

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW HAMPSHIRE

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In re: : **Chapter 11**

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GT ADVANCED TECHNOLOGIES INC., et al.: **Case No. 14-11916-HJB**

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Debtors.¹ :

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Jointly Administered

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NOTICE OF BAR DATES FOR FILING PROOFS OF CLAIM

On October 6, 2014 (the "Petition Date"), the above-captioned debtors and debtors in possession (collectively, "GTAT" or the "Debtors") each filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code"), in the United States Bankruptcy Court for the District of New Hampshire (the "Court").

On October 30, 2014, the Court entered an order in the chapter 11 cases [Docket No. 395] (the "Bar Date Order")² establishing certain claims bar dates in these chapter 11 cases. Under the Bar Date Order, the Court established **January 26, 2015 at 5:00 p.m. (E.T.)** as the general claims bar date (the "General Bar Date"). Except as described below, the Bar Date Order requires all persons or entities that have or assert any prepetition claims ("Claim") against GTAT to file proofs of claim with Kurtzman Carson Consultants LLC ("KCC"), the claims and noticing agent in these chapter 11 cases, so that their proofs of claim are actually received by the Claims Agent on or before 5:00 p.m. (E.T.) on the General Bar Date.

For your convenience, enclosed with this Notice is a proof of claim form, which identifies on its face the amount, nature, and classification of your Claim(s), if any, listed in GTAT's schedules of assets and liabilities filed in these chapter 11 cases (the "Schedules"). If GTAT believes that you hold a Claim against more than one Debtor, you will receive multiple proof of claim forms, each of which will reflect the nature and amount of your Claim listed in the Schedules.

¹ The Debtors, along with the last four digits of each debtor's tax identification number, as applicable, are: GT Advanced Technologies Inc. (6749), GTAT Corporation (1760), GT Advanced Equipment Holding LLC (8329), GT Equipment Holdings, Inc. (0040), Lindbergh Acquisition Corp. (5073), GT Sapphire Systems Holding LLC (4417), GT Advanced Cz LLC (9815), GT Sapphire Systems Group LLC (5126), and GT Advanced Technologies Limited (1721). The Debtors' corporate headquarters are located at 243 Daniel Webster Highway, Merrimack, NH 03054.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Bar Date Order.



THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTORS BELIEVE YOU HAVE A CLAIM.

Definitions

“Entity” has the meaning given to it in section 101(15) of the Bankruptcy Code, and includes, but is not limited to, all persons (including, without limitation, individuals, partnerships and corporations), estates, trusts, and governmental units.

“Governmental Unit” has the meaning given to it in section 101(27) of the Bankruptcy Code and includes, without limitation, the United States; states; commonwealths; districts; territories; municipalities; foreign states; or departments; agencies or instrumentalities of the United States.

“Claim” shall mean, as to or against GTAT and in accordance with section 101(5) of the Bankruptcy Code: (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, legal, equitable, secured or unsecured; or (b) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

“503(b)(9) Claim” shall mean a Claim for the value of any goods received by GTAT within 20 days before the Petition Date and such goods were sold to GTAT in the ordinary course of GTAT’s business.

WHO MUST FILE A PROOF OF CLAIM AND THE APPLICABLE BAR DATES

The Bar Dates

The Bar Date Order established the following bar dates for filing proofs of claim in these chapter 11 cases (collectively, the “Bar Dates”):

- (a) **General Bar Date**: The last date and time for all persons and entities, (including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts) that assert a Claim, **including, without limitation, any claims under section 503(b)(9) of the Bankruptcy Code** (“503(b)(9) Claim”), secured claims, and priority claims, which arose on or prior to the Petition Date, to file proofs of such claim is **January 26, 2015 at 5:00 p.m. (E.T.)**.
- (b) **Apple Bar Date**: In the event of a termination of the Settlement Agreement pursuant to section 12 thereof, the last date and time for Apple Inc. or its affiliates to file Proofs of Claim against GTAT on account of Claims arising on or prior to the Petition Date is 5:00 p.m. (E.T.) on the date that is forty-five days after such termination of the Settlement Agreement (the “Apple Bar Date”).

