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*Proposed Attorneys for Debtors  
and Debtors in Possession*

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

**In re**

**CENTURY 21 DEPARTMENT STORES LLC,  
*et al.*,**

**Debtors.<sup>1</sup>**

**Chapter 11**

**Case No. 20-12097 (SCC)**

**(Joint Administration Requested)**

**MOTION OF DEBTORS FOR ENTRY OF AN ORDER (I) AUTHORIZING  
DEBTORS TO (A) FILE A CONSOLIDATED LIST OF CREDITORS  
AND (B) FILE A CONSOLIDATED LIST OF DEBTORS' 30 LARGEST  
UNSECURED CLAIMS, (II) AUTHORIZING DEBTORS TO USE ADDRESS OF  
EMPLOYMENT FOR CURRENT AND FORMER EMPLOYEES, AND (III)  
APPROVING FORM AND MANNER OF NOTIFYING CREDITORS OF  
COMMENCEMENT OF THESE CHAPTER 11 CASES**

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

<sup>1</sup> The Debtors in these chapter 11 cases (the "**Chapter 11 Cases**"), along with the last four digits of each Debtor's federal tax identification number, as applicable, are Century 21 Department Stores LLC (4073), L.I. 2000, Inc. (9619), C21 Department Stores Holdings LLC (8952), Giftco 21 LLC (0347), Century 21 Fulton LLC (4536), C21 Philadelphia LLC (2106), Century 21 Department Stores of New Jersey, L.L.C. (1705), Century 21 Gardens Of Jersey, LLC (9882), C21 Sawgrass Blue, LLC (8286), C21 GA Blue LLC (5776), and Century Paramus Realty LLC (5033). The Debtors' principal place of business is: 22 Cortlandt Street, 5th Floor, New York, NY 10007.

Century 21 Department Stores LLC and its debtor affiliates, as debtors and debtors in possession in the above-captioned Chapter 11 Cases (collectively, the “**Debtors**”), respectfully represent as follows in support of this motion (the “**Motion**”):

### **Background**

1. On the date hereof (the “**Petition Date**”), the Debtors each commenced with this Court a voluntary case under chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”). The Debtors are authorized to continue to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee, examiner, or statutory committee of creditors has been appointed in these Chapter 11 Cases.

2. Contemporaneously herewith, the Debtors have filed a motion requesting joint administration of their Chapter 11 Cases pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”).

3. Additional information regarding the Debtors’ business, capital structure, and the circumstances leading to the commencement of these Chapter 11 Cases is set forth in the *Declaration of Norman R. Veit Jr. Pursuant to Rule 1007-2 of the Local Bankruptcy Rules for the Southern District of New York*,<sup>2</sup> (the “**Veit Declaration**”), and the *Debtors’ Memorandum in Support of Chapter 11 Filings*, each filed with the Court contemporaneously herewith and incorporated by reference herein.

### **Jurisdiction**

4. The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334, and the Amended Standing Order of Reference M-431, dated January 31, 2012

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<sup>2</sup> Capitalized terms used but not defined herein shall have the respective meanings ascribed to such terms in the Veit Declaration.

(Preska, C.J.). This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

5. The Debtors confirm their consent, pursuant to Rule 7008 of the Bankruptcy Rules, to the entry of a final order by the Bankruptcy Court in connection with this Motion to the extent that it is later determined that the Bankruptcy Court, absent consent of the parties, cannot enter final order or judgments in connection herewith consistent with Article III of the United States Constitution.

### **Relief Requested**

6. By this Motion, pursuant to sections 105(a), 342(a), and 521 of the Bankruptcy Code, Bankruptcy Rules 1007(a) and (d) and 2002(a) and (f), and Rules 1007-1 and 5075-1 of the Local Bankruptcy Rules for the Southern District of New York (the “**Local Rules**”), the Debtors seek entry of an order (a) authorizing them to (i) file a consolidated list of creditors in lieu of submitting separate mailing matrices for each Debtor (the “**Creditor Matrix**”) and (ii) file a consolidated list of the Debtors’ thirty (30) largest unsecured claims; (b) authorizing the Debtors to submit the work address for the Debtors’ current employees and for former employees, their former work address when employed by the Debtors to protect certain personal identification information; and (c) approving the form and manner of notifying creditors of commencement of these Chapter 11 Cases.

