

Response Deadline: October 13, 2021 at 4:00 p.m. (Prevailing Eastern Time)
Hearing Date and Time: October 20, 2021 at 11:00 a.m. (Prevailing Eastern Time)

PILLSBURY WINTHROP SHAW PITTMAN LLP
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 Leo T. Crowley
 Kwame O. Akuffo

Counsel for GUC Recovery Trustee

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

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

**GUC RECOVERY TRUSTEE’S FIFTH OMNIBUS OBJECTION TO BLANK
 CLAIMS, LATE-FILED CLAIMS, AND INSUFFICIENT DOCUMENTATION CLAIMS**

THIS FIFTH OMNIBUS OBJECTION SEEKS TO DISALLOW AND EXPUNGE BLANK, LATE-FILED, AND INSUFFICIENT DOCUMENTATION PROOFS OF CLAIM. PARTIES RECEIVING THIS OBJECTION SHOULD REVIEW THE OBJECTION AND SCHEDULE 1 ATTACHED TO THE BRANDT DECLARATION TO DETERMINE WHETHER THE OBJECTION AFFECTS THEIR CLAIM(S).

William A. Brandt, Jr. in his capacity as trustee (the “**GUC Recovery Trustee**”) of the JCK Legacy GUC Recovery Trust created under the GUC Recovery Trust Agreement (the “**Trust Agreement**”) and the confirmed *First Amended Joint Chapter 11 Plan of Distribution of JCK Legacy Company and its affiliated Debtors and Debtors in Possession* (the “**Plan**”) [Docket No.

¹ The last four digits of Debtor The McClatchy 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.



879], by and through undersigned counsel, files this fifth omnibus objection (the “**GUC Recovery Trustee’s Fifth Omnibus Objection**”), and pursuant to section 502 of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rule**”), seeks entry of an order (the “**Proposed Order**”) substantially in the form attached as **Exhibit B** disallowing and expunging the proofs of claim identified on **Schedule 1** to the Brandt Declaration, which fail to specify a dollar amount (the “**Blank Claims**”), are untimely (the “**Late-Filed Claims**”), and lack any supporting documentation (the “**Insufficient Documentation Claims**”).

In support of the GUC Recovery Trustee’s Fifth Omnibus Objection, the GUC Recovery Trustee submits the *Declaration of William A. Brandt, Jr.* (the “**Brandt Declaration**”) attached as **Exhibit A** and represents as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over this matter under 28 U.S.C. §§ 157 and 1334.
2. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b).
3. Venue is proper in this district under 28 U.S.C. §§ 1408 and 1409.
4. The predicates for the relief sought herein are section 502 of the Bankruptcy Code and Bankruptcy Rule 3007.

BACKGROUND

5. On February 13, 2020 (the “**Petition Date**”), The McClatchy Company, a corporation organized under the laws of the state of Delaware, and certain of its affiliates (the “**Debtors**”), filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. The chapter 11 cases have been jointly administered for procedural purposes, and some cases remain pending.

6. On May 21, 2020, the Bankruptcy Court entered an *Order Establishing Bar Dates for Filing Proofs of Claim and Approving Form and Manner of Notice Thereof* (the “**Bar Date Order**”) [Docket No. 485], and set July 10, 2020, at 5:00 p.m. (E.T.) (the “**General Bar Date**”), as the deadline for creditors to file proofs of claim against the Debtors.

7. Notice of the Bar Date Order was mailed and also published in *The New York Times* as required by the Bar Date Order. *See* Docket Nos. 485, 513.

8. On September 25, 2020, the Bankruptcy Court entered an order (the “**Confirmation Order**”) confirming the Plan, which became effective on September 30, 2020 (the “**Effective Date**”).

9. The Plan and Confirmation Order provide for the establishment of the GUC Recovery Trust pursuant to the Trust Agreement on the Effective Date, at which time the GUC Recovery Trustee was appointed to administer the GUC Recovery Trust. Confirmation Order at 11, 42; Trust Agreement, § 2.1; Plan, § 6.20.

