

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x  
 In re : Chapter 11  
 :  
 COCOA SERVICES, L.L.C., et al.,<sup>1</sup> : Case No. 17-11936 (JLG)  
 :  
 Debtors. : Jointly Administered  
 :  
 :  
 :  
 :  
 :  
 :  
 ----- x

**NOTICE OF DEADLINES REQUIRING FILING OF PROOFS OF CLAIM  
ON OR BEFORE NOVEMBER 2, 2017 (GENERAL BAR DATE) AND  
JANUARY 10, 2018 (GOVERNMENTAL BAR DATE)**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS  
AGAINST THE DEBTORS SET FORTH BELOW:**

Name of Debtor	Case Number	Tax Identification Number
Cocoa Services, L.L.C.	17-11936 (JLG)	22-3203769
Morgan Drive Associates, L.L.C.	17-11938 (JLG)	45-3482335
OTHER NAMES USED BY THE DEBTORS IN THE LAST 8 YEARS		
Cocoa Services, L.P.		

The United States Bankruptcy Court for the Southern District of New York entered an order (the “Bar Date Order”) establishing (i) **November 2, 2017, at 5:00 p.m. (prevailing Eastern Time)** as the last date and time for each person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts) to file a proof of claim (“Proof of Claim”) based on prepetition claims against the Debtor and including without limitation, any claim under section 503(b)(9) of the Bankruptcy Code (the “General Bar Date”); and (ii) **January 10, 2018, at 5:00 p.m. (prevailing Eastern Time)** as the last date and time for each governmental unit (as defined in section 101(27) of the Bankruptcy Code) to file a Proof of Claim based on prepetition claims against the Debtors (the “Governmental Bar Date” and, together with the General Bar Date, the “Bar Dates”).

The Bar Dates and the procedures set forth below for the filing of Proofs of Claim apply to all claims against the Debtors that arose prior to July 14, 2017 (the “Filing Date”), the date on which the Debtors commenced cases under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), except for those holders of the claims listed in Section 4 below that are specifically excluded from the filing requirements.

<sup>1</sup> The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Cocoa Services, L.L.C. (3769); Morgan Drive Associates, L.L.C. (2335). The Debtors’ principal office is located at 400 Eagle Court, Swedesboro, New Jersey 08085.

For your convenience, enclosed with this Notice is a Proof of Claim form.

**1. WHO MUST FILE A PROOF OF CLAIM**

You **MUST** file a **Proof of Claim** to vote on a chapter 11 plan filed by the Debtors or to share in distributions from the Debtors' bankruptcy estates if you have a claim that arose prior to the Filing Date, and it is not one of the other types of claims described in Section 4 below. Claims based on acts or omissions of the Debtors that occurred before the Filing Date, must be filed by the applicable Bar Date, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Filing Date.

Under Section 101(5) of the Bankruptcy Code and as used in this Notice, the word "claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

**2. WHAT TO FILE**

Your filed proof of claim must conform substantially to Official Bankruptcy Form No. 410 (the "Proof of Claim Form").<sup>2</sup> You may utilize the proof of claim form(s) provided by the Debtors to file your claim. Additional proof of claim forms may be obtained at (i) the website established by the Debtors' Court-appointed claims and noticing agent, Prime Clerk LLC ("Prime Clerk") located at <https://cases.primeclerk.com/cocoaservices> or (ii) the Bankruptcy Court's website located at [www.uscourts.gov/forms/bankruptcy-forms](http://www.uscourts.gov/forms/bankruptcy-forms). If the Debtors believe that you hold claims against more than one Debtor, you will receive multiple proof of claim forms.

All Proof of Claim Forms must be **signed** by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency (using the exchange rate, if applicable, as of the Filing Date). You must set forth with specificity the legal and factual bases for your claim. You should attach to your completed Proof of Claim any documents on which the claim is based (if voluminous, attach a summary) or an explanation as to why the documents are not available.

Any holder of a claim against the Debtors must file a Proof of Claim and all holders of claims must identify on their Proof of Claim the applicable Debtor's name and case number. Any holder of a claim against more than one Debtor must file a separate proof of claim with respect to each such Debtor, identify the applicable Debtor on its Proof of Claim and include the case number of that Debtor's bankruptcy case. A list of the Debtors and their respective case numbers is set forth above on the first page of this Notice.

---

<sup>2</sup> Official Bankruptcy Form 410 can be found at [www.uscourts.gov/forms/bankruptcy-forms](http://www.uscourts.gov/forms/bankruptcy-forms), the Official Website for the United States Bankruptcy Courts. A modified Proof of Claim Form which allows creditors to assert claims arising under section 503(b)(9) of the Bankruptcy Code will be mailed to known creditors and made available on the website established in the Bankruptcy Cases: <https://cases.primeclerk.com/cocoaservices>.

Your Proof of Claim Form must not contain complete social security numbers or taxpayer identification numbers (only the last four digits), a complete birth date (only the year), the name of a minor (only the minor's initials) or a financial account number (only the last four (4) digits of such financial account).

**3. WHEN AND WHERE TO FILE**

Except as provided herein, all Proofs of Claim must be filed so as to be **actually received** no later than 5:00 p.m. (prevailing Eastern Time) on the applicable Bar Date as follows:

**IF ELECTRONICALLY:**

The website established by Prime Clerk, using the interface available on such website located at <https://cases.primeclerk.com/cocoaservices> under the linked entitled "Submit a Claim" (the "Electronic Filing System").