7. A proposed form of order granting the relief requested herein is annexed hereto as **Exhibit A** (the “**Proposed Order**”).

### **Relief Requested Should Be Granted**

8. Section 521(a) of the Bankruptcy Code, Bankruptcy Rule 1007(a)(1), and Local Rule 1007-1(a) (collectively, the “**Notice Rules**”) require a debtor in a voluntary chapter 11 case to file a list containing the name and complete address of each creditor. In addition,

Bankruptcy Rule 1007(d) requires a debtor to file a list containing the names, addresses, and claims of the creditors holding the thirty (30) largest unsecured claims against the debtor. Bankruptcy Rule 2002(a)(1) also provides that the clerk (or other person directed by the court) must provide the debtor, the United States Trustee, all creditors, and any indenture trustee at least twenty-one (21)-days' notice by mail of the meeting of creditors under section 341 of the Bankruptcy Code. Bankruptcy Rule 2002(f)(1) also provides that notice of "the order for relief" shall be sent by mail to all creditors.

9. There are eleven (11) entities that are Debtors in these Chapter 11 Cases. As of the Petition Date, the Debtors estimate that they have over \$300 million in liabilities and approximately 14,000 potential creditors and parties in interest (on a consolidated basis) in these Chapter 11 Cases. As such, requiring the Debtors to prepare individual matrices for each Debtor would be an exceptionally burdensome task and would greatly increase the risk and recurrence of error of information already on computer systems maintained by the Debtors or their agents.

10. The Debtors submit that permitting them to maintain one single consolidated list of creditors in lieu of filing a separate creditor matrix for each Debtor entity is warranted under the circumstances of these Chapter 11 Cases. Specifically, maintaining a single consolidated list of creditors will benefit the Debtors and their estates by allowing the Debtors to more efficiently provide required notices to parties in interest and reduce the potential for duplicate mailings. Many of the Debtors' creditors overlap and thus, to the extent that the Debtors are required to maintain separate mailing matrices, a substantial number of parties likely would receive multiple copies of the same notice. As such, the Debtors submit that the proposed maintenance of an electronic list of creditors under the auspices of Business Management Solution d/b/a Stretto ("**Stretto**") as the Debtors' proposed claims and noticing agent ("**Claims and Noticing Agent**"),

rather than preparing and filing separate creditor matrices for each Debtor, will not only maximize efficiency and accuracy, but also reduce costs, and is consistent with applicable Local Rules.

11. Concurrently with the filing of this Motion, and in accordance with Local Rule 5075-1, the Debtors are seeking to retain Stretto as Claims and Noticing Agent in these Chapter 11 Cases.<sup>3</sup> If this application is granted, Stretto will, among other things, assist with the consolidation of the Debtors' computer records into a creditor database and complete the mailings of notices to the parties in such database. The Debtors, working with Stretto as Claims and Noticing Agent, have already prepared a single, consolidated list of the Debtors' creditors in electronic format. To ensure that no parties in interest are prejudiced, the Debtors will make the consolidated list of creditors available in readable electronic format (or in non-electronic format at such requesting party's sole cost and expense) to any party in interest who so requests it. The Debtors therefore submit that the preparation and maintenance of a single consolidated creditor list is warranted under the facts and circumstances present in these Chapter 11 Cases.

