



Status: The order has been entered. No hearing is necessary.

2. **BB&T Lease Rejection Motion** – Debtors’ Motion for Entry of an Order Authorizing the Debtors to Reject Master Equipment Lease Agreement with BB&T Commercial Equipment Capital Corp., *Nunc Pro Tunc* to December 24, 2018 [Filed: 12/20/18] (Docket No. 1044).

Response Deadline: January 3, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None.

Related Documents:

- a) Certification of No Objection Regarding Docket No. 1044 [Filed: 1/7/19] (Docket No. 1100).
- b) [Signed] Order Granting Debtors’ Motion for Entry of an Order Authorizing the Debtors to Reject Master Equipment Lease Agreement with BB&T Commercial Equipment Capital Corp., *Nunc Pro Tunc* to December 24, 2018 [Filed: 1/10/19] (Docket No. 1125).

Status: The order has been entered. No hearing is necessary.

### **CONTINUED MATTERS**

3. **Hendon Motion to Compel** – Motion of Hendon Golden East, LLC for Order Compelling Debtors to Immediately Comply with 11 U.S.C. § 365(d)(3), and Pay Certain Post-Petition Lease Obligations [Filed: 10/16/18] (Docket No. 660).

Response Deadline: October 30, 2018 at 4:00 p.m. Eastern Time. Extended for the Debtors to November 6, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtors’ Objection to Motion of Hendon Golden East, LLC for Order Compelling Debtors to Immediately Comply with 11 U.S.C. § 365(d)(3), and Pay Certain Post-Petition Lease Obligations [Filed: 11/6/18] (Docket No. 770).

Related Documents: None as of the date hereof.

Status: This matter is continued to the omnibus hearing on February 12, 2019 at 10:00 a.m. Eastern Time.

4. **Enterprise Motion to Compel** – Motion of Enterprise FM Trust to Compel Assumption or Rejection of a Certain Unexpired Executory Contract and for an Administrative Expense Claim [Filed: 11/9/18] (Docket No. 784).

Response Deadline: November 26, 2018 at 4:00 p.m. Eastern Time. Extended to November 30, 2018 for the Debtors.

Responses Received:

- a) Debtor's Response to Motion of Enterprise FM Trust to Compel Assumption or Rejection of a Certain Unexpired Executory Contract and for an Administrative Expense Claim [Filed: 11/30/18] (Docket No. 921).

Related Documents: None as of the date hereof.

Status: This matter is continued to the omnibus hearing on February 12, 2019 at 10:00 a.m. Eastern Time.

5. **Bar Date Motion** – Debtors' Motion for an Order (I) Establishing Bar Dates for Filing Claims and (II) Approving the Form and Manner of Notice Thereof [Filed: 11/19/18] (Docket No. 846).

Response Deadline: December 3, 2018 at 4:00 p.m. Eastern Time. Extended to December 5, 2018 for Priority Payment Systems and Swipe Payment Solutions.

Responses Received:

- a) Informal comments from certain landlords.  
b) Informal comments from Priority Payment Systems and Swipe Payment Solutions.

Related Documents:

- a) Certification of Counsel Regarding Revised Proposed Order (I) Establishing Bar Dates for Filing Claims and (II) Approving the Form and Manner of Notice Thereof [Filed: 12/5/18] (Docket No. 934).

Status: This matter is continued to the omnibus hearing on February 12, 2019 at 10:00 a.m. Eastern Time.

#### **MATTER FOR WHICH COC HAS BEEN FILED**

6. **Fiquisha Davis Stay Motion** – Motion of Fiquisha Davis for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) [Filed: 12/14/18] (Docket No. 990).

Response Deadline: January 4, 2019 at 4:00 p.m. Eastern Time. Extended for the Debtors to January 8, 2019 at 4:00 p.m. Eastern Time.

Responses Received: Informal comments from the Debtors.

Related Documents:

- a) Certification of Counsel Submitting Consensual Proposed Order Granting Limited Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) [Filed: 1/7/19] (Docket No. 1110).

Status: A revised proposed order has been filed under certification of counsel. Movant requests entry of the order attached to the certification of counsel.

### **STATUS CONFERENCE MATTERS**

7. **Cure and Adequate Assurance Disputes re: Going Concern Sale to Pegasus** – Debtors’ Motion for Orders (I)(A) Authorizing Assumption of Backstop Agency Agreement, (B) Authorizing Bidding Protections, (C) Authorizing Bidding Procedures and Auction, and (D) Scheduling Sale Hearing and Approving Notice Thereof; (II) Authorizing (A) Sale of Assets or (B) Store Closing Sales and (III) Granting Related Relief [Filed: 9/20/18] (Docket No. 470).

