

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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In re:	:
	:
FILENE'S BASEMENT, LLC, <u>et al.</u> ,	:
	:
Debtors. ¹	:
	:
-----	X

Chapter 11
Case No. 11-13511 (KJC)
Jointly Administered

**AFFIDAVIT OF PUBLICATION OF THE NOTICE OF
CONFIRMATION HEARING IN THE BOSTON GLOBE**

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Filene's Basement, LLC (8277), Syms Corp. (5228), Syms Clothing, Inc. (3869), and Syms Advertising Inc. (5234). The Debtors' address is One Syms Way, Secaucus, New Jersey 07094.



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TO GLOBE NEWSPAPER CO., INC.,

For Advertising in the BOSTON GLOBE

LEGAL NOTICE

I, *Marie Burke*, hereby certify that I am a *Classified Advertising Sales Representative* of the Globe Newspaper Co., publishers of the Boston Globe; that the above advertisement has been inserted in said newspaper one time(s) Friday, July 20th, 2012 and that it is charged at the usual rates.

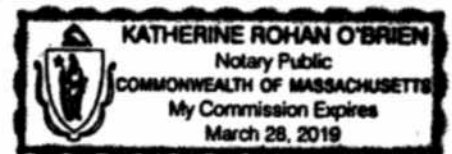
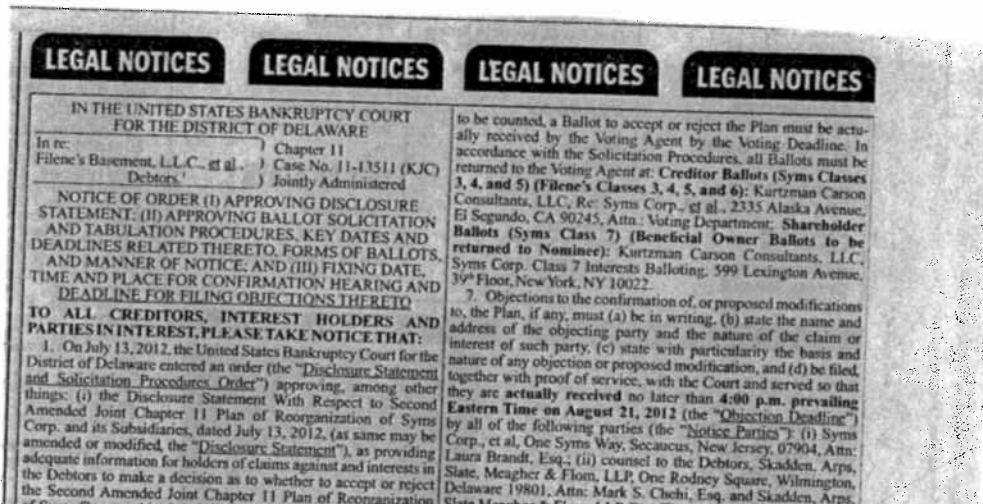
Marie Burke

Boston, Mass July 20th, 2012

Personally appeared before me and made oath that the above statement subscribed to by her is true.....

Suffolk ss.


 Notary Public.
 My Commission Expires March 28, 2019



LEGAL NOTICES

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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re: Chapter 11
Filene's Basement, L.L.C., et al., Case No. 11-13511 (KJC)
Debtors. Jointly Administered

NOTICE OF ORDER (i) APPROVING DISCLOSURE STATEMENT; (ii) APPROVING BALLOT SOLICITATION AND TABULATION PROCEDURES, KEY DATES AND DEADLINES RELATED THERETO, FORMS OF BALLOTS, AND MANNER OF NOTICE; AND (iii) FIXING DATE, TIME AND PLACE FOR CONFIRMATION HEARING AND DEADLINE FOR FILING OBJECTIONS THERETO

TO ALL CREDITORS, INTEREST HOLDERS AND PARTIES IN INTEREST, PLEASE TAKE NOTICE THAT:

1. On July 13, 2012, the United States Bankruptcy Court for the District of Delaware entered an order (the "Disclosure Statement and Solicitation Procedures Order") approving, among other things: (i) the Disclosure Statement With Respect to Second Amended Joint Chapter 11 Plan of Reorganization of Syms Corp. and its Subsidiaries, dated July 13, 2012, (as same may be amended or modified, the "Disclosure Statement"), as providing adequate information for holders of claims against and interests in the Debtors to make a decision as to whether to accept or reject the Second Amended Joint Chapter 11 Plan of Reorganization of Syms Corp. and its Subsidiaries, dated July 13, 2012, co-proposed jointly by the Debtors and the Official Committee of Syms Corp. Equity Security Holders (as same may be amended or modified, the "Plan"), and (ii) the procedures for the solicitation and tabulation of votes to accept or reject the Plan (the "Solicitation Procedures").

2. The Solicitation Procedures contain special balloting instructions and solicitation and tabulation procedures. **ALL CREDITORS AND SYMS SHAREHOLDERS AND THEIR COUNSEL SHOULD REVIEW THE SOLICITATION PROCEDURES CAREFULLY.**

3. The Disclosure Statement and Solicitation Procedures Order requires that votes to accept or reject the Plan must be actually received by Kurtzman Carson Consultants, L.L.C. (the "Voting Agent") **no later than 5:00 p.m. prevailing Pacific Time on August 23, 2012**, unless such time is extended in the sole discretion of the Debtors (the "Voting Deadline").

4. A hearing (the "Confirmation Hearing") to consider the confirmation of the Plan will be held at **1:00 p.m. prevailing Eastern Time on August 29, 2012**, before the Honorable Kevin J. Carey, United States Bankruptcy Judge at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 5th Floor, Courtroom 5, Wilmington, Delaware. The Confirmation Hearing may be continued from time to time without further notice other than the announcement by the Debtors of the adjourned date(s) at the Confirmation Hearing or any continued hearing, and the Plan may be modified, if necessary, pursuant to section 1127 of the Bankruptcy Code prior to, during, or as a result of the Confirmation Hearing, without further notice to interested parties other than by filing such modifications with the Court prior to the Confirmation Hearing or announcing any such modifications at the Confirmation Hearing.

5. In accordance with the Solicitation Procedures, Solicitation Packages will be mailed to (a) all holders of Claims listed on the Debtors' Schedules, (b) all holders of Claims who have filed a proof of claim by the Bar Date (or their counsel if the proof of claim was filed by such counsel on behalf of the claimant), (c) each entity listed on the Schedules as a party to an executory contract or unexpired lease with the Debtors, (d) Syms shareholders of record, (e) the Office of the United States Trustee for the District of Delaware, (f) counsel for the Creditors' Committee, (g) counsel for the Equity Committee, and (h) each party that filed a notice of appearance with the Court and has not withdrawn such notice of appearance as of the date the Court entered the Disclosure Statement and Solicitation Procedures Order.

6. Any holder of a Claim or Interest that the Debtors believe, in accordance with the Disclosure Statement and Solicitation Procedures Order, is entitled to vote to accept or reject the Plan, has been mailed a Ballot and voting instructions appropriate for such Claim or Interest. For any vote to accept or reject the Plan

to be counted, a Ballot to accept or reject the Plan must be actually received by the Voting Agent by the Voting Deadline. In accordance with the Solicitation Procedures, all Ballots must be returned to the Voting Agent at: **Creditor Ballots (Syms Classes 3, 4, and 5) (Filene's Classes 3, 4, 5, and 6):** Kurtzman Carson Consultants, L.L.C., Re: Syms Corp., et al., 2335 Alaska Avenue, El Segundo, CA 90245, Attn.: Voting Department; **Shareholder Ballots (Syms Class 7) (Beneficial Owner Ballots to be returned to Nominee):** Kurtzman Carson Consultants, L.L.C., Syms Corp. Class 7 Interests Balloting, 599 Lexington Avenue, 39th Floor, New York, NY 10022.

