

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

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In re:	:	Chapter 11
	:	
TGHI, INC., <u>et al.</u> ,	:	Case No. 16-10300(MEW)
	:	
Debtors. <sup>1</sup>	:	Joint Administration Requested
	:	

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**ORDER ESTABLISHING DEADLINE FOR FILING  
PROOFS OF CLAIM AND APPROVING THE  
FORM AND MANNER OF NOTICE THEREOF**

Upon the motion (the “**Motion**”)<sup>2</sup> of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) seeking, among other things, entry of an order setting deadlines for the filing of proofs of claim (the “Bar Dates”) and approving the form of notice thereof; and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order of Reference to Bankruptcy Court Judges of the District Court for the Southern District of New York, dated January 31, 2012 (Preska, Acting C.J.), that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that the relief requested in the Motion is in the best interests of the Debtors' estates, their creditors, and other parties-in-interest; and the Court having found that the Debtors have provided appropriate notice of the Motion and the opportunity for a hearing on the Motion under the circumstances; and the Court having found that no further notice be provided; and the Court

<sup>1</sup> The Debtors, and, if applicable, the last four digits of their taxpayer identification numbers are as follows: Parent THI, Inc. (5521) and TGHI, Inc. (3814). The Debtors’ business address is 1211 North Miller Street, Anaheim, CA 92806. The Debtors’ business address is 1211 North Miller Street, Anaheim, CA 92806.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion or the Prepack Plan, respectively.



having reviewed the Motion, the First Day Declaration, and having heard the statements in support of the relief requested therein at a hearing before the Court (the “Hearing”); and the Court having determined that the legal and factual bases set forth in the Motion, the First Day Declaration, and at the Hearing establish just cause for the relief granted herein; and any objections to the relief requested herein having been withdrawn or overruled on the merits; and after due deliberation and sufficient cause appearing therefor; and the Court having determined to enter separate orders granting the relief requested in the Motion it is hereby ORDERED:

1. The Motion is granted to the extent provided herein.
2. Pursuant to Bankruptcy Rule 3003(c)(3), and except as otherwise provided herein, all persons and entities, (including, without limitation, individuals, partnerships, corporations, joint ventures, trusts and governmental units) that assert a claim, as defined in section 101(5) of the Bankruptcy Code, against either of the Debtors that arose prior to February 9, 2016 (the “Petition Date”), shall file a proof of such claim (each a “Proof of Claim” and, collectively, “Proofs of Claim”) in writing so that it is received on or before **March 18, 2016** at 5:00 p.m. (prevailing Eastern Time) (the “General Bar Date”).
3. Notwithstanding any other provision hereof, Proofs of Claim filed by “Governmental Units” (as defined in section 101(27) of the Bankruptcy Code) must be filed on or before **August 9, 2016** (prevailing Eastern Time) (the “Governmental Bar Date,” and together with the General Bar Date, the “Bar Dates”).
4. Subject to the exceptions described herein, any person or entity who holds a claim against either of the Debtors (whether secured, unsecured priority or general unsecured) that arose prior to the Petition Date, and who desires to share in any distribution made in this Chapter 11

Cases, must file a Proof of Claim on or before the applicable Bar Date and in strict accordance with the requirements and procedures set forth herein.

5. The following procedures for the filing of Proofs of Claim shall apply:
- a. Proofs of Claim filed against the Debtors must substantially conform to Official Bankruptcy Form No. 410 (the "**Proof of Claim Form**").
  - b. Proofs of Claim must be filed by mailing or delivering the original Proof of Claim by hand to the Debtors' Claims Agent (the "**Claims Agent**") at:  
  
