

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

In re

PACIFIC SUNWEAR OF CALIFORNIA,  
INC., a California corporation, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No.: 16-10882 (LSS)

(Jointly Administered)

Re Docket Nos. 713, 811

**NOTICE OF SUPPLEMENTAL DEADLINE FOR CERTAIN FORMER EMPLOYEES  
OF THE DEBTORS TO FILE PROOFS OF CLAIMS**

**PLEASE TAKE NOTICE THAT:**

The United States Bankruptcy Court for the District of Delaware (the “Court”), having jurisdiction over the chapter 11 cases of Pacific Sunwear of California, Inc. (“PacSun”), Miraloma Borrower Corporation (“Miraloma”), and Pacific Sunwear Stores Corp. (“PacSun Stores” and, collectively with PacSun and Miraloma, the “Debtors”) has entered an order (the “Supplemental Bar Date Order”) fixing **September 26, 2016 at 5:00 p.m. (prevailing Eastern Time)** (the “Supplemental Bar Date”) as the deadline by which any employee of the Debtors working in retail locations in the state of California (the “California Employees”) at any time from October 10, 2015 through February 26, 2016 must file a proof of claim (each, a “Proof of Claim”) if such employee believes he or she holds a claim based on the Debtors’:

- a) failing to authorize and permit that employee to take duty-free rest breaks every four hours or major fraction thereof and to compensate the employee therefor (a “Rest Break Claim”) during the period from October 10, 2015 through February 26, 2016; and/or
- b) requiring such employee to undergo security checks and perform closing duties off-the-clock without compensation (an “Off-the-Clock Claim”) during the period from October 10, 2015 through February 26, 2016.

The Supplemental Bar Date Order, the Supplemental Bar Date, and the procedures set forth below for the filing of Proofs of Claim, apply only to Rest Break and Off-the-Clock Claims held by a California Employee against the Debtors that arose during the period from October 10, 2015 to February 26, 2016. **You are receiving this Notice because you were employed by the Debtors in a retail location in California during the period from October 10, 2015 to**

<sup>1</sup> The Debtors and the last four digits of their respective federal taxpayer identification numbers are as follows: Pacific Sunwear of California, Inc. (9463-CA); Miraloma Borrower Corporation (0381-Del.); and Pacific Sunwear Stores Corp. (5792-CA). The Debtors’ address is 3450 East Miraloma Avenue, Anaheim, CA 92806.

**February 26, 2016.** The Court previously entered an order [Docket No. 237] establishing other deadlines for the filing of Proofs of Claim in these Cases for any other claims.

**1. WHO MUST FILE A PROOF OF CLAIM**

Unless otherwise ordered by the Court, you **MUST** file a Proof of Claim in order to share in distributions from the Debtors' bankruptcy estates if you have a Rest Break or Off-the-Clock Claim that arose during the period from October 10, 2015 to February 26, 2016.

Under section 101(5) of the Bankruptcy Code and as used herein, the word "claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

**YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A REST BREAK OR OFF-THE-CLOCK CLAIM AGAINST ANY OF THE DEBTORS.**

This Notice is being sent to many former employees of the Debtors. The fact that you have received this Notice does not mean that you have a claim against the Debtors or that the Debtors or the Court believe that you have such a claim.

**2. WHEN AND WHERE TO FILE**

All California Employees' original Proofs of Claim must be filed so as to be received on or before the Supplemental Bar Date at 5:00 p.m. (prevailing Eastern Time) either (i) electronically via the interface available on the Claims Agent's website at <https://cases.primeclerk.com/pacsun/EPOC-Index> or (ii) by first-class mail, overnight delivery service, or hand delivery to the Claims Agent at the following address:

Pacific Sunwear Claims Processing Center  
c/o Prime Clerk LLC  
830 3<sup>rd</sup> Avenue, 3<sup>rd</sup> Floor  
New York, NY 10022

**CALIFORNIA EMPLOYEES' PROOFS OF CLAIM WILL BE DEEMED TIMELY FILED ONLY IF ACTUALLY RECEIVED BY THE CLAIMS AGENT ON OR BEFORE THE SUPPLEMENTAL BAR DATE (SEPTEMBER 26, 2016) AT 5:00 P.M. (PREVAILING EASTERN TIME). PROOFS OF CLAIM MAY NOT BE DELIVERED BY FACSIMILE, TELECOPY, OR EMAIL.**

**3. WHAT TO FILE**

The Debtors are enclosing a proof of claim form (the "Proof of Claim Form") for use in the Debtors' Cases.

**IF YOU FILE A PROOF OF CLAIM, YOUR FILED PROOF OF CLAIM MUST (I) BE WRITTEN IN THE ENGLISH LANGUAGE; (II) DENOMINATE THE CLAIM IN LAWFUL CURRENCY OF THE UNITED STATES AS OF THE PETITION DATE; (III) CONFORM SUBSTANTIALLY WITH THE PROOF OF CLAIM FORM; (IV) BE SIGNED BY YOU OR BY YOUR AUTHORIZED AGENT; (V) INDICATE THE PARTICULAR DEBTOR AGAINST WHICH THE CLAIM IS ASSERTED; AND (VI) SET FORTH THE BASIS FOR THE ALLEGED CLAIM.**

At the top of the first page of the Proof of Claim Form you must check the name of the Debtor against which you are asserting a claim. Any California Employees asserting claims against more than one Debtor shall be required to file a separate Proof of Claim with respect to each such Debtor.

California Employees who wish to receive from the Claims Agent a proof of receipt of their Proofs of Claim must also include with their original Proof of Claim a copy of such claim and a self-addressed and pre-stamped envelope.

Holders of all claims must use the Proof of Claim Form. Additional Proof of Claim Forms may be obtained from the Claims Agent website: <https://cases.primeclerk.com/pacsun> or by calling the Claims Agent at (844) 276-3027. Proof of Claim Forms may also be obtained from the Court's website: <http://www.deb.uscourts.gov>.

**6. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE SUPPLEMENTAL BAR DATE**

**UNLESS OTHERWISE ORDERED BY THE COURT, ANY CALIFORNIA EMPLOYEE THAT IS A HOLDER OF A REST BREAK OR OFF-THE-CLOCK CLAIM AGAINST ANY OF THE DEBTORS WHO IS REQUIRED, BUT FAILS, TO FILE A PROOF OF SUCH CLAIM IN ACCORDANCE WITH THE SUPPLEMENTAL BAR DATE ORDER ON OR BEFORE THE SUPPLEMENTAL BAR DATE SHALL NOT PARTICIPATE IN ANY DISTRIBUTION IN THESE CASES ON ACCOUNT OF SUCH CLAIM.**

Dated: August 24, 2016

*/s/ Shane M. Reil*

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