7. Objections to the confirmation of, or proposed modifications to, the Plan, if any, must (a) be in writing, (b) state the name and address of the objecting party and the nature of the claim or interest of such party, (c) state with particularity the basis and nature of any objection or proposed modification, and (d) be filed, together with proof of service, with the Court and served so that they are **actually received no later than 4:00 p.m. prevailing Eastern Time on August 21, 2012** (the "Objection Deadline") by all of the following parties (the "Notice Parties"): (i) Syms Corp., et al, One Syms Way, Secaucus, New Jersey, 07904, Attn: Laura Brandt, Esq.; (ii) counsel to the Debtors, Skadden, Arps, Slate, Meagher & Flom, LLP, One Rodney Square, Wilmington, Delaware 19801, Attn: Mark S. Chehi, Esq. and Skadden, Arps, Slate Meagher & Flom, LLP, Four Times Square, New York, New York 10036, Attn: Mark A. McDermott, Esq.; (iii) counsel to the Official Committee of Unsecured Creditors, Hahn & Hessen LLP, 488 Madison Avenue, 15th Floor, New York, New York 10022, Attn: Mark T. Power, Esq. and Janine M. Cerbone, Esq. and Richards, Layton & Finger, P.A., One Rodney Square, 920 North King Street, Wilmington, Delaware 19801, Attn: Michael J. Merchant, Esq.; (iv) counsel to the Official Committee of Syms Corp. Equity Security Holders, Munger, Tolles & Olson LLP, 355 South Grand Avenue, 35th Floor, Los Angeles, California 90071, Attn: Thomas B. Walper, Esq. and Seth Goldman, Esq. and Morris Nichols Arshat & Tunnell LLP, 1201 N. Market Street, P.O. Box 1347, Wilmington, Delaware 19899, Attn: Robert J. Dehney, Esq.; and (v) the Office of the United States Trustee, J. Caleb Boggs Federal Bldg., 844 North King Street, Room 2207, Lockbox 35, Wilmington, DE 19801, Attn: David Klauder, Esq. **Objections not timely filed and served in the manner set forth above may not be considered and shall be overruled.**

8. Any holder of a Claim that is not scheduled and is not the subject of a timely filed proof of claim or a proof of claim deemed timely filed with the Court pursuant to either the Bankruptcy Code or any order of the Court or otherwise deemed timely filed under applicable law, shall not be treated as a creditor with respect to such Claim for purposes of (a) receiving notices regarding the Plan, (b) voting on the Plan or (c) receiving distribution under the Plan.

9. Any party in interest wishing to obtain information about the Solicitation Procedures or copies of the Disclosure Statement, the Plan or the Solicitation Procedures should (i) contact the Debtors' Voting Agent at (877) 606-7510 or Filenesinfo@kccllc.com, or (ii) view such documents at the website maintained by the Debtors' Voting Agent, at www.kccllc.net/filenes. All documents that are filed with the Court may be reviewed during regular business hours (9:00 a.m. to 4:00 p.m. weekdays, except legal holidays) at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, Wilmington, Delaware 19801.

Dated: Wilmington, Delaware, July 20, 2012 */s/ Mark S. Chehi*

Mark S. Chehi (I.D. No. 2855), Jason M. Liberi (I.D. No. 4425), Skadden, Arps, Slate, Meagher & Flom LLP, One Rodney Square, P.O. Box 636, Wilmington, Delaware 19899-0636, (302) 651-3000, (302) 651-3001 -and- Jay M. Goffman, Mark A. McDermott, Skadden, Arps, Slate, Meagher & Flom LLP, Four Times Square, New York, New York 10036-6522, (212) 735-3000, (212) 735-2000, Counsel for Debtors and Debtors in Possession

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ISBC traders investigated in Libor case

nk, avoid the perception the lender was under stress amid turmoil in credit markets in 2007 and 2008. At least a dozen banks are being investigated by regulators worldwide for rigging the rate, and regulators from Stockholm to Seoul are reexamining how benchmark rates are set amid concern they are just as vulnerable to manipulation as Libor.