10. Under the Trust Agreement, the GUC Recovery Trustee is authorized to review, object to, settle and resolve all general unsecured claims filed against the Debtors’ estates. Trust Agreement, § 6.1. The GUC Recovery Trustee is also authorized to represent the Debtors’ estate before any court of competent jurisdiction on matters concerning the GUC Recovery Trust, *id.* at § 2.2(m), to enter into any agreement that is consistent with the Plan, Confirmation Order and the GUC Recovery Trust, *id.* at § 2.2(u), and to take any action that is reasonably necessary to administer the GUC Recovery Trust and the Plan. *Id.* at § 2.2(aa).

RELIEF REQUESTED

11. Pursuant to section 502 of the Bankruptcy Code and Bankruptcy Rule 3007, the GUC Recovery Trustee seeks entry of the Proposed Order disallowing and expunging the Blank

Claims, Late-Filed Claims, and Insufficient Documentation Claims identified on Schedule 1 to the Brandt Declaration.

BASIS FOR RELIEF

12. Section 502 of the Bankruptcy Code governs the allowance and disallowance of claims. 11 U.S.C. § 502. Generally, a proof of claim filed is deemed allowed, unless a party objects. 11 U.S.C. § 502(a). Absent an objection, a properly executed and filed proof of claim constitutes *prima facie* evidence of the validity and amount of the claim. *In re Metex Mfg. Corp.*, 510 B.R. 735, 740 (Bankr. S.D.N.Y. 2014) (citing Fed. R. Bankr. P. 3001(f)). If an objection is filed, however, the objecting party has the initial “burden of putting forth evidence sufficient to refute the validity of the claim.” *Metex*, 510 B.R. at 740 (citation omitted). “By producing ‘evidence equal in force to the *prima facie* case,’ an objector can negate a claim’s presumptive legal validity, thereby shifting the burden back to the claimant to ‘prove by a preponderance of the evidence that under applicable law the claim should be allowed.’” *In re Residential Capital, LLC.*, 518 B.R. 720, 731 (Bankr. S.D.N.Y. 2014) (quoting *In re Motors Liquidation Co.*, 2013 WL 5549643, at *3 (S.D.N.Y. 2013)).

13. Bankruptcy Rule 3007, which governs objections to claims, further provides that “objections to more than one claim may be joined in an omnibus objection” if “the objections are based solely on the grounds that claims should be disallowed.” Fed. R. Bankr. P. 3007(a). An omnibus objection may include: (a) untimely claims and (b) claims the objector is unable to determine the validity of due to noncompliance with the Bankruptcy Rules governing proofs of claim. Fed R. Bankr. P. 3007(d)(4) and (6).

14. The Bar Date Order and notice attached thereto mandated that each proof of claim must be timely filed, include any supporting documentation, and conform with the Official

Bankruptcy Form No. 410 (which includes a requirement that claimant state the exact dollar amount of the asserted claim). Failure to comply with these requirements negates the *prima facie* validity of such claim. *See, e.g., In re Glansaol Holdings Inc. et al.*, Case No. 18-14101 (MEW) (Bankr. S.D.N.Y. Oct. 15, 2019) (Dkt. No. 519) (disallowing and expunging blank proofs of claim); *In re Motors Liquidation Co.*, Case No. 09-50026 (REG) (Bankr. S.D.N.Y. Feb. 8, 2012) (Dkt. No. 11394) (disallowing and expunging late-filed claims); *In re Minbatiwalla*, 424 B.R. 104, 111, 118 (Bankr. S.D.N.Y. 2010) (sustaining debtor's objection after finding that Rule 3001 required claimant "to attach supporting documentation to" support its claim).