TGHI Claim Processing  
c/o Kurtzman Carson Consultants LLC  
1290 Avenue of the Americas, 9<sup>th</sup> Floor  
New York, NY 10104
  - c. Proofs of Claim will be deemed filed only when received by the Claims Agent on or before the applicable Bar Date.
  - d. Proofs of Claim must (i) be signed; (ii) include supporting documentation (if voluminous, attach a summary) or an explanation as to why documentation is not available; (iii) be in the English language; and (iv) be denominated in United States currency.
  - e. Proofs of Claim must specify by name and case number the Debtor against which the claim is filed.
  - f. The Claims Agent shall not be required to accept Proofs of Claim sent by facsimile, telecopy, or electronic mail transmission.
  - g. Any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease must file a Proof of Claim on or before the date that is thirty (30) days after the date a final and non-appealable order is entered approving the Debtor's rejection of the executory contract or unexpired lease.
  - h. Holders of equity interests in the Debtors need not file proofs of interest with respect to the ownership of such interests, provided, however, that if any such holder asserts a claim against the Debtors (including a claim relating to an interest or the purchase or sale of such interests), a Proof of Claim for such claim must be filed on or prior to the General Bar Date pursuant to the procedures set forth herein.



- j. Professionals whose retentions in these Chapter 11 Cases have been approved by the Bankruptcy Court, to the extent that such professional's claim against the Debtors is for post-petition amounts due.

7. Nothing in this Order shall prejudice the rights of the Debtors or any other party in interest to dispute or assert offsets or defenses to any claim reflected in the Schedules.

8. Subject to the exceptions described herein, pursuant to Bankruptcy Rule 3003(c)(2), all holders of claims that fail to comply with this Order by timely filing a Proof of Claim Form shall not be treated as a creditor with respect to such claim for the purposes of distribution.

9. A copy of the notice substantially in the form annexed hereto as Annex I (the "Bar Date Notice") is approved and shall be deemed adequate and sufficient if served by first-class mail at least thirty-five (35) days prior to the General Bar Date on:

- (a) the United States Trustee for the Southern District of New York;
- (b) all persons or entities that request notice of the proceedings in these chapter 11 cases pursuant to Bankruptcy Rule 2002 as of the time of mailing;
- (c) all persons or entities that have filed claims;
- (d) all known creditors and other known holders of claims as of the date of this Order, including all persons or entities listed in the Schedules as holding claims for which the Debtors have addresses;
- (e) all parties to executory contracts and unexpired leases of the Debtors;
- (f) the attorneys of record to all parties to pending litigation against the Debtors (as of the date of the entry of this Order);
- (g) the Internal Revenue Service;
- (h) state and local taxing authorities;
- (i) holders of equity interests in the Debtors; and

- (j) such additional persons and entities as deemed appropriate by the Debtors and not included in the foregoing (collectively, the “Bar Date Notice Parties”).

10. The Debtors are authorized to cause the Bar Date Notice to be published, in the form attached hereto as Annex II, in *The New York Times, National Edition* as soon as is reasonably practicable after entry of this Order and to make reasonable payments required for such publication, and such notice, together with the service of the Bar Date Notice on all known holders of claims and interests and all other parties entitled to notice in the Chapter 11 Cases, is deemed to be sufficient and appropriate under the circumstances.

11. Any person or entity who desires to rely on the Schedules will have the responsibility for determining that the claim is accurately listed in the Schedules.

12. The Debtors are authorized and empowered to take such steps and perform such acts as may be necessary to implement and effectuate the terms of this Order.

13. Notification of the relief granted by this Order as provided herein is fair and reasonable and will provide good, sufficient, and proper notice to all creditors of their rights and obligations in connection with claims they may have against the Debtors in these chapter 11 cases.

14. Entry of this Order is without prejudice to the right of the Debtors to seek a further order of this Court fixing a date by which holders of claims or interests not subject to the Bar Dates established herein must file such proofs of claim or interest or be barred from doing so.

15. Prior to mailing the Bar Date Notice, the Debtors may fill in any missing dates and other information, correct any typographical errors and make such other non-material, non-substantive changes as they deem appropriate.