"We are starting to see a whole heap of 'me too'-style investigations and possible reappraisals of how indexes of all sorts are set," said Bob Penn,

partner at law firm Allen & Overy LLP in London. "Wherever there's a market that's not sufficiently liquid and not sufficiently transparent for daily pricing to be observable, you have this problem."

At least 34 traders have been caught up in the scandal, either being fired or suspended by their employers or put under investigation by authorities in the United Kingdom or United States. That includes employees from Lloyds Banking Group PLC, Mitsubishi UFJ Financial

Group, Royal Bank of Scotland Group, UBS AG, Citigroup Inc., Barclays, and JPMorgan Chase & Co.

The Libor scandal has also ensnared officials from the Bank of England, who have been accused of encouraging banks to communicate about their rates. Three top Barclays executives, chairman Marcus Agius, chief executive Robert Diamond, and chief operating officer Jerry Del Missier, have resigned under pressure from regulators and Parliament. Sti-

bor, Sweden's main interbank rate, and Tibor in Japan are among rates facing renewed scrutiny because, like Libor, they are based on banks' estimated borrowing costs rather than real trades. The Japanese Bankers Association yesterday asked the 16 banks that contribute to the rate to answer questions on how they make their submissions. Central bankers will join Bank of England Governor Mervyn King in September to review the future of Libor.

LEGAL NOTICES

SALE OF REAL ESTATE
By the Power of Sale conferred by **Robert R. Belanger** Mortgage Electronic Registration Systems, Inc., as nominee for Countrywide Home Loans, Inc., dated February 28, 2007, recorded with the Worcester County (Worcester District) Registry of Deeds in Book 40752, Page 322 of which mortgage the undersigned is the present holder for breach of conditions of said mortgage and for the purpose of foreclosing the same will be sold at PUBLIC AUCTION at **12:00 PM on July 31, 2012**, on the mortgaged premises. The entire mortgaged premises, all and singular, the premises as described in said mortgage:

Court, Sharon, MA 02067 the buildings and improvements in the County of Norfolk and described as follows: easterly line of Clarke terly; by land now or formerly two hundred fifty seven (210) feet and Southwest- Alfonso Cannata, Jr., and plan hereinafter referred 77/100 (294.77) feet. Said 12 upon plan numbered Registry District with Cer- subject to a taking for the ; Document #144390. For ly 28, 2008 and recorded Certificate of Title Num-

fit of easements, reservation, if any, insofar as the abic- ical error set forth herein mises, the description as mortgage shall control by ss of 22 Clarke Court,

aments now or hereafter isements, rights, appurte- oil and gas rights and l fixtures now or here- placements and additions

as will be sold subject to sments, tax sales, tax ti- water or sewer liens and any there are, and TEN) in cashier's or certified by the purchaser at the apit and the balance in due in thirty (30) days, at Longoria, LLC, 100 Cum- MA 01915, time being of

ight to postpone the sale tion at the time and date ther postpone at any and amation at the time and sale date.

subject to and with the tions, leases, tenancies, and zoning laws, encum- and all other claim in

ful bidder at the foreclo- ing the within described Of this Notice of Sale dum of Sale executed at gage reserves the right deed to the second 1 second highest bidder s attorneys, DOONAN, Cummings Center, Suite 301 (3) business days after previous highest bidder said second highest bid-

LEGAL NOTICES

NOTICE OF MORTGAGEE'S SALE OF REAL ESTATE

By virtue and in execution of the Power of Sale contained in a certain mortgage given by **Jennifer L. Goodale and Adam J. Goodale** to Mortgage Electronic Registration Systems, Inc., as nominee for Countrywide Home Loans, Inc., dated February 28, 2007, recorded with the Worcester County (Worcester District) Registry of Deeds in Book 40752, Page 322 of which mortgage the undersigned is the present holder for breach of conditions of said mortgage and for the purpose of foreclosing the same will be sold at PUBLIC AUCTION at **12:00 PM on July 31, 2012**, on the mortgaged premises. The entire mortgaged premises, all and singular, the premises as described in said mortgage:

Property Address: 327 Main Street, Winchendon, Massachusetts 01475 A certain parcel of land on the northwesterly side of Main Street in Winchendon, Worcester County, Massachusetts and being shown on a plan entitled, "Plan of Land in Winchendon, Massachusetts, Surveyed for Donald J. Jr. and Rose Mari LaFond, Scale: 1" = 50', June 5, 1986, Harold L. Eaton, Professional Land Surveyor, 9 Sunrise Drive - Hadley - Massachusetts" which plan is recorded with the Worcester District Registry of Deeds, Plan Book 556, Page 113, bounded and described as follows: Commencing at an iron pin in the northwesterly line of Main Street, at a corner of land now or formerly of Donald J. LaFond, Jr., et ux; Thence North 05° 51' 33" West, by said LaFond land 188.64 feet to an iron pin; Thence North 19° 41' 20" East, by said LaFond land 538.65 feet to an iron pin in line of land now or formerly of Emmett T. Jeffers; Thence South 74° 27' 15" East, by said Jeffers land 131.75 feet to an iron pin at a corner of land now or formerly of Randy L. Parenteau et ux; Thence South 19° 41' 20" West, by said Parenteau land and land now or formerly of Eddie R. Oakley et ux, 425.75 feet to a point at a corner of said Oakley land; Thence South 75° 00' 48" East, by said Oakley land 57.57 feet to an iron pin in the northwesterly line of Main Street; Thence South 45° 21' 20" West, by the northwesterly line of Main Street, 250.00 feet to an iron pin and the place of beginning. Containing 2.005 acres, more or less. Being the same premises conveyed to me by deed recorded with the Worcester Registry of Deeds herewith, at BOOK: 40752 PAGE: 321

Subject to and with the benefit of easements, reservation, restrictions, and taking of record, if any, insofar as the same are now in force and applicable.

In the event of any typographical error set forth herein in the legal description of the premises, the description as set forth and contained in the mortgage shall control by reference.

This property has the address of **327 Main Street, Winchendon, MA 01475.**

Together with all the improvements now or hereafter erected on the property and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights and stock and all fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this sale.

Terms of Sale: Said premises will be sold subject to any and all unpaid taxes and assessments, tax sales, tax liens and other municipal liens and water or sewer liens and State or County transfer fees, if any there are, and TEN THOUSAND DOLLARS (\$10,000.00) in cashier's or certified check will be required to be paid by the purchaser at the time and place of the sale as a deposit and the balance in cashier's or certified check will be due in thirty (30) days, at the offices of Doonan, Graves & Longoria, LLC, 100 Cummings Center, Suite 225D, Beverly, MA 01915, time being of the essence.

The Mortgagee reserves the right to postpone the sale to a later date by public proclamation at the time and date appointed for the sale and to further postpone at any adjourned sale date by public proclamation at the time and date appointed for the adjourned sale date.

The premises is to be sold subject to and with the benefit of all easements, restrictions, leases, tenancies, and rights of possession, building and zoning laws, encumbrances, condominium liens, if any and all other claim in the nature of liens, if any there be.

In the event of the successful bidder at the foreclosure sale shall default in purchasing the within described property according to the terms of this Notice of Sale and/or the terms of the Memorandum of Sale executed at the time of foreclosure, the Mortgagee reserves the right to sell the property by foreclosure deed to the second highest bidder, providing that said second highest bidder shall deposit with the Mortgagee, Doonan, GRAVES, & LONGORIA LLC, 100 Cummings Center, Suite 225D, Beverly, MA 01915, the amount of the required deposit as set forth herein within three (3) business days after written notice of the default of the previous highest bidder

LEGAL NOTICES

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:) Chapter 11
Filene's Basement, L.L.C., et al.,) Case No. 11-13511 (KJC)
Debtors.) Jointly Administered

NOTICE OF ORDER (I) APPROVING DISCLOSURE STATEMENT; (II) APPROVING BALLOT SOLICITATION AND TABULATION PROCEDURES, KEY DATES AND DEADLINES RELATED THERETO, FORMS OF BALLOTS, AND MANNER OF NOTICE; AND (III) FIXING DATE, TIME AND PLACE FOR CONFIRMATION HEARING AND DEADLINE FOR FILING OBJECTIONS THERETO