- (c) **Government Bar Date:** The last date and time for filing proofs of claim by governmental units (as defined in section 101(27) of the Bankruptcy Code) against GTAT is **April 6, 2015 at 5:00 p.m. (E.T.)** (the “Government Bar Date”).
- (d) **Amended Schedules Bar Date:** If GTAT amends or supplements its Schedules subsequent to the service of this Notice, GTAT will give notice of any such amendment or supplement to the holders of Claims affected thereby, and such holders shall be afforded the later of (i) the General Bar Date or (ii) 5:00 p.m. (E.T.) on the exact calendar date, which shall be provided by GTAT in such notice, that is 30 days from the date on which such notice is given, to file Proofs of Claim with respect to their Claims (the “Amended Schedules Bar Date”).
- (e) **Rejection Bar Date:** The last date and time for any person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts) whose Claim arises out of the Court-approved rejection of an executory contract or unexpired lease in accordance with section 365 of the Bankruptcy Code (“Rejection Damage Claim”) to file a Proof of Claim is the later of (i) the General Bar Date or (ii) 5:00 p.m. (E.T.) on the date that is 30 days following the entry of the order approving the rejection of the executory contract or unexpired lease pursuant to which the entity asserting the Rejection Damage Claim is a party (the “Rejection Bar Date,” and collectively with the General Bar Date, the Apple Bar Date, the Government Bar Date and the Amended Schedules Bar Date, the “Bar Dates”).

Entities That Must File Proof of Claim by the Applicable Bar Date

Subject to the terms described above for holders of a Rejection Damage Claim, without limitation, each of the following entities that fails to file a Proof of Claim by the applicable Bar Date with respect to a Claim shall not be treated as a creditor with respect to such Claim for the purposes of voting and distribution under any plan confirmed in these chapter 11 cases:

- (a) Apple (but solely in the event of any termination of the Settlement Agreement pursuant to section 12 thereof);
- (b) any entity whose prepetition claim against GTAT is not listed in the Schedules or whose prepetition claim is listed in the Schedules but is listed therein as disputed, contingent, or unliquidated and that desires to participate in these chapter 11 cases or share in any distribution under any confirmed chapter 11 plan in these chapter 11 cases;
- (c) any entity that believes that its prepetition claim is improperly classified in the Schedules or is listed in an incorrect amount and that desires to have its claim allowed in a classification or amount other than that identified in the Schedules; and

- (d) any entity that believes that its prepetition claim as listed in the Schedules is not an obligation of the specific Debtor against which the claim is listed and that desires to have its claim allowed against a debtor other than that identified in the Schedules.

Entities Not Required to File Proofs of Claim by the Applicable Bar Date

The Bar Date Order further provides that the following persons and entities need not file proofs of claim on or before the applicable Bar Date:

- (a) Any person or entity whose Claim is listed on the Schedules and (i) whose Claim is not described thereon as “disputed,” “contingent,” or “unliquidated,” (ii) who does not dispute the amount or classification of the Claim set forth in the Schedules; and (iii) who does not dispute that the Claim is an obligation of the specific Debtor against which the Claim is listed on the Schedules;
- (b) Any person or entity whose Claim has been paid in full by GTAT in accordance with an order of this Court;
- (c) Professionals retained by GTAT or any statutory creditors’ committee (the “Committee”) pursuant to orders of the Court who assert administrative claims for fees and expenses subject to the Court’s approval pursuant to sections 328, 330, 331, and 503(b) of the Bankruptcy Code or 28 U.S.C. § 156(c);
- (d) Current officers and directors of GTAT who assert Claims for indemnification or contribution arising as a result of such officers’ or directors’ prepetition or postpetition services to GTAT;
- (e) Any direct or indirect non-debtor subsidiary or affiliate of GTAT;
- (f) Any Debtor having a claim against another Debtor;
- (g) Any person or entity holding a Claim payable to the Court or the United States Trustee Program pursuant to 28 U.S.C. § 1930;
- (h) Any person or entity that holds an interest in GTAT, which interest is based exclusively upon the ownership of common or preferred stock, membership interests, partnership interests, or warrants or rights to purchase, sell or subscribe to such a security or interest; provided, however, that interest holders that wish to assert Claims (as opposed to ownership interests) against GTAT that arise out of or relate to the ownership or purchase of an interest, including Claims arising out of or relating to the sale, issuance, or distribution of the interest, must file Proofs of Claim on or before the applicable Bar Date, unless another exception identified herein applies;

- (i) Any holder of a Claim, other than a 503(b)(9) Claim, allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense, which claims will be subject to a separate bar date;
- (j) Any person or entity that holds a Claim that has been allowed by an order of the Court entered on or before the applicable Bar Date;
- (k) Any holder of a Claim for which a separate deadline for filing a Proof of Claim is fixed by an order of the Court;
- (l) Any holder of a Claim who has already properly filed a Proof of Claim with the Claims Agent or the Clerk of the United States Bankruptcy Court for the District of New Hampshire on account of such Claim, utilizing a Claim form that substantially conforms to the Proof of Claim Form or Official Form 10; and
- (m) Any person or entity whose claim is limited exclusively to the payment of principal, interest and other fees and expenses under agreements governing any debt security (“Debt Claim”) issued by or for the benefit of the Debtors pursuant to an indenture (“Indenture”), to the extent that the relevant Indenture Trustee (as defined below) files a Proof of Claim authorized by clause (ii) below; provided, however, that (i) the foregoing exclusion in this subparagraph shall not apply to the indenture trustee under the applicable indenture (“Indenture Trustee”), (ii) each Indenture Trustee shall be authorized to file a single Proof of Claim, on or before the applicable Bar Date, against all Debtors under the applicable indentures, (iii) each Indenture Trustee may amend its Proof of Claim by filing a single amended Proof of Claim against all Debtors that are liable under the applicable indentures, and (iv) notwithstanding anything to the contrary in the Bar Date Order or this notice, each Indenture Trustee may file a Proof of Claim without supporting documentation, provided that such supporting documentation will be made available by each Indenture Trustee upon written request from the Debtors or other party in interest.

