



Order Filed on March 10, 2016
by Clerk
U.S. Bankruptcy Court
District of New Jersey

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY Caption in Compliance with D.N.J. LBR 9004-1	
LOWENSTEIN SANDLER LLP Kenneth A. Rosen, Esq. Gerald C. Bender, Esq. Michael Savetsky, Esq. Barry Z. Bazian, Esq. 65 Livingston Avenue Roseland, New Jersey 07068 (973) 597-2500 (Telephone) (973) 597-2400 (Facsimile) <i>Counsel to the Debtors and Debtors-in-Possession</i>	
In re: East Orange General Hospital, Inc., <i>et al.</i> , ¹ Debtors.	Chapter 11 Case No. 15 – 31232 (VFP) (Jointly Administered)

ORDER (I) FIXING A DEADLINE FOR FILING ADMINISTRATIVE EXPENSE CLAIMS FOR CLAIMS ARISING BETWEEN NOVEMBER 10, 2015 AND FEBRUARY 29, 2016, (II) APPROVING PROOF OF ADMINISTRATIVE CLAIM FORM AND (III) APPROVING FORM AND MANNER OF NOTICE THEREOF

The relief set forth on the following pages, numbered two (2) through seven (7), is hereby

ORDERED.
DATED: March 10, 2016

Honorable Vincent F. Papalia
United States Bankruptcy Judge

¹ The Debtors and the last four digits of their Employer Identification Numbers are East Orange General Hospital, Inc. (7166) and Essex Valley Healthcare, Inc. (7667). The Debtors' principal place of business is located at 300 Central Avenue, East Orange, NJ 07018.

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Debtor: East Orange General Hospital, Inc., et al.

Case No.15-31232 (VFP)

Caption: *Order (i) Fixing a Deadline for Filing Administrative Expense Claims Arising Between November 10, 2015 and February 29, 2016, (II) Approving Proofs of Administrative Claim Form and (III) Approving Form and Manner of Notice Thereof*

Upon consideration of the Motion (the “Motion”)² of the above-captioned debtors and debtors-in-possession (the “Debtors”) for entry of an order, pursuant to sections 502(b)(9), 503(b), 507(a)(2), and 105(a) of title 11 of the United States Code (the “Bankruptcy Code”), Rules 2002(a)(7), 3002(a), and 3003(c) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 3003-2 of the Local Bankruptcy Rules for the District of New Jersey (the “Local Bankruptcy Rules”), (i) establishing a deadline for filing Proof of Administrative Expense Claims that arose during the Postpetition Period (from the Petition Date through February 29, 2016), (ii) approving the Proof of Administrative Expense Claim Form, and (iii) approving the form and manner of notice thereof; and it appearing that this Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that the venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b); and the Court having determined that the relief requested in the Motion is in the best interests of the Debtors, their estates and creditors, and other parties-in-interest; and the Court having determined that notice of the Motion provided by the Debtors was adequate and sufficient under the circumstances and that no other or further notice of the Motion need be provided; and the Court having reviewed the Motion and determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before the Court; and after due deliberation thereon; and good sufficient cause appearing therefor,

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion.

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IT IS HEREBY ORDERED:

1. The Motion is GRANTED as set forth herein.

2. Except as otherwise provided herein, each person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, trusts, and governmental units as defined in section 101(27) of the Bankruptcy Code) that holds or wishes to assert an administrative expense claim arising under sections 503(b) or 507(a)(2) of the Bankruptcy Code (other than a Section 503(b)(9) Claim, which is subject to the General Bar Date Order) against the Debtors that may have arisen during the period from the Petition Date through February 29, 2016 (an “Administrative Expense Claim”) shall file a request for allowance of such Administrative Expense Claim (a “Proof of Administrative Expense Claim Form”), substantially in the form attached hereto as **Exhibit 1**, which form is hereby approved, no later than **April 8, 2016, at 5:00 p.m.** (prevailing Eastern Time) (the “Administrative Expense Bar Date”).

3. An Administrative Expense Proof of Claim shall be deemed timely and properly filed only if it is **actually received** no later than the Administrative Expense Bar Date by Prime Clerk at the address below:

East Orange General Hospital, Inc., *et al.*
c/o Prime Clerk LLC
830 Third Avenue, 9th Floor
New York, NY 10022

4. The Debtors and Prime Clerk shall **not** be required to accept a Proof of Administrative Expense Claim Form sent by facsimile, telecopy, or electronic mail transmission.