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1. On July 13, 2012, the United States Bankruptcy Court for the District of Delaware entered an order (the "Disclosure Statement and Solicitation Procedures Order") approving, among other things: (i) the Disclosure Statement With Respect to Second Amended Joint Chapter 11 Plan of Reorganization of Syms Corp. and its Subsidiaries, dated July 13, 2012, (as same may be amended or modified, the "Disclosure Statement"), as providing adequate information for holders of claims against and interests in the Debtors to make a decision as to whether to accept or reject the Second Amended Joint Chapter 11 Plan of Reorganization of Syms Corp. and its Subsidiaries, dated July 13, 2012, co-proposed jointly by the Debtors and the Official Committee of Syms Corp. Equity Security Holders (as same may be amended or modified, the "Plan"), and (ii) the procedures for the solicitation and tabulation of votes to accept or reject the Plan (the "Solicitation Procedures").

2. The Solicitation Procedures contain special balloting instructions and solicitation and tabulation procedures. **ALL CREDITORS AND SYMS SHAREHOLDERS AND THEIR COUNSEL SHOULD REVIEW THE SOLICITATION PROCEDURES CAREFULLY.**

3. The Disclosure Statement and Solicitation Procedures Order requires that votes to accept or reject the Plan must be actually received by Kurtzman Carson Consultants, L.L.C. (the "Voting Agent") **no later than 5:00 p.m. prevailing Pacific Time on August 23, 2012**, unless such time is extended in the sole discretion of the Debtors (the "Voting Deadline").

4. A hearing (the "Confirmation Hearing") to consider the confirmation of the Plan will be held at **1:00 p.m. prevailing Eastern Time on August 29, 2012**, before the Honorable Kevin J. Carey, United States Bankruptcy Judge at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 5th Floor, Courtroom 5, Wilmington, Delaware. The Confirmation Hearing may be continued from time to time without further notice other than the announcement by the Debtors of the adjourned date(s) at the Confirmation Hearing or any continued hearing, and the Plan may be modified, if necessary, pursuant to section 1127 of the Bankruptcy Code prior to, during, or as a result of the Confirmation Hearing, without further notice to interested parties other than by filing such modifications with the Court prior to the Confirmation Hearing or announcing any such modifications at the Confirmation Hearing.

5. In accordance with the Solicitation Procedures, Solicitation Packages will be mailed to (a) all holders of Claims listed on the Debtors' Schedules, (b) all holders of Claims who have filed a proof of claim by the Bar Date (or their counsel if the proof of claim was filed by such counsel on behalf of the claimant), (c) each entity listed on the Schedules as a party to an executory contract or unexpired lease with the Debtors, (d) Syms shareholders of record, (e) the Office of the United States Trustee for the District of Delaware, (f) counsel for the Creditors' Committee, (g) counsel for the Equity Committee, and (h) each party that filed a notice of appearance with the Court and has not withdrawn such notice of appearance as of the date the Court entered the Disclosure Statement and Solicitation Procedures Order.

6. Any holder of a Claim or Interest that the Debtors believe, in accordance with the Disclosure Statement and Solicitation Procedures Order, is entitled to vote to accept or reject the Plan, has been mailed a Ballot and voting instructions appropriate for such Claim or Interest. For any vote to accept or reject the Plan

to be counted, a Ballot to accept or reject the Plan must be actually received by the Voting Agent by the Voting Deadline. In accordance with the Solicitation Procedures, all Ballots must be returned to the Voting Agent at: **Creditor Ballots (Syms Classes 3, 4, and 5) (Filene's Classes 3, 4, 5, and 6): Kurtzman Carson Consultants, L.L.C., Re: Syms Corp., et al., 2335 Alaska Avenue, El Segundo, CA 90245, Attn: Voting Department; Shareholder Ballots (Syms Class 7) (Beneficial Owner Ballots to be returned to Nominee): Kurtzman Carson Consultants, L.L.C., Syms Corp. Class 7 Interests Balloting, 599 Lexington Avenue, 39th Floor, New York, NY 10022.**

