Case 11-13603-CSS Doc 2445 Filed 06/05/45 Docket #2445 Date Filed: 6/5/2015



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June 1, 2015

United States Bankruptcy Court District of Delaware 824 Market St. N 3rd Floor Wilmington, DE 19801

> Re: Blitz U.S.A., Inc., et al Case No. 11-13603

To Whom It May Concern:

Enclosed please find the requested IRS Form 9 pursuant to the Order Deeming Certain Holders of Unsecured Claims Under the Plan to Have Waived Their Right to Receive Distributions. Should you need anything further, please do not hesitate to contact me.

Very truly yours,

KIPP AND CHRISTIAN, P.C.

Gary T. Wight

GTW/sls

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IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:)	Chapter 11
BLITZ U.S.A., Inc., et al., 1)	Case No. 11-13603 (CSS)
Debtors.)	Jointly Administered
)	Related D.I. 2429

ORDER DEEMING CERTAIN HOLDERS OF UNSECURED CLAIMS UNDER THE PLAN TO HAVE WAIVED THEIR RIGHT TO RECEIVE DISTRIBUTIONS

The Blitz Liquidating Trustee on behalf of the Blitz Liquidating Trust, (the "Liquidating Trustee") having moved for entry of an order providing that certain creditors, identified on the Schedule 1 attached to the Motion, that are holders of Claims, classified as Class 3(a) (General Unsecured Claims against the USA Debtors) under the Plan that fails to provide a taxpayer identification number within thirty (30) days will be deemed to have waived its right to receive any distributions in these cases and any responses thereto, the Court having found that it has jurisdiction over the Motion pursuant to 28 U.S.C. §§ 157 and 1334, section 12 of the Plan, and paragraph 37 of the Confirmation Order (as defined in the Motion); and the Court having determined that (i) notice of the Motion is adequate, and no further notice is necessary, (ii) the relief requested in the Motion is appropriate, and (iii)

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: LAM 2011 Holdings, LLC (8742); Blitz Acquisition Holdings, Inc. (8825); Blitz Acquisition, LLC (8979); Blitz RE Holdings, LLC (9071); Blitz U.S.A., Inc. (8104); and MiamiOK LLC (2604). The location of the Debtors' corporate headquarters and the Debtors' service address is: 309 North Main Street, Miami, OK 74354.

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This Court shall retain jurisdiction to enforce or interpret the 5.

provisions of this Order.

Dated: Wilmington, Delaware May 6, 2015

Hon. Christopher S. Sontchi

United States Bankruptcy Judge

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Name of Claimant	Claim Number/	Claim Amount				
	Scheduled	Scheduled Amount				
1-800-CONFERENCE(R)	Scheduled	231.17				
ALEXANDER & HAMILTON, INC.	Scheduled	24.75				
ALLIED OIL & SUPPLY, INC.	Scheduled	4,015.00				
B & L WATERWORKS OF OKLA.	Scheduled	269.64				
BEEHLER WRIGHT LOCKSHOP	Scheduled	141.70				
BOBS AWNING	Scheduled	12,260.34				
BONNIE SWIATKOWSKI DBA DO-U-RIGHT CLEANING	Scheduled	550.00				
BONNIE SWIATKOWSKI DBA DO-U-RIGHT CLEANING	Scheduled	1,525.00				
CED/AMERICAN ELECTRIC	115	3,669.04				
CED/AMERICAN ELECTRIC	116	5,429.16				
CINTAS FIRST AID #F70	Scheduled	2,684.80				
CINTAS FIRST AID #F70	Scheduled	5,185.15				
David Gold	427	100.00				
Davis-Standard, LLC	70	2,034.73				
DIRECTV	Scheduled	37.99				
Exponent, Inc.	307	40,374.17				
Faegre Baker Daniels LLP	47	30,651.38				
GLOBAL CROSSING CONFERENCING	Scheduled	6.62				
GRANT BROTHERS SALES LTD, INC.	Scheduled	263.25				
HYSPECO, INC.	103	562.67				
HYSPECO, INC.	Scheduled	764.45				
ILPEA INDUSTRIES, INC.	Scheduled	7,029.90				
JOHNSON EQUIPMENT	Scheduled	3,183.85				
KATNER-MILLS MOTOR SUPPLY	Scheduled	185.17				
KIPP & CHRISTIAN P.C.	Scheduled	1,029.50				
LYNDA.COM, INC.	Scheduled	1,750.00				
M.E.I. LABELS	Scheduled	3,888.53				
M.E.I. LABELS	Scheduled	19,348.20				
MARC ALAN ASSOCIATES, INC.	Scheduled	2,883.45				
MARCIA JONES	Scheduled	290.00				
MIAMI GLASS & MIRROR	Scheduled	1,020.00				
MMR STRATEGY GROUP	Scheduled	221.29				
MUTUAL ASSURANCE ADMINISTRATOR INC	Scheduled	416.67				
NEECE CONCRETE	308	4,375.00				
OREILLY AUTOMOTIVE	Scheduled	9.84				
PREMIER PNEUMATICS, INC.	Scheduled	1,355.00				
PREMIUM FINANCING SPECIALISTS CORP	Scheduled	7,602.28				
PRITCHARDS CARPET MILL OUTLET INC	Scheduled	217.70				
PROCT	Scheduled	156.25				
PROLIFT INDUSTRIAL EQUIPMENT INC.	Scheduled	843.16				