5. Each Proof of Administrative Expense Claim Form must (i) be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant, (ii) be

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written in the English language, (iii) denominate the claim in lawful currency of the United States, (iv) indicate the basis for which the claim is asserted, and (v) include supporting documentation (or, if such documentation is voluminous, include a summary of such documentation) or an explanation as to why such documentation is not available.

6. The establishment of the Administrative Expense Bar Date shall not have any effect on the General Bar Date Order or extend the General Bar Date or the Governmental Bar Date, or be deemed to have extended or otherwise affected any other deadlines for filing claims that have been established in this chapter 11 case by this Court. The Administrative Expense Bar Date is not intended to, and shall not be deemed, an extension or modification of any other bar dates or deadlines previously established in prior orders of this Court.

7. Notwithstanding anything to the contrary in this Order or the Motion, the following claims shall be excepted from this Order and **not** be required to be filed on or before the Administrative Expense Bar Date:

- (a) Administrative Expense Claims previously filed with Prime Clerk and/or the Court;
- (b) Administrative Expense Claims allowed by a prior order of the Court;
- (c) Administrative Expense Claims that have been paid in full;
- (d) Administrative Expense Claims that were subject to deadlines established by prior orders of the Court;
- (e) all claims for professional fees and expenses of professionals retained by the Debtors or the Committee pursuant to Orders of this Court who may seek fees and expenses for their services pursuant to 11 U.S.C. § 330 and 331;

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- (f) all claims for professional fees and expenses of professionals retained by the Debtors in the ordinary course of business pursuant to the Court's *Order Authorizing the Debtors to Employ and Compensate Professionals Utilized in the Ordinary Course of Business* [D.I. 185];
- (g) all claims for professional fees and expenses of the Patient Care Ombudsman and her counsel;
- (h) all claims by any member of the Committee for reimbursement of expenses incurred in connection with the member's service on the Committee;
- (i) all claims for fees payable to the Clerk of the United States Bankruptcy Court for the District of New Jersey or the United States Trustee's Program; and
- (j) all claims for fees arising under 28 U.S.C. § 1930(a)(6).

8. Within three (3) business days after entry of this Order (the "Service Date"), the Debtors, through Prime Clerk, shall serve the Notice, substantially in the form attached hereto as **Exhibit 2**, which form is hereby approved, along with a copy of the Proof of Administrative Expense Claim Form, by first-class mail, postage prepaid, on the following parties:

- (a) the Office of the U.S. Trustee;
- (b) counsel for the Committee;
- (c) all persons or entities that have requested notice of the proceedings in the Chapter 11 Cases pursuant to Bankruptcy Rule 2002;
- (d) all persons or entities that have filed claims against the Debtors;
- (e) all parties known by the Debtors to have provided goods and/or services to the Debtors after the Petition Date;
- (f) all known creditors and other known holders of claims as of the date of the order granting the relief requested by this Motion, including all persons or entities listed in the Schedules as holding claims (to the extent the Debtors have mailing addresses for such parties);
- (g) the Internal Revenue Service, the United States Attorney's Office for the District of New Jersey, and all other applicable government entities; and

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(h) such additional persons and entities as deemed appropriate by the Debtors.

9. If the Debtors determine after the Service Date that additional parties should receive the Notice, then the date by which a Proof of Administrative Expense Claim must be filed by such party or parties shall be the later of (i) the Administrative Expense Bar Date and (ii) twenty-one (21) days after the date the Debtors mail the Notice to such additional parties.

10. Any party that asserts an Administrative Expense Claim against the Debtors but fails to properly or timely file a Proof of Administrative Expense Claim in accordance with this Order, shall be, absent further order of this Court based upon good cause shown, forever barred, estopped, and enjoined from asserting such claim against the Debtors, such claim shall be deemed waived, and the Debtors and their estates and properties shall be forever discharged from any and all liability with respect to such claim.

11. Entry of this Order is without prejudice to the Debtors' right to seek any other or further orders of this Court fixing a date by which holders of claims not subject to the Administrative Expense Bar Date must file or assert such claims.

12. Nothing in this Order shall prejudice the right of any party-in-interest, including the Debtors, to object to any Proof of Administrative Expense Claim or similar request or claim.

13. The Debtors and Prime Clerk are authorized and empowered to take any and all actions necessary to implement the terms of this Order.

14. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

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15. This Court shall retain jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.

Exhibit 1

Proof of Administrative Expense Claim Form

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	ADMINISTRATIVE EXPENSE PROOF OF CLAIM	Administrative Expense Bar Date April 8, 2016 at 5:00 p.m. (Prevailing Eastern time)
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NOTE: This form should only be used by claimants asserting an Administrative Expense Claim arising on or after November 10, 2015, through and including February 29, 2016. IT SHOULD NOT BE USED FOR CLAIMS ARISING PRIOR TO NOVEMBER 10, 2015, AND SHOULD NOT BE USED FOR ANY CLAIMS THAT ARE NOT OF A KIND ENTITLED TO PRIORITY IN ACCORDANCE WITH 11 U.S.C. §§ 503(b) AND 11 U.S.C. § 507(a)(2). THIS FORM ALSO SHOULD NOT BE USED TO ASSERT CLAIMS ARISING UNDER 11 U.S.C. § 503(b)(9).

Name of Debtor (Check One):

<input type="checkbox"/> East Orange General Hospital, Inc. Case No. 15-31232	<input type="checkbox"/> Essex Valley Healthcare, Inc. Case No. 15-31233
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<p>Name of Creditor: (The person of entity to whom the debtors owe money or property)</p>	<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your Administrative Expense. Attach copy of statement giving particulars.
<p>Name and Address Where Notices Should be Sent:</p>	<p>Check here is this claim: <input type="checkbox"/> replaces or <input type="checkbox"/> amends a previously filed Administrative Expense Proof of Claim.</p> <p>Claim Number (if known): _____</p> <p>Dated: _____</p>

ACCOUNT OF OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR:

1. Basis For Administrative Expense:

<input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input type="checkbox"/> Other _____	<input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. §1114(a) <input type="checkbox"/> Wages, salaries, and compensation (fill out below) Last four digits of SS#: _____ Unpaid compensation for services performed from _____ to _____ (date) (date)
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2. Date debt was incurred: _____ **3. If court judgment, date obtained:** _____

4. Total Amount of Administrative Expense \$ _____

Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges.

5. Brief Description of Administrative Expense (attach any additional information):

<p>6. CREDITS AND SETOFFS: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof. In filing this claim, claimant has deducted all amounts that claimant owes to debtors.</p> <p>7. SUPPORTING DOCUMENTS: Attach copies of supporting document, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, or evidence of security interests. Do not send original documents. If the documents are not available, explain. If the documents are voluminous, attach a summary.</p> <p>8. TIME STAMPED COPY: To receive an acknowledgement of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.</p>	<p>THIS SPACE IS FOR COURT USE ONLY</p>
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Date:	Sign and print the name and title, if any, of the creditor or other person authorized to file this Administrative Expense Proof of Claim (attach copy of power of attorney, if any)
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Exhibit 2

Notice

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

In re:

East Orange General Hospital, Inc., *et al.*,¹

Debtors.

Chapter 11

Case No. 15-31232 (VFP)

(Jointly Administered)

NOTICE OF DEADLINE FOR FILING OF ADMINISTRATIVE EXPENSE CLAIMS

PLEASE TAKE NOTICE THAT on _____, 2016, the United States Bankruptcy Court for the District of New Jersey (the “Court”), having jurisdiction over the chapter 11 cases of the above-captioned debtors and debtor-in-possession (the “Debtors”) entered an order (the “Order”) [D.I. ___] establishing **April 8, 2016, at 5:00 p.m. (Prevailing Eastern Time)** (the “Administrative Expense Bar Date”) as the deadline by which each person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, trusts, and governmental units), must file requests for the allowance of administrative expense claims (each an “Administrative Expense Claim”) arising under sections 503(b) or 507(a)(2) of title 11 of the United States Code (the “Bankruptcy Code”) (other than a claim arising under section 503(b)(9) of the Bankruptcy Code (a “Section 503(b)(9) Claim”) against the Debtors that may have arisen during the period from the Petition Date through February 29, 2016.²

Pursuant to the terms of the Order, and except as provided therein or herein, each person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, trusts, and governmental units) that holds or wishes to assert an Administrative Expense Claim against the Debtors that may have arisen during the period from the Petition Date (November 10, 2015) through and including February 29, 2016, must file a request for allowance of such Administrative Expense Claim (a “Proof of Administrative Expense Claim”) on or before the Administrative Expense Bar Date.