16. This Court shall retain jurisdiction to hear and determine all matters arising from  
or related to this Order.

Dated: New York, New York  
February 11, 2016

**/s/Michael E. Wiles**  
UNITED STATES BANKRUPTCY JUDGE

**Annex I**

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

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In re:	:	Chapter 11
	:	
TGHI, INC., <u>et al.</u> ,	:	Case No. 16-10300(MEW)
	:	
Debtors. <sup>3</sup>	:	Joint Administration Requested
	:	

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**NOTICE OF DEADLINES REQUIRING FILING OF PROOFS OF CLAIM  
ON OR BEFORE MARCH 18, 2016 (GENERAL BAR DATE) AND  
AUGUST 18, 2015 (GOVERNMENTAL BAR DATE)**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS  
AGAINST TGHI, INC. AND PARENT THI, INC.:**

PLEASE TAKE NOTICE THAT, on [\_\_\_\_\_], 2016, the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"), having jurisdiction over the chapter 11 cases of TGHI, Inc. and Parent THI, Inc., as debtors and debtors in possession (collectively, the "Debtors") entered an order (the "Bar Date Order") establishing (i) **March 18, 2016, at 5:00 p.m. (prevailing Eastern Time)** as the last date and time for each person or entity (including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts) to file a proof of claim ("Proof of Claim") based on prepetition claims against the Debtors (the "General Bar Date"); and (ii) **August 18, 2015, at 5:00 p.m. (prevailing Eastern Time)** as the last date and time for each governmental unit (as defined in section 101(27) of the Bankruptcy Code) to file a Proof of Claim based on prepetition claims against the Debtor (the "Governmental Bar Date" and, together with the General Bar Date, the "Bar Dates").

The Bar Date Order, the Bar Dates and the procedures set forth below for the filing of Proofs of Claim apply to all claims against the Debtors (other than those set forth below as being specifically excluded) that arose prior to February 9, 2016, the date on which the Debtors commenced their cases under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code").

**YOU SHOULD CONSULT AN ATTORNEY IF YOU HAVE ANY QUESTIONS, INCLUDING WHETHER YOU SHOULD FILE A PROOF OF CLAIM. THE ATTORNEYS FOR THE DEBTORS ARE NOT AUTHORIZED TO PROVIDE YOU**

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<sup>3</sup> The Debtors, and, if applicable, the last four digits of their taxpayer identification numbers are as follows: Parent THI, Inc. (5521) and TGHI, Inc. (3814).

**WITH ANY LEGAL ADVICE.**

**1. WHO MUST FILE A PROOF OF CLAIM**

You **MUST** file a **Proof of Claim** to share in the Debtors' estates if you have a claim that arose prior to February 9, 2016, and it is not one of the other types of claims described in Section 4 below. Claims based on acts or omissions of the Debtors that occurred before February 9, 2016, must be filed by the applicable Bar Date, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before February 9, 2016.

Pursuant to section 101(5) of the Bankruptcy Code and as used in this Notice, the word "claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured. Further, claims include unsecured claims, secured claims, priority claims, and any claim allowable under section 503(b)(9) of the Bankruptcy Code.

**2. WHAT TO FILE**

Your filed proof of claim must conform substantially to Official Bankruptcy Form No. 410 (the "Proof of Claim Form"). A Proof of Claim Form which you may use to submit your Proof of Claim is enclosed with this Notice. All Proof of Claim Forms must be **signed** by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency. You should attach to your completed Proof of Claim any documents on which the claim is based (if voluminous, attach a summary) or an explanation as to why the documents are not available.

