



with Such Sales to Be Free and Clear of All Liens, Claims, and Encumbrances, and (III) and Granting Related Relief [Filed: 8/22/18] (Docket No. 218).

(i) Notice of Withdrawal – D.I. 218 [Filed: 10/24/18] (Docket No. 696).

Related Documents:

- a) [Signed] Interim Order (I) Authorizing the Debtors to Perform in Accordance with the Consulting Agreement, (II) Authorizing and Approving the Conduct of Store Closing Sales, with Such Sales to Be Free and Clear of All Liens, Claims, and Encumbrances, and (III) Granting Related Relief [Filed: 8/8/18] (Docket No. 89).
- b) Brief of Hilco Merchant Resources, LLC in Support of the Debtors' Motion for Interim and Final Orders (I) Authorizing the Debtors to Assume the Consulting Agreement, (II) Authorizing and Approving the Conduct of the Store Closing Sales, with Such Sale to Be Free and Clear of All Liens, Claims and Encumbrances, and (III) Granting Related Relief [Filed: 9/6/18] (Docket No. 345).
- c) Declaration of Ian Fredericks in Support of the Debtors' Motion for Interim and Final Orders (I) Authorizing the Debtors to Perform in Accordance with the Consulting Agreement, (II) Authorizing and Approving the Conduct of Store Closing Sales, with Such Sale to Be Free and Clear of All Liens, Claims and Encumbrances, and (III) Granting Related Relief [Filed: 9/6/18] (Docket No. 346).
- d) Debtors' Joinder to Brief of Hilco Merchant Resources, LLC in Support of the Debtors' Motion for Interim and Final Orders Authorizing the Debtors to Assume the Consulting Agreement [Filed: 9/7/18] (Docket No. 355).
- e) [Signed] Interim Order (I) Authorizing the Debtors to Assume Consulting Agreement; and Final Order (II) Authorizing and Approving the Conduct of Store Closing Sales, with Such Sales to Be Free and Clear of All Liens, Claims, and Encumbrances, and (III) Granting Related Relief [Filed: 9/20/18] (Docket No. 460).
- f) [Signed] Final Order Authorizing the Debtors to Assume Consulting Agreement [Filed: 11/2/18] (Docket No. 760).

Status: The orders have been entered. No hearing is necessary.

- 2. **Penske Lease Rejection Motion** – Debtors' Motion for Entry of an Order Authorizing the Debtors to Reject the Vehicle Lease Service Agreement with Penske Truck Leasing Co. L.P. *Nunc Pro Tunc* to October 26, 2018 [Filed: 10/26/18] (Docket No. 713).

Response Deadline: November 9, 2018 at 4:00 p.m. Eastern Time.

Responses Received: None.

Related Documents:

- a) Certification of No Objection Regarding Docket No. 713 [Filed: 11/13/18] (Docket No. 789).
- b) [Signed] Order Granting Debtors' Motion for Entry of an Order Authorizing the Debtors to Reject the Vehicle Lease Service Agreement with Penske Truck Leasing Co. L.P. *Nunc Pro Tunc* to October 26, 2018 [Filed: 11/13/18] (Docket No. 795).

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

3. **Removal Extension Motion** – Debtors' Motion for Order Extending the Period to Remove Actions Pursuant to 28 U.S.C. § 1452 and Federal Rule of Bankruptcy Procedure 9027 [Filed: 10/26/18] (Docket No. 714).

Response Deadline: November 9, 2018 at 4:00 p.m. Eastern Time.

Responses Received: None.

Related Documents:

- a) Certification of No Objection Regarding Docket No. 714 [Filed: 11/13/18] (Docket No. 790).
- b) [Signed] Order Extending the Period to Remove Actions Pursuant to 28 U.S.C. § 1452 and Federal Rule of Bankruptcy Procedure 9027 Through and Including February 4, 2019 [Filed: 11/13/18] (Docket No. 794).

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

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

4. **Biddle Stay Motion** – Motion of Sheila Biddle for Relief from the Automatic Stay [Filed: 10/26/18] (Docket No. 711).

Response Deadline: November 9, 2018 at 4:00 p.m. Eastern Time. Extended for the Debtors to November 13, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Informal comments from the Debtors.

