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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
In re:	:	Chapter 11
	:	
SUNEDISON, INC., <i>et al.</i> ,	:	Case No. 16-10992 (SMB)
	:	
Reorganized Debtors. ¹	:	(Jointly Administered)
	:	
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NOTICE OF AGENDA OF MATTERS
SCHEDULED FOR HEARING ON JANUARY 15, 2019 AT 10:00 A.M.

Location of Hearing: The Honorable Stuart M. Bernstein
Courtroom 723,
United States Bankruptcy Court for the
Southern District of New York
One Bowling Green, New York, New York 10004.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number are as follows: SunEdison, Inc. (5767); SunEdison DG, LLC (N/A); SUNE Wind Holdings, Inc. (2144); SUNE Hawaii Solar Holdings, LLC (0994); First Wind Solar Portfolio, LLC (5014); First Wind California Holdings, LLC (7697); SunEdison Holdings Corporation (8669); SunEdison Utility Holdings, Inc. (6443); SunEdison International, Inc. (4551); SUNE ML 1, LLC (3132); MEMC Pasadena, Inc. (5238); Solaicx (1969); SunEdison Contracting, LLC (3819); NVT, LLC (5370); NVT Licenses, LLC (5445); Team-Solar, Inc. (7782); SunEdison Canada, LLC (6287); Enflex Corporation (5515); Fotowatio Renewable Ventures, Inc. (1788); Silver Ridge Power Holdings, LLC (5886); SunEdison International, LLC (1567); Sun Edison LLC (1450); SunEdison Products Singapore Pte. Ltd. (7373); SunEdison Residential Services, LLC (5787); PVT Solar, Inc. (3308); SEV Merger Sub Inc. (N/A); Sunflower Renewable Holdings 1, LLC (6273); Blue Sky West Capital, LLC (7962); First Wind Oakfield Portfolio, LLC (3711); First Wind Panhandle Holdings III, LLC (4238); DSP Renewables, LLC (5513); Hancock Renewables Holdings, LLC (N/A); EverStream HoldCo Fund I, LLC (9564); Buckthorn Renewables Holdings, LLC (7616); Greenmountain Wind Holdings, LLC (N/A); Rattlesnake Flat Holdings, LLC (N/A); Somerset Wind Holdings, LLC (N/A); SunE Waiawa Holdings, LLC (9757); SunE MN Development, LLC (8669); SunE MN Development Holdings, LLC (5388); SunE Minnesota Holdings, LLC (8926); Terraform Private Holdings, LLC (5993); SunEdison Products, LLC (3557); Hudson Energy Solar Corporation (1344); SunE REIT-D PR, LLC (2171); First Wind Energy, LLC (5519); First Wind Holdings, LLC (4445); Vaughn Wind, LLC (9605); Maine Wind Holdings, LLC (4825); SunEdison International Construction, LLC (6257); and EchoFirst Finance Co., LLC (1607) (collectively, the “Debtors” and, as reorganized, the “Reorganized Debtors”). The address of the Debtors’ corporate headquarters is Two City Place Drive, 2nd floor, St. Louis, MO 63141.

The matters set for hearing are divided into the following categories for purposes of this Agenda:

- I. STATUS CONFERENCE
- II. CONTESTED MATTERS
- III. UNCONTESTED MATTERS
- IV. ADVERSARY PROCEEDINGS
- V. ADJOURNED MATTERS

I. STATUS CONFERENCE

- 1. Continued Hearing on Debtors' Motion for Entry of an Order Reclassifying Certain Secured Claims as General Unsecured Claims [Dkt. No. 4378].

Objection Deadline: January 11, 2018 at 4:00 PM.

Response filed:

- (a) Objection of Kellogg Brown & Root, LLC to the Debtors' Motion for Entry of an Order Reclassifying Certain Secured Claims as General Unsecured Claims [Dkt. No. 4528].

Related Filings:

- (a) Affidavit of Service [Dkt. No. 4406].
- (b) Notice of Adjournment [Dkt. No. 5650].

