

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

Medley LLC,<sup>1</sup>

Debtor.

Chapter 11

Case No. 21-10526 (KBO)

NOTICE OF ***SECOND AMENDED***<sup>2</sup> AGENDA OF MATTERS<sup>3</sup> SCHEDULED  
FOR HEARING ON MAY 18, 2021 AT 1:00 P.M. (ET)

**THE REMOTE HEARING WILL BE CONDUCTED ENTIRELY BY ZOOM AND  
REQUIRES ALL PARTICIPANTS TO REGISTER IN ADVANCE.**

**COURTCALL WILL NOT BE USED TO DIAL IN.**

**PLEASE USE THE FOLLOWING LINK TO REGISTER FOR THE HEARING:**

[https://debuscourts.zoomgov.com/meeting/register/vJIsd-6vpjsgRdWWCwjw95o3E33hhqG1\\_s](https://debuscourts.zoomgov.com/meeting/register/vJIsd-6vpjsgRdWWCwjw95o3E33hhqG1_s)

**ONCE REGISTERED, PARTIES WILL RECEIVE A CONFIRMATION EMAIL  
CONTAINING PERSONAL LOG-IN INFORMATION FOR THE HEARING.**

**ALL PARTIES MUST REGISTER NO LATER THAN 8:00 A.M. (ET) ON MAY 18, 2021.**

**STATUS CONFERENCE:**

1. Debtor's Motion for Entry of an Order (I) Approving the Adequacy of Information in the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures, (III) Approving the Forms of Ballots and Notices in Connection therewith, (IV) Scheduling Certain Dates with Respect thereto, and (V) Granting Related Relief [Filed March 10, 2021; [Docket No. 42](#)].

Objection Deadline: April 15, 2021 at 4:00 p.m.; extended to May 11, 2021 at 4:00 p.m.

Responses/Objections Received: None.

Related Documents:

- A. Chapter 11 Plan of Reorganization of Medley LLC [Filed March 7, 2021; [Docket No. 7](#)].

<sup>1</sup> The last four digits of the Debtor's taxpayer identification number are 7343. The Debtor's principal executive office is located at 280 Park Avenue, 6<sup>th</sup> Floor East, New York, New York 10017.

<sup>2</sup> **Amended items appear in BOLD.**

<sup>3</sup> Copies of all petitions, motions and pleadings identified herein may be obtained through the website of the Debtor's proposed claims agent at [www.kccllc.net/medley](http://www.kccllc.net/medley).



- B. Disclosure Statement for the Chapter 11 Plan of Reorganization of Medley LLC [Filed March 7, 2021; [Docket No. 8](#)].
- C. Notice of Hearing to Consider Approval of Disclosure Statement for the Chapter 11 Plan of Reorganization of Medley LLC [Filed March 10, 2021; [Docket No. 43](#)].
- D. Amended Notice of Hearing to Consider Approval of Disclosure Statement for the Chapter 11 Plan of Reorganization of Medley LLC [Filed April 12, 2021; [Docket No. 99](#)].
- E. Second Amended Notice of Hearing to Consider Approval of Disclosure Statement for the Chapter 11 Plan of Reorganization of Medley LLC [Filed April 19, 2021; [Docket No. 106](#)].
- F. Notice of Withdrawal of Chapter 11 Plan of Reorganization of Medley LLC [Filed May 13, 2021; [Docket No. 146](#)].
- G. Notice of Withdrawal of Debtor's Motion for Entry of an Order (I) Approving the Adequacy of Information in the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures, (III) Approving the Forms of Ballots and Notices in Connection therewith, (IV) Scheduling Certain Dates with Respect thereto, and (V) Granting Related Relief [Filed May 13, 2021; [Docket No. 147](#)].

Status: This matter is going forward as a status conference.

**UNCONTESTED MATTERS NOT GOING FORWARD:**

- 2. Debtor's Application for an Order Authorizing and Approving the Employment of Morris James LLP as Co-Counsel to the Debtor *Nunc Pro Tunc* to March 7, 2021 [Filed April 1, 2021; [Docket No. 81](#)].

Objection Deadline: April 15, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received: None.

Related Documents:

- A. Supplemental Declaration of Eric J. Monzo in Support of Application to Authorize and Approve the Employment of Morris James LLP as Co-Counsel to the Debtor *Nunc Pro Tunc* to March 7, 2021 [Filed April 23, 2021; [Docket No. 113](#)].

