

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

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|--|---|-------------------------------|
| In re: |) | |
| |) | Chapter 11 |
| J. C. PENNEY COMPANY, INC., <i>et al.</i> , ¹ |) | Case No. 20-20182 (DRJ) |
| |) | |
| Debtors. |) | (Jointly Administered) |
| |) | (Emergency Hearing Requested) |

NOTICE OF RESET HEARING

PLEASE TAKE NOTICE that on May 16, 2020, the Debtors filed their *Emergency Motion for Entry of (I) Interim and Final Order (A) Authorizing Debtors to Use Cash Collateral, (B) Granting Adequate Protection to the Prepetition Secured Parties, and (C) Scheduling a Final Hearing; and (II) Final Order (A) Authorizing the Debtors to Obtain Postpetition Financing Pursuant to Section 364 of the Bankruptcy Code, (B) Granting Liens and Superpriority Claims (C) Modifying the Automatic Stay, and (III) Granting Related Relief* [ECF No. 38] (the “DIP Motion”).

PLEASE TAKE FURTHER NOTICE that the Court entered an *Interim Order (A) Authorizing Debtors to Use Cash Collateral, (B) Granting Adequate Protection to the Prepetition Secured Parties, and (C) Scheduling a Final Hearing* [ECF No. 108] (the “Interim DIP Order”).

PLEASE TAKE FURTHER NOTICE that the hearing on the DIP Motion previously scheduled for June 2, 2020 at 3:00 p.m. (prevailing Central Time) has been reset to **June 4, 2020 at 9:00 a.m. (prevailing Central Time)** before David R. Jones, United States Bankruptcy Judge, in Room 400 of the United States Bankruptcy Court, 515 Rusk Street Houston, TX 77002.

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <http://cases.primeclerk.com/JCPenney>. The location of Debtor J. C. Penney Company, Inc.’s principal place of business and the Debtors’ service address in these chapter 11 cases is 6501 Legacy Drive, Plano, Texas 75024.

Electronic Appearances

Please note that on March 24, 2020, through the entry of General Order 2020-10, the Court invoked the Protocol for Emergency Public Health or Safety Conditions. The Order may be found at: https://www.txs.uscourts.gov/sites/txs/files/Bankruptcy%20General%20Order%202020-04%20Adoption%20of%20Contingency%20Plan_0.pdf.

Therefore, all persons will appear telephonically and also may appear via video at this hearing using the Court's electronic conference systems.

The Court will simultaneously use two technology methods to conduct electronic hearings. One method will provide audio communication. The other will provide video access to exhibits and materials presented to the Court. If a party wants to both view the documents presented to the Court and hear the proceeding, the party must 1) dial in through the audio system, and 2) log into the Court's video via join.me.

Hearing appearances should be made electronically and in advance of the hearing. You may make your electronic appearance by:

- 1) Going to the Southern District of Texas website;
- 2) Selecting "Bankruptcy Court" from the top menu;
- 3) Selecting "Judges' Procedures and Schedules";
- 4) Selecting "View Home Page" for Judge David R. Jones;
- 5) Under "Electronic Appearance" select "Click here to submit electronic appearance;"
- 6) Select J. C. Penney Company, Inc., et al. from the list of electronic appearance links,

and

7) After selecting J. C. Penney Company, Inc., et al. from the list, complete the required fields and hit the "Submit" button at the bottom of the page.

Submitting your appearance electronically in advance of the hearing will negate the need to make an appearance on the record at the hearing.

Audio Communication

Audio communication will be conducted by use of the Court's regular dial-in number: +1 (832) 917-1510. At the start of the call, the caller will be asked to enter a six-digit conference code. The six-digit conference code for this hearing is Judge Jones conference room number: **205691**. Each caller shall be responsible for its own long-distance charges.

Parties are encouraged to review the Court's procedures for telephonic appearances located at <https://www.txs.uscourts.gov/sites/txs/files/Court%20Procedures%20-%20202-1-2020.pdf>.

Attorneys, witnesses, and parties-in-interest wishing to participate in the hearing must connect to each hearing by audio communication. Any person who wishes to attend the hearing may also dial in to the audio conference dial-in number.

Each person who speaks at the electronic hearing should be prepared to restate that person's name each time that the person speaks in order to assist any transcriber of the audio recording.

Video Communication:

Parties may participate in electronic hearings by use of an internet connection. The internet site is www.join.me. A join.me application is available for download to computers. Persons connecting by mobile device will need to download the free join.me application.

Once connected to join.me, a participant must select "Join a Meeting." The code for joining this hearing before Judge Jones is "judgejones". In the next screen, participants should enter their name in the lower left-hand corner. Then, click "Notify" to join the conference.

Any exhibit offered by the Debtors will be filed on the Court's docket. Any party may also obtain an electronic copy of the exhibits by request to counsel to the Debtors.

If any party wishes to offer exhibits, it is recommended that these exhibits be filed on CM/ECF. Each exhibit should be filed as a separate attachment to an Exhibit List in compliance with BLR 9013-2.

Witnesses presented by the Debtor will appear via audio and video connection. Any person wishing to examine the witness will be permitted to do so during the hearing.

All documents filed in these chapter 11 cases are available free of charge by visiting <http://cases.primeclerk.com/JCPenney>, by calling (877) 720-6576, or by email at JCPenneyinfo@primeclerk.com. Copies of any pleadings may be obtained by visiting the Court's website at <https://ecf.txsb.uscourts.gov> in accordance with the procedures and fees set forth therein.

Respectfully Submitted,
June 1, 2020

/s/ Matthew D. Cavanaugh

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Certificate of Service

I certify that on June 1, 2020, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/Matthew D. Cavanaugh

Matthew D. Cavanaugh