

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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<i>In re</i>	:	Chapter 11
	:	
JCK LEGACY COMPANY, <i>et al.</i>,	:	Case No. 20-10418 (MEW)
	:	
Debtors.¹	:	(Jointly Administered)
	:	
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**CERTIFICATION OF ANDRES A. ESTRADA
WITH RESPECT TO THE TABULATION OF VOTES ON THE
JOINT CHAPTER 11 PLAN OF DISTRIBUTION OF THE McCLATCHY
COMPANY AND ITS AFFILIATED DEBTORS AND DEBTORS IN POSSESSION**

I, Andres A. Estrada, depose and say under the penalty of perjury:

1. I am a Director of Corporate Restructuring Services, employed by Kurtzman Carson Consultants LLC (“KCC”), located at 222 Pacific Coast Highway, Third Floor, El Segundo, California 90245. I am over the age of 18 and not a party to this action. I am authorized to submit this Certification on behalf of KCC.

2. On March 27, 2020, the Court entered the *Order Authorizing Employment and Retention of Kurtzman Carson Consultants LLC as Administrative Advisor to the Debtors Nunc Pro Tunc to the Petition Date* [ECF No. 243] authorizing the retention of KCC as administrative advisor to the Debtors.

3. KCC worked with the Debtors and their counsel to solicit votes to accept or reject the *Joint Chapter 11 Plan of Distribution of The McClatchy Company and its Affiliated Debtors*

¹ The last four digits of Debtor JCK Legacy Company’s tax identification number are 0478. Due to the large number of debtor entities in these jointly administered chapter 11 cases, a complete list of the debtor entities and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <http://www.kccllc.net/McClatchy>. The location of the Debtors’ service address for purposes of these chapter 11 cases is: 2100 Q Street, Sacramento, California 95816.



and Debtors in Possession [Docket No. 780] (the “Plan”)² and to tabulate the ballots of creditors voting to accept or reject the Plan. Except as otherwise noted, I could and would testify to the following based upon my personal knowledge.

I. Service and Transmittal of Solicitation Materials and Related Information.

4. On August 21, 2020, the Debtors caused to be served the following documents (collectively, the “Solicitation Package”) via email to the Holders of Class 3 Second Lien Term Loan Claims:

- a. The Plan;
- b. *The Supplemental Disclosure Statement With Respect to the Joint Chapter 11 Plan of Distribution of The McClatchy Company and its Affiliated Debtors and Debtors in Possession* [ECF No. 781] (the “Disclosure Statement”);
- c. *The Order (I) Approving the Confirmation and Solicitation Timeline, (II) Scheduling a Combined Hearing on the Debtors' Plan and Disclosure Statement, and (III) Approving the Combined Hearing Notice* [ECF No. 782];
- d. *the Debtors' Motion Seeking Approval at the Combined Hearing of (I) Adequate of the Disclosure Statement and (II) Confirmation of the Debtors' Plan of Distribution* [ECF No. 785];
- e. *the Notice of (I) Combined Hearing to Consider Approval of the Disclosure Statement and Confirmation of the Plan and (II) Objection Deadlines Relating Thereto* [ECF No. 786]; and
- f. a Ballot (collectively, with the Plan and Disclosure Statement, the “Solicitation Package”).

II. The Tabulation Process.

5. Pursuant to the Plan, only Holders of Class 3 Second Lien Term Loan Claims (the “Voting Class”) were entitled to vote to accept or reject the Plan. The Debtors established August 18, 2020 as the record date for determining which creditors were entitled to receive a Solicitation Package and vote on the Plan (the “Voting Record Date”).

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Plan.

6. The Disclosure Statement and Ballots delivered to Holders of Class 3 Second Lien Term Loan Claims instructed such holders to complete their Ballots and submit them to KCC via email at McClatchyInfo@kccllc.com by September 14, 2020 at 4:00 p.m. (prevailing Eastern Time) (the “Voting Deadline”). KCC reviewed each Ballot that was returned by email and tabulated each Ballot that was received on or before the Voting Deadline.

7. Set forth below is a summary of the voting results with respect to the Voting Class tabulated on a consolidated basis:

Total Ballots Received			
Accept		Reject	
Number	Amount	Number	Amount
Class 3 Second Lien Term Loan Claims			
6 (100%)	\$157,083,000.00 (100%)	0 (0%)	\$0.00 (0%)

8. Annexed hereto as **Exhibit A** is a report of Ballots returned in the Voting Class.

III. Conclusion.

To the best of my knowledge, information and belief, the foregoing information concerning the distribution, submission and tabulation of Ballots in connection with the Plan is true. The ballots received by KCC are stored at KCC’s office and are available for inspection by or submission to this Court.

Dated: September 16, 2020

/s/ Andres A. Estrada
Andres A. Estrada
KCC
222 N Pacific Coast Highway, 3rd Floor
El Segundo, CA 90245

Exhibit A

Exhibit A

Class 3 - Second Lien Term Loan

Ballot Detail Report

Ballot #	Date Returned	CreditorName	Voting Amount	Vote
1	9/10/2020	TX-Chatham Fund, LP	\$12,047,000.00	Accept
2	9/10/2020	Chatham Asset High Yield Master Fund, Ltd.	\$92,152,000.00	Accept
3	9/10/2020	Chatham Fund, LP	\$6,131,000.00	Accept
4	9/10/2020	Chatham Asset Private Debt and Strategic Capital Fund, LP	\$15,946,000.00	Accept
5	9/10/2020	Chatham Everest Fund, LP	\$25,657,000.00	Accept
6	9/10/2020	Chatham Asset Private Debt and Strategic Capital Fund II, LP	\$5,150,000.00	Accept