- B. Second Supplemental Declaration of Eric J. Monzo in Support of Application to Authorize and Approve the Employment of Morris James LLP as Co-Counsel to the Debtor *Nunc Pro Tunc* to March 7, 2021 [Filed May 4, 2021; [Docket No. 128](#)].
- C. Certificate of No Objection Regarding Application for Entry of an Order Authorizing and Approving the Employment of Morris James LLP as Co-Counsel to the Debtor *Nunc Pro Tunc* to March 7, 2021 [Filed May 13, 2021; [Docket No. 143](#)].
- D. Order Granting Application for Entry of an Order Authorizing and Approving the Employment of Morris James LLP as Co-Counsel to the Debtor *Nunc Pro Tunc* to March 7, 2021 [Filed May 13, 2021; [Docket No. 145](#)].

Status: An order has been entered, therefore no hearing is necessary.

**MATTERS WITH CERTIFICATION OF COUNSEL/NO OBJECTION (COC/CNO):**

- 3. Application of the Debtor for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective as of the Petition Date [Filed April 6, 2021; [Docket No. 87](#)].

Objection Deadline: April 20, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received:

- A. Informal comments received from the U.S. Securities and Exchange Commission.

Related Documents:

- A. Supplemental Declaration of Mark D. Sherrill in Support of the Debtor's Application for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective as of the Petition Date [Filed April 26, 2021; [Docket No. 119](#)].
- B. Certificate of No Objection Regarding Application of the Debtor for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective as of the Petition Date [Filed May 13, 2021; [Docket No. 149](#)].
- C. Notice of Withdrawal of Certificate of No Objection Regarding Application of the Debtor for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective as of the Petition Date [Filed May 13, 2021; [Docket No. 152](#)].

D. Certification of Counsel Regarding Application of the Debtor for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective as of the Petition Date [Filed May 14, 2021; [Docket No. 156](#)].

E. Order Granting the Debtors Application for an Order Authorizing the Retention and Employment of Eversheds Sutherland (US) LLP as Special Counsel for the Debtor Effective to the Petition Date [Filed May 17, 2021; [Docket No. 167](#)].

Status: An Order has been entered by the Court, therefore no hearing is necessary.

4. Debtor's Application, Pursuant to §§ 327 and 328 of the Bankruptcy Code, for an Order Authorizing Debtor to Employ and Retain B. Riley Securities, Inc. as its Investment Banker *Nunc Pro Tunc* to March 7, 2021 [Filed April 6, 2021; [Docket No. 88](#)].

Objection Deadline: April 20, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received:

- A. Informal comments received from the Office of the United States Trustee.

Related Documents:

- A. Supplemental Declaration of Adam M. Rosen in Support of Debtor's Application, Pursuant to §§ 327 and 328 of the Bankruptcy Code, for an Order Authorizing Debtor to Employ and Retain B. Riley Securities, Inc. as its Investment Banker *Nunc Pro Tunc* to March 7, 2021 [Filed April 26, 2021; [Docket No. 114](#)].
- B. Second Supplemental Declaration of Adam M. Rosen in Support of Debtor's Application, Pursuant to §§ 327 and 328 of the Bankruptcy Code, for an Order Authorizing Debtor to Employ and Retain B. Riley Securities, Inc. as its Investment Banker *Nunc Pro Tunc* to March 7, 2021 [Filed May 6, 2021; [Docket No. 131](#)].
- C. Certification of Counsel Regarding Debtor's Application, Pursuant to §§ 327 and 328 of the Bankruptcy Code, for an Order Authorizing Debtor to Employ and Retain B. Riley Securities, Inc. as its Investment Banker *Nunc Pro Tunc* to March 7, 2021 [Filed May 13, 2021; [Docket No. 153](#)].
- D. Order Authorizing the Debtor to Employ B. Riley Securities, Inc. as Debtors Investment Banker *Nunc Pro Tunc* to March 7, 2021 [Filed May 17, 2021; [Docket No. 164](#)].

Status: An Order has been entered by the Court, therefore no hearing is necessary.

5. Debtor's Application for an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of Andersen Tax LLC as Tax Accountants for the Debtor *Nunc Pro Tunc* to the Petition Date [Filed April 6, 2021; [Docket No. 89](#)].

Objection Deadline: April 20, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received:

- A. Informal comments received from the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Related Documents:

- A. Supplemental Declaration of Llewelyn Coombs in Support of the Debtor's Application for an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of Andersen Tax LLC as Tax Accountants for the Debtor *Nunc Pro Tunc* to the Petition Date [Filed April 26, 2021; [Docket No. 115](#)].
- B. Second Supplemental Declaration of Llewelyn Coombs in Support of the Debtor's Application for an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of Andersen Tax LLC as Tax Accountants for the Debtor *Nunc Pro Tunc* to the Petition Date [Filed May 10, 2021; [Docket No. 135](#)].
- C. Certification of Counsel Regarding Debtor's Application for an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of Andersen Tax LLC as Tax Accountants for the Debtor *Nunc Pro Tunc* to the Petition Date [Filed May 13, 2021; [Docket No. 154](#)].
- D. Order Pursuant To 11 U.S.C. §§ 327(a) And 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of Andersen Tax LLC as Tax Accountants for the Debtor *Nunc Pro Tunc* to the Petition Date [Filed May 17, 2021; [Docket No. 165](#)].