For the purposes of the Order and this Notice, the term “claim” means (i) any 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 (ii) any 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. Accordingly, any person or entity that holds or asserts an Administrative Expense Claim or a potential Administrative Expense Claim against the Debtors, no matter how remote or contingent, must file a Proof of Administrative Expense Claim Form on or before the Administrative Expense Bar Date.

Pursuant to the terms of the Order, the Administrative Expense Bar Date **DOES NOT** apply to the following claims:

- (a) Administrative Expense Claims previously filed with Prime Clerk LLC (“Prime Clerk”) and/or the Court;
- (b) Administrative Expense Claims allowed by a prior order of the Court;

¹ The Debtors and the last four digits of their Employer Identification Numbers are East Orange General Hospital, Inc. (7166) and Essex Valley Healthcare, Inc. (7667). The Debtors’ principal place of business is located at 300 Central Avenue, East Orange, NJ 07018.

² The Administrative Expense Bar Date does not apply to Section 503(b)(9) Claims, which are claims arising under section 503(b)(9) of the Bankruptcy Code for the value of goods received by the Debtors within twenty (20) days of the commencement of their chapter 11 cases. Section 503(b)(9) Claims are subject to the General Bar Date or the Governmental Bar Date, as applicable. The General Bar Date has already passed and the Governmental Bar Date is May 9, 2016 at 5:00 p.m. (prevailing Eastern Time).

- (c) Administrative Expense Claims that have been paid in full;
- (d) Administrative Expense Claims that were subject to deadlines established by prior orders of the Court;
- (e) all claims for professional fees and expenses of professionals retained by the Debtors or the Committee pursuant to Orders of this Court who may seek fees and expenses for their services pursuant to 11 U.S.C. § 330 and 331;
- (f) all claims for professional fees and expenses of professionals retained by the Debtors in the ordinary course of business pursuant to the Court's *Order Authorizing the Debtors to Employ and Compensate Professionals Utilized in the Ordinary Course of Business* [D.I. 185];
- (g) all claims for professional fees and expenses of the Patient Care Ombudsman and her counsel;
- (h) all claims by any member of the Committee for reimbursement of expenses incurred in connection with the member's service on the Committee;
- (i) all claims for fees payable to the Clerk of the United States Bankruptcy Court for the District of New Jersey or the United States Trustee's Program; and
- (j) all claims for fees arising under 28 U.S.C. § 1930(a)(6).

A CLAIMANT SHOULD CONSULT HIS OR HER ATTORNEY IF THE CLAIMANT HAS ANY QUESTIONS, INCLUDING WHETHER SUCH CLAIMANT SHOULD FILE A PROOF OF ADMINISTRATIVE EXPENSE CLAIM FORM. NEITHER THE DEBTORS' ATTORNEYS, NOR PRIME CLERK, NOR THE CLERK OF THE BANKRUPTCY COURT CAN ADVISE THE CLAIMANT WHETHER THE CLAIMANT SHOULD FILE A PROOF OF ADMINISTRATIVE EXPENSE CLAIM FORM.

All original Proof of Administrative Expense Claim Forms must be filed so as to be **received** by Prime Clerk on or before the Administrative Expense Bar Date at the address below:

East Orange General Hospital, Inc., *et al.*
c/o Prime Clerk LLC
830 Third Avenue, 9th Floor
New York, NY 10022

Proof of Administrative Expense Claim Forms will be deemed timely filed only if **actually received** by Prime Clerk on or before the Administrative Expense Bar Date. Proof of Administrative Expense Claim Forms **may not** be delivered, and will not be accepted, by facsimile or electronic mail transmission.

Each Proof of Administrative Expense Claim Form must: (i) be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant; (ii) be written in the English language; (iii) denominate the claim in lawful currency of the United States; (iv) indicate the basis under which the claim is asserted; and (v) include supporting documentation (or, if such documentation is voluminous, include a summary of such documentation) or an explanation as to why such documentation is not available.