15. In this case, more than 2,500 claims were filed before and after the Bar Date. After the Effective Date, the Plan Administrator¹ filed numerous omnibus claim objections to either expunge, modify, reduce or reclassify the claims, with the most recent round of omnibus claim objections filed in end of March. *See* Docket Nos. 1158, 1159 and 1160. Upon review of the claims register, the GUC Recovery Trustee has decided to object to additional claims that were not objected to by the Plan Administrator, which include the Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims identified on Schedule 1 to the Brandt Declaration.

A. Blank Claims

16. The Bar Date Order required claimants to comply with the Official Bankruptcy Form No. 410, which in turn requires a claimant to state the dollar amount of the claim. Upon review of the claims register, the GUC Recovery Trustee has determined that the Blank Claims identified on Schedule 1 to the Brandt Declaration should be disallowed and expunged because the claimants failed to specify the dollar amount in the filed proof of claim forms.

¹ The Plan created two liquidation trusts: (a) the Plan Administrator Trust, which is administered by the Plan Administration Trustee, a/k/a "Plan Administrator"; and (b) the GUC Recovery Trust, which is administered by the GUC Recovery Trustee. *See* Plan §§ 6.6 and 6.20.

Without such information, it is impossible to determine the actual size of the claims pool and make distributions to creditors. Elimination of the Blank Claims will enable the GUC Recovery Trustee to maintain a more accurate claims register and fully administer the GUC Recovery Trust. The GUC Recovery Trustee reserves the right to object to the Blank Claims on any other grounds.

B. Late-Filed Claims

17. Bankruptcy Rule 3003(c) permits the Court to set a bar date for creditors to file a proof of claim. Fed. R. Bankr. P. 3003(c). Bar dates are “critically important to the administration of a successful chapter 11 case.” *In re Musicland Holdings Corp.*, 356 B.R. 603, 607 (Bankr. S.D.N.Y. 2006). The Court entered the Bar Date Order, which set July 10, 2020 as deadline for creditors to file a proof of claim, or forever be barred in asserting a claim against the Debtors. Section 8.4 of the Plan provides that “all proofs of claim filed after the applicable deadline for filing such proofs of claim shall be deemed disallowed and expunged as of the Effective Date without any further notice to, or action, order, or approval of the Bankruptcy Court.” Plan, § 8.4.

18. The GUC Recovery Trustee has determined that the Late-Filed Claims identified on Schedule 1 to the Brandt Declaration should be disallowed and expunged because they arose prior to the Petition Date, were filed after the General Bar Date, and the claimants identified therein received notice of the General Bar Date. *See* Docket No. 503. None of the Late-Filed Claims is subject to any exception that may render such claims timely under the Bar Date Order, including: (a) claims arising from the rejection of an executory contract or unexpired lease; (b) claims filed by an entity subject to the Governmental Bar Date (as defined in the Bar Date Order); or (c) the filing of claims extended beyond the General Bar Date by court order or agreement. *See* Bar Date Order at ¶¶ 12, 14. The GUC Recovery Trustee reserves the right to object to the Late-Filed Claims on any other grounds.

C. Insufficient Documentation Claims

19. In order for a proof of claim to constitute *prima facie* evidence of the validity and amount of a claim, as set forth in Bankruptcy Rule 3001(f), it must include supporting documentation required by Bankruptcy Rule 3001(c) and the Official Form and allege facts enough to support a legal liability to the claimant. *See In re MF Global Inc.*, No. 11–2790(MG) SIPA, 2015 WL 1239102, at *3 (Bankr. S.D.N.Y. Mar. 16, 2015) (federal pleading standards apply to assess the *prima facie* validity of a claim and thus claimant must allege enough facts to support a claim for relief (citing *Vaughn v. Air Line Pilots Ass’n, Int’l*, 604 F.3d 703, 709 (2d Cir. 2010)); *see also In re 20/20 Sport, Inc.*, 200 B.R. 972, 978 (Bankr. S.D.N.Y. 1996) (bankruptcy courts have “analogized a creditor’s claim to a civil complaint, [and] a trustee’s objection to an answer”).

