

**COMMONWEALTH OF PUERTO RICO**  
**FAQs FOR BAR DATE NOTICE**

**Background**

**The Debtors in these Title III Cases and Petition Dates**

<b>Title III Debtor</b>	<b>Federal Tax ID No.</b>	<b>Case No.</b>	<b>Petition Date</b>
Commonwealth of Puerto Rico	3481	17-03283	May 03, 2017
Puerto Rico Sales Tax Financing Corporation (“COFINA”)	8474	17-03284	May 05, 2017
Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”)	9686	17-03566	May 21, 2017
Puerto Rico Highways and Transportation (“HTA”)	3808	17-03567	May 21, 2017
Puerto Rico Electric Power Authority (“PREPA”)	3747	17-04780	July 02, 2017

**Bar Date Notice**

**Prime Clerk served the following documents:**

- **Bar Date Notice – Notice of Deadlines for Filing Proofs of Claim**
- **Proof of Claim Form** – this is a modified version of the standard Official Form 410, in which Spanish translations have been provided on the form itself
- **Special Notice to Pension, Retiree, and Employee Claimants**

The Bar Date Notice and related attachments are available at <https://cases.primeclerk.com/puertorico/EPOC-Index>.

PREPA customers and employees may have also received a separate notice with additional information.

**1. What are the deadlines (the “Bar Dates”) for filing claims?**

On May 25, 2018, the Court entered an Order extending the General Bar Date for filing claims. The ***Extended General Bar Date is June 29, 2018 at 4:00 p.m. (Atlantic Standard Time)***.

The Extended General Bar Date is the deadline to file:

- Claims arising, or deemed to have arisen, prior to the respective commencement dates for a Debtor’s respective Title III Case
- Bond claims against a Debtor (INDIVIDUAL BONDHOLDERS ARE NOT REQUIRED TO FILE A PROOF OF CLAIM BASED ON THEIR BOND POSITION(S))
- 503(b)(9) claims against a Debtor
- Governmental unit claims against a Debtor

NOTE: If you have claims against multiple Debtors, you must file a Proof of Claim against each such Debtor and identify on the Proof of Claim the particular Debtor against which the claim is asserted.

***Rejection Bar Date:*** Except as otherwise set forth in any order authorizing the rejection of an executory contract or unexpired lease the deadline for a party to file a proof of claim relating to the rejection of such contract or lease shall be **4:00 p.m. (Atlantic Standard Time)** on the date that is the later of:

- (i) The Extended General Bar Date; and
- (ii) The ***first business day*** that is thirty-five (35) calendar days after the entry of an order authorizing such rejection

**Bar Date if Creditor List is Amended or Supplemented:** If any Debtor (a) amends its respective Creditor List to reduce a claim and/or to change the classification, nature or characterization of a claim, or (b) supplements its respective Creditor List, such Debtor shall give notice of any amendment or supplement to the holders of claims reduced or changed thereby, and advise such holders they shall each have until the later of:

- (i) The Extended General Bar Date; and
- (ii) thirty-five (35) days from the date of such notice

to file a Proof of Claim, or an amended Proof of Claim, if applicable, or be barred from so doing.

**2. Why am I receiving this notice?**

This document has been sent to known parties that may be owed money by the Debtors.

**3. Why did I receive multiple notices?**

You may have received multiple notices because the Debtors scheduled you on their Creditor Lists in connection with different types of debts or multiple debts of the same type. Receiving one or more notices does not mean that you have a claim.

**4. Why does my notice state the Debtor listed my claim in their Creditor List as contingent, unliquidated, disputed, and/or in an undetermined amount?**

The Debtors' records indicate that you may have a claim against one or more of the Debtors. However, the Debtors' records also indicate that your potential claim may be dependent on the occurrence of a future event, uncertain as to amount, and/or the Debtors disagree with the existence or amount of the claim. You may wish to consult with your own legal counsel to understand your legal rights here.

**5. What is a plan of adjustment?**

A plan of adjustment is a document that explains how a Debtor proposes to pay the amounts it owes to its creditors. Once filed, this plan will be available for creditors to review. Who is entitled to vote on the plan will be determined at a later date. The amount you may receive under the plan also will be determined later.

**6. What happens if I am not required to file a Proof of Claim?**

If you are not required to file a claim, you do not need to complete and return a claim form, and you will keep your rights to vote on a plan of adjustment and receive payments under the plan.

**7. I have questions regarding my legal rights, who should I contact?**

Prime Clerk may not provide legal advice. If you have questions about your legal rights, including whether you need to file a claim, you may wish to consult with your own legal counsel.