Sale Response Deadline: October 11, 2018 at 12:00 p.m. Eastern Time.

Cure Costs/Assumption Assignment Response Deadline: October 11, 2018 at 12:00 p.m. Eastern Time. Extended to October 17, 2018 for TSCA-3.

Adequate Assurance Response Deadline: October 11, 2018 at 12:00 p.m. Eastern Time.

Cure Responses:

- a) Objection of DDR Corp., DLC Management Corp., Jones Lang LaSalle Americas, Inc., National Retail Properties, Inc., Newmark Merrill Companies, and Philips International Holding Corp. to Debtors’ Proposed Sale of Assets, Proposed Cure Amounts, and Proposed Assumption and Assignment of Certain Leases [Filed: 10/11/18] (Docket No. 629).

Replies Filed:

- a) Omnibus Reply in Support of Debtors’ Motion for Orders Approving Assumption and Assignment of Certain Leases to Pegasus Trucking, LLC and Responding to Objections By Landlords to Cure Amounts and Adequate Assurance of Future Performance and Granting Related Relief [Filed: 10/15/18] (Docket No. 653).
- b) Supplement to Omnibus Reply in Support of Debtors’ Motion for Orders Approving Assumption and Assignment of Certain Leases to Pegasus Trucking, LLC and Responding to Objections By Landlords to Cure Amounts and Adequate Assurance of Future Performance and Granting Related Relief [Filed: 10/15/18] (Docket No. 656).

Related Documents:

- a) Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 9/28/18] (Docket No. 527).
- b) Notice of Hearing to Consider Assumption of Unexpired Leases and Executory Contracts [Filed: 10/10/18] (Docket No. 579).
- c) [Signed] Order Approving Liquidation Sale of the Debtors' Assets and Granting Related Relief [Filed: 10/12/18] (Docket No. 640).
- d) [Signed] Order Approving Sale of Certain Purchased Assets and Granting Related Relief [Filed: 10/17/18] (Docket No. 670).
- e) [Signed] Order Granting Assumption and Assignment of Leases of Non-Residential Real Property from Debtors to Pegasus Trucking, LLC and Granting Related Relief [Filed: 10/18/18] (Docket No. 675).
- f) Notice of Closing of Going Concern Sale Between Debtors and Pegasus Trucking, LLC [Filed: 10/19/18] (Docket No. 683).

Status: A status conference will go forward with respect to cure disputes from the Going Concern Sale to Pegasus Trucking, LLC as it relates to store #688.

8. **Motion to Convert** – Motion of Gordon Brothers Finance Company to Convert Debtors' Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/7/19] (Docket No. 1106).

Response Deadline: None as of the date hereof.

Responses Received:

- a) Limited Objection of 99 Cents Only Stores, LLC, Brixmor Operating Partnership LP, Federal Realty Investment Trust, PGI Management, PGIM Real Estate, Primestor Development, Inc., Valley Plaza, LLC, Watt Companies, Weitzman, and Wind Chime Properties, L.P. to Motion of Gordon Brothers Finance Company to Convert Debtors' Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/9/19] (Docket No. 1123).

Related Documents:

- a) [Signed] Order Setting Status Conference on Motion to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors' Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/9/19] (Docket No. 1121).

Status: A status conference will go forward on this matter.

9. **Motion to Shorten** – Motion to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors’ Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/7/19] (Docket No. 1107).

Response Deadline: N/A.

Responses Received:

- a) Debtors’ Objection to Motion of Gordon Brothers Finance Company to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors’ Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/7/19] (Docket No. 1111).

Replies Filed:

- a) Gordon Brothers Finance Company’s Reply in Support of the Motion to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors’ Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/8/19] (Docket No. 1115).

Surreplies Filed:

- a) Debtors’ Surreply to Motion of Gordon Brothers Finance Company to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors’ Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/9/19] (Docket No. 1120).

Related Documents:

- a) [Signed] Order Setting Status Conference on Motion to Shorten Notice and Objection Periods Regarding Motion of Gordon Brothers Finance Company to Convert Debtors’ Chapter 11 Cases to Cases Under Chapter 7 of the Bankruptcy Code, Pursuant to 11 U.S.C. §§ 105 and 1112 [Filed: 1/9/19] (Docket No. 1121).

Status: A status conference will go forward on this matter.

### **MATTER GOING FORWARD**

10. **Protech Admin Expense Motion** – Motion of Protech Staffing Services, Inc. for Immediate Payment of Administrative Expense Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 12/21/18] (Docket No. 1047).