Any holder of a claim against either of the Debtors must file a Proof of Claim and all holders of claims must identify on their Proof of Claim the Debtor against which their claim is asserted and the case number of that Debtor's Bankruptcy Case. The name of the Debtors and their respective case numbers are: **TGHI, Inc., Case No. 16-10300 and Parent THI, Inc., Case No. 16-10301.**

**3. WHEN AND WHERE TO FILE**

Any proof of claim properly filed with (a) the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, Room 534, New York, New York 10004-1408, or (b) the Debtors' Claims Agent, Kurtzman Carson Consultants LLC at TGHI Claim Processing, c/o Kurtzman Carson Consultants LLC, 1290 Avenue of the Americas, 9th Floor, New York, New York 10104 prior to the mailing of this Notice shall be deemed to be and shall be treated as a properly filed claim subject to the right of the Debtors or any party in interest to object to the allowance thereof. No additional proof of claim is required with respect to such a claim. If you have not filed your Proof of Claim yet, please send it to the Debtors' Claims and Noticing Agent.

Proofs of Claim must be filed by mailing or delivering the original Proof of Claim by hand to the Debtors' Claims Agent (the "**Claims Agent**") at:

TGHI Claim Processing  
c/o Kurtzman Carson Consultants LLC  
1290 Avenue of the Americas, 9<sup>th</sup> Floor  
New York, NY 10104

Proofs of Claim will be deemed timely filed only if **actually received** by the Claims Agent on or before the applicable Bar Date. Proofs of Claim may **not** be delivered by facsimile, telecopy, or electronic mail transmission.

**4. WHO NEED NOT FILE A PROOF OF CLAIM**

You do **not** need to file a Proof of Claim on or prior to the applicable Bar Date if you are:

- a. Any person or entity that has already filed a proof of claim against the Debtors with the Bankruptcy Court or Claims Agent in a form substantially similar to the Proof of Claim Form;
- b. Any person or entity whose claim is listed on the Schedules filed by the Debtors, provided that (a) the claim is not scheduled as "disputed," "contingent" or "unliquidated;" (b) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules; and (c) the claimant does not dispute that the claim is an obligation of the Debtors against which the claim is listed on the Schedules;
- c. Any holder of the Prepetition \$20 Million Facility Claims;
- d. Any holder of the Parent PIK Notes and the Holdings PIK Notes (as such terms are defined in the Prepack Plan);
- e. Any holder of a claim that heretofore has been allowed by order of this Court;
- f. Any person or entity whose claim has been paid in full by the Debtors;
- g. Any holder of a claim for which specific deadlines have previously been fixed by this Court;
- h. Any non-debtor affiliates of the Debtors having a claim against the Debtors;
- i. Any holder of a claim allowable under section 503(b) and section 507(a)(2) of the Bankruptcy Code as an expense in administration (other than any claim allowable under section 503(b)(9) of the Bankruptcy Code); and

- j. Professionals whose retentions in these Chapter 11 Cases have been approved by the Bankruptcy Court, to the extent that such professional's claim against the Debtors is for post-petition amounts due.

If you are a holder of an equity interest in either of the Debtors, you need not file a proof of interest with respect to the ownership of such interest at this time. However, if you assert a claim against either of the Debtor, including a claim relating to such interest or the purchase or sale of such interest, a Proof of Claim for such claim must be filed on or prior to the General Bar Date pursuant to procedures set forth in this Notice.

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors but may not have an unpaid claim against the Debtor. **THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTORS OR THE BANKRUPTCY COURT BELIEVES THAT YOU HAVE A CLAIM AGAINST THE DEBTORS.**

**YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A CLAIM AGAINST THE DEBTORS.**

#### **5. EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

If you have a claim that arises from the rejection of an executory contract or unexpired lease, you must file a Proof of Claim on or before the date set forth in the **final and non-appellable order entered approving the Debtors' rejection of the executory contract or unexpired lease**. Notwithstanding the foregoing, if you are a party to an executory contract or unexpired lease and you wish to assert a claim on account of unpaid amounts accrued and outstanding as of February 9, 2016, pursuant to that executory contract or unexpired lease (other than a rejection damages claim), you must file a Proof of Claim for such amounts on or before the applicable Bar Date unless an exception identified above applies.