Status: This matter is going forward as a status conference only.

II. CONTESTED MATTERS:

- 2. Reorganized Debtors' Objection to Claim No. 2202 filed by Tracee Comstock [Dkt. No. 5666].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed:

- (a) Letter re: To Express Concerns That Sun Edison Committed Fraud filed by Tracee Comstock [Dkt. No. 5705].

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5683].

Status: This matter is going forward.

III. UNCONTESTED MATTERS:

3. Reorganized Debtors' Objection to Claim No. 906 filed by Joon Lee [Dkt. No. 5667].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5683].
- (b) Certificate of No Objection [Dkt. No. 5709].

Status: This matter is going forward.

4. Reorganized Debtors' Objection to Claim No. 2550 filed by Jennifer Lootens [Dkt. No. 5668].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5683].
- (b) Certificate of No Objection [Dkt. No. 5710].

Status: This matter is going forward.

5. Reorganized Debtors' Objection to Claim No. 1859 filed by Ali Nouri [Dkt. No. 5669].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5683].
- (b) Certificate of No Objection [Dkt. No. 5711].

Status: This matter is going forward.

6. Reorganized Debtors' Objection to Claim No. 2282 filed by Paul Michael Sullivan [Dkt. No. 5670].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

(a) Affidavit of Service [Dkt. No. 5683].

(b) Certificate of No Objection [Dkt. No. 5712].

Status: This matter is going forward.

7. Reorganized Debtors' Objection to Claim No. 643 filed by Marc C. Van Patten [Dkt. No. 5671].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

(a) Affidavit of Service [Dkt. No. 5683].

(b) Certificate of No Objection [Dkt. No. 5713].

Status: This matter is going forward.

8. Reorganized Debtors' Objection to Claim No. 3040 filed by Mitchel Bowman [Dkt. No. 5673].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

(a) Affidavit of Service [Dkt. No. 5685].

(b) Certificate of No Objection [Dkt. No. 5714].

Status: This matter is going forward.

9. Reorganized Debtors' Objection to Claim No. 2419 filed by Jed Dailey [Dkt. No. 5675].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5715].

Status: This matter is going forward.

10. Reorganized Debtors' Objection to Claim No. 2798 filed by Aditya Deshpande [Dkt. No. 5676].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5716].

Status: This matter is going forward.

11. Reorganized Debtors' Objection to Claim No. 3175 filed by Kendall Fong [Dkt. No. 5678].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5717].

Status: This matter is going forward.

12. Reorganized Debtors' Objection to Claim No. 3025 filed by Vincent Kot [Dkt. No. 5679].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5718].

Status: This matter is going forward.

13. Reorganized Debtors' Objection to Claim No. 3108 filed by Peter Molloy [Dkt. No. 5680].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5719].

Status: This matter is going forward.

14. Reorganized Debtors' Objection to Claim No. 5930 filed by Tracey Turner [Dkt. No. 5681].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Certificate of No Objection [Dkt. No. 5720].

Status: This matter is going forward.

IV. ADVERSARY PROCEEDINGS:

15. SunEdison Litigation Trust v. Balwara LLC, Adversary Proceeding No. 18-01455 (SMB); *Plaintiff's Motion for Leave to Amend Complaint* [Adv. Dkt. No. 11].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed:

- (a) Response and Objection to Plaintiff's Motion for Leave to Amend Complaint [Adv. Dkt. No. 14].

Related Filings:

- (a) Affidavit of Service [Adv. Dkt. No. 14].

Status: This matter is going forward.