ANY PARTY PURPORTEDLY HOLDING AN ADMINISTRATIVE EXPENSE CLAIM AGAINST THE DEBTORS WHO IS REQUIRED, BUT FAILS, TO PROPERLY OR TIMELY FILE A PROOF OF ADMINISTRATIVE EXPENSE CLAIM FORM IN ACCORDANCE WITH THE ORDER, SHALL BE, ABSENT FURTHER ORDER OF THE COURT BASED UPON GOOD CAUSE SHOWN, FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS AND THEIR ESTATES, AND SUCH CLAIM SHALL BE DEEMED WAIVED, AND THE DEBTORS AND THEIR ESTATES AND PROPERTIES SHALL BE FOREVER DISCHARGED FROM ANY AND ALL INDEBTEDNESS OR LIABILITY WITH RESPECT TO SUCH CLAIM.

The Debtors reserve the right to dispute, or to assert offsets or defenses against, any Administrative Expense Claim and nothing contained in the Order or this Notice shall preclude the Debtors from objecting to any filed Proof of Administrative Expense Claim Form on any grounds.

THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE AN ADMINISTRATIVE EXPENSE CLAIM OR THAT THE DEBTORS OR THE COURT BELIEVE THAT YOU HAVE AN ADMINISTRATIVE EXPENSE CLAIM. YOU SHOULD NOT FILE A PROOF OF ADMINISTRATIVE EXPENSE CLAIM FORM IF YOU DO NOT HAVE AN ADMINISTRATIVE EXPENSE CLAIM AGAINST THE DEBTORS.

This Notice is only a summary of the Order. All capitalized terms used but not defined in this Notice shall have the meanings ascribed to them in the Order. All parties-in-interest should carefully review the Order itself and the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and the Local Bankruptcy Rules for the District of New Jersey for additional information regarding the filing and treatment of Administrative Expense Claims in the Debtors' chapter 11 cases.

Copies of the Order may be examined by interested parties on the Court's electronic docket for the Debtors' chapter 11 cases, which is available at www.njb.uscourts.gov (a PACER login and password are required and can be obtained through the PACER Service Center at <http://www.pacer.psc.uscourts.gov>). The docket is also available at <https://cases.primeclerk.com/eogh/>. Copies of the Order may also be examined by interested parties between the hours of 9:00 a.m. and 4:30 p.m. (prevailing Eastern Time) at the Office of the Clerk of the Bankruptcy Court, 50 Walnut Street, Newark, New Jersey 07102.

THIS NOTICE IS NOT AN EXTENSION OF THE GENERAL BAR DATE OR THE GOVERNMENTAL BAR DATE FOR PARTIES ASSERTING PRE-PETITION CLAIMS AGAINST THE DEBTORS OR ENTITIES ASSERTING SECTION 503(b)(9) CLAIMS. THE GENERAL BAR DATE HAS ALREADY PASSED AND THE GOVERNMENTAL BAR DATE IS MAY 9, 2016 AT 5:00 P.M. (PREVAILING EASTERN TIME). PURSUANT TO THE GENERAL BAR DATE ORDER, ANY PRE-PETITION CLAIM, INCLUDING A SECTION 503(b)(9) CLAIM, THAT IS NOT TIMELY FILED BY THE GENERAL BAR DATE OR THE GOVERNMENTAL BAR DATE, AS APPLICABLE, IS DEEMED DISALLOWED AND ANY CLAIMANT HOLDING SUCH CLAIMS IS FOREVER BARRED AND ESTOPPED FROM ASSERTING THOSE CLAIMS.

THIS NOTICE IS NOT AN EXTENSION OF ANY DEADLINES CONTAINED IN PRIOR ORDERS OF THIS COURT, INCLUDING BUT NOT LIMITED TO DEADLINES FOR ASSERTING CURE AMOUNTS (AS THAT TERM IS DEFINED IN THE SALE ORDER) OR OTHER CLAIMS ARISING OUT OF OR RELATED TO THE DEBTORS' ASSUMPTION AND ASSIGNMENT OF EXECUTORY CONTRACTS AND UNEXPIRED LEASES IN CONNECTION WITH THE SALE, OR CLAIMS RELATED TO THE DEBTORS' REJECTION OF EXECUTORY CONTRACTS AND UNEXPIRED LEASES. THE ADMINISTRATIVE EXPENSE BAR DATE IS NOT INTENDED TO, AND SHALL NOT BE DEEMED, AN EXTENSION OR MODIFICATION OF ANY BAR DATES OR DEADLINES PREVIOUSLY ESTABLISHED IN PRIOR ORDERS OF THIS COURT.

Dated: _____, 2016

BY ORDER OF THE COURT.

LOWENSTEIN SANDLER LLP

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