20. When a proof of claim does not satisfy that standard, the claimant fails to meet its “initial obligation to go forward,” and the claim should be disallowed. *See In re Kirkland*, 572 F.3d 838, 841 (10th Cir. 2009) (allowing a claim that lacks “supporting evidence or an explanation for [the creditor’s] failure to provide supporting evidence” would improperly force the debtor “to disprove an unsubstantiated claim”). The Bar Date Order required claimants to include “any documents upon which the claim is based (or, if such documents are voluminous, attach a summary) or an explanation as to why the documents are not available.” Bar Date Order at 4.

21. The GUC Recovery Trustee has determined that the Insufficient Documentation Claims identified on Schedule 1 to the Brandt Declaration should be disallowed and expunged because the fail to include any documentation in support the claim. Without sufficient documentation or information, it is impossible for the GUC Recovery Trustee to evaluate and determine whether the claim is *prima facie* valid. Elimination of the Insufficient Documentation Claims is necessary for the GUC Recovery Trustee to maintain a more accurate claims register

and fully administer the GUC Recovery Trust. The GUC Recovery Trustee reserves the right to object to the Insufficient Documentation Claims on any other grounds.

RESPONSES TO GUC RECOVERY TRUSTEE'S FIFTH OMNIBUS OBJECTION

22. To contest an objection, a claimant must file and serve a written response to this GUC Recovery Trustee's Fifth Omnibus Objection so that it is received no later than October 13, 2021 at 4:00 p.m. (Eastern Time) (the "**Response Deadline**"). Each response must be filed and served upon movant, each counsel to the Plan Administration Trustee, the United States Trustee, the Debtors and all parties that have requested or that are required to receive notice pursuant to Bankruptcy Rule 2002.

23. Any response must: (a) be in writing; (a) conform to the applicable Bankruptcy Rules and Local Bankruptcy Rules; (c) state the name and address of the claimant and description of the basis for the amount of the claim; (d) include a concise statement for the reason why the claim should not be disallowed and expunged for the reasons set forth in the GUC Recovery Trustee's Fifth Omnibus Objection, including, but not limited to, the specific factual and legal bases upon which the claimant will rely in opposing the GUC Recovery Trustee's Fifth Omnibus Objection; (d) include all documentation or other evidence of the claim, to the extent not included with the proof of claim previously filed with the Bankruptcy Court, upon which the claimant will rely in opposing the GUC Recovery Trustee's Fifth Omnibus Objection at any hearing; and (e) the name, address, and telephone number of the person (which may be the claimant or the claimant's legal representative) possessing ultimate authority to reconcile, settle, or otherwise resolve the claim on behalf of the claimant.

24. Failure to file and serve a timely response by the Response Deadline will result in the claims identified on Schedule 1 to the Brandt Declaration being disallowed and expunged, without further notice to the claimant.

SEPARATE CONTESTED MATTER

25. If a response is filed regarding any Blank Claim, Late-Filed Claim, and Insufficient Documentation Claim, and if the GUC Recovery Trustee is unable to resolve any such response, each claim and the GUC Recovery Trustee's Fifth Omnibus Objection as it pertains to such claims, will constitute a separate contested matter as contemplated by Bankruptcy Rule 9014, if applicable. Further, the GUC Recovery Trustee requests that any order entered by the Court regarding an objection asserted in this GUC Recovery Trustee's Fifth Omnibus Objection be deemed a separate order with respect to each proof of claim.

NOTICE

26. Notice of the GUC Recovery Trustee's Fifth Omnibus Objection has been given to parties on the master service list who have agreed to accept service by email and by first-class mail to each of the parties identified on Schedule 1 to the Brandt Declaration. The GUC Recovery Trustee submits that such notice is sufficient and no other or further notice need be provided.

