Requirement for the Debtors' Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11**

**Plan of Reorganization, and in Reply to Plan-Related Objections [Filed: 10/3/17] (Docket No. 498).**

- c) **Notice of Hearing on Debtors' Motion for Entry of an Order Authorizing the Debtors to Exceed the Page Limit Requirement for the Debtors' Memorandum of Law in Support of Confirmation of Debtors' Second Amended Joint Chapter 11 Plan of Reorganization, and in Reply to Plan-Related Objections [Filed: 10/3/17] (Docket No. 505).**

Status: This matter will go forward.

Dated: October 4, 2017

**PACHULSKI STANG ZIEHL & JONES LLP**

/s/ James E. O'Neill

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