12. Courts in this jurisdiction have approved relief similar to the relief requested in this Motion with respect to preparation of a consolidated, electronic list of a debtor's creditors. *See, e.g., In re Fairway Grp. Holdings Corp.*, Case No. 20-10161 (Bankr. S.D.N.Y. Feb. 3, 2020); *In re Tops Holding II Corporation*, Case No. 18-22279 (RDD) (Bankr. S.D.N.Y. Feb. 26, 2018); *In re Cenveo, Inc.*, Case No. 18-22178 (RDD) (Bankr. S.D.N.Y. Feb. 6, 2018); *In re Sabine Oil & Gas Corp.*, Case No. 15-11835 (SCC) (Bankr. S.D.N.Y. July 16, 2015); *In re NII Holdings, Inc.*, Case No. 14-12611 (SCC) (Bankr. S.D.N.Y. Sept. 16, 2014); *In re Hawker Beechcraft, Inc.*, Case No. 12-11873 (SMB) (Bankr. S.D.N.Y. May 4, 2012); *In re United Retail Grp., Inc.*, Case No. 12-

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<sup>3</sup> Application of Debtors Seeking Entry of an Order (i) Authorizing and Approving the Appointment of Stretto as Claims and Noticing Agent and (ii) Granting Related Relief, filed contemporaneously herewith.

10405 (SMB) (Bankr. S.D.N.Y. Feb. 2, 2012); *In re Eastman Kodak Co.*, Case No. 12-10202 (ALG) (Bankr. S.D.N.Y. Jan 9, 2012).

13. Section 107(c)(1)(A) of the Bankruptcy Code provides that the Bankruptcy Court, “for cause, may protect an individual, with respect to the following types of information to the extent the court finds that disclosure of such information would create undue risk of identity theft . . . [a]ny means of identification . . . contained in a paper filed, or to be filed in a case under” the Bankruptcy Code. *See* 11 U.S.C. § 107(c)(1)(A). The Debtors respectfully submit that cause exists to authorize the Debtors to use the address of place of employment for individual current and former employees in order to protect certain personal identification information because such information is sensitive and could be used to perpetrate identity theft and other malfeasance. The Debtors shall provide the home address (or other address which they may have) to any party requesting such information for purposes of serving any notice in connection with the Chapter 11 Cases.

14. The Debtors propose that Stretto provide notice of the commencement of these Chapter 11 Cases substantially in the form annexed hereto as **Exhibit 1** to the Proposed Order (the “**Notice of Commencement**”).

15. In addition, the Court has the authority, pursuant to its equitable powers under section 105(a) of the Bankruptcy Code, to authorize the relief requested herein, because such relief is necessary for the Debtors to carry out their fiduciary duties under section 1107(a) of the Bankruptcy Code. Section 105(a) of the Bankruptcy Code empowers bankruptcy courts to “issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title.” 11 U.S.C. § 105. Section 1107(a) of the Bankruptcy Code “contains an implied duty of the debtor-in-possession” to “protect and preserve the estate, including an operating business’ going-

concern value,” on behalf of a debtor’s creditors and other parties in interest. *In re CEI Roofing, Inc.*, 315 B.R. 50, 59 (Bankr. N.D. Tex. 2004) (quoting *In re CoServ, L.L.C.*, 273 B.R. 487, 497 (Bankr. N.D. Tex. 2002)); *see also Unofficial Comm. of Equity Holders v. McManigle (In re Penick Pharm., Inc.)*, 227 B.R. 229, 232-33 (Bankr. S.D.N.Y. 1998) (“[U]pon filing its petition, the Debtor became debtor in possession and, through its management . . . was burdened with the duties and responsibilities of a bankruptcy trustee.”).

**Notice**

16. Notice of this Motion has been provided to (i) the United States Trustee for Region 2; (ii) the holders of the Debtors’ thirty (30) largest unsecured creditors on a consolidated basis; (iii) the United States Attorney’s Office for the Southern District of New York; (iv) counsel to the Prepetition Agent, Julia Frost-Davies (julia.frost-davies@morganlewis.com) and David Riley (david.riley@morganlewis.com); and (v) any party that has requested notice pursuant to Bankruptcy Rule 2002 (collectively, the “**Notice Parties**”).