CONCLUSION

WHEREFORE, the GUC Recovery Trustee respectfully requests that the Court enter the Proposed Order attached as **Exhibit B** disallowing and expunging the Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims identified on Schedule 1; and (b) granting such other and further relief as the Court deems just and proper.

Dated: September 17, 2021
New York, New York

/s/ Leo T. Crowley
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Counsel for GUC Recovery Trustee

Response Deadline: October 13, 2021 at 4:00 p.m. (Prevailing Eastern Time)
Hearing Date and Time: October 20, 2021 at 11:00 a.m. (Prevailing Eastern Time)

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Leo T. Crowley
Kwame O. Akuffo

Counsel for GUC Recovery Trustee

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

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

**NOTICE OF GUC RECOVERY TRUSTEE'S
FIFTH OMNIBUS OBJECTION AND HEARING**

THIS FIFTH OMNIBUS OBJECTION SEEKS TO DISALLOW AND EXPUNGE BLANK, LATE-FILED, AND INSUFFICIENT DOCUMENTATION PROOFS OF CLAIM. PARTIES RECEIVING THIS OBJECTION SHOULD REVIEW THE OBJECTION AND SCHEDULE 1 ATTACHED TO THE BRANDT DECLARATION TO DETERMINE WHETHER THE OBJECTION AFFECTS THEIR CLAIM(S).

PLEASE TAKE NOTICE that William A. Brandt, Jr., in his capacity as trustee of the JCK Legacy GUC Recovery Trust, filed the *GUC Recovery Trustee's Fifth Omnibus Objection to Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims* (the "**GUC Recovery**

¹ The last four digits of Debtor The McClatchy 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.

Trustee's Fifth Omnibus Objection") with the United States Bankruptcy Court for the Southern District of New York (the "**Bankruptcy Court**").

PLEASE TAKE FURTHER NOTICE that any response to the GUC Recovery Trustee's Fifth Omnibus Objection must be filed on or before **October 13, 2021 at 4:00 p.m. (ET)** (the "**Response Deadline**") with the Bankruptcy Court, Courtroom 617, One Bowling Green, New York, New York 10004. At the same time, you must serve a copy of any response by the Response Deadline upon the undersigned counsel to the movant and to:

- (a) The Debtors, JCK Legacy Company, c/o FTI Consulting, Inc., 1201 W. Peachtree Street, NW, Suite 500, Atlanta, Georgia 30309, Attn.: Sean M. Harding (sean.harding@fticonsulting.com);
- (b) Counsel for the Plan Administration Trustee, Skadden, Arps, Slate, Meagher & Flom LLP, One Manhattan West, New York, New York 10001, Attn.: Shana A. Elberg (shana.elberg@skadden.com) and Bram A. Stochlic (bram.stochlic@skadden.com), 300 South Grand Avenue, Suite 3400, Los Angeles, California 90071, Attn.: Van C. Durrer, II (van.durrer@skadden.com), and Destiny N. Almogue (destiny.almogue@skadden.com) and 525 University Avenue, Palo Alto, California 94301 Attn.: Jennifer Madden (jennifer.madden@skadden.com);
- (c) Co-counsel for the Plan Administration Trustee, Togut, Segal & Segal LLP, One Penn Plaza, Suite 3335, New York, New York 10119, Attn.: Albert Togut (altogut@teamtogut.com) and Kyle J. Ortiz (kortiz@teamtogut.com);
- (d) The GUC Recovery Trust, c/o DSI Consulting, Inc., 110 East 42nd Street, Suite 1818, New York, New York 10017 Attn.: William A. Brandt, Jr. (bbrandt@DSIconsulting.com);
- (e) Counsel for the GUC Recovery Trustee, Pillsbury Winthrop Shaw Pittman LLP, 31 West 52nd Street, New York, New York. Attn.: Leo T. Crowley (leo.crowley@pillsburylaw.com), Patrick Fitzmaurice (patrick.fitzmaurice@pillsburylaw.com), and Kwame O. Akuffo (kwame.akuffo@pillsburylaw.com);
- (f) The Office of the United States Trustee, U.S. Federal Office

Building, 201 Varick Street, Room 1006, New York, New York
10014, Attn.: Benjamin J. Higgins and Brian S. Masumoto; and

(g) Any party that has requested notice pursuant to Bankruptcy
Rule 2002.

