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Counsel for Plan Administration Trustee

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

-----	X	
<i>In re</i>	:	Chapter 11
	:	
JCK LEGACY COMPANY, <i>et al.</i>,	:	Case No. 20-10418 (MEW)
	:	
Wind-Down Debtors.¹	:	(Jointly Administered)
	:	
-----	X	Related Docket No. 897

**CERTIFICATE OF NO OBJECTION TO
PLAN ADMINISTRATION TRUSTEE'S THIRD OMNIBUS OBJECTION TO CLAIMS
(AMENDED CLAIMS)**

¹ The Wind-Down Debtors in these chapter 11 cases and the last four characters of each Wind-Down Debtor's tax identification number are: JCK Legacy Company (0478) and Herald Custom Publishing of Mexico, S. de R.L. de C.V. (5UZ1). The location of the Plan Administration Trustee's service address for purposes of these chapter 11 cases is: 1201 W Peachtree Street, NW, Suite 500, Atlanta, Georgia 30309.



TO THE HONORABLE MICHAEL E. WILES,
UNITED STATES BANKRUPTCY JUDGE:

The undersigned counsel to Sean M. Harding, a Senior Managing Director with FTI Consulting, Inc. and the Plan Administration Trustee for JCK Legacy Company and certain of its affiliates (the “**Plan Administration Trustee**”), respectfully states:

1. On October 7, 2020, the Plan Administration Trustee filed and served the *Plan Administration Trustee’s Third Omnibus Objection to Claims (Amended Claims)* [Docket No. 897] (the “**Application**”) (with supporting documents), together with a Notice of Hearing (the “**Notice**”).

2. The Notice stated, among other things, that objections to the Application were to be filed and served so that they were actually received no later than November 12, 2020 at 4:00 p.m. (Prevailing Eastern Time).

3. The undersigned counsel hereby certifies that, as of the date hereof, no objection to the Application has been received. Undersigned counsel further certifies that he has reviewed the docket in this case and no answer, objection, or other response to the Application appears thereon.

4. In accordance with Rule 9075-2 of the Local Bankruptcy Rules for the Southern District of New York, this certificate is being filed at least forty-eight (48) hours after expiration of the deadline for parties to file and serve any answer, objection, or response to the Application.

5. Due to the foregoing, it is respectfully requested that the Court enter the Order attached hereto as **Exhibit A**, a blacklined version of which order against the original version is attached hereto as **Exhibit B**.

Dated: New York, New York
November 17, 2020

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TOGUT, SEGAL & SEGAL LLP

/s/ Kyle J. Ortiz

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Counsel for Plan Administration Trustee

EXHIBIT A

Proposed Order

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

-----	x	
<i>In re</i>	:	Chapter 11
	:	
JCK LEGACY COMPANY, <i>et al.</i>,	:	Case No. 20-10418 (MEW)
	:	
Wind-Down Debtors.¹	:	(Jointly Administered)
	:	
-----	x	Related Docket No. 897

**ORDER GRANTING PLAN ADMINISTRATION
TRUSTEE'S THIRD OMNIBUS OBJECTION TO CLAIMS
(AMENDED CLAIMS)**

Upon the omnibus claims objection (the “**Objection**”)² of the Plan Administration Trustee, seeking entry of an order (this “**Order**”), pursuant to sections 105 and 502 of the Bankruptcy Code and Bankruptcy Rule 3007, disallowing and expunging the Amended Claims, as more fully set forth in the Objection; and this Court having considered the Declaration of Sean M. Harding (the “**Declaration**”) in support thereof; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and due and sufficient notice of the Objection having been given under the particular circumstances; and it appearing that no

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

other or further notice is necessary; and it appearing that the relief requested in the Objection is in the best interests of the Debtors, their estates, their creditors, and other parties in interest; and that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and a Certificate of No Objection concerning the Objection having been filed on November 17, 2020; and after due deliberation thereon; and good and sufficient cause appearing therefor; it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The relief requested in the Objection is GRANTED as set forth herein.
2. The Amended Claims listed under the heading “*Objectionable Claims*” on **Exhibit 1** attached hereto are hereby disallowed and expunged in their entirety.
3. Each claim and the objections by the Plan Administration Trustee to each claim as identified and set forth on **Exhibit 1** attached hereto constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each claim. Any stay of this Order shall apply only to the contested matter that involves such creditor and its claim and shall not act to stay the applicability or finality of this Order with respect to the other contested matters and corresponding claims.
4. The Plan Administration Trustee shall have the right to further object in the future on any ground to (i) any of the Amended Claims that are not disallowed and expunged pursuant to this Order, and (ii) any of the Surviving Claims, including to seek disallowance and expungement of same, and the rights and defenses of the claimants regarding such claims are fully preserved. Neither the Objection nor this Order shall constitute any admission or finding with respect to the validity or amount of the Amended Claims that are not disallowed and expunged pursuant to this Order or the Surviving Claims.

5. The claims agent retained in the Debtors' Chapter 11 Cases is authorized to reflect the disallowance and expungement of the Amended Claims on the official claims register maintained for the Debtors' cases.

