



## I. INTRODUCTION

1. **“First Day Declaration”** –Declaration of Antoinette P. McCorvey Pursuant to Rule 1007-2 of the Local Bankruptcy Rules for the Southern District of New York In Support of Pleadings, dated January 18, 2012 [Docket No. 2]

## II. MOTIONS TO BE HEARD AT THE FIRST DAY HEARING

### A. Procedural Motions

2. **“Joint Administration”** – Debtors’ Motion for an Order Authorizing Joint Administration of Their Related Chapter 11 Cases [Docket No. 3]
3. **“Creditor Matrix”** – Debtors’ Motion for an Order Authorizing the Debtors to (A) Prepare a List of Creditors in Lieu of a Formatted Mailing Matrix, (B) File a Consolidated List of the Debtors’ 50 Largest Unsecured Creditors and (C) Mail Initial Notices [Docket No. 4]
4. **“Claims and Noticing Agent Retention”** – Application for an Order Appointing Kurtzman Carson Consultants LLC as Claims and Noticing Agent for the Debtors in these Chapter 11 Cases [Docket No. 5]
5. **“Schedules and SOFAs Extension”** – Debtors’ Motion for an Order (A) Extending the Time to File (I) Schedules of Assets and Liabilities, Schedules of Current Income and Expenditures, Schedules of Executory Contracts and Unexpired Leases and Statements of Financial Affairs and (II) Reports of Financial Information and (B) Waiving Requirements to File Equity List and Serve Notice of Commencement on Equity Security Holders [Docket No. 6]
6. **“Case Management”** – Debtors’ Motion for an Order Authorizing the Establishment of Certain Notice, Case Management and Administrative Procedures [Docket No. 7]
7. **“Transfers of Interests”** – Debtors’ Motion for an Order Authorizing Restrictions on Certain Transfers of Interests in the Debtors and Establishing Notification Procedures Relating Thereto Pursuant to Sections 105(a) and 362 of the Bankruptcy Code [Docket No. 8]

### B. Operational Motions

8. **“Taxes”** – Debtors’ Motion for Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to Pay Taxes and Fees and (B) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 9]

9. **“Employee Wages and Benefits”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to (I) Pay Certain Prepetition Wages and Reimbursable Employee Expenses, (II) Pay and Honor Employee Medical and Other Benefits and (III) Continue Employee Benefits Programs and (B) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 10]
10. **“Shippers, Lien Claimants and Customs Duties”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to Pay (I) Prepetition Claims of Shippers, Warehouseurs, Processors and Lien Claimants and (II) Certain Customs Duties and Similar Incidental Prepetition Import Expenses and (B) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 11]
11. **“Customer Programs”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to (I) Maintain and Administer Customer Programs and (II) Honor Related Prepetition Obligations to Customers and (B) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 12]
12. **“Foreign Vendors”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Claims of Foreign Vendors, (B) Approving Related Procedures and (C) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 13]
13. **“Critical Vendors”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Claims of Critical Vendors, (B) Approving Related Procedures and (C) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No 14]

C. **Financing and Cash Collateral**

14. **“Cash Management”** – Debtors’ Motion for Entry of Interim and Final Orders (A) Authorizing, But Not Directing, the Debtors to (I) Continue Using Their Existing Cash Management System, Bank Accounts and Business Forms, (II) Maintain Investment Practices and (III) Continue Intercompany Transactions, (B) Providing Postpetition Intercompany Claims Administrative Expense Priority and (C) Authorizing, But Not Directing, All Financial Institutions to Honor All Related Payment Requests [Docket No. 15]
15. **“DIP Financing”** – Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors (A) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e)

and (B) to Utilize Cash Collateral Pursuant 11 U.S.C. § 363, (II) Granting Adequate Protection to Prepetition Secured Parties Pursuant to 11 U.S.C. §§ 361, 362, 363, and 364 and (III) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [Docket No. 16 and 17]

- A. **“Hart DIP Declaration”** – Declaration of Matthew J. Hart in Support of Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors (A) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e) and (B) to Utilize Cash Collateral Pursuant 11 U.S.C. § 363, (II) Granting Adequate Protection To Prepetition Secured Parties Pursuant to 11 U.S.C. §§ 361, 362, 363, and 364 and (III) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [Exhibit B to DIP Financing Motion]
- B. **“Lasinski DIP Declaration”** – Declaration of Michael J. Lasinski in Support of Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors (A) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e) and (B) to Utilize Cash Collateral Pursuant 11 U.S.C. § 363, (II) Granting Adequate Protection To Prepetition Secured Parties Pursuant to 11 U.S.C. §§ 361, 362, 363, and 364 and (III) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [Exhibit C to DIP Financing Motion]
- C. **“McCorvey DIP Declaration”** – Declaration of Antoinette P. McCorvey in Support of Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors (A) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) And 364(e) and (B) to Utilize Cash Collateral Pursuant 11 U.S.C. § 363, (II) Granting Adequate Protection To Prepetition Secured Parties Pursuant to 11 U.S.C. §§ 361, 362, 363, and 364 and (III) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [Exhibit D to DIP Financing Motion]

Dated: January 19, 2012  
New York, New York

/s/ Andrew G. Dietderich

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Proposed Counsel to the Debtors  
and Debtors in Possession

**EXHIBIT A**

**CourtCall Instructions**

## TELEPHONIC COURT APPEARANCES

Telephonic appearances at court hearings are permitted in certain circumstances. Prior approval must be obtained from the judge. **Each judge has adopted procedures for telephonic appearances.**

**Under no circumstances may any participant record or broadcast the proceedings conducted in the U.S. Bankruptcy Court for the Southern District of New York.**

A written request must be made to the chambers of the judge assigned to the case:

Judge Bernstein	(212) 668-2304
Judge Chapman	(212) 668-2301
Judge Gerber	(212) 668-5660
Judge Glenn	(212) 668-2784
Chief Judge Gonzalez	(212) 668-2894
Judge Gropper	(212) 668-5629
Judge Lifland	(212) 668-5663
Judge Peck	(212) 668-5632
Judge Drain (White Plains)	(914) 390-4155
Judge Morris (Poughkeepsie)	(845) 452-4200 ext. 4509

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- a. Case Name and Number
- b. Name of Judge
- c. Hearing date and time
- d. Parties, address, phone number of participant/attorney
- e. Parties whom participant represents
- f. Particular pleading submitted by the participant, and matter on which participant wishes to be heard; or whether the participant intends to monitor the proceeding in "listen-only" mode.

The hearing may initially be in a listening mode until your case is called. Once your call is connected to the courtroom, the judge will call the case, request appearances and direct the manner in which the hearing will proceed.

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### **FEES**

The fee for telephonic appearance is fixed by the selected conference call service. The requesting party is responsible for negotiating the fees with the company. CourtCall, LLC will bill the counsel who contracts the service, not the court. The court is not responsible for any fees connected with a teleconference hearing.



## **TELEPHONIC COURT APPEARANCE PROVIDER**

**CourtCall, LLC**  
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### **General Assistance**

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