

LOWENSTEIN SANDLER LLP

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:	Chapter 11
Mountain Creek Resort, Inc., <i>et al.</i> , ¹	Case No. 17-19899 (SLM)
Debtors.	Jointly Administered

**NOTICE OF AGENDA OF MATTERS SCHEDULED
FOR CONFIRMATION HEARING ON FEBRUARY 24, 2020 AT 10:00 A.M. (ET)**

CONTESTED MATTERS GOING FORWARD:

1. Confirmation of the Debtors' Third Modified Second Amended Joint Plan of Reorganization [Docket No. 1206; Filed 2/21/20].

Related Document(s):

- a) Debtors' Disclosure Statement for Modified Second Amended Joint Plan of Reorganization [Docket No. 1096; Filed 12/12/19]
- b) Modified Second Amended Joint Plan of Reorganization [Docket No. 1097; Filed 12/12/19]
- c) Order (I) Approving the Disclosure Statement on an Interim Basis; (II) Establishing Certain Solicitation Procedures and Tabulation Procedures;

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: Mountain Creek Resort, Inc. (4557), Mountain Creek Services Inc. (3228), Mountain Creek Management, LLC (1394), Mountain Creek Mountainslide, LLC (1545), Mountain Leasing LLC (6057), and Appalachian Liquors Corporation (9542).

(III) Approving the Form and Manner of Notice of the Confirmation Hearing; and (IV) Granting Related Relief [Docket No. 1098; Entered 12/12/19]

- d) Second Modified Second Amended Joint Plan of Reorganization [Docket No. 1191; Filed 2/14/20]
- e) Notice of Modifications to the Debtors' Plan of Reorganization [Docket No. 1192; Filed 2/14/20]
- f) Notice of Filing of Plan Supplement to the Debtors' Second Modified Second Amended Joint Plan of Reorganization [Docket No. 1193; Filed 2/14/20]
- g) Declaration of Alex Orchowski of Prime Clerk LLC Regarding the Solicitation of Votes and Tabulation of Ballots Cast on the Debtors' Modified Second Amended Joint Plan of Reorganization [Docket No. 1194; Filed 2/14/20]
- h) Notice of Further Modifications to the Debtors' Plan of Reorganization [Docket No. 1207; Filed 2/21/20]
- i) Notice of Filing of Second Plan Supplement to the Debtors' Third Modified Second Amended Joint Plan of Reorganization [Docket No. 1208; Filed 2/21/20]
- j) Debtors' Memorandum of Law (I) In Support of (A) Approval of the Debtors' Disclosure Statement on a Final Basis and (B) Confirmation of the Debtors' Third Modified Second Amended Joint Plan of Reorganization, and (II) In Reply to Objections Thereto [Docket No. 1209; Filed 2/21/20]
- k) Proposed Confirmation Order [Docket No. 1209-1; Filed 2/21/20]

Objection Deadline: January 28, 2020 at 4:00 p.m. (ET) for all parties other than the M&T Bank and Official Committee of Unsecured Creditors (the "Committee"). Extended to January 18, 2020 for the Committee. Extended to February 21, 2020 at 12:00 p.m. (ET) for M&T Bank.

Response(s) Received:

- l) Objection by the United States Trustee to the Debtors' Modified Second Amended Joint Plan of Reorganization [Docket No. 1137; Filed 1/14/20]
- m) Objection of Granite State Insurance Company to Confirmation of Debtors' Modified Second Amended Joint Plan of Reorganization [Docket No. 1139; Filed 1/14/20]

- n) Limited Objection of Sussex County Municipal Utilities Authority to Confirmation of Debtor's Plan of Reorganization [Docket No. 1141; Filed 1/15/20]

Status: This matter is going forward. The only pending objections to confirmation are those asserted by the United States Trustee, Granite State Insurance Company, and the Sussex County Municipal Utilities Authority. Discussions with these parties are ongoing.

UNCONTESTED MATTERS GOING FORWARD:

- 2. Final Approval of the Debtors' Disclosure Statement for Modified Second Amended Joint Plan of Reorganization [Docket No. 1096; Filed 12/12/19].

Related Document(s):

- a) Affidavit of Service Filed by Prime Clerk LLC [Docket No. 1073; Filed 11/18/19]
- b) Reservation of Rights of the Committee [Docket No. 1085; Filed 12/5/19]
- c) Reservation of Rights of M&T Bank [Docket No. 1086; Filed 12/5/19]
- d) Order (I) Approving the Disclosure Statement on an Interim Basis; (II) Establishing Certain Solicitation Procedures and Tabulation Procedures; (III) Approving the Form and Manner of Notice of the Confirmation Hearing; and (IV) Granting Related Relief [Docket No. 1098; Entered 12/12/19]

Objection Deadline: January 15, 2020 at 4:00 p.m. (ET).

Response(s) Received:

- e) None.

Status: This matter is going forward.

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Dated: February 21, 2020

Respectfully submitted,

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