Related Documents:

- a) Certification of Counsel Regarding Motion of Sheila Biddle for Relief from the Automatic Stay [Filed: 11/13/18] (Docket No. 793).
- b) **[Signed] Order Granting Motion for Relief from Automatic Stay [Filed: 11/14/18] (Docket No. 801).**

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

**STATUS CONFERENCE**

- 5. **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.

Responses Received:

- a) Limited Objection and Reservation of Rights of Charlotte (Archdale) UU, LLC to: 1) 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, 2) Notice of Auction Results and 3) Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 595).
- b) Reservation of Rights of The Stop & Shop Supermarket Company LLC to the Proposed Sale of the Debtors’ Assets [Filed: 10/11/18] (Docket No. 617).
- c) Objection of 99 Cents Only Stores, LLC, ARC SWHOUTXC001, LLC, Brixmor Property Group, Inc., 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 Debtors’ Motion for Orders (A)(I) Authorizing and Approving Bid Procedures; (II) Authorizing and Approving the 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 Hearing and Approving Notice Thereof; (II) Authorizing (A) Sale of Assets or (B) Store Closing Sales and (III) Granting Related Relief [Filed: 10/11/18] (Docket No. 619).

- d) Limited Objection of Longs Drug Stores California, LLC to the 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: 10/11/18] (Docket No. 622).
- e) Limited Objection and Reservation of Rights of Wasa Properties Southlake Pavilion LLC Regarding 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: 10/11/18] (Docket No. 628).
- f) 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).

Cure Responses Received:

- a) Objection by Vine Street Shoppes LP to Cure Amount [Filed: 10/8/18] (Docket No. 554).
- b) Objection by Creditor 301 South Lincoln Ave. LLC to Cure Amount [Filed: 10/10/18] (Docket No. 577).
- c) Limited Objection and Reservation of Rights of Landlord Philip Hart Revocable Living Trust to Adequate Assurance and Cure Notice [Filed: 10/10/18] (Docket No. 581).
- d) Objection of Jefan LLC and Mascot LLC to (i) Debtors' Proposed Cure Amounts and (ii) Adequate Assurance Information [Filed: 10/10/18] (Docket No. 582).
- e) Objection of Fields Station, LLC to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 584).
- f) Cure Objection of Menlo Park Shopping Center Company, LLP to Unexpired Lease or Executory Contract Assumption and Cure Notice (Doc. #527) Relating to Debtor's Store Number 610 and Limited Objection Concerning Adequate Assurances of Menlo Park Shopping Center Company, LLP to 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 (Doc. #470) Relating to Debtor's Store Number 610 [Filed: 10/10/18] (Docket No. 585).

- g) Cure Objection of Randolph Plaza, II to Unexpired Lease or Executory Contract Assumption and Cure Notice (Doc. #527) Relating to Debtor's Store Number 339 and Limited Objection Concerning Adequate Assurances of Randolph Plaza, II to 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 (Doc. #470) Relating to Debtor's Store Number 339 [Filed: 10/10/18] (Docket No. 587).
- h) Cure Objection of Bethany 43, LLC to Unexpired Lease or Executory Contract Assumption and Cure Notice (Doc. #527) Relating to Debtor's Store Number 331 and Limited Objection Concerning Adequate Assurances of Bethany 43, LLC to 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 (Doc. #470) Relating to Debtor's Store Number 331 [Filed: 10/10/18] (Docket No. 588).
- i) Cure Objection of Bex McCreless LLC Regarding Premises Located at 3524 S. New Braunfels, San Antonio, Texas (Fallas Paredes Store # 287) [Filed: 10/10/18] (Docket No. 589).
- j) Objection of The Price Reit, Inc. to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 591).
- k) Objection of HS Belmont LLC to Debtors' "Unexpired Lease or Executory Contract Assumption and Cure Notice" [Dkt. No. 527] [Filed: 10/10/18] (Docket No. 592).
- l) Objection of The Gallery at South DeKalb c/o Thor Equities LLC to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 593).
- m) Limited Objection and Reservation of Rights of Charlotte (Archdale) UU, LLC to: 1) 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, 2) Notice of Auction Results and