17. No previous request for the relief sought herein has been made by the Debtors to this or any other Court.

*[Remainder of page intentionally left blank]*

WHEREFORE the Debtors respectfully request entry of an order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Dated: September 10, 2020  
New York, New York

Respectfully submitted,

/s/ Lucy F. Kweskin

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*Proposed Attorneys for Debtors  
and Debtors in Possession*



**Exhibit A**

**Proposed Order**

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

**In re**

**CENTURY 21 DEPARTMENT STORES LLC,  
*et al.*,**

**Debtors.<sup>1</sup>**

**Chapter 11**

**Case No. 20-12097 (SCC)**

**(Joint Administration Requested)**

**ORDER (I) AUTHORIZING DEBTORS TO  
(A) FILE A CONSOLIDATED LIST OF CREDITORS AND  
(B) FILE A CONSOLIDATED LIST OF DEBTORS' 30 LARGEST  
UNSECURED CLAIMS, (II) AUTHORIZING DEBTORS TO USE ADDRESS OF  
EMPLOYMENT FOR CURRENT AND FORMER EMPLOYEES, AND (III)  
APPROVING THE FORM AND MANNER OF NOTIFYING CREDITORS OF  
COMMENCEMENT OF THESE CHAPTER 11 CASES**

Upon the motion (the “**Motion**”)<sup>2</sup> of Century 21 Department Stores LLC and its debtor affiliates, as debtors and debtors in possession in the above-captioned Chapter 11 Cases (collectively, the “**Debtors**”), pursuant to sections 105(a), 342(a), and 521 of title 11 of the United States Code (the “**Bankruptcy Code**”), Rules 1007(a)(1) and (d) and 2002(a) and (f) of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rules 1007-1 and 5075-1 of the Local Bankruptcy Rules for the Southern District of New York (the “**Local Rules**”) for the entry of an order (the “**Order**”) (i) authorizing the Debtors to (a) file a consolidated list of creditors in lieu of submitting separate mailing matrices for each Debtor (the “**Creditor Matrix**”) and (b) file a consolidated list of the Debtors’ thirty (30) largest unsecured claims; (ii) authorizing the Debtors

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<sup>1</sup> The Debtors in these chapter 11 cases (the “**Chapter 11 Cases**”), along with the last four digits of each Debtor’s federal tax identification number, as applicable, are Century 21 Department Stores LLC (4073), L.I. 2000, Inc. (9619), C21 Department Stores Holdings LLC (8952), Giftco 21 LLC (0347), Century 21 Fulton LLC (4536), C21 Philadelphia LLC (2106), Century 21 Department Stores of New Jersey, L.L.C. (1705), Century 21 Gardens Of Jersey, LLC (9882), C21 Sawgrass Blue, LLC (8286), C21 GA Blue LLC (5776), and Century Paramus Realty LLC (5033). The Debtors’ principal place of business is: 22 Cortlandt Street, 5th Floor, New York, NY 10007.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

to use the work address for the Debtors' current employees and for former employees, their former work address when employed by the Debtors to protect certain personal identification information; and (iii) approving the form and manner of notifying creditors of commencement of the Debtors' Chapter 11 Cases; all as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, and the Amended Standing Order of Reference M-431, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided to the Notice Parties; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and the Court having reviewed the Motion; and the Court having held a hearing to consider the relief requested in the Motion (the "**Hearing**"); and upon the Veit Declaration, filed contemporaneously with the Motion, and the record of the Hearing; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and it appearing that the relief requested in the Motion is in the best interests of the Debtors, their estates, creditors, and all parties in interest; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY ORDERED THAT:**

1. The Motion is granted to the extent set forth herein.
2. In lieu of submitting a separate mailing matrix for each Debtor, the Debtors shall make available a single, consolidated Creditor Matrix of all of the Debtors' creditors in

electronic form to any entity who so requests and in non-electronic form at such requesting entity's sole cost and expense.

