

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

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In re:	Chapter 11
APP WINDDOWN, LLC, <i>et al.</i> , <sup>1</sup>	Case No. 16-12551 (BLS)
Debtors.	(Jointly Administered)

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**AMENDED<sup>2</sup> NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON AUGUST 28, 2019, AT 10:00 A.M. (EASTERN TIME)<sup>3</sup>**

**Hearing Location: 824 N. Market St., 6<sup>th</sup> Floor, Courtroom #1,  
Wilmington, DE 19801**

**Before the Honorable Brendan L. Shannon**

***PLEASE TAKE NOTICE: AS THERE ARE NO MATTERS GOING  
FORWARD, THE COURT HAS CANCELED THIS HEARING.***

**RESOLVED MATTERS:**

1. Creditors' Fund Trustee's Sixth Omnibus (Substantive) Objection To Certain (A) Overstated Claims; (B) No Liability Claims; and (C) Wrong Debtor Claims [Filed 7/29/19] (Docket No. 2205)

Response Deadline: August 14, 2019 at 4:00 p.m.

Responses Received:

- A. Informal comments from J&L Sewing Machines
- B. Informal comments from United Fabricare Supply, Inc.

Related Documents:

- A. Notice of Submission of Copies of Proofs of Claim Regarding Creditors' Fund Trustee's Sixth Omnibus (Substantive) Objection To Certain (A)

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<sup>1</sup> The Debtors are the following six entities (the last four digits of their respective taxpayer identification numbers follow in parentheses): APP Winddown, LLC (f/k/a American Apparel, LLC) (0601); APP USA Winddown, LLC (f/k/a American Apparel (USA), LLC) (8940); APP Retail Winddown, Inc. (f/k/a American Apparel Retail, Inc.) (7829); APP D&F Winddown, Inc. (f/k/a American Apparel Dyeing & Finishing, Inc.) (0324); APP Knitting Winddown, LLC (f/k/a KCL Knitting, LLC) (9518); and APP Shipping Winddown, Inc. (f/k/a Fresh Air Freight, Inc.) (3870). The address of each of the Debtors is 107 Millcreek Corners, Suite B, P O Box 5129, Brandon, MS 39047.

<sup>2</sup> Amended items noted in bold.

<sup>3</sup> Any party who wishes to attend telephonically is required to make arrangements through CourtCall by telephone (866-582-6878) or by facsimile (866-533-2946), no later than 12:00 p.m. one business day prior to the hearing.

Overstated Claims; (B) No Liability Claims; and (C) Wrong Debtor Claims [Filed 8/14/19] (Docket No. 2214)

- B. Certification of Counsel Regarding Sixth Omnibus (Substantive) Objection to Certain (A) Overstated Claims; (B) No Liability Claims; and (C) Wrong Debtor Claims [Filed 8/12/19] (Docket No. 2219)
- C. [Signed] Order Sustaining Creditors' Fund Trustee's Sixth Omnibus (Substantive) Objection to Certain (A) Overstated Claims [Filed 8/22/19] (Docket No. 2221)

Status: The order on this matter has been entered by the Court and it is now resolved.

- 2. Creditors' Fund Trustee's Seventh Omnibus (Non-Substantive) Objection to Certain (A) Duplicative Claims; (B) Amended and Superseded Claims; and (C) Insufficient Documentation Claims [Filed 7/29/19] (Docket No. 2206)

Response Deadline: August 14, 2019 at 4:00 p.m.

Responses Received: None.

Related Documents:

- A. Notice of Submission of Copies of Proofs of Claim Regarding Creditors' Fund Trustee's Seventh Omnibus (Non-Substantive) Objection to Certain (A) Duplicative Claims; (B) Amended and Superseded Claims; and (C) Insufficient Documentation Claims [Filed 8/14/19] (Docket No. 2215)
- B. Certificate of No Objection Regarding Seventh Omnibus (Non-Substantive) Objection to Certain (A) Duplicative Claims; (B) Amended and Superseded Claims; and (C) Insufficient Documentation Claims [Filed 8/21/19] (Docket No. 2220)
- C. [Signed] Order Sustaining Creditors' Fund Trustee's Seventh Omnibus (Non-Substantive) Objection to Certain (A) Duplicative Claims; (B) Amended and Superseded Claims; and (C) Insufficient Documentation Claims; and (C) Late Filed Claims [Filed 8/22/19] (Docket No. 2222)

Status: The order on this matter has been entered by the Court and it is now resolved.

