

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

In re: § Chapter 11  
A’GACI, L.L.C., §  
Debtor. § Case No. 18-50049-rbk-11  
§  
§

**NOTICE OF EMERGENCY HEARING  
ON CERTAIN “FIRST DAY” MATTERS**

**PLEASE TAKE NOTICE** that an emergency hearing has been scheduled for  
**Wednesday, January 10, 2018 at 2:30 p.m. Central Time** before the Honorable Judge Ronald  
B. King at the Hipolito F. Garcia Federal Building and United States Courthouse, 615 East  
Houston Street, Courtroom 1, San Antonio, Texas 78205 to consider the following matters:

- (i) *Debtor’s Emergency Motion for an Order Authorizing Use of Cash Collateral and Granting Adequate Protection* [Docket No. 4];
- (ii) *Debtor’s Emergency Motion for Extension of Time to File Schedules of Assets and Liabilities, Schedule of Executory Contracts, and Statement of Financial Affairs* [Docket No. 6];
- (iii) *Debtor’s Emergency Motion for an Order (I) Authorizing the Debtor to Redact Certain Personal Identification Information for Individual Creditors, and (II) Approving the Form and Manner of Notifying Creditors of the Commencement of the Chapter 11 Case and Other Information* [Docket No. 7];
- (iv) *Debtor’s Emergency Motion for an Order (I) Authorizing Continued Use of Existing Business Forms and Records, (II) Authorizing Maintenance of Existing Corporate Bank Accounts and Cash Management System, (III) Authorizing Payment of Prepetition Costs and Fees Associated with Customer Credit and Debit Card Transactions; and (IV) Waiving Certain U.S. Trustee Requirements* [Docket No. 8];
- (v) *Debtor’s Application for Entry of an Order, Pursuant to 28 U.S.C. § 156(c), Authorizing the Retention and Appointment of Kurtzman Carson Consultants LLC as Claims, Noticing, and Balloting Agent Nunc Pro Tunc to the Petition Date* [Docket No. 9];
- (vi) *Debtor’s Emergency Motion for an Order Authorizing the Debtor to (I) Pay Certain Prepetition (A) Employee Wages, Other Compensation and Reimbursable Employee Expenses and (B) Independent Contractor Obligations; and (II) Continue Employee Benefits Programs* [Docket No. 10];



- (vii) *Debtor's Emergency Motion for an Order Pursuant to 11 U.S.C. §§ 105(a), 363(b), and 507(a)(8) (I) Authorizing the Debtor to Pay Certain Prepetition Taxes and (II) Directing Financial Institutions to Honor and Process Related Checks and Transfers* [Docket No. 11];
- (viii) *Debtor's Emergency Motion for an Order Pursuant to 11 U.S.C. §§ 105(a) and 363(c) Authorizing the Debtor to (I) Continue its Insurance Policies, and (II) Pay Insurance Premiums Thereon* [Docket No. 12];
- (ix) *Debtor's Emergency Motion for an Order Under 11 U.S.C. §§ 105(a) and 366 (I) Prohibiting Utility Companies From Altering or Discontinuing Service on Account of Prepetition Invoices, (II) Approving Deposit Account as Adequate Assurance of Payment, and (III) Establishing Procedures for Resolving Requests by Utility Companies for Additional Adequate Assurance of Payment* [Docket No. 13];
- (x) *Debtor's Emergency Motion for Entry of an Order Authorizing Debtor to Honor Certain Prepetition Obligations to Customers and to Otherwise Continue Customer Programs in the Ordinary Course of Business* [Docket No. 14];
- (xi) *Debtor's Emergency Motion for Entry of an Order (i) Authorizing the Debtor to Pay or Honor Prepetition Obligations to Certain Shippers, Warehousemen, and Miscellaneous Lien Claimants, and (ii) Confirming Administrative Expense Priority of Outstanding Orders* [Docket No. 15];
- (xii) *Debtor's Emergency First Omnibus Motion to Reject Certain Unexpired Real Property Leases Pursuant to Bankruptcy Code § 365 and Bankruptcy Rule 6006 Nunc Pro Tunc to the Petition Date and to Abandon Related Personal Property* [Docket No. 16]; and
- (xiii) *Debtor's Emergency Motion for Entry of Interim and Final Orders (i) Authorizing the Debtor to Assume the Consulting Agreement; (ii) Approving the Sale Guidelines; (iii) Approving the Sale of Store Closure Assets Free and Clear of All Liens, Claims and Encumbrances; (iv) Waiving Compliance with Applicable State Laws and Approving Dispute Resolution Procedures; (v) Approving Procedures to conduct Sales in Additional Closing Stores; and (vi) Granting Related Relief* [Docket No. 17].

**PLEASE TAKE FURTHER NOTICE** that copies of the foregoing pleadings may be obtained (i) at the website established by the Debtor's proposed claims agent, Kurtzman Carson Consultants LLC, at [www.kccllc.net/AGACI](http://www.kccllc.net/AGACI), (ii) from the Court's website <http://www.txwb.uscourts.gov> via ECF/Pacer, or (iii) upon request to the undersigned.

DATED this 9th day of January, 2018.

**HAYNES AND BOONE, LLP**

By: /s/ Ian T. Peck

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**PROPOSED ATTORNEYS FOR DEBTOR**