3. The Debtors are authorized to file a consolidated list of the thirty (30) largest unsecured claims in these Chapter 11 Cases.

4. The Debtors are authorized to use the address for the Debtors' current employees and for former employees, their former work address when employed by the Debtors to protect certain personal identification information; and (iii) approving the form and manner of notifying creditors of commencement; provided, however, that the Debtors shall provide the home address (or other address which they may have) to any party requesting such information for purposes of serving any notice in connection with the Chapter 11 Cases.

5. The Notice of Commencement of these Chapter 11 Cases, substantially in the form attached to this Order as Exhibit 1, is hereby approved, and Stretto, as the Debtors' proposed claims and noticing agent, shall promptly provide such notice in addition to all other mailings directed by the Bankruptcy Court, the United States Trustee for Region 2, or as required by section 342(a) of the Bankruptcy Code and Bankruptcy Rules 2002(a) and (f).

6. The Debtors are authorized to take all action necessary to effectuate the relief granted in this Order.

7. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, and/or enforcement of this Order.

Dated: \_\_\_\_\_, 2020  
New York, New York

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HONORABLE SHELLEY C. CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

**Notice of Commencement**

|  |   |                                   |                            |
|--|---|-----------------------------------|----------------------------|
| <b>Information to identify the case:</b> |   |                                   |                            |
| Debtor                                   | <u>Century 21 Department Stores LLC, et al.</u> | EIN                               | <u>1 3 - 4 1 4 4 0 7 3</u> |
|  | Name  |                                   |                            |
| United States Bankruptcy Court for the:  | <u>Southern</u>                                 | District of                       | <u>New York</u>            |
|  |   | (State)                           |                            |
|  |   | Date case filed for chapter 11    | <u>09/10/2020</u> OR       |
|  |   |                                   | MM /DD / YYYY              |
| Case number:                             | _____   | Date case filed in chapter _____  | _____                      |
|  |   |                                   | MM /DD / YYYY              |
|  |   | Date case converted to chapter 11 | _____                      |
|  |   |                                   | MM /DD / YYYY              |

Official Form 309F1 (For Corporations or Partnerships)

## Notice of Chapter 11 Bankruptcy Case

02/20

For the debtor listed above, a case has been filed under chapter 11 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors and debtors, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtor or the debtor's property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the debtor. Creditors cannot demand repayment from the debtor by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees.

Confirmation of a chapter 11 plan may result in a discharge of debt. A creditor who wants to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadline specified in this notice. (See line 11 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at [www.pacer.gov](http://www.pacer.gov)).

**The staff of the bankruptcy clerk's office cannot give legal advice.**

**Do not file this notice with any proof of claim or other filing in the case.**

### 1. Debtor's full name (and Jointly Administered Cases):

| Debtor   | Case Number | Tax ID Number | Date Filed | District |
|--|-------------|---------------|------------|----------|
| L.I. 2000, Inc.                                    | 20-12098    | 13-3969619    | 9/10/2020  | S.D.N.Y. |
| C21 Department Stores Holdings LLC                 | 20-12099    | 81-4618952    | 9/10/2020  | S.D.N.Y. |
| Giftco 21 LLC                                      | 20-12100    | 20-0600347    | 9/10/2020  | S.D.N.Y. |
| Century 21 Fulton LLC                              | 20-12101    | 82-3824536    | 9/10/2020  | S.D.N.Y. |
| C21 Philadelphia LLC                               | 20-12102    | 46-5542106    | 9/10/2020  | S.D.N.Y. |
| Century 21 Department Stores of New Jersey, L.L.C. | 20-12103    | 13-4181705    | 9/10/2020  | S.D.N.Y. |
| Century 21 Gardens Of Jersey, LLC                  | 20-12104    | 46-1459882    | 9/10/2020  | S.D.N.Y. |
| C21 Sawgrass Blue, LLC                             | 20-12105    | 81-2768286    | 9/10/2020  | S.D.N.Y. |
| C21 GA Blue LLC                                    | 20-12106    | 47-3155776    | 9/10/2020  | S.D.N.Y. |
| Century Paramus Realty LLC                         | 20-12107    | 20-2855033    | 9/10/2020  | S.D.N.Y. |

