

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
DACCO Transmission Parts (NY), Inc., <i>et al.</i> , ¹	:	Case No. 16-13245 (MKV)
Debtors.	:	(Jointly Administered)

**NOTICE OF (I) ENTRY OF ORDER CONFIRMING AMENDED JOINT
PREPACKAGED PLAN OF REORGANIZATION FOR SPEEDSTAR HOLDING
CORPORATION, TRANSTAR HOLDING COMPANY AND THEIR AFFILIATED
DEBTORS AND (II) OCCURRENCE OF THE EFFECTIVE DATE OF THE PLAN**

PLEASE TAKE NOTICE OF THE FOLLOWING:

1. **Confirmation of the Amended Plan.** On March 21, 2017 (the "Confirmation Date"), the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") entered an order (Docket No. 415) (the "Confirmation Order") confirming the *Amended Joint Prepackaged Plan of Reorganization for Speedstar Holding Corporation, Transtar Holding Company and Their Affiliated Debtors*, dated February 21, 2017 (as modified and supplemented, the "Amended Plan"), a true and correct copy of which (without exhibits) is attached to the Confirmation Order as Appendix A, in the chapter 11 cases of the above-captioned debtors and debtors in possession (collectively, the "Debtors"). Unless otherwise defined in this Notice, capitalized terms and phrases used herein have the meanings given to them in the Amended Plan and the Confirmation Order.

2. **Effective Date.** The Debtors hereby certify and give notice that the Amended Plan became effective in accordance with its terms on April 11, 2017 (the "Effective Date"), and the Amended Plan was substantially consummated as of such Effective Date.

3. **Plan Injunction.** Confirmation of the Amended Plan operates as an injunction permanently enjoining all Persons who have held, hold or may hold Claims against or Interests in the Debtors or the Estates from, with respect to any such Claims or Interests: (a) commencing, conducting or continuing in any manner, directly or indirectly, any suit, action or other proceeding of any kind (including, without limitation, any proceeding in a judicial, arbitral, administrative or other forum) against or affecting the Debtors, the Reorganized Debtors, the Estates or any of their property, or any direct or indirect transferee of any property

¹ The Debtors in these chapter 11 cases are comprised of 47 entities, including Transtar Holding Company. A full list of the Debtors and the last four digits of each Debtor's taxpayer identification number is attached as Schedule I to the *Declaration of Joseph Santangelo in Support of Chapter 11 Petitions and First Day Pleadings* (Docket No. 3) and is also available at <http://cases.primeclerk.com/transtar>. The Debtors' executive headquarters are located at 7350 Young Drive, Walton Hills, Ohio 44146.

of, or direct or indirect successor in interest to, any of the foregoing Persons or any property of any such transferee or successor; (b) enforcing, levying, attaching (including, without limitation, any pre-judgment attachment), collecting or otherwise recovering by any manner or means, whether directly or indirectly, any judgment, award, decree or order against the Debtors, the Reorganized Debtors, or the Estates or any of their property, or any direct or indirect transferee of any property of, or direct or indirect successor in interest to, any of the foregoing Persons, or any property of any such transferee or successor; (c) creating, perfecting or otherwise enforcing in any manner, directly or indirectly, any encumbrance of any kind against the Debtors, the Reorganized Debtors, or the Estates or any of their property, or any direct or indirect transferee of any property of, or successor in interest to, any of the foregoing Persons; (d) acting or proceeding in any manner, in any place whatsoever, that does not conform to or comply with the provisions of the Amended Plan to the full extent permitted by applicable law; (e) asserting any right of setoff, subrogation or recoupment of any kind against any obligation due from the Debtors, the Reorganized Debtors, the Estates or any of their property, or any direct or indirect transferee of any property of, or successor in interest to, any of the foregoing Persons; (f) commencing or continuing, in any manner or in any place, any action that does not comply with or is inconsistent with the provisions of the Amended Plan; or (g) commencing or prosecuting, either directly, derivatively or otherwise, any Claims, obligations, suits, judgments, damages, demands, debts, rights, Causes of Action or liabilities released pursuant to Section 9.4(e) of the Amended Plan.

4. **Discharge of Claims.** Except as provided in the Amended Plan, as modified by the Confirmation Order, the treatment to be provided for Allowed Claims or Interests pursuant to the Amended Plan shall be in full and final satisfaction, settlement, release and discharge of such Claims or Interests. To the fullest extent provided under section 1141(d)(1)(A) and other applicable provisions of the Bankruptcy Code, except as otherwise expressly provided by the Amended Plan or the Confirmation Order, including Section 9.3 of the Amended Plan, entry of the Confirmation Order acts as a discharge, effective as of the Effective Date, of all debts of, Claims against, liens on and Interests in the Debtors, their assets or properties, which debts, Claims, liens and Interests arose at any time before the entry of the Confirmation Order. The discharge of the Debtors shall be effective as to each Claim, regardless of whether (a) a proof of claim was filed, (b) the Claim is an Allowed Claim or (c) the holder of the Claim voted, or is deemed to have voted, to accept the Amended Plan. On the Effective Date, as to every discharged Claim and Interest, any holder of such Claim or Interest shall be precluded from asserting against the Debtors, the Reorganized Debtors or any of their assets or properties any other or further Claim or Interest based upon any document, instrument, act, omission, transaction or other activity of any kind or nature that occurred before the Confirmation Date.