Only those responses made in writing and timely filed in accordance with the above
procedures will be considered by the Bankruptcy Court.

PLEASE TAKE FURTHER NOTICE THAT, unless the telephonic hearing
procedures set forth in General Order M-543 (Morris, C.J.) are amended, the hearing to consider
the GUC Recovery Trustee's Fifth Omnibus Objection shall be held **telephonically via Court
Solutions LLC on October 20, 2021, at 11:00 am (ET)** before the Honorable Michael E. Wiles
in the Bankruptcy Court, Courtroom 617, One Bowling Green, New York, New York 10004.
Instructions to register for Court Solutions LLC are attached to Gen. Ord. M-543.

PLEASE TAKE FURTHER NOTICE THAT if you fail to respond in accordance with
this Notice and by the Response Deadline, the Bankruptcy Court may grant the relief requested
in the GUC Recovery Trustee's Fifth Omnibus Objection without further notice or a hearing.

Dated: September 17, 2021
New York, New York

/s/ Leo T. Crowley
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Counsel for GUC Recovery Trustee

Exhibit A

Declaration of William A. Brandt, Jr.

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Leo T. Crowley
Kwame O. Akuffo

Counsel for GUC Recovery Trustee

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

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

DECLARATION OF WILLIAM A. BRANDT, JR.
IN SUPPORT OF GUC RECOVERY TRUSTEE'S FIFTH OMNIBUS OBJECTION

Pursuant to 28 U.S.C. § 1746, I, William A. Brandt, Jr., submit this declaration (the "**Declaration**") under the penalty of perjury and state that the following is true to the best of my knowledge, information, and belief:

1. I am the Executive Chairman of the consulting firm Development Specialists, Inc., better known in the restructuring industry as DSI, and am the GUC Recovery Trustee² for the GUC Recovery Trust created under the Trust Agreement and the Plan.

2. I submit this Declaration in support of the *GUC Recovery Trustee's Fifth Omnibus Objection to Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims* and state

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² Capitalized terms used and not otherwise defined herein shall have the meaning ascribed to them in the GUC Recovery Trustee's Fifth Omnibus Objection.

that the information contained in the GUC Recovery Trustee's Fifth Omnibus Objection is true and correct to the best of my knowledge and belief.

3. In my capacity as GUC Recovery Trustee, I or those working under my supervision, reviewed certain remaining claims listed on the claims register prepared and maintained by the claims agent in these chapter 11 cases, Kurtzman Carson Consultants LLC, and concluded that the Blank, Claims, Late-Filed Claims, and Insufficient Documentation Claims should be disallowed and expunged in their entirety.

4. With respect to Blank Claims, the claimants identified on Schedule 1 attached hereto failed to specify a dollar amount of the asserted claim as required in the Official Bankruptcy Form No. 410. Without such information, it is impossible to determine the actual size of the total claims pool and make distributions to creditors.

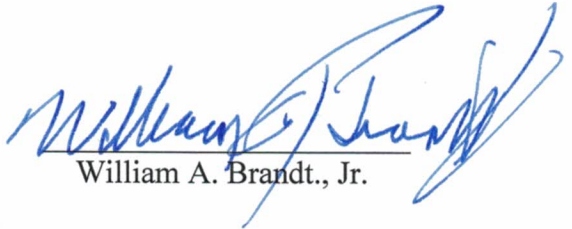
5. With respect to Late-Filed Claims, the claimants identified on Schedule 1 received notice of the General Bar Date and failed to file a proof of claim by the General Bar Date, i.e., July 10, 2020, for claims arising before the Petition Date. Further, none of the claimants qualified for any exception that may render their claims timely, including: (a) claims related to the rejection of an executory contract or unexpired lease; (b) claims subject to the Governmental Bar Date (as defined in the Bar Date Order); or (c) claims extended beyond the General Bar Date by court order or by agreement.