Status: An Order has been entered by the Court, therefore no hearing is necessary.

6. Debtor's Application for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of RSM US LLP to Provide Audit Services to the Debtor Effective to the Petition Date [Filed April 6, 2021; [Docket No. 92](#)].

Objection Deadline: April 20, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received:

- A. Informal comments received from the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Related Documents:

- A. Supplemental Declaration of Michael Strye In Support of the Debtor's Application for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of RSM US LLP to Provide Audit Services to the Debtor Effective to the Petition Date [Filed April 26, 2021; [Docket No. 116](#)].
- B. Second Supplemental Declaration of Michael Strye In Support of the Debtor's Application for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of RSM US LLP to Provide Audit Services to the Debtor Effective to the Petition Date [Filed May 10, 2021; [Docket No. 136](#)].
- C. Certification of Counsel Regarding Debtor's Application for Entry of an Order Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of RSM US LLP to Provide Audit Services to the Debtor Effective to the Petition Date [Filed May 13, 2021; [Docket No. 155](#)].
- D. Order Pursuant To 11 U.S.C. §§ 327(a) and 328(a), Federal Rule of Bankruptcy Procedure 2014 and Delaware Bankruptcy Local Rule 2014-1 Authorizing the Retention and Employment of RSM US LLP to Provide Audit Services to the Debtor Effective to the Petition Date [Filed May 17, 2021; [Docket No. 166](#)].

Status: An Order has been entered by the Court, therefore no hearing is necessary.

7. Debtor's Motion Pursuant to Section 362 of the Bankruptcy Code for Entry of an Order Confirming that the Automatic Stay Does Not Apply to the Executive First Directors & Officers Liability Policy or the Proceeds Thereof or for Stay Relief to the Extent Applicable [Filed April 26, 2021; [Docket No. 118](#)].

Objection Deadline: May 10, 2021 at 4:00 p.m.

Responses/Objections Received: None.

Related Documents:

- A. Certificate of No Objection Regarding Debtor's Motion Pursuant to Section 362 of the Bankruptcy Code for Entry of an Order Confirming that the Automatic Stay Does Not Apply to the Executive First Directors & Officers Liability Policy or the Proceeds Thereof or for Stay Relief to the Extent Applicable [Filed May 13, 2021; [Docket No. 148](#)].
- B. Order Granting Debtor's Motion Pursuant to Section 362 of the Bankruptcy Code for Entry of an Order Confirming that the Automatic Stay Does Not Apply to the Executive First Directors & Officers Liability Policy or the Proceeds Thereof or for Stay Relief to the Extent Applicable [Filed May 17, 2021; [Docket No. 163](#)].

Status: An Order has been entered by the Court, therefore no hearing is necessary.

#### **MATTERS GOING FORWARD:**

- 8. Debtor's Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed April 1, 2021; [Docket No. 80](#)].

Objection Deadline: April 15, 2021 at 4:00 p.m.; extended to May 11, 2021 for the U.S. Securities and Exchange Commission and the Office of the United States Trustee.

Responses/Objections Received:

- A. Objection of the U.S. Securities Exchange Commission to Debtor's Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed May 11, 2021; [Docket No. 139](#)].
- B. Debtor's Reply in Further Support of Its Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed May 13, 2021; [Docket No. 150](#)].
- C. **Statement of the Official Committee of Unsecured Creditors in Support of the Debtor's Application to Employ Lowenstein Sandler LLP** [Filed May 17, 2021; [Docket No. 168](#)].



Related Documents:

- A. Supplemental Declaration of Robert M. Hirsh in Support of Debtor's Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed April 23, 2021; [Docket No. 112](#)].
- B. Second Supplemental Declaration of Robert M. Hirsh in Support of Debtor's Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed May 10, 2021; [Docket No. 134](#)].
- C. Declaration of Robert M. Hirsh, Esq. in Support of the Debtor's Reply in Further Support of its Application for Entry of an Order Authorizing the Employment and Retention of Lowenstein Sandler LLP as Counsel to the Debtor Effective as of the Petition Date [Filed May 13, 2021; [Docket No. 151](#)].

Status: This matter is going forward.

Dated: May 18, 2021

MORRIS JAMES LLP

/s/ Eric J. Monzo

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