

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

----- X  
***In re*** : **Chapter 11**  
 :  
**JCK LEGACY COMPANY, *et al.*,** : **Case No. 20-10418 (MEW)**  
 :  
**Wind-Down Debtors.<sup>1</sup>** : **(Jointly Administered)**  
 :  
 ----- X **Related Docket No. 1094**

**ORDER GRANTING PLAN ADMINISTRATION  
 TRUSTEE’S THIRTY-FIRST OMNIBUS OBJECTION TO CLAIMS  
 (NO LIABILITY CLAIMS)**

Upon the omnibus claims objection (the “**Objection**”)<sup>2</sup> 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 No Liability Claims, as more fully set forth in the Objection; and the 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

<sup>1</sup> 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. (SUZ1). 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.

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



appearing that no 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 February 12, 2021; 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 No Liability Claims listed on **Exhibits 1-8** 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 **Exhibits 1-8** 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 any of the No Liability Claims that are not disallowed and expunged pursuant to this Order, 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 No Liability Claims that are not disallowed and expunged pursuant to this Order.

5. The claims agent retained in the Debtors' Chapter 11 Cases is authorized to reflect the disallowance and expungement of the No Liability 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  
February 19, 2021

**s/Michael E. Wiles**

HONORABLE MICHAEL E. WILES  
UNITED STATES BANKRUPTCY JUDGE

**EXHIBIT 1**

**No Liability Claims – Purchaser Assumed Claims**

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

**EXHIBIT 1**  
**No Liability Claims - Purchaser Assumed Claims**

**Objectionable Claims**

	Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount
1	Adswerve, Inc. 5325 Ballard Ave NW #300 Seattle, WA 98107	2458	7/23/20	The News & Observer Publishing Co. 20-10464	\$ - (S) - (A) - (B) - (P) 98,395.77 (U) \$ 98,395.77 (T)
2	Facebook, Inc. McMahon Serepca LLP 255-B Constitution Drive #1047 Menlo Park, CA 94025	1083	6/19/20	McClatchy Shared Services, Inc. 20-10448	\$ - (S) - (A) - (B) - (P) 302,992.21 (U) \$ 302,992.21 (T)
3	Facebook, Inc. McMahon Serepca LLP 255-B Constitution Drive #1047 Menlo Park, CA 94025	1086	6/19/20	Miami Herald Media Company 20-10450	\$ - (S) - (A) - (B) - (P) 302,992.21 (U) \$ 302,992.21 (T)
4	Facebook, Inc. McMahon Serepca LLP 255-B Constitution Drive #1047 Menlo Park, CA 94025	1087	6/19/20	The News & Observer Publishing Co. 20-10464	\$ - (S) - (A) - (B) - (P) 302,992.21 (U) \$ 302,992.21 (T)
5	Google LLC White and Williams LLP 1650 Market Street, Suite 1800 Philadelphia, PA 19129	401	6/8/20	The News & Observer Publishing Co. 20-10464	\$ - (S) - (A) - (B) - (P) 1,053,200.18 (U) \$ 1,053,200.18 (T)

**EXHIBIT 2**

**No Liability Claims – Purchaser Satisfied Vendor Claims**

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

**EXHIBIT 2**  
**No Liability Claims - Purchaser Satisfied Vendor Claims**

<b>Objectionable Claims</b>					
Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount	
1 Adigami, Inc. 4590 MacArthur Blvd, Suite 500 Newport Beach, CA 92660	14	2/28/20	Tru Measure, LLC 20-10468	\$	- (S) - (A) - (B) 11,057.70 (P) - (U) \$ 11,057.70 (T)
2 BUT WAIT THERES MORE LLC 3023 MCKELVY AVENUE CLOVIS, CA 93611	675	6/15/20	McClatchy Newspapers, Inc. 20-10444	\$	- (S) - (A) - (B) 900.00 (P) - (U) \$ 900.00 (T)
3 Creative Circle, LLC 5900 Wilshire Blvd., 11th Floor Los Angeles, CA 90036	2555	8/7/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) 1,692.50 (P) - (U) \$ 1,692.50 (T)
4 ELITE RESOURCES PO BOX 410302 CHARLOTTE, NC 28241	1353	6/25/20	The Charlotte Observer Publishing Company 20-10463	\$	- (S) - (A) - (B) 2,007.84 (P) - (U) \$ 2,007.84 (T)
5 Highwoods Realty Limited Partnership 3100 Smoketree Court Suite 600 Raleigh, NC 27604	1613	7/2/20	The News & Observer Publishing Co. 20-10464	\$	1,445.13 (S) - (A) - (B) - (P) - (U) \$ 1,445.13 (T)
6 Netronix Integration, Inc. 2170 Paragon Dr San Jose, CA 95131	893	6/11/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) 1,242.34 (P) 1,229.54 (U) \$ 2,471.88 (T)
7 Output Services Group OSG Billing Services 100 Challenger Road Ridgefield Park, NJ 07660	1534	6/30/20	McClatchy Shared Services, Inc. 20-10448	\$	76,651.78 (S) - (A) - (B) - (P) - (U) \$ 76,651.78 (T)
8 TUXEDO ENTERPRISES INC 701 S 23RD ST TACOMA, WA 98405	622	6/13/20	Tacoma News, Inc. 20-10461	\$	- (S) - (A) - (B) 662.07 (P) - (U) \$ 662.07 (T)