6. The terms and conditions of this Order are effective immediately upon entry.

7. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

Dated: New York, New York
[Month] __, 2020

Honorable Michael E. Wiles
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT 1

Amended Claims

EXHIBIT 1
Amended Claims

(S) - Secured
(A) - Administrative
(B) - 503(b)(9)
(P) - Priority
(U) - Unsecured
(T) - Total Claimed

Objectionable Claims					Surviving Claims				
Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount	Surviving Claim #	Filed Date	Debtor/Case #	Claim Amount	
1 Cherry Street Properties, LLC Crawford Brown Edwards, Jr. 487 Cherry St. Suite 400 Macon, GA 31201	104	4/9/20	The McClatchy Company 20-10418	\$ - (S) - (A) - (B) - (P) 294,442.63 (U) \$ 294,442.63 (T)	2225 ¹	7/10/20	The McClatchy Company 20-10418	\$ - (S) - (A) - (B) - (P) 360,118.63 (U) \$ 360,118.63 (T)	
2 The NewsGuild, CWA, AFL-CIO Richard M. Seltzer and Hanan B. Kolko Cohen, Weiss and Simon LLP 900 Third Avenue, Suite 2100 New York, NY 10022	2165	7/10/20	The McClatchy Company 20-10418	(S) (A) (B) 3,945.58 (P) 5,317,611.00 (U) \$ 5,321,556.58 (T)	2530	7/10/20	The McClatchy Company 20-10418	(S) (A) (B) 3,945.58 (P) 5,317,611.00 (U) \$ 5,321,556.58 (T)	
3 Daniel J Santa Lucia 717 NE 99th Street Kansas City, MO 64155	1503	6/29/20	The McClatchy Company 20-10418	\$ - (S) - (A) - (B) 76,000.00 (P) - (U) \$ 76,000.00 (T)	1577	6/29/20	The McClatchy Company 20-10418	\$ 76,000.00 (S) - (A) - (B) - (P) - (U) \$ 76,000.00 (T)	
4 Intermountain Gas Co. PO Box 5600 Bismarck, ND 58506-5600	54	3/13/20	Idaho Statesman Publishing, LLC 20-10431	\$ - (S) - (A) - (B) - (P) 5,863.78 (U) \$ 5,863.78 (T)	96	4/2/20	Idaho Statesman Publishing, LLC 20-10431	\$ - (S) - (A) - (B) - (P) 6,602.90 (U) \$ 6,602.90 (T)	

¹ Claim No. 104 was subsequently amended by Claim No. 2225. The *Plan Administration Trustee's First Omnibus Objection to Claims (Duplicate Claims)* [Docket No. 894] identified Claim No. 2225 as duplicative of Claim No. 2238, with Claim No. 2238 designated as the "Surviving Claim" pursuant to that objection.

EXHIBIT B

Blacklined Proposed Order

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

-----	X	
<i>In re</i>	:	Chapter 11
	:	
JCK LEGACY COMPANY, <i>et al.</i>,	:	Case No. 20-10418 (MEW)
	:	
Wind-Down Debtors.¹	:	(Jointly Administered)
	:	
-----	X	<u>Related Docket No. 897</u>

**ORDER GRANTING PLAN ADMINISTRATION
TRUSTEE'S THIRD OMNIBUS OBJECTION TO CLAIMS
(AMENDED CLAIMS)**

Upon the omnibus claims objection (the “**Objection**”)² of the Plan Administration Trustee, seeking entry of an order (this “**Order**”), pursuant to sections 105 and 502 of the Bankruptcy Code and Bankruptcy Rule 3007, disallowing and expunging the Amended Claims, as more fully set forth in the Objection; and this Court having considered the Declaration of Sean M. Harding (the “**Declaration**”) in support thereof; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and due and sufficient notice of the Objection having been given under the particular circumstances; and it appearing that no

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

other or further notice is necessary; and it appearing that the relief requested in the Objection is in the best interests of the Debtors, their estates, their creditors, and other parties in interest; and that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and ~~upon the hearing conducted before this Court to consider the Objection (the “Hearing”)~~ and ~~upon the record of the Hearing~~ a Certificate of No Objection concerning the Objection having been filed on November 17, 2020; and after due deliberation thereon; and good and sufficient cause appearing therefor; it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The relief requested in the Objection is GRANTED as set forth herein.
2. The Amended Claims listed under the heading “*Objectionable Claims*” on **Exhibit 1** ~~to the Declaration, annexed to the Objection,~~ attached hereto are hereby disallowed and expunged in their entirety.
3. Each claim and the objections by the Plan Administration Trustee to each claim as identified and set forth on **Exhibit 1** ~~to the Declaration~~ attached hereto constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each claim. Any stay of this Order shall apply only to the contested matter that involves such creditor and its claim and shall not act to stay the applicability or finality of this Order with respect to the other contested matters and corresponding claims.
4. The Plan Administration Trustee shall have the right to further object in the future on any ground to (i) any of the Amended Claims that are not disallowed and expunged pursuant to this Order, and (ii) any of the Surviving Claims, including to seek disallowance and expungement of same, and the rights and defenses of the claimants regarding such claims are fully preserved.

Neither the Objection nor this Order shall constitute any admission or finding with respect to the validity or amount of the Amended Claims that are not disallowed and expunged pursuant to this Order or the Surviving Claims.

5. The claims agent retained in the Debtors' Chapter 11 Cases is authorized to reflect the disallowance and expungement of the Amended Claims on the official claims register maintained for the Debtors' cases.

6. The terms and conditions of this Order are effective immediately upon entry.

7. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

Dated: New York, New York
[Month] __, 2020

Honorable Michael E. Wiles
UNITED STATES BANKRUPTCY JUDGE