- 3) Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 595).
- n) Objection of H.E. Butt Store Property Company No. One and H.E.B. Grocery Company, LP to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 598).
- o) Objection of Amherst Station II LLC, Buckingham Station LLC, Heritage Oaks Station L.P., Sunrise Marketplace Station LLC and Towne Crossing Station LLC to Proposed Adequate Assurance of Future Performance and Cure Amounts in Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 601).
- p) Objection by Creditor HCP Highland Park LLC to Cure Amount [Filed: 10/10/18] (Docket No. 602).
- q) Limited Objection and Reservation of Rights of Creditor Tender Retail, a Division of Acceo Solutions, Inc. to That Certain Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/10/18] (Docket No. 603).
- r) Objection of Mission Lodge Masonic Hall Association to Cure Notice in Connection with Potential Assumption and Assignment of Unexpired Lease [Filed: 10/10/18] (Docket No. 604).
- s) Objection by Creditor SKBB Investments, L.P. to Cure Amount [Filed: 10/10/18] (Docket No. 605).
- t) Objection of Western & Venice SC, LLC to Proposed Cure Amount and Adequate Assurance of Future Performance in Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/11/18] (Docket No. 606).
- u) Objection of P.D.C.M. Associates, S.E. to Cure Notice Amount [Filed: 10/11/18] (Docket No. 607).
- v) Objection of Israel Kopel & Josefina Ballester Cabrera to Cure Notice Amount [Filed: 10/11/18] (Docket No. 608).
- w) Objection of Almacenes Pitusa, Inc. to Cure Notice Amount [Filed: 10/11/18] (Docket No. 609).
- x) Objection of Yabucoa Development, S.E. to Cure Notice Amount [Filed: 10/11/18] (Docket No. 610).
- y) Objection of Regency Park Associates, S.E. to Cure Notice Amount [Filed: 10/11/18] (Docket No. 611).

- z) Objection of 99 Cents Only Stores, LLC, ARC SWHOUTXC001, LLC, Brixmor Property Group, Inc., and Watt Companies to Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/11/18] (Docket No. 615).
- aa) Cure Response of Weingarten Nostat, Inc. and Weingarten Realty Investors and Preliminary Objection to Debtors' Proposed Assignment of Leases to Successful Bidder Pegasus Trucking, LLC [Filed: 10/11/18] (Docket No. 620).
- bb) Limited Objection of Hendon Golden East, LLC and KDI Atlanta Mall, LLC to the Debtors' Proposed Cure Amounts [Filed: 10/11/18] (Docket No. 621).
- cc) Objection of Allenex Investments, Inc. to Unexpired Lease or Executory Contract Assumption and Cure Notice and Related Documents [Filed: 10/11/18] (Docket No. 623).
- dd) Objection of KRS Partners, Ltd. to (I) Debtors' Proposed Cure Amounts and (II) Adequate Assurance Information [Filed: 10/11/18] (Docket No. 624).
- ee) Objection of Ralphs Grocery Company to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/11/18] (Docket No. 625).
- ff) Objection of Sheritru Partners, Ltd. to (I) Debtors' Proposed Cure Amounts and (II) Adequate Assurance Information [Filed: 10/11/18] (Docket No. 626).
- gg) Objection of Forsgate Industrial Complex to Debtors' Proposed Cure Amount, Adequate Assurance Objection and Reservation of Rights [Filed: 10/11/18] (Docket No. 627).
- hh) Limited Objection and Reservation of Rights of Wasa Properties Southlake Pavilion LLC Regarding 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: 10/11/18] (Docket No. 628).
- ii) 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).
- jj) Objection of Wind Chime Properties, L.P., to Debtors' Unexpired Lease Assumption and Cure Notice [Filed: 10/11/18] (Docket No. 631).
- kk) Amended Limited Objection of Hendon Golden East, LLC and KDI Atlanta Mall, LLC to the Debtors' Proposed Cure Amounts [Filed: 10/12/18] (Docket No. 650).



