

Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/15/18] (Docket No. 162).

- b) Joinder of Additional Utility Companies to the Objection of Certain Utility Companies to the Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/17/18] (Docket No. 173).
- c) Joinder of Florida Power & Light Company, NSTAR Electric Company d/b/a Eversource and NSTAR Gas Company to the Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/22/18] (Docket No. 208).
- d) Objection of Duke Energy and Piedmont Natural Gas, Inc. to the Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/22/18] (Docket No. 210).
- e) Joinder of Commonwealth Edison Company to the Objection of Certain Utility Companies to the Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/29/18] (Docket No. 304).
- f) Letter from Modesto Irrigation District [Filed: 9/5/18] (Docket No. 339).
- g) Notice of Withdrawal of Objection of Certain Utility Companies, and Joinders Thereto, to the Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 9/26/18] (Docket No. 494).

Replies Filed:

- a) Debtors' Reply in Support of Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility

Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 9/17/18] (Docket No. 411).

Related Documents:

- a) [Signed] Interim Order (I) Approving Debtors' Proposed Form of Adequate Assurance Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/7/18] (Docket No. 86).
- b) Notice of Entry of Interim Order and Final Hearing Regarding Motion of Debtors for Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 8/8/18] (Docket No. 114).
- c) Certification of Counsel Regarding Final Order (I) Approving Debtors' Proposed Form of Adequate Assurance Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 9/19/18] (Docket No. 444).
- d) [Signed] Final Order (I) Approving Debtors' Proposed Form of Adequate Assurance Payment to Utility Companies, (II) Establishing Procedures for Resolving Objections by Utility Companies, and (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service Pursuant to Sections 105(a) and 366 of the Bankruptcy Code [Filed: 9/20/18] (Docket No. 457).

Status: The adequate assurance request of Modesto Irrigation District has been resolved. The remaining utilities' objections have now been resolved. No determination hearing on this matter is necessary.

- 2. **Bidding Procedures/Sale Motion** – 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).

Response Deadline: At or before the hearing.

Responses Received:

- a) Informal comments from certain landlords.
- b) **Reservation of Rights of the United States Trustee 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: 9/26/18] (Docket No. 497).**
- c) **Objection of 3900 Indian Avenue, LLC, GGF III, LLC, GGF Pico Rivera, LLC and Landlords Affiliated with Weingarten Realty Investors 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 [Filed: 9/27/18] (Docket No. 501).**
- d) **Limited Objection and Reservation of Rights of Charlotte (Archdale) UY, 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 [Filed: 9/27/18] (Docket No. 502).**
- e) **Joinder By Wasa Properties Southlake Pavillion LLC to Objection [Filed: 9/27/18] (Docket No. 503).**

Related Documents: None as of the date hereof.

Status: This matter will go forward with respect to the Debtors' request for approval of bidding procedures.

ADDITIONAL MATTERS GOING FORWARD:

- 3. **Critical Vendor Bailment Program** – Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/25/18] (Docket No. 491).

Response Deadline: At or before the hearing.

Responses Received: None as of the date hereof.

Related Documents:

- a) [Signed] Order Regarding Motion to Shorten Notice and Schedule Expedited Hearing on Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/26/18] (Docket No. 493).
- b) Notice of Hearing on (I) Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief and (II) Motion to Shorten Notice and Schedule Expedited Hearing on Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/26/18] (Docket No. 495).

Status: This matter will go forward.

- 4. **Motion to Shorten re Critical Vendor Bailment Program** – Motion to Shorten Notice and Schedule Expedited Hearing on Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/25/18] (Docket No. 492).

Response Deadline: At or before the hearing.

Responses Received: None as of the date hereof.

Related Documents:

- a) [Signed] Order Regarding Motion to Shorten Notice and Schedule Expedited Hearing on Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/26/18] (Docket No. 493).
- b) Notice of Hearing on (I) Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief and (II) Motion to Shorten Notice and Schedule Expedited Hearing on Motion of Debtors Pursuant to 11 U.S.C. §§ 105(a) and 363(b) for Entry of Order (A) Approving

Proposed Critical Vendor Bailment Program; (B) Authorizing Entry Into Bailment Agreements With Critical Vendors and Escrow Agreement With Fallas; and (C) Granting Related Relief [Filed: 9/26/18] (Docket No. 495).

Status: This matter will go forward.

Dated: September 27, 2018
Wilmington, Delaware

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