Response Deadline: January 7, 2019 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtors' Objection to Motion of Protech Staffing Services, Inc. for Immediate Payment of an Administrative Expense Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 1/7/19] (Docket No. 1103).
- b) Limited Objection of Gordon Brothers Finance Company to Motion of Protech Staffing Services, Inc. for Immediate Payment of Administrative Expense Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 1/7/19] (Docket No. 1109).

Related Documents: None as of the date hereof.

Status: This matter will go forward.

**INTERIM FEE APPLICATIONS**

- 11. Interim fee applications of estate professionals have been scheduled for this hearing. Attached hereto as Exhibit A is an index of the fee applications scheduled to be heard. The items listed on Exhibit A hereto correspond to the order of the fee applications, and documents related thereto, that are in the fee application binders submitted to the Court, pursuant to the Court's Chambers' Procedures.

Response Deadline: See attached Exhibit A.

Responses Received: See attached Exhibit A.

Related Documents: None as of the date hereof.

Status: Interim fee applications will go forward.

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Dated: January 10, 2019  
Wilmington, Delaware

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Peter J. Keane

Richard M. Pachulski (admitted *pro hac vice*)  
Peter J. Keane (DE Bar No. 5503)  
919 North Market Street, 17th Floor  
P.O. Box 8705  
Wilmington, DE 19899 (Courier 19801)  
Telephone: (302) 652-4100  
Facsimile: (302) 652-4400  
Email: rpachulski@pszjlaw.com  
pkeane@pszjlaw.com

-and-

KATTEN MUCHIN ROSENMAN LLP

William B. Freeman (admitted *pro hac vice*)  
Karen B. Dine (admitted *pro hac vice*)  
Jerry L. Hall (admitted *pro hac vice*)  
575 Madison Avenue  
New York, NY 10022  
Telephone: (202) 940-8800  
Facsimile: (202) 940-8776  
Email: bill.freeman@kattenlaw.com  
karen.dine@kattenlaw.com  
jerry.hall@kattenlaw.com

*Attorneys for Debtors and Debtors in Possession*



**Exhibit A**



**Katten Muchin Rosenman LLP – Counsel to the Debtors**

1. First Interim Fee Application of Katten Muchin Rosenman LLP, Counsel to the Debtors, for Allowance of Compensation and Reimbursement of Expenses Incurred for the Period from August 6, 2018 through October 31, 2018 [Filed: 12/17/18] (Docket No. 1011).

Response Deadline: January 7, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None as of the date hereof.

Related Documents:

- a) Notice of Filing of Supplement to First Interim Fee Application of Katten Muchin Rosenman LLP [Filed: 1/3/19] (Docket No. 1096).
- b) First Monthly Fee Application of Katten Muchin Rosenman LLP, Counsel to the Debtors, for Allowance of Compensation and Reimbursement of Expenses for the Period from August 6, 2018 through August 31, 2018 [Filed: 9/28/18] (Docket No. 522).
- c) Certification of No Objection Regarding Docket No. 522 [Filed: 10/22/18] (Docket No. 688).
- d) Second Monthly Fee Application of Katten Muchin Rosenman LLP, Counsel to the Debtors, for Allowance of Compensation and Reimbursement of Expenses for the Period from September 1, 2018 through September 30, 2018 [Filed: 10/25/18] (Docket No. 708).
- e) Certification of No Objection Regarding Docket No. 708 [Filed: 11/16/18] (Docket No. 834).
- f) Third Monthly Fee Application of Katten Muchin Rosenman LLP, Counsel to the Debtors, for Allowance of Compensation and Reimbursement of Expenses for the Period from October 1, 2018 through October 31, 2018 [Filed: 11/19/18] (Docket No. 844).
- g) Certification of No Objection Regarding Docket No. 844 [Filed: 12/11/18] (Docket No. 969).
- h) Certification of No Objection Regarding Docket No. 1011 [Filed: 1/10/19] (Docket No. 1126).**

Status: This matter will go forward.

**Pachulski Stang Ziehl & Jones LLP – Counsel to the Debtors**

2. First Quarterly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel for the Debtors and Debtors in Possession, for the Period from August 6, 2018 through October 31, 2018 [Filed: 12/20/18] (Docket No. 1043).

Response Deadline: January 10, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None as of the date hereof.

Related Documents:

- a) First Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Debtors and Debtors in Possession, for the Period August 6, 2018 through August 31, 2018 [Filed: 9/28/18] (Docket No. 523).
- b) Certification of No Objection Regarding Docket No. 523 [Filed: 10/22/18] (Docket No. 689).
- c) Second Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Debtors and Debtors in Possession, for the Period September 1, 2018 through September 30, 2018 [Filed: 10/25/18] (Docket No. 707).
- d) Certification of No Objection Regarding Docket No. 707 [Filed: 11/16/18] (Docket No. 835).
- e) Third Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Debtors and Debtors in Possession, for the Period October 1, 2018 through October 31, 2018 [Filed: 11/26/18] (Docket No. 893).
- f) Certification of No Objection Regarding Docket No. 893 [Filed: 12/18/18] (Docket No. 1020).