- ll) Informal objection of TSCA-3 Limited Partnership.
- mm) Informal objection of Date Palm 2017 Incorporated.
- nn) Informal objection of Silver State Station LLC.
- oo) Informal objection of EM Center, Inc.
- pp) Informal objection of G-3 Construction.
- qq) Informal objection of I-Grace.
- rr) Supplemental Objection of Ralphs Grocery Company to Debtors' Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 10/16/18] (Docket No. 661).
- ss) Limited Objection of Almacenes Pitusa, Inc. to Proposed Revised Order Granting Assumption and Assignment of Leases of Non-Residential Real Property from Debtors to Pegasus Trucking, LLC and Granting Related Relief [Filed: 10/16/18] (Docket No. 674).
- tt) Partial Objection of P.D.C.M. Associates, S.E. to Notice of Addition of Four Non-Residential Real Property Leases and Deletion of Five Non-Residential Real Property Leases from the List of Leases to Be Assumed and Assigned By Debtors to Pegasus Trucking, LLC [Filed: 10/19/18] (Docket No. 681).
- uu) Partial Objection of Yabucoa Development, S.E. to Notice of Addition of Four Non-Residential Real Property Leases and Deletion of Five Non-Residential Real Property Leases from the List of Leases to Be Assumed and Assigned By Debtors to Pegasus Trucking, LLC [Filed: 10/19/18] (Docket No. 682).

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) [Signed] Order (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 and (II) Granting Related Relief [Filed: 9/28/18] (Docket No. 521).
- b) Auction Notice [Filed: 9/28/18] (Docket No. 526).
- c) Unexpired Lease or Executory Contract Assumption and Cure Notice [Filed: 9/28/18] (Docket No. 527).
- d) Notice of Withdrawal of Cure Notice with Respect to Assumption and Assignment of Lease Relating to Premises Located at Southwest Junction Ltd. San Antonio, Texas [Filed: 10/1/18] (Docket No. 532).
- e) Notice of Transcript of Auction Held on October 8, 2018 [Filed: 10/9/18] (Docket No. 556).
- f) Notice of Auction Results [Filed: 10/9/18] (Docket No. 568).
- g) Notice of Hearing to Consider Assumption of Unexpired Leases and Executory Contracts [Filed: 10/10/18] (Docket No. 579).
- h) Declaration of Mackenzie Shea in Support of 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: 10/11/18] (Docket No. 632).
- i) Certification of Counsel Regarding Revised Order Approving Liquidation Sale of the Debtors' Assets and Granting Related Relief [Filed: 10/11/18] (Docket No. 636).
- j) Notice of Filing of Proposed Sale Order and Asset Purchase Agreement for Going Concern Sale to Pegasus Trucking, LLC [Filed: 10/12/18] (Docket No. 637).
- k) [Signed] Order Approving Liquidation Sale of the Debtors' Assets and Granting Related Relief [Filed: 10/12/18] (Docket No. 640).
- l) Declaration of David E. Burns in Support of 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: 10/12/18] (Docket No. 646).

- m) Notice of Filing of Proposed Order Granting Assumption and Assignment of Leases of Non-Residential Real Property from Debtors to Pegasus Trucking, LLC and Granting Related Relief [Filed: 10/16/18] (Docket No. 658).
- n) Notice by Pegasus Trucking LLC of Witnesses and Exhibits for Hearing on Motion for Assumption and Assignment of Nonresidential Real Property Leases [Filed: 10/16/18] (Docket No. 663).
- o) Certification of Counsel Regarding Revised Proposed Sale Order and Asset Purchase Agreement for Going Concern Sale to Pegasus Trucking, LLC [Filed: 10/16/18] (Docket No. 668).
- p) [Signed] Order Approving Sale of Certain Purchased Assets and Granting Related Relief [Filed: 10/17/18] (Docket No. 670).
- q) Certification of Counsel Regarding Revised Order Granting Assumption and Assignment of Leases of Non-Residential Real Property from Debtors to Pegasus Trucking, LLC and Granting Related Relief [Filed: 10/17/18] (Docket No. 673).
- r) [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).
- s) Certification of Counsel Regarding Proposed Order Approving Stipulation Regarding Hilco Merchant Resources, LLC's Bidding Protections Pursuant to Order (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 and (II) Granting Related Relief [Filed: 10/18/18] (Docket No. 678).
- t) Notice of Addition of Four Non-Residential Real Property Leases and Deletion of Five Non-Residential Real Property Leases from List of Leases to Be Assumed and Assigned By Debtors to Pegasus Trucking, LLC [Filed: 10/19/18] (Docket No. 680).
- u) Notice of Closing of Going Concern Sale Between Debtors and Pegasus Trucking, LLC [Filed: 10/19/18] (Docket No. 683).
- v) [Signed] Order Approving Stipulation Regarding Hilco Merchant Resources, LLC's Bidding Protections Pursuant to Order (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 and (II) Granting Related Relief [Filed: 10/23/18] (Docket No. 691).
- w) Notice by Pegasus Trucking, LLC of Exercise of Non-Residential Real Property Lease Designation Rights Granted Pursuant to Asset Purchase Agreement Between Chapter 11 Debtors and Pegasus Respecting Real Property Located at

State Highway No. 2, Km. 7.1, Bayamon, Puerto Rico [Filed: 10/26/18] (Docket No. 718).