**8. Who is Prime Clerk?**

Prime Clerk LLC has been retained by the Debtors to act as their Claims Agent to send the Bar Date Notice and process all Proof of Claim forms received electronically, by mail, or by hand delivery.

**9. I received the Bar Date Notice and Proof of Claim form, does this mean I have a claim?**

It does not mean that you have a claim. A holder of a possible claim against the Debtors should consult an attorney if such holder has any questions regarding the Bar Date Notice, including whether the holder should file a Proof of Claim.

**10. Must I file a Proof of Claim?**

In accordance with Section 3 of the Bar Date Notice, the Bar Dates apply to each person or entity asserting a claim against one or more of the Debtors. See section 2 of the Bar Date Notice for those persons/entities that

do not need to file a Proof of Claim. (Please note that individual bondholders are not required to file a proof of claim based on their bond position(s).)

**11. Who/what are the persons and entities not required to file Proofs of Claim?**

The persons and entities who are not required to file proofs of claim are set forth in Section 2 of the Bar Date Notice. You must determine on your own or with the help of your own attorney whether you must file a Proof of Claim.

*Parties will be notified if the District Court fixes a date by which the Claims described in Section 2 must be filed.*

**12. Who/what are the persons and entities required to file Proofs of Claim?**

You MUST file a Proof of Claim to vote on any plan of adjustment filed by the Oversight Board on behalf of the Debtors or to share in any distributions from the Debtors if you have a Claim that arose prior to the commencement dates and it is not one of the types of Claims described in Section 2 of the Bar Date Notice.

If you have claims against multiple Debtors, you must file a Proof of Claim against each such Debtor and identify on the Proof of Claim the particular Debtor against which the claim is asserted.

**13. What if I have a claim against one of the agencies or departments of the Commonwealth? Do I need to file a Proof of Claim?**

Please review the list of agencies and departments that has been made available at the information center on the Claims Agent's website, located at <https://cases.primeclerk.com/puertorico>, to see if you need to file a claim against the Commonwealth on behalf of one of its agencies or departments.

**14. Question number 6 on the Proof of Claim form asks if the claim is against a specific agency or department of the Commonwealth of Puerto Rico and if so, to identify the agency or department and contact name. Where can I obtain this information?**

The list of agencies and departments has been made available at the information center on the Claims Agent's website, located at <https://cases.primeclerk.com/puertorico>.

**15. I received a PREPA Customer Bar Date Notice, must I file a Proof of Claim?**

Pursuant to the Bar Date Order, PREPA customers are not required to file proofs of claim against PREPA in connection with the disposition of their deposits and/or any individual billing or service disputes. **However, to the extent you believe you are a creditor of PREPA for any other reason, you must file a Proof of Claim against PREPA by 4:00 p.m. (Atlantic Standard Time) on June 29, 2018.**

**16. What if I am owed money from the Puerto Rico Electric Power Authority (PREPA)?**

Pursuant to the Bar Date Order, PREPA customers are not required to file proofs of claim against PREPA in connection with the disposition of their deposits and/or any individual billing or service disputes. However, to the extent you believe you are a creditor of PREPA for any other reason, you must file a proof of claim against PREPA so it is received prior to 4:00 p.m. (Atlantic Standard Time) on June 29, 2018.

**17. How do I obtain additional information regarding the PREPA Title III Case and/or the notice I received?**

All documents filed in the Title III Case, including the Bar Date Order and the Proof of Claim Form, are available free of charge by accessing the website maintained by Prime Clerk at [cases.primeclerk.com/puertorico](https://cases.primeclerk.com/puertorico). For questions specifically regarding this PREPA notice, you may also contact Epiq at (888) 697-8557 (toll free for the U.S. and Puerto Rico) or (503) 520-4450 (for international callers), available 9:00 a.m. to 9:00 p.m. (Atlantic Standard Time).

**18. I received the Special Notice to Pension, Retiree, and Employee Claimants, must I file a Proof of Claim?**

Pursuant to the Bar Date Order, you are not required to file a Proof of Claim with respect to any claims you have for accrued pensions and any and all other post-retirement benefits due to you ("Pension Benefits"). **However,**

**to the extent you have a claim that is not for Pension Benefits against any of the Title III Debtors listed above, then you should file a Proof of Claim with respect to such claim on or before 4:00 p.m. (Atlantic Standard Time) on June 29, 2018 to avoid disallowance of such claim.**

**19. I have a pension or other post-retirement benefits owed to me. Do I need to file a proof of claim?**

Pursuant to the Bar Date Order, you are not required to file a proof of claim with respect to any claims you have for accrued pensions and any and all other post-retirement benefits due to you. However, to the extent you have a claim that is not for any such benefits against any of the Title III Debtors, **then you should file a proof of claim with respect to such claim so it is received prior to 4:00 p.m. (Atlantic Standard Time) on June 29, 2018 to avoid disallowance of such claim.**