5. **Bar Dates.**

a. **General Bar Date.** Except as specifically set forth in the Amended Plan, the Confirmation Order or this Notice, the *Order Establishing Deadline for Filing Proofs of Claim Pursuant to Sections 502(b) and 105(a) of the Bankruptcy Code, Bankruptcy Rules 2002 and 3003, and Local Bankruptcy Rule 3003-1 and Approving the Form and Manner of Notice Thereof* (Docket No. 303) (the "**Bar Date Order**") remains in full force and effect, including, without limitation, the establishment of March 24, 2017 at 5:00 p.m. (prevailing Eastern Time) as the deadline (the "**General Bar Date**") for certain entities, not including

governmental units, to file proofs of Claim asserting Claims that arose or are deemed to have arisen prior to the date on which the Debtors filed their chapter 11 petitions, November 20, 2016. The deadline for governmental units to file such proofs of Claim is May 19, 2017.

b. Administrative Claims. Except as otherwise provided in the Amended Plan or the Confirmation Order, and in accordance with Section 4.2 of the Amended Plan, each holder of an Allowed Administrative Claim shall be paid 100% of the unpaid Allowed amount of such Claim in Cash on the Distribution Date, provided, however, that Allowed Administrative Claims incurred in the ordinary course of business and on ordinary business terms unrelated to the administration of the Reorganization Cases (such as Allowed trade and vendor Claims) shall be paid, at the Debtors' or Reorganized Debtors' option, in accordance with ordinary business terms for payment of such Claims.

c. Professional Compensation. Professional Persons or other entities asserting a Fee Claim for services rendered before the Effective Date must file and serve, in accordance with Sections 2.5 and 4.4 of the Amended Plan, all proofs of Claim or applications for payment of Fee Claims by the date that is 45 days after the Effective Date (May 26, 2017). Any Professional Person that fails to file such a proof of Claim or application on or before such date shall be forever barred from asserting such Claim against the Debtors, the Reorganized Debtors or their property and the holder thereof shall be enjoined from commencing or continuing any action, employment of process or act to collect, offset or recover such Claim. Pursuant to Section 2.5 of the Amended Plan, objections to Fee Claims, if any, must be filed and served on the applicable Professional Person, the Debtors and the United States Trustee by no later than 65 days after the Effective Date (June 15, 2017) or by such other date as may be established by an order of the Bankruptcy Court.

d. Rejection Damages Claims. For any Claim arising out of the rejection of an executory contract or unexpired lease as to which an order of the Bankruptcy Court authorizing such rejection is dated on or before February 15, 2017, proof of such Claim must be filed by the applicable Bar Date pursuant to page 4 of the Bar Date Order. In the event that the rejection of an executory contract or unexpired lease by any of the Debtors pursuant to the Amended Plan results in damages to the other party or parties to such contract or lease, a Claim for such damages shall be forever barred and shall not be enforceable against the Debtors or the Reorganized Debtors, or their respective properties or interests in property as agents, successors or assigns, unless a proof of claim is filed with the Bankruptcy Court and served upon counsel for the Debtors and the Reorganized Debtors on or before the date that is 30 days after the effective date of such rejection (which may be (i) the Effective Date, (ii) the date on which the Debtors reject the applicable contract or lease due to the existence of a Cure Dispute as provided in Section 10.3(b) of the Amended Plan or (iii) pursuant to an order of the Bankruptcy Court). Except as otherwise explicitly set forth in the Amended Plan, all Claims arising from the rejection of executory contracts or unexpired leases, if evidenced by a timely filed proof of claim, will be treated as Other General Unsecured Claims in accordance with Section 5.3 of the Amended Plan, and shall not be entitled to make a Continuing Creditor Election.

6. Service Upon Claims Agent. Proofs of Claim that are required to be filed in accordance with the bar dates set forth above must be served on the Debtors' claims agent Prime Clerk LLC ("Prime Clerk") so as to be actually received at the address listed below by the applicable deadline, and may be delivered:

(a) by regular mail, overnight courier or hand delivery to the following address:

**Transtar Holding Company Claims Processing Center
c/o Prime Clerk LLC
830 3rd Avenue, 3rd Floor
New York, New York 10022**

(b) by hand delivery to the following address:

**United States Bankruptcy Court Southern District of New York
One Bowling Green, Room 534
New York, New York 10004-1408**

(c) or electronically through the website of Prime Clerk, at
<http://cases.primeclerk.com/transtar/EPOC-Index>.

Proofs of claim may not be delivered by facsimile, telecopy or electronic mail transmission.

Any facsimile, telecopy or electronic mail submission will not be accepted and will not be deemed filed until a proof of claim is submitted by one of the approved methods described above.

7. **Copies of Amended Plan and Confirmation Order.** A copy of the Amended Plan, the Confirmation Order and any other related documents may be obtained from the Court's website at <http://ecf.nysb.uscourts.gov> or, free of charge, at <https://cases.primeclerk.com/transtar>.

Dated: April 12, 2017
New York, New York

Respectfully submitted,

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