**EXHIBIT 3**

**No Liability Claims – Old McClatchy Securities Claims**

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

**EXHIBIT 3**  
**No Liability Claims - Old McClatchy Securities Claims**

**Objectionable Claims**

	<b>Name/Address of Claimant</b>	<b>Claim #</b>	<b>Filed Date</b>	<b>Debtor/Case #</b>	<b>Claim Amount</b>	
1	BOKF, N.A., As Successor Trustee Under the Indenture Dated as of December 18, 2018 Reed Smith LLP 225 Fifth Avenue, Suite 1200 Pittsburgh, PA 15222	161	5/22/20	The McClatchy Company 20-10418	\$ 279,134,697.00	(S)
						(A)
						(B)
						(P)
						(U)
					\$ 279,134,697.00	(T)
2	Paolo Vaccari 96 Hillman Avenue Glen Rock, NJ 07452	1072	6/19/20	The McClatchy Company 20-10418	\$ 10,000.00	(S)
						(A)
						(B)
						(P)
						(U)
					\$ 10,000.00	(T)
3	The Bank of New York Mellon Trust Company, N.A. Emmet, Marvin and Martin, LLP 120 Broadway, 32nd Floor New York, NY 10271	509	6/10/20	The McClatchy Company 20-10418	\$ 276,519,252.00	(S)
						(A)
						(B)
						(P)
					UNLIQUIDATED	(U)
					\$ 276,519,252.00	(T)
4	The Bank of New York Mellon Trust Company, N.A. 240 Greenwich Street, 7th Floor New York, NY 10286	2233	7/10/20	The McClatchy Company 20-10418	UNLIQUIDATED	(S)
						(A)
						(B)
						(P)
						(U)
					\$	(T)

**EXHIBIT 4**

**No Liability Claims – Unsecured Bond Claims**

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

**EXHIBIT 4**  
**No Liability Claims - Unsecured Bond Claims**

<b>Objectionable Claims</b>					
Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount	
1 Czech Catholic Union 5349 Dolloff Road Cleveland, OH 44127	711	6/12/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) - (P) 55,000.00 (U) \$ 55,000.00 (T)
2 Karen J Carcione 39840 Alsace Court Solon, OH 44139	1287	6/23/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) - (P) 100,000.00 (U) \$ 100,000.00 (T)
3 Kenneth E Shaffer 17252 N.E. 16 Pl Bellevue, WA 98008	2596	8/26/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) - (P) 50,677.60 (U) \$ 50,677.60 (T)
4 Richard M Fawcett Rev Living Trust DTD 07/30/2007 Richard 832 Windermere Blvd Inverness, FL 34453-4408	1200	6/22/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) - (P) 50,000.00 (U) \$ 50,000.00 (T)
5 Robert G. Dulla & Beth R. Davis Dulla 2544 Willow Way Carmichael, CA 95608	2655	10/9/20	The McClatchy Company 20-10418	\$	88,000.00 (S) - (A) - (B) - (P) - (U) \$ 88,000.00 (T)
6 Sean & Deb Horrigan 1105 Westwicke Lutherville, MD 21093	1031	6/22/20	The McClatchy Company 20-10418	\$	- (S) - (A) - (B) - (P) 172,000.00 (U) \$ 172,000.00 (T)

**EXHIBIT 5**

**No Liability Claims – Retirement Account Funds Claim**

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

**EXHIBIT 5**  
**No Liability Claims - Retirement Account Funds Claim**

<b>Objectionable Claims</b>					
	Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount
1	HUNTER, DAVID 4415 GARVIN DR CHARLOTTE, NC 28269-1608	1314	6/29/20	McClatchy Investment Company 20-10442	\$ -
					- (S)
					- (A)
					- (B)
					- (P)
					51,021.14 (U)
					\$ 51,021.14 (T)