**IF BY FIRST CLASS MAIL OR OVERNIGHT DELIVERY:**

Cocoa Services L.L.C.  
Claims Processing Center  
c/o Prime Clerk LLC  
830 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10022

**IF DELIVERED BY HAND:**

Cocoa Services L.L.C.  
Claims Processing Center  
c/o Prime Clerk LLC  
830 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10022

or

United States Bankruptcy Court  
Southern District of New York  
One Bowling Green, Room 534  
New York, NY 10004-1408

Proofs of Claim will be deemed timely filed only if **actually received** at the addresses listed above or via the Electronic Filing System on or before the applicable Bar Date. Proofs of Claim may **not** be delivered by facsimile, telecopy, or electronic mail transmission.

**4. WHO NEED NOT FILE A PROOF OF CLAIM**

You do **not** need to file a Proof of Claim on or prior to the applicable Bar Date if you are:

- (a) Any person or entity that has already filed a proof of claim against the Debtors with the Bankruptcy Court in a form substantially similar to the Official Bankruptcy Form 410;
- (b) Any person or entity whose claim is listed on the Schedules filed by the Debtors, provided that (a) the claim is not scheduled as "disputed," "contingent" or "unliquidated;" (b) the claimant does not disagree with the

amount, nature and priority of the claim as set forth in the Schedules; and  
(c) the claimant does not dispute that the claim is an obligation of the specific Debtor against which the claim is listed on the Schedules;

- (c) Any holder of a claim that heretofore has been allowed by order of the Court entered on or before the applicable Bar Date;
- (d) Any person or entity whose claim has been paid in full by any of the Debtors;
- (e) Any holder of a claim for which specific deadlines have previously been fixed by this Court;
- (f) Any Debtor having a claim against another Debtor;
- (g) Any holder of a claim allowable under section 503(b) and section 507(a)(2) of the Bankruptcy Code as an expense of administration of any of the Debtors' estates, except any holder of a 503(b)(9) Claim which claim must be asserted by filing a Proof of Claim on or prior to the General Bar Date; and
- (h) Bank of the West to the extent such claims arise under or are related to the Final Order Pursuant to 11 U.S.C. §§ 361, 362 and 363 and Rules 4001(b), 4001(d) and 9014 of the Federal Rules of Bankruptcy Procedure (I) Authorizing Use of Cash Collateral by Cocoa Services, L.L.C. and (II) Providing Adequate Protection Thereof [Docket No. 76] (the "Cash Collateral Order") or the Prepetition Loan Documents (as defined in the Cash Collateral Order).

If you are a holder of an equity interest in the Debtors, you need not file a proof of interest with respect to the ownership of such equity interest at this time. However, if you assert a claim against the Debtors, including a claim relating to such interest or the purchase or sale of such interest, a proof of such claim must be filed on or prior to the General Bar Date pursuant to procedures set forth in this Notice.

**This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors but may not have an unpaid claim against the Debtors. THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTORS OR THE COURT BELIEVES THAT YOU HAVE A CLAIM AGAINST THE DEBTORS.**

## **5. EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

If you have a claim that arises from the rejection of an executory contract or unexpired lease, you must file a Proof of Claim by the later of (i) the General Bar Date, (ii) 30 days after the effective date of the rejection of such executory contract or unexpired lease or (iii) the date set by the Court in the order authorizing the rejection of such executory contract or unexpired lease.

**6. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE APPLICABLE BAR DATE**

ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THE BAR DATE ORDER, AS SET FORTH IN SECTION 4 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THESE CASES AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CASES ON ACCOUNT OF SUCH CLAIM.

**7. THE DEBTORS' SCHEDULES AND ACCESS THERETO**

You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "Schedules").

If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules.

As set forth above, if you agree with the nature, amount and status of your claim as listed in the Debtors' Schedules, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a Proof of Claim. Otherwise, or if you decide to file a Proof of Claim, you must do so before the General Bar Date or Governmental Bar Date, as applicable, in accordance with the procedures set forth in this Notice.

Copies of the Schedules may be viewed on the internet free of charge on Prime Clerk's website for the Bankruptcy Cases (<https://cases.primeclerk.com/cocoaservices/>) or for a fee at the Court's website (<http://www.nysb.uscourts.gov>). A login and password to the Court's Public Access to Electronic Court Records ("PACER") are required to access this information and can be obtained through the PACER Service Center at [www.pacer.gov](http://www.pacer.gov). Copies of the Schedules may also be examined between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, Room 534, New York, NY 10004-1408.

Questions concerning the contents of this Notice and requests for additional Proof of Claim forms should be directed to Prime Clerk at (844) 721-3896. **A holder of a possible claim against the Debtors should consult an attorney regarding any matters not covered in this Notice, such as whether the holder should file a proof of claim.**

DATED: New York, NY

**BY ORDER OF THE COURT**

---

KLESTADT WINTERS JURELLER  
SOUTHARD & STEVENS, LLP  
200 West 41<sup>st</sup> Street, 17th Floor  
New York, New York 10036  
Telephone: (212) 972-3000

RIKER DANZIG SCHERER  
HYLAND & PERRETTI LLP  
Headquarters Plaza  
One Speedwell Avenue  
Morristown, New Jersey 07962  
Telephone: (973) 451-8562

ATTORNEYS FOR DEBTORS  
AND DEBTORS-IN-POSSESSION