**20. I intend to file a Proof of Claim Form, what should I file?**

To be properly filed, a Proof of Claim Form must: (i) be written in English or Spanish; (ii) be denominated in lawful currency of the United States as of the relevant Title III Case commencement date; (iii) set forth with specificity the legal and factual basis for the asserted claim; (iv) include a copy of the supporting documentation (or, if such documentation is voluminous, you must attach a summary of such documentation) or an explanation as to why such documentation is not available, with such documentation, summary, or explanation being provided in English or Spanish; (v) include an original or electronic signature of the claimant or an authorized agent of the claimant; and (vi) substantially conform to the Proof of Claim Form approved by the Bar Date Order. If you file a summary of the supporting documentation because it is voluminous, you must transmit the supporting documentation to (a) Claims Agent and (b) the applicable Debtor within ten days after the date of a written request by the Debtors for such documents.

**21. Can I attach documentation that supports my claim?**

You can attach redacted copies of any documents that show and/or support that the debt or claim exists, a lien secures the debt, or both, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, you may explain in an attachment.

**22. What does redacted mean?**

Redacted means masking, editing out, or deleting certain private or confidential information. Filers must redact or leave out information entitled to privacy or subject to confidentiality on the proof of claim form and any attached documents.

**23. I am an employee, a furloughed employee or former employee of one or more of the Debtors. Do I need to file a proof of claim?**

As an employee, a furloughed employee or a former employees, you are not required to file a proof of claim for any compensation and employment benefits, including, without limitation, wages, salaries, employee medical benefits and/or insurance benefits, or worker's compensation claims; however, you must file proofs of claim for claims asserted or to be asserted in any lawsuit or administrative proceeding based on tort or non-employment related common law, statutory law, or regulations, even where such claims assert as damages an entitlement to wages, salaries, employee medical benefits and/or insurance benefits.

**24. My employment relationship with Commonwealth or another Title III debtor is subject to a collective bargaining agreement. Do I need to file a proof of claim?**

You are not required to file a claim limited to obligations due under a collective bargaining agreement, including but not limited to grievances, or claims arising from current or former employment relationships with the Commonwealth; however, if you assert a claim for one or more grievances that have been resolved and

liquidated by settlement or arbitration award as of February 28, 2018, you MUST file a claim so as to be received prior to 4:00 p.m. (Atlantic Standard Time) on June 29, 2018.

**25. Where and how do I submit my Proof of Claim Form?**

All Proofs of Claim must be filed with the Claims Agent pursuant to the procedures set forth in the Bar Date Notice so as to actually be received on or before the applicable Bar Date, depending upon the nature of the Claim.

**26. Proofs of Claim may be filed through any of the following methods:**

(i) **completing the electronic Proof of Claim** on the Claims Agent's website at <https://cases.primeclerk.com/puertorico/EPOC-Index>

(ii) **if delivered by first class mail, at the following address:**

Commonwealth of Puerto Rico Claims Processing Center  
c/o Prime Clerk LLC  
Grand Central Station  
PO Box 4708  
New York, NY 10163-4708

(iii) **if by overnight courier, at the following address:**

Commonwealth of Puerto Rico Claims Processing Center  
c/o Prime Clerk, LLC  
850 Third Avenue, Suite 412  
Brooklyn, NY 11232, or

(iv) **if by hand delivery, at any of the following locations, at the times provided (locations unavailable on weekends and Court Holidays):**

**Location 1:** Commonwealth of Puerto Rico, Claims Processing Center, c/o Prime Clerk, LLC, 850 Third Avenue, Suite 412, Brooklyn, NY 11232

**Hours (EST):** Monday through Friday from 9:00 a.m. to 6:00 p.m.

**Location 2:** José V. Toledo Federal Building & US Courthouse Clerk's Office, 300 Recinto Sur Street San Juan, PR 00901

**Hours (AST):** Monday through Friday from 8:00 a.m. to 5:00 p.m.

**Location 3:** Federico Degetau Federal Building and Clemente Ruiz Nazario U.S. Courthouse, Clerk's Office, 150 Carlos Chardón Street, San Juan, Puerto Rico, 00918-1767

**Hours (AST):** Monday through Friday from 8:30 a.m. to 4:30 p.m.

**Location 4:** MCS Building, Suite 222 A, Clerk's Office, 880 Tito Castro Avenue, Ponce, PR 00716-4732

**Hours (AST):** Monday through Friday from 8:00 a.m. to 5:00 p.m.