6. With respect to Insufficient Documentation Claims, the claimants identified on Schedule 1 should be disallowed and expunged also because they failed to attach any supporting documentation in support of their claim. Without providing sufficient documentation or information, it is impossible for the GUC Recovery Trustee to evaluate and determine whether the claims are *prima facie* valid.

7. Accordingly, I respectfully request that the Court enter the Proposed Order to disallow and expunge the claims identified on Schedule 1.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is the true and correct to the best of my knowledge and belief.

Dated: September 16, 2021



William A. Brandt, Jr.

Schedule 1

Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims

Name of Claimant	Date Filed	Claim No.	Claim Amount	Basis of Objection
Delaney, Mark W.	08/01/2021	2714	BLANK	Blank, Late-Filed, and Insufficient Documentation
Hudspeth, Erika A.	09/07/2021	2716	BLANK	Blank, Late-Filed, and Insufficient Documentation
Mitchell, Patricia	08/17/2021	2715	BLANK	Blank, Late-Filed, and Insufficient Documentation
Suite, June	05/10/2021	2710	BLANK	Blank, Late-Filed, and Insufficient Documentation

Exhibit B

Proposed Order

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Telephone: 212-858-1000
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Leo T. Crowley
Kwame O. Akuffo

Counsel for GUC Recovery Trustee

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

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

**ORDER GRANTING GUC RECOVERY TRUSTEE'S FIFTH
OMNIBUS OBJECTION TO BLANK CLAIMS, LATE-FILED
CLAIMS, AND INSUFFICIENT DOCUMENTATION CLAIMS**

Upon consideration of the *GUC Recovery Trustee's Fifth Omnibus Objection to Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims* (the "**GUC Recovery Trustee's Fifth Omnibus Objection**") to disallow and expunge the proofs of claim identified on Schedule 1; and the *Declaration of William A. Brandt, Jr.*; and the Court having jurisdiction to consider the GUC Recovery Trustee's Fifth Omnibus Objection and relief requested under 28 U.S.C. §§ 157 and 1334; and the GUC Recovery Trustee's Fifth Omnibus Objection and relief requested being a core proceeding under 28 U.S.C. § 157(b)(2); and venue being proper before this Court under 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the GUC Recovery

¹ The last four digits of Debtor The McClatchy 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.

Trustee's Fifth Omnibus Objection having been provided; and it appearing that no other notice is needed; and such relief being in the best interest of the Debtors' estates and its creditors, and the GUC Recovery Trust²; and the Court having considered all papers submitted; and for good cause shown;

It is hereby **ORDERED** that:

1. The GUC Recovery Trustee's Fifth Omnibus Objection is **SUSTAINED** to the extent set forth herein.

2. The Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims identified on Schedule 1 are disallowed and expunged.

3. The GUC Recovery Trustee's rights to object to the Blank Claims, Late-Filed Claims, and Insufficient Documentation Claims on any and all grounds and/or for any other purposes is expressly reserved.

4. The GUC Recovery Trustee or the claims agent is authorized and directed to modify the claims register in accordance with the terms of this Order.

5. The Court shall retain jurisdiction over any matter arising from or related to the implementation of this Order.

Dated: October __, 2021
New York, NY

Michael E. Wiles
United States Bankruptcy Judge

² Capitalized terms used and not otherwise defined herein shall have the meaning ascribed to them in the GUC Recovery Trustee's Fifth Omnibus Objection.