CONSEQUENCES OF FAILURE TO FILE TIMELY PROOF OF CLAIM

Any person, entity, or governmental unit not excepted from filing a Proof of Claim pursuant to the Bar Date Order, that fails to do so by the applicable Bar Date and in the form and manner provided for in the Bar Date Order shall not be permitted to vote to accept or reject any plan filed in these chapter 11 cases, receive any distribution in these chapter 11 cases on account of such Claim, or receive further notices regarding such Claim.

If it is unclear from the Schedules whether your Claim is disputed, contingent, or unliquidated or is otherwise properly listed and classified, you must file a Proof of Claim on or before the applicable Bar Date. Any person, entity, or governmental unit that relies on the information in the Schedules bears full and absolute responsibility for determining that its Claim is accurately listed therein.

RESERVATION OF RIGHTS

GTAT reserves the right to dispute, or to assert offsets or defenses to, any Claim reflected in the Schedules or to object to any Claim or Proof of Claim filed in these chapter 11 cases, as to amount, liability, characterization, or otherwise, and to subsequently designate any claim as disputed, contingent, or unliquidated on the Schedules or otherwise. Nothing contained in this Notice shall preclude GTAT from objecting to any Claim, whether scheduled or filed or unfiled, on any grounds.

PROCEDURES FOR FILING PROOFS OF CLAIM

Except as otherwise provided herein, Proofs of Claim must be filed so as to be actually received no later than 5:00 p.m. (E.T.) on the applicable Bar Date, at the following address:

GTAT Claims Processing Center
c/o KCC
2335 Alaska Avenue
El Segundo, CA 90245

A Proof of Claim will be deemed timely only if the original Proof of Claim is mailed or delivered by hand, courier or overnight service so as to be **actually received** by the Claims Agent on or before the applicable Bar Date. Proofs of Claim may not be sent by facsimile, telecopy, electronic mail or other form of electronic transmission. A claimant who wishes to receive acknowledgement of receipt of its Proof of Claim may submit a copy of the Proof of Claim and a self-addressed, stamped envelope to the Claims Agent along with the original Proof of Claim.

If you file a Proof of Claim, your Proof of Claim must: (a) be written in the English language; (b) be denominated in lawful currency of the United States as of the Petition Date; (c) conform substantially to the enclosed proof of claim form or Official Bankruptcy Form No. 10 (“Official Form 10”);³ (d) set forth with specificity the legal and factual basis for the alleged Claim; (e) include supporting documentation (or, if such documentation is voluminous, a summary of such documentation) or an explanation as to why such documentation is not available; and (f) be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. Proofs of Claim shall specify by name and case number the Debtor against which the claim is filed. If you are asserting a claim against more than one Debtor or have claims against multiple Debtors, you must file a separate Proof of Claim for each Debtor.

ADDITIONAL INFORMATION

You may be listed as the holder of a Claim against GTAT in the Schedules. If you hold or assert a Claim that is not listed in the Schedules, or if you disagree with the amount, characterization or priority of your claim as listed in the Schedules, or your Claim is listed in the Schedules as “contingent,” “unliquidated,” or “disputed,” or you dispute that the Claim is an obligation of the

³ Official Form 10 can be found at www.uscourts.gov/bkforms/index.html, the Official Website for the United States Bankruptcy Courts.

specific debtor entity against which the Claim is listed in the Schedules, you will be forever barred from asserting such Claim if you do not file a Proof of Claim. Copies of the Schedules and the Bar Date Order are available for inspection during regular business hours at the Office of the Clerk of the United States Bankruptcy Court for the District of New Hampshire, 3rd Floor, 1000 Elm Street, Suite 1001 Manchester, NH 03101-1708. In addition, copies of the Schedules and the Bar Date Order may be viewed on the internet for a fee at the Court's website (<http://www.nhb.uscourts.gov/>) by following directions for accessing the Court's electronic filing system on such website, or free of charge on the Claims Agent's website for these chapter 11 cases (<http://www.kccllc.net/GTAT>).

Questions concerning the contents of this Notice and requests for additional Proof of Claim forms should be directed to KCC at (888) 647-1732 (or outside of the U.S. at (310) 751-2622). Please note that KCC's staff is not permitted to give legal advice. You should consult with your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a Proof of Claim.

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