16. Pretrial Conferences:

- (a) SunEdison Litigation Trust v. Balwara LLC, Adversary Proceeding No. 18-01455 (SMB).
- (b) SunEdison Litigation Trust v Pro Line Shipping Inc., Adversary Proceeding No. 18-01127 (SMB).
- (c) SunEdison Litigation Trust v Namaste Solar, Adversary Proceeding No. 18-01243 (SMB).
- (d) SunEdison Litigation Trust v Arizona Solar Concepts, Adversary Proceeding No. 18-01321 (SMB).
- (e) SunEdison Litigation Trust v Hamilton Solar, Adversary Proceeding No. 18-01492 (SMB).
- (f) SunEdison Litigation Trust v Harmon Solar, Adversary Proceeding No. 18-01493 (SMB).
- (g) SunEdison Litigation Trust v Sun Valley Solar Solutions, Adversary Proceeding No. 18-01506 (SMB).
- (h) SunEdison Litigation Trust v Top Choice Electrical, Adversary Proceeding No. 18-01511 (SMB).
- (i) SunEdison Litigation Trust v Leschaco, Inc., Adversary Proceeding No. 18-01528 (SMB).
- (j) SunEdison Litigation Trust v A-C Electric Company, Adversary Proceeding No. 18-01337 (SMB).
- (k) SunEdison Litigation Trust v Bright Planet Solar, Adversary Proceeding No. 18-01436 (SMB).

V. ADJOURNED MATTERS:

17. Reorganized Debtors' Objection to Claim No. 2468 filed by Paul Burdick [Dkt. No. 5674].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed:

- (a) Response to Motion to Reduce Claims filed by Paul Burdick [Dkt. No. 5704].

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5685].
- (b) Notice of Adjournment [Dkt. No. 5708].

Status: This matter is adjourned to February 12, 2019.

- 18. Reorganized Debtors' Objection to Claim No. 1242 filed by Cegeon J. Chan [Dkt. No. 5665].

Objection Deadline: January 8, 2019 at 4:00 P.M.

Responses Filed:

- (a) Letter re: Objection Reorganized Debtors' Objection to Claim No. 1242 filed by Cegeon J. Chan [Dkt. No. 5702].

Related Filings:

- (a) Affidavit of Service [Dkt. No. 5683].
- (b) Notice of Adjournment [Dkt. No. 5707].

Status: This matter is adjourned to February 12, 2019.

- 19. Continued Hearing on Debtors' Thirty-Second Omnibus Objection to Reduce and Reclassify Certain Employee Claims Asserting Priority in Excess of the Statutory Maximum Allowed Under Section 507(A)(4) of the Bankruptcy Code [Dkt. No. 4456].

Objections Deadline: February 5, 2019 at 4:00 PM.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 4472].
- (b) Order Approving Debtors' Thirty-Second Omnibus Objection to Reduce and Reclassify Certain Employee Claims Asserting Priority in Excess of the Statutory Maximum Allowed Under Section 507(A)(4) of the Bankruptcy Code [Dkt. No. 5352].

- (c) Notice of Adjournment of hearing on Debtors' Objection to Claim No. 2296 filed by Peter Sullivan [Dkt. No. 5693].

Status: The hearing on Claim No. 2296 filed by Peter Sullivan has been adjourned to February 12, 2019.

- 20. Debtors' Objection to Claims filed by Macy's Inc. [Dkt. No. 3483].

Objection Deadline: September 5, 2017 at 4:00 p.m.

Responses Filed:

- (a) Response in Opposition to Debtors' Objection to Claims Filed by Macy's Inc. [Dkt. No. 3973].

Related Filings:

- (a) Notice of Adjournment [Dkt. No. 5695].

Status: This matter is adjourned to February 12, 2019.

- 21. Debtors' Objection to Certain Claims filed by United States Customs & Border Protection Based on Customs Duties [Dkt. No. 4486].

Objection Deadline: February 5, 2019 at 4:00 p.m.

Responses Filed: None.

Related Filings:

- (a) Affidavit of Service [Dkt. No. 4505].
- (b) Notice of Adjournment of Hearing on Debtors' Objection to Certain Claims filed by United States Customs & Border Protection Based on Customs Duties [Dkt. No. 5698].

Status: This matter is adjourned to February 12, 2019.

- 22. Debtors' Objection to Claims filed by XL Specialty Insurance Company [Dkt. No. 3460].

Objection Deadline: February 5, 2019 at 4:00 p.m.

Responses Filed: None.