**ADDITIONAL MATTER REQUESTED TO BE HEARD:**

- 3. Letter to the Honorable Brendan L. Shannon Requesting Status Conference with Respect to Destruction Motion and Preservation Motion at the Omnibus Hearing Scheduled for August 28, 2019 at 10:00 a.m. [Filed 8/23/19] (Docket No. 2223)

Related Documents:

- A. Motion to (I) Clarify Plan Provision Regarding Retention of Documents

- During Ongoing Litigation and (II) Preserve Documents Filed by Dov Charney and Adrian Kowalewski [Filed 4/11/19] (Docket No. 2152)
- B. Declaration of Karen Rinehart In Support of Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents [Filed 4/11/19] (Docket No. 2153)
  - C. Notice of Filing of Exhibits "K" and "L" to the Declaration of Karen Rinehart In Support of Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents [Filed 4/11/19] (Docket No. 2155)
  - D. APP's Response to Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents Filed by Dov Charney and Adrian Kowalewski [Filed 5/2/19] (Docket No. 2167)
  - E. Response of Litigation Trustee to Motion to (i) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (ii) Preserve Documents [Filed 5/2/19] (Docket No. 2168)
  - F. Reply to Objections to Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents Filed by Dov Charney and Adrian Kowalewski [Filed 5/10/19] (Docket No. 2170)
  - G. Declaration of Karen Rinehart In Support of Reply to Objections to Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents [Filed 5/10/19] (Docket No. 2171)
  - H. Debtors' Second Motion for Entry an Order Authorizing Abandonment and Destruction of Certain Books and Records [Filed 7/1/19] (Docket No. 2188)
  - I. Status Report Related to Motion to (I) Clarify Plan Provision Regarding Retention of Documents During Ongoing Litigation and (II) Preserve Documents [Filed 7/1/19] (Docket No. 2189)
  - J. Opposition of Litigation Trustee to Debtors' Second Motion for Entry an Order Authorizing Abandonment and Destruction of Certain Books and Records [Filed 7/17/19] (Docket No. 2194)
  - K. Objection to Debtors' Second Motion for Entry an Order Authorizing Abandonment and Destruction of Certain Books and Records Filed by Dov Charney and Adrian Kowalewski [Filed 7/17/19] (Docket No. 2195)
  - L. Declaration of Karen Rinehart in Support of Objection to Debtors' Second Motion for Entry of Order Authorizing Abandonment and Declaration of Certain Books and Records [Filed 7/17/19] (Docket No. 2196)
  - M. Response of Charney and Kowalewski to Opposition of Litigation Trustee to Debtors' Second Motion for Entry of Order Authorizing Abandonment and Destruction of Certain Books and Records [Filed 7/26/19] (Docket No. 2200)
  - N. Debtors' Omnibus Reply in Support of Motion for Entry of Order Authorizing

Abandonment and Destruction of Certain Books and Records [Filed 7/26/19]  
(Docket No. 2201)

- O. Notice of Filing Exhibit 6 to Response of Charney and Kowalewski to Opposition of Litigation Trustee to Debtors' Second Motion for Entry of Order Authorizing Abandonment and Destruction of Certain Books and Records [Filed 7/26/19] (Docket No. 2203)

**Status: The Court will not conduct a status conference at this time, but has directed the non-Debtor parties to file a response to the Debtors' letter. A decision on whether a telephonic status conference is necessary will be made by the Court at a later date.**

Dated: August 26, 2019  
Wilmington, Delaware

PACHULSKI STANG ZIEHL & JONES LLP

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