7. Objections to the confirmation of, or proposed modifications to, the Plan, if any, must (a) be in writing, (b) state the name and address of the objecting party and the nature of the claim or interest of such party, (c) state with particularity the basis and nature of any objection or proposed modification, and (d) be filed, together with proof of service, with the Court and served so that they are **actually received no later than 4:00 p.m. prevailing Eastern Time on August 21, 2012** (the "Objection Deadline") by all of the following parties (the "Notice Parties"): (i) Syms Corp., et al., One Syms Way, Secaucus, New Jersey, 07094, Attn: Laura Brandt, Esq.; (ii) counsel to the Debtors, Skadden, Arps, Slate, Meagher & Flom, LLP, One Rodney Square, Wilmington, Delaware 19801, Attn: Mark S. Chehi, Esq. and Skadden, Arps, Slate, Meagher & Flom, LLP, Four Times Square, New York, New York 10036, Attn: Mark A. McDermott, Esq.; (iii) counsel to the Official Committee of Unsecured Creditors, Hahn & Hessen L.L.P., 488 Madison Avenue, 15th Floor, New York, New York 10022, Attn: Mark T. Power, Esq. and Janine M. Cerbone, Esq. and Richards, Layton & Finger, P.A., One Rodney Square, 920 North King Street, Wilmington, Delaware 19801, Attn: Michael J. Merchant, Esq.; (iv) counsel to the Official Committee of Syms Corp. Equity Security Holders, Munger, Tolles & Olson LLP, 355 South Grand Avenue, 35th Floor, Los Angeles, California 90071, Attn: Thomas B. Walper, Esq. and Seth Goldman, Esq. and Morris Nichols Arshat & Tunnell LLP, 1201 N. Market Street, P.O. Box 1347, Wilmington, Delaware 19899, Attn: Robert J. Dehney, Esq.; and (v) the Office of the United States Trustee, J. Caleb Boggs Federal Bldg., 844 North King Street, Room 2207, Lockbox 35, Wilmington, DE 19801, Attn: David Klauder, Esq. **Objections not timely filed and served in the manner set forth above may not be considered and shall be overruled.**

8. Any holder of a Claim that is not scheduled and is not the subject of a timely filed proof of claim or a proof of claim deemed timely filed with the Court pursuant to either the Bankruptcy Code or any order of the Court or otherwise deemed timely filed under applicable law, shall not be treated as a creditor with respect to such Claim for purposes of (a) receiving notices regarding the Plan, (b) voting on the Plan or (c) receiving distribution under the Plan.

9. Any party in interest wishing to obtain information about the Solicitation Procedures or copies of the Disclosure Statement, the Plan or the Solicitation Procedures should (i) contact the Debtors' Voting Agent at (877) 606-7510 or FilenesInfo@kccfil.com, or (ii) view such documents at the website maintained by the Debtors' Voting Agent, at www.kccfil.net/filenes. All documents that are filed with the Court may be reviewed during regular business hours (9:00 a.m. to 4:00 p.m. weekdays, except legal holidays) at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, Wilmington, Delaware 19801.

Dated: Wilmington, Delaware, July 20, 2012 */s/Mark S. Chehi*
Mark S. Chehi (I.D. No. 2855), Jason M. Liberi (I.D. No. 4425), Skadden, Arps, Slate, Meagher & Flom LLP, One Rodney Square, P.O. Box 636, Wilmington, Delaware 19899-0636, (302) 651-3000, (302) 651-3001 and Jay M. Goffman, Mark A. McDermott, Skadden, Arps, Slate, Meagher & Flom LLP, Four Times Square, New York, New York 10036-6522, (212) 735-3000, (212) 735-2000, Counsel for Debtors and Debtors in Possession

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Filene's Basement, L.L.C. (8277), Syms Corp. (5228), Syms Clothing, Inc. (3869), and Syms Advertising Inc. (5234). The Debtors' address is One Syms Way, Secaucus, New Jersey 07094.