Related Filings:

- (a) Order Granting Adjournment of Hearing [Dkt. No. 3861].
- (b) Notice of Adjournment [Dkt. No. 5696].

Status: This matter is adjourned to February 12, 2019.

23. Debtors' Objection to Certain Tax Claims that are Currently Subject to Audit or Which Otherwise Have not been Properly Reconciled by the Relevant Taxing Authority [Dkt. No. 4487].

Objection Deadline: February 5, 2019 at 4:00 p.m.

Response Filed:

- (a) Response of the State of Michigan, Department of Treasury to Debtors' Objection to Claim 702 [Dkt. No. 4639].

Related Filings:

- (a) Stipulation and Agreed Order Regarding Claim Nos. 5929, 6326 and 6478 Filed by State of California [Dkt. No. 5430].
- (b) Notice of Adjournment of Hearing on Debtors' Objection to Claim Nos. 2415, 6115, 2439 & 6118 filed by the Texas Comptroller of Public Accounts [Dkt. No. 5694].

Status: This matter has been adjourned to February 12, 2019 as it relates only to the claims filed by the Texas Comptroller of Public Accounts.

24. Debtors' Objection to Claims filed by Andrew K. Ursitti [Dkt. No. 3457].

Objection Deadline: October 12, 2017 at 4:00 p.m.

Responses Filed:

- (a) Response to Debtors' Objection to Claims filed by Andrew K. Ursitti [Dkt. No. 3722].

Related Filings:

- (a) Notice of Adjournment [Dkt. No. 5697].

Status: This matter is adjourned to February 12, 2019.

25. Debtors' Objection to Claims filed by Michael U. Alvarez [Dkt. No. 3440].
Objection Deadline: February 5, 2019 at 4:00 p.m.
Responses Filed: None.
Related Filings:
(a) Notice of Adjournment [Dkt. No. 5699].
Status: This matter is adjourned to February 12, 2019.
26. Debtors' Objection to Claims Filed by Charles Spiliotis [Dkt. No. 3434].
Objection Deadline: February 5, 2019 at 4:00 p.m.
Responses Filed: None.
Related Filings:
(a) Notice of Adjournment [Dkt. No. 5701].
Status: This matter is adjourned to February 12, 2019.
27. Debtors' Objection to Claims filed by Peter J. Keel [Dkt. No. 3438].
Objection Deadline: February 5, 2019 at 4:00 p.m.
Responses Filed: None.
Related Filings:
(a) Notice of Adjournment [Dkt. No. 5700].
Status: This matter is adjourned to February 12, 2019.
28. Continued Hearing on Debtors' Second Motion for Entry of an Order Reclassifying Certain Secured Claims as General Unsecured Claims [Dkt. No. 4379].
Objection Deadline: January 11, 2018 at 4:00 PM
Responses Filed:
(a) Response of Capstone Business Funding, LLC to Debtors' Second Motion for Entry of an Order Reclassifying Certain Secured Claims as General Unsecured Claims [Dkt. No. 4523].
Related filings:
(a) Affidavit of Service [Dkt. No. 4406].

- (b) Notice of Adjournment of Hearing on Debtors' Objection to Claim No. 1613 filed by Konisto Companies LLC [Dkt. No. 5498].
- (c) Notice of Adjournment of Hearing on Debtors' Objection to Claim Nos. 1457 and 1043 filed by Capstone Business Funding, LLC [Dkt. No. 5450].
- (d) Stipulated and Agreed Order Regarding Claim Nos. 1043 and 1457 Filed by Capstone Business Funding, LLC [Dkt. No. 5588].

Status: This matter is adjourned to a date to be determined only as it relates to Claim No. 1613 filed by Konisto Companies LLC, and has been resolved as it relates to Claim Nos. 1457 and 1043, respectively, filed by Capstone Business Funding L.L.C.

Dated: New York, New York
January 14, 2019

SUNEDISON, INC., *et al.*,
Reorganized Debtors
By their Co-Counsel:
TOGUT, SEGAL & SEGAL LLP
By:

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