

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)
) Chapter 11
RM Holdco LLC, <u>et al.</u> , ¹)
) Case No. 18-11795 (MFW)
Debtors.)
) Jointly Administered
)
) Re: Docket Nos.: 711, 715, 716
) Objection Deadline: Feb. 12, 2020
) Hearing Date: <u>Feb. 19, 2020 at 3:00 P.M.</u>

AMENDED NOTICE OF MOTION

TO: (I) SIDLEY AUSTIN LLP AND YOUNG CONAWAY STARGATT & TAYLOR, LLP AS CO-COUNSEL TO THE DEBTORS, RM WIND-DOWN HOLDCO LLC, ET AL.; (II) THE OFFICE OF THE UNITED STATES TRUSTEE FOR THE DISTRICT OF DELAWARE; (III) THE HOLDERS OF THE THIRTY (30) LARGEST UNSECURED CLAIMS AGAINST THE DEBTORS; (IV) THOMPSON HINE LLP AS COUNSEL TO WELLS FARGO BANK, NATIONAL ASSOCIATION AS AGENT TO THE PREPETITION SECURED LENDERS; (V) CLEARY GOTTLIEB STEEN & HAMILTON LLP AS COUNSEL TO Z CAPITAL GROUP, LLC; (VI) MORRIS, NICHOLS, ARSHT & TUNNELL LLP AS CO-COUNSEL TO Z CAPITAL GROUP, LLC; (VII) SCHULTE ROTH & ZABEL LLP AND LANDIS, ROTH & COBB, LLP AS COUNSEL TO TENNENBAUM CAPITAL PARTNERS, LLC; AND (VIII) PARTIES WHO, AS OF THE FILING OF THIS MOTION, HAVE FILED A NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS PURSUANT TO BANKRUPTCY RULE 2002.

PLEASE TAKE NOTICE Westchester Fire Insurance Company, for itself and on behalf of its affiliated sureties (collectively, “Westchester” or “Movant”), by and through its undersigned counsel, has filed a Motion for Entry of an Order (I) Reconsidering, pursuant to 11 U.S.C. § 105(a) and Fed. R. Bankr. P. 9023 and 9024, the “Order (I) Dismissing Debtors’ Chapter 11 Cases and (II) Authorizing Dissolution of the Debtors” [Doc 711]; (II) Requiring Compliance with the Initial Order [Doc. 635]; (III) Requiring Compliance with the Stipulation [Doc. 697]; (IV) Setting Aside Funds for Westchester’s Breach of Warranty Claim; and (V)

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are as follows: RM Holdco LLC (6847); RM Opco LLC (7122); RM HQ LLC (8615); RM Chevys LLC (N/A); RM Acapulco LLC (N/A); and RM El Torito LLC (N/A). The Debtors’ headquarters and mailing address is 5660 Katella Avenue, Suite 200, Cypress, CA 90630.



Granting Related Relief (the "Motion"). The Motion was previously mailed to the service list and may be found on the Court's Docket in this case as Doc Nos. 715, 716.

PLEASE TAKE FURTHER NOTICE that any responses or objections to the Motion must be filed on or before February 12, 2020 (the "Objection Deadline") with the United States Bankruptcy Court for the District of Delaware, 3rd Floor, 824 North Market Street, Wilmington, Delaware 19801. At the same time, you must serve a copy of any response or objection upon the undersigned counsel to Movant so as to be received on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE THAT A HEARING ON THE MOTION WILL BE HELD ON FEB. 19, 2020 AT 3:00 P.M. (ET) BEFORE THE HONORABLE MARY F. WALRATH IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 NORTH MARKET STREET, 5TH FLOOR, COURTROOM NO. 4, WILMINGTON, DELAWARE 19801.

PLEASE TAKE FURTHER NOTICE THAT, IF NO OBJECTIONS TO THE MOTION ARE TIMELY FILED, SERVED, AND RECEIVED IN ACCORDANCE WITH THIS NOTICE, THEN THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR A HEARING.

**McELROY, DEUTSCH, MULVANEY
& CARPENTER, LLP**

Dated: January 22, 2020

/s/ Gary D. Bressler

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-and-

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