### 2. All other names used in the last 8 years

|                 |                   |                        |
|-----------------|-------------------|------------------------|
| C21 Dept Stores | Century 21 Stores | Century 21 Dept Stores |
| C21 Stores      | Century 21 Dept   | C21 Dept               |

Debtor Century 21 Department Stores LLC

Case number (if known) 20-12097

|   |   |   |
|---|---|---|
|   |   |   |
| Next Century  |   |   |
| <b>3. Address</b> 22 Cortlandt Street, 5 <sup>th</sup> Floor, New York, NY 1007   |   |   |
| <b>4. Debtor's attorney</b><br>Name and address   | <b>Proskauer Rose LLP</b><br>70 West Madison<br>Suite 3800<br>Chicago, IL 60602<br>Tel: (312) 962-3550<br>Attn: Jeff Marwil<br><br>Eleven Times Square<br>New York, NY 10036<br>Tel: (212) 969-3000<br>Attn: Lucy Kweskin |   |
| <b>5. Bankruptcy clerk's office</b><br>Documents in this case may be filed at this address.<br><br>You may inspect all records filed in this case at this office or online at <a href="http://www.pacer.gov">www.pacer.gov</a> .  | United States Bankruptcy Court<br>Southern District of New York<br><br>One Bowling green<br>New York, NY 10004-1408   | Hours open <u>8:30 a.m. to 5:00 p.m.</u><br><br>Contact phone <u>(212) 668-2870</u> |
| <b>6. Meeting of creditors</b><br>The debtor's representative must attend the meeting to be questioned under oath.<br><br>Creditors may attend, but are not required to do so.  | _____ at _____<br>Date Time<br><br>The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.  | Location: Not yet set.  |
| <b>7. Proof of claim deadline</b>   | <b>Deadline for filing proof of claim:</b>  | Not yet set. When a deadline is set, the court will send you another notice.        |
| A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at <a href="http://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.<br>Your claim will be allowed in the amount scheduled unless:<br><input type="checkbox"/> your claim is designated as <i>disputed, contingent, or unliquidated</i> ;<br><input type="checkbox"/> you file a proof of claim in a different amount; or<br><input type="checkbox"/> you receive another notice.<br><br>If your claim is not scheduled or if your claim is designated as <i>disputed, contingent, or unliquidated</i> , you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on a plan. You may file a proof of claim even if your claim is scheduled.<br><br>You may review the schedules at the bankruptcy clerk's office or online at <a href="http://www.pacer.gov">www.pacer.gov</a> .<br><br>Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial. |   |   |

Debtor Century 21 Department Stores LLC

Case number (if known) 20-12097

**8. Exception to discharge deadline**

The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline.

If § 523(c) applies to your claim and you seek to have it excepted from discharge, you must start a judicial proceeding by filing a complaint by the deadline stated below.

**Deadline for filing the complaint:** \_\_\_\_\_

**9. Creditors with a foreign address**

If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.

**10. Filing a Chapter 11 bankruptcy case**

Chapter 11 allows debtors to reorganize or liquidate according to a plan. A plan is not effective unless the court confirms it. You may receive a copy of the plan and a disclosure statement telling you about the plan, and you may have the opportunity to vote on the plan. You will receive notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the property and may continue to operate its business.

**11. Discharge of debts**

Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that creditors may never try to collect the debt from the debtor except as provided in the plan. If you want to have a particular debt owed to you excepted from the discharge and § 523(c) applies to your claim, you must start a judicial proceeding by filing a complaint and paying the filing fee in the bankruptcy clerk's office by the deadline.