- x) Notice by Pegasus Trucking, LLC of Exercise of Non-Residential Real Property Lease Designation Rights Granted Pursuant to Asset Purchase Agreement Between Chapter 11 Debtors and Pegasus Respecting Real Property Located at Space #9 of the Mayaguez Mall, Mayaguez, Puerto Rico [Filed: 11/9/18] (Docket No. 783).
- y) **Notice by Pegasus Trucking, LLC of Exercise of Non-Residential Real Property Lease Designation Rights Granted Pursuant to Asset Purchase Agreement Between Chapter 11 Debtors and Pegasus of Assumption and Assignment to Rainbow Southeast Leasing, Inc. [Filed: 11/14/18] (Docket No. 806).**
- z) **Memorandum of Pegasus Trucking, LLC Regarding Matter Number 4 (“Cure and Adequate Assurance Disputes re: Going Concern Sale to Pegasus”) on the Court’s Agenda of Matters Scheduled for November 16, 2018 at 10:00 a.m. [Filed: 11/15/18] (Docket No. 809).**

Status: A status conference will go forward with respect to adequate assurance and cure disputes relating to the Going Concern Sale to Pegasus Trucking, LLC. The Debtors and landlord Philip Hart Revocable Living Trust have agreed to continue the adequate assurance/cure objection filed at docket no. 581 to the omnibus hearing on December 10, 2018 at 2:00 p.m. Eastern Time.

### **MATTERS GOING FORWARD**

- 6. **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 adjourned by agreement to the omnibus hearing scheduled for December 10, 2018 at 2:00 p.m. Eastern Time.**

7. **Home Extras Admin Claim Motion** – Motion of Home Extras, Inc. for Allowance and Immediate Payment of an Administrative Claim Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 10/18/18] (Docket No. 676).

Response Deadline: November 8, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtors' Objection to Motion of Home Extras, Inc. for Allowance and Immediate Payment of an Administrative Claim Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 11/8/18] (Docket No. 777).

**Replies Filed:**

- a) **Reply to Debtors' Objection to the Motion of Home Extras, Inc. for Allowance and Immediate Payment of an Administrative Claim Pursuant to Section 503(b)(1) of the Bankruptcy Code [Filed: 11/14/18] (Docket No. 802).**

Related Documents: None as of the date hereof.

Status: This matter will go forward.

8. **P.D.C.M. Associates, S.E. Admin Claim Motion** – Motion of P.D.C.M. Associates, S.E. for Allowance of Payment of Administrative Claim [Filed: 10/24/18] (Docket No. 697).

Response Deadline: November 7, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/7/18] (Docket No. 774).
- b) **Notice of Filing of Exhibit A to Debtors' Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/14/18] (Docket No. 803).**

**Replies Filed:**

- a) **Reply to Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/15/18] (Docket No. 816).**

Related Documents:

- a) **Notice of Withdrawal re Docket No. 697 [Filed: 11/14/18] (Docket No. 807).**
- b) **Motion of P.D.C.M. Associates, S.E. for Allowance of Payment of Administrative Claim [Filed: 11/15/18] (Docket No. 811).**

Status: This matter will go forward.

9. **Almacenes Pitusa, Inc. Admin Claim Motion** – Motion of Almacenes Pitusa, Inc. for Allowance of Payment of Administrative Claim [Filed: 10/24/18] (Docket No. 698).

Response Deadline: November 7, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/7/18] (Docket No. 774).
- b) **Notice of Filing of Exhibit A to Debtors' Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/14/18] (Docket No. 803).**

**Replies Filed:**

- a) **Reply to Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/15/18] (Docket No. 814).**

Related Documents: None as of the date hereof.

Status: This matter will go forward.

10. **Yabucoa Admin Claim Motion** – Motion of Yabucoa Development, S.E. for Allowance of Payment of Administrative Claim [Filed: 10/24/18] (Docket No. 699).