Form (Rev. December 2014)
Department of the Treasury

Internal Revenue Service

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

	1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.	•				-							
~	2 Business name/disregarded entity name, if different from above												
308	KIPP AND CHRISTIAN, P.C.												
Print or type See Specific Instructions on page	3 Check appropriate box for federal tax classification; check only one of the following seven boxes: ☐ Individual/sole proprietor or ☐ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate single-member LLC						Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any)						
T i	Limited liability company. Enter the tax classification (C≠C corporation, S≠S corporation, P=partners	· · ·		-	Examplion from EATCA reporting								
Print or type	Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.					code (if any)							
	☐ Other (see instructions) ▶				(Appl	(Applies to accounts maintained outside the U.S.)							
ijį	5 Address (number, street, and apt. or suite no.)	Requester's name and address (optional)											
ã	10 Exchange Place, Suite 400												
9	6 City, state, and ZIP code												
Š,	Salt Lake City, UT 84111												
	7 List account number(s) here (optional)												
	Taxpayer Identification Number (TIN)												
Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid Social security number													
backup withholding. For individuals, this is generally your social security number (SSN). However, for a						Г				T			
	lent alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other ies, it is your employer identification number (EIN). If you do not have a number, see <i>How to ge</i> r				'	-		-		ı			
	on page 3.		or			_		•					
Note	e. If the account is in more than one name, see the instructions for line 1 and the chart on page	4 for											
	elines on whose number to enter.				Τ.	T				$\overline{\Box}$	Ī		
		•	8	7	- 0	'	3 5	4	0 0) (0		
	Certification					L			·I				
Und	er penalties of perjury, I certify that:					•							
1. T	he number shown on this form is my correct taxpayer identification number (or I am waiting for	a numb	er to	be i	ssuec	to	me); a	ınd					
S	am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b ervice (IRS) that I am subject to backup withholding as a result of a failure to report all interest of the object to backup withholding; and												
3. 1	am a U.S. citizen or other U.S. person (defined below); and												
4. Tr	ne FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting	g is con	rect.										
Cert beca inter gene	ification instructions. You must cross out item 2 above if you have been notified by the IRS that the set you have failed to report all interest and dividends on your tax return. For real estate transpect paid, acquisition or abandonment of secured property, cancellation of debt, contributions to really, payments other than interest and dividends, you are not required to sign the certification, uctions on page 3.	nat you a actions, o an ind	are c item ividu	i 2 do ial re	oes no tiremo	ot a ent	pply. F arrang	or ne	nortga nt (IR/	ge 4), a	nd		

General Instructions

Signature of

U.S. person ▶

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

Sign

Here

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- · Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

• Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)

2015

• Form 1099-C (canceled debt)

Date ▶

• Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding? on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- 2. Certify that you are not subject to backup withholding, or
- 3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- 4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See What is FATCA reporting? on page 2 for further information.