**EXHIBIT 6**

**No Liability Claims – Subscription Claims**

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

**EXHIBIT 6**  
**No Liability Claims - Subscription Claims**

**Objectionable Claims**

Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount
1 Janet M Corcoran 6501 N Camden Ave Kansas City, MO 64151-1996	585	6/12/20	The McClatchy Company 20-10418	\$ - (S) - (A) 84.59 (B) - (P) - (U) \$ 84.59 (T)
2 JOHNSON, ROBERT 9025 SALEM CIR APT 1 LENEXA, KS 66215-3287	818	6/16/20	The McClatchy Company 20-10418	\$ - (S) - (A) - (B) 129.99 (P) - (U) \$ 129.99 (T)
3 RIVERS, NORMA 642 HIGHWAY 145 S CHESTERFIELD, SC 29709-8293	1142	6/22/20	The State Media Company 20-10465	\$ - (S) - (A) UNLIQUIDATED (B) - (P) - (U) \$ - (T)

**EXHIBIT 7**

**No Liability Claims – Erroneously Filed Claims**

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

**EXHIBIT 7**  
**No Liability Claims - Erroneously Filed Claims**

**Objectionable Claims**

	Name/Address of Claimant	Claim #	Filed Date	Debtor/Case #	Claim Amount	
1	Beaufort County Black Chamber of Commerce 711 Bladen Street Beaufort, SC 29902	380	6/8/20	The McClatchy Company 20-10418	\$ 62,973.07	(S) - (A) - (B) - (P) - (U)
					\$ 62,973.07	(T)
2	Harris County, et al Linebarger Goggan Blair & Sampson, LLP PO Box 3064 Houston, TX 77253-3064	2510	7/28/20	Gulf Publishing Company, Inc. 20-10428	\$ 3,480.19	(S) - (A) - (B) - (P) - (U)
					\$ 3,480.19	(T)
3	JONES, LEOLA 3801 E MOUNT VERNON ST WICHITA, KS 67218-4039	955	6/16/20	The McClatchy Company 20-10418	\$ -	(S) - (A) - (B) 5,200.00 (P) - (U)
					\$ 5,200.00	(T)
4	PARSONS, MARY R 86 CYPRESS HOLW BLUFFTON, SC 29909-5071	1145	6/22/20	The McClatchy Company 20-10418	\$ 117.66	(S) - (A) - (B) - (P) - (U)
					\$ 117.66	(T)
5	ROSENBERG MEDIA 14413 AUTUMN BRANCH TERRACE BOYDS, MD 20841	880	6/16/20	The McClatchy Company 20-10418	\$ -	(S) - (A) - (B) - (P) 298,223.50 (U)
					\$ 298,223.50	(T)
6	Tatyana Likhonina 117 E McCormick Avenue, Apt 9 State College, PA 16801	542	6/11/20	The McClatchy Company 20-10418	\$ -	(S) - (A) - (B) - (P) - (U)
					\$ -	(T)
7	TONIA HALL 2214 OVERLAND CT LEXINGTON, KY 40515	960	6/16/20	The McClatchy Company 20-10418	\$ -	(S) - (A) - (B) UNLIQUIDATED (P) - (U)
					\$ -	(T)
8	VILMA H STEVENSON 15060 LOVELESS DRIVE GULFPORT, MS 39503-2455	1467	6/28/20	The McClatchy Company 20-10418	\$ 600.00	(S) - (A) - (B) - (P) - (U)
					\$ 600.00	(T)

**EXHIBIT 8**

**No Liability Claims – Other Claims**

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

**EXHIBIT 8**  
**No Liability Claims - Other Claims**

**Objectionable Claims**

	<b>Name/Address of Claimant</b>	<b>Claim #</b>	<b>Filed Date</b>	<b>Debtor/Case #</b>	<b>Claim Amount</b>	
1	BRE Delta Industrial Sacramento LP Attn Sean C Southard and Lauren C Kiss Klestadt Winters Jureller Southard & Stevens, LLP 200 West 41st Street, 17th Floor New York, NY 10036	2671	10/29/20	McClatchy Newspapers, Inc. 20-10444	\$ - 14,804.14	(S) (A) (B) (P) (U)
					\$ 14,804.14	(T)
2	Fresno County Tax Collector PO Box 1192 Fresno, CA 93715	2130	7/10/20	McClatchy Newspapers, Inc. 20-10444	\$ 189,930.08	(S) (A) (B) (P) (U)
					\$ 189,930.08	(T)
3	METRO PARK WAREHOUSES INC PO BOX 2346 KANSAS CITY, KS 66110	2071	7/9/20	The McClatchy Company 20-10418	\$ - 56,019.89	(S) (A) (B) (P) (U)
					\$ 56,019.89	(T)