Response Deadline: November 7, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/7/18] (Docket No. 774).
- b) **Notice of Filing of Exhibit A to Debtors' Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/14/18] (Docket No. 803).**

**Replies Filed:**

- a) **Reply to Debtor's Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/15/18] (Docket No. 815).**

Related Documents:

- a) **Notice of Withdrawal re Docket No. 699 [Filed: 11/14/18] (Docket No. 808).**

- b) **Motion of Yabucoa Development, S.E. for Allowance of Payment of Administrative Claim – Amended [Filed: 11/15/18] (Docket No. 810).**

Status: This matter will go forward.

- 11. **Kopel Admin Claim Motion** – Motion of Israel Kopel & Josefina Ballester Cabrera for Allowance of Payment of Administrative Claim [Filed: 10/24/18] (Docket No. 700).

Response Deadline: November 7, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Debtor’s Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/7/18] (Docket No. 774).
- b) **Notice of Filing of Exhibit A to Debtors’ Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/14/18] (Docket No. 803).**

**Replies Filed:**

- a) **Reply to Debtor’s Omnibus Objection to Motions for Allowance of Payment of Administrative Claims [Filed: 11/15/18] (Docket No. 813).**

Related Documents: None as of the date hereof.

Status: This matter will go forward.

- 12. **Debtors’ Motion to Enforce Stay** – Debtors’ Motion for Entry of Order Awarding Damages for Willful Violations of the Automatic Stay [Filed: 10/25/18] (Docket No. 710).

Response Deadline: November 8, 2018 at 4:00 p.m. Eastern Time.

Responses Received:

- a) Priority Payment Systems’ Opposition to Debtors’ Motion for Entry of Order Awarding Damages for Willful Violations of the Automatic Stay [Filed: 11/8/18] (Docket No. 778).

**Replies Filed:**

- a) Debtors’ Reply in Support of Motion for Entry of an Order Awarding Damages for Willful Violations of Automatic Stay [Filed: 11/13/18] (Docket No. 797).

**Related Documents:**

- a) **Supplement to Motion for Entry of an Order Awarding Damages for Willful Violations of Automatic Stay Concerning Additional, Current Violation of Automatic Stay [Filed: 11/15/18] (Docket No. 819).**

Status: This matter will go forward.

13. **PPS Stay Motion** – Priority Payment Systems’ and Swipe Payment Solutions’ Motion for (I) Order Determining That Automatic Stay Does Not Apply, or in the Alternative, for Relief from the Automatic Stay, (II) Adequate Protection, and (III) Order Compelling Debtors to Assume or Reject Merchant Processing Agreement [Filed: 10/26/18] (Docket No. 719).

Response Deadline: November 9, 2018 at 4:00 p.m. Eastern Time.

**Responses Received:**

- a) Debtors’ Response to Priority Payment Systems’ and Swipe Payment Solutions’ Motion for (I) Order Determining That Automatic Stay Does Not Apply, or in the Alternative, for Relief from the Automatic Stay, (II) Adequate Protection, and (III) Order Compelling Debtors to Assume or Reject Merchant Processing Agreement [Filed: 11/9/18] (Docket No. 785).

**Replies Filed:**

- a) Priority Payment Systems’ and Swipe Payment Solutions’ Reply in Support of Motion for (I) Order Determining That Automatic Stay Does Not Apply, or in the Alternative, for Relief from the Automatic Stay, (II) Adequate Protection, and (III) Order Compelling Debtors to Assume or Reject Merchant Processing Agreement [Filed: 11/13/18] (Docket No. 796).
- b) Reply Declaration of Andre A. Brown in Support of: (1) Priority Payment Systems’ and Swipe Payment Solutions’ Motion for (I) Order Determining That Automatic Stay Does Not Apply, or in the Alternative, for Relief from the Automatic Stay, (II) Adequate Protection, and (III) Order Compelling Debtors to Assume or Reject Merchant Processing Agreement; and (2) Priority Payment Systems’ Opposition to Debtors’ Motion for Entry of Order Awarding Damages for Willful Violations of the Automatic Stay [Filed: 11/13/18] (Docket No. 798).

Related Documents: None as of the date hereof.

Status: This matter will go forward.



Dated: November 15, 2018  
Wilmington, Delaware

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