Status: This matter will go forward.

**Cooley LLP – Counsel to the Official Committee of Unsecured Creditors**

3. First Interim Application of Cooley LLP, Lead Counsel to the Official Committee of Unsecured Creditors of J & M Sales, Inc., *et al.*, for Compensation and Reimbursement of Expenses for the Period of August 16, 2018 through October 31, 2018 [Filed: 12/17/18] (Docket No. 1010).

Response Deadline: January 7, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None as of the date hereof.

Related Documents:

- a) First Monthly Application of Cooley LLP, Lead Counsel to the Official Committee of Unsecured Creditors of J & M Sales, Inc., *et al.*, for Compensation and Reimbursement of Expenses for the Period August 16, 2018 through August 31, 2018 [Filed: 10/9/18] (Docket No. 562).
- b) Certification of No Objection Regarding Docket No. 562 [Filed: 11/1/18] (Docket No. 737).
- c) Second Monthly Application of Cooley LLP, Lead Counsel to the Official Committee of Unsecured Creditors of J & M Sales, Inc., *et al.*, for Compensation

and Reimbursement of Expenses for the Period September 1, 2018 through September 30, 2018 [Filed: 10/30/18] (Docket No. 730).

- d) Certification of No Objection Regarding Docket No. 730 [Filed: 11/21/18] (Docket No. 870).
- e) Third Monthly Application of Cooley LLP, Lead Counsel to the Official Committee of Unsecured Creditors of J & M Sales, Inc., *et al.*, for Compensation and Reimbursement of Expenses for the Period of October 1, 2018 through October 31, 2018 [Filed: 11/21/18] (Docket No. 871).
- f) Certification of No Objection Regarding Docket No. 871 [Filed: 12/13/18] (Docket No. 987).

Status: This matter will go forward.

**Fox Rothschild LLP – Counsel to the Official Committee of Unsecured Creditors**

- 4. First Interim Application of Fox Rothschild LLP for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period August 16, 2018 through October 31, 2018 [Filed: 12/19/18] (Docket No. 1029).

Response Deadline: January 7, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None as of the date hereof.

Related Documents:

- a) First Monthly Fee Application of Fox Rothschild LLP for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period August 16, 2018 through September 30, 2018 [Filed: 11/26/18] (Docket No. 882).
- b) Certification of No Objection Regarding Docket No. 882 [Filed: 12/18/18] (Docket No. 1017).
- c) Second Monthly Fee Application of Fox Rothschild LLP for Services Rendered and Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period October 1, 2018 through October 31, 2018 [Filed: 11/26/18] (Docket No. 886).
- d) Certification of No Objection Regarding Docket No. 886 [Filed: 12/18/18] (Docket No. 1018).

Status: This matter will go forward.

**Province, Inc. – Financial Advisor to the Official Committee of Unsecured Creditors**

5. First Interim Application for Compensation and Reimbursement of Expenses of Province, Inc., as Financial Advisor to the Official Committee of Unsecured Creditors, for the Period from August 16, 2018 through October 31, 2018 [Filed: 12/21/18] (Docket No. 1046).

Response Deadline: January 7, 2019 at 4:00 p.m. Eastern Time.

Responses Received: None as of the date hereof.

Related Documents:

- a) First Monthly Application for Compensation and Reimbursement of Expenses of Province, Inc., as Financial Advisor to the Official Committee of Unsecured Creditors, for the Period from August 16, 2018 through August 31, 2018 [Filed: 10/9/18] (Docket No. 563).
- b) Certification of No Objection Regarding Docket No. 563 [Filed: 11/1/18] (Docket No. 738).
- c) Second Monthly Application for Compensation and Reimbursement of Expenses of Province, Inc., as Financial Advisor to the Official Committee of Unsecured Creditors, for the Period from September 1, 2018 through September 30, 2018 [Filed: 11/2/18] (Docket No. 765).
- d) Certification of No Objection Regarding Docket No. 765 [Filed: 11/28/18] (Docket No. 899).
- e) Third Monthly Application for Compensation and Reimbursement of Expenses of Province, Inc., as Financial Advisor to the Official Committee of Unsecured Creditors, for the Period from October 1, 2018 through October 31, 2018 [Filed: 11/27/18] (Docket No. 896).
- f) Certification of No Objection Regarding Docket No. 896 [Filed: 12/19/18] (Docket No. 1033).

Status: This matter will go forward.