#### **6. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE APPLICABLE BAR DATE**

ANY HOLDER OF A CLAIM THAT IS NOT EXCEPTED FROM THE REQUIREMENTS OF THE BAR DATE ORDER, AS SET FORTH IN SECTION 4 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM WILL BE BARRED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS AND THEIR CHAPTER 11 ESTATES AND FROM PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CASES ON ACCOUNT OF SUCH CLAIM.

#### **7. THE DEBTOR'S SCHEDULES, ACCESS THERETO, AND CONSEQUENCES OF AMENDMENT THEREOF**

You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "Schedules").

If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim

is accurately listed in the Schedules.

As set forth above, if you agree with the classification and amount of your claim as listed in the Debtors' Schedules, and if you do not dispute that your claim is against the specified Debtor, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a Proof of Claim. Otherwise, or if you decide to file a Proof of Claim, you must do so before the General or Governmental Bar Date, as applicable, in accordance with the procedures set forth in this Notice.

Copies of the Schedules may be examined by interested parties on the Bankruptcy Court's electronic docket for the Debtors' chapter 11 cases, which is posted on the Internet at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov) (a PACER login and password are required and can be obtained through the PACER Service Center at [www.pacer.psc.uscourts.gov](http://www.pacer.psc.uscourts.gov)). Copies of the Schedules are also available free of charge at the Debtors' website at <http://www.kccllc.net/TGHI>. Copies of the Schedules may also be examined by interested parties between the hours of 9:00 a.m. and 4:30 p.m. (prevailing Eastern Time) at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, Room 511, New York, New York 10004. They are also available upon request for no fee by calling (866) 927-7081 (domestic callers) or (310) 751-2653 (for international callers) or sending an email to: [TGHIinfo@kccllc.com](mailto:TGHIinfo@kccllc.com).

In the event that the Debtors amend or supplement their Schedules to (a) designate a claim as disputed, contingent, or unliquidated, (b) change the amount of a claim reflected therein, (c) change the classification of a claim reflected therein, (d) remove a claim reflected therein, or (e) add a claim that was not listed on the Schedules, the Debtors will notify you of the amendment. In such case, the deadline for you to file a Proof of Claim on account of any such claim is the later of (i) the applicable Bar Date or (ii) the date that is **thirty (30) days** after the Debtors provide notice of the amendment.

**A holder of a possible claim against the Debtors should consult an attorney regarding any matters not covered in this Notice, such as whether the holder should file a Proof of Claim. The attorneys for the Debtors are not authorized to provide you with any legal advice.**

DATED: \_\_\_\_\_  
New York, New York

**BY ORDER OF THE COURT**

KLESTADT WINTERS JURELLER  
SOUTHARD & STEVENS, LLP  
200 West 41<sup>st</sup> Street, 17th Floor  
New York, New York 10018  
Telephone: (212) 972-3000  
Facsimile: (212) 972-2245

ATTORNEYS FOR DEBTORS  
AND DEBTOR IN POSSESSIONS

**Annex II**

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

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 In re: : Chapter 11  
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 TGHI, INC., et al., : Case No. 16-10300(MEW)  
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 Debtors. : Joint Administration Requested  
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**NOTICE OF (I) COMMENCEMENT OF PREPACKAGED  
CHAPTER 11 BANKRUPTCY CASES, (II) COMBINED  
HEARING ON SOLICITATION PROCEDURES, DISCLOSURE  
STATEMENT AND CONFIRMATION OF THE PREPACKAGED  
PLAN OF LIQUIDATION (III) THE BAR DATES; AND (IV) AND SUMMARY  
OF THE PREPACKAGED PLAN OF LIQUIDATION**

**NOTICE OF COMMENCEMENT**

PLEASE TAKE NOTICE THAT on February 9, 2016 (the "**Petition Date**"), TGHI, Inc. and Parent THI, Inc., the above-captioned debtors and debtors in possession (the "**Debtors**") filed with the United States Bankruptcy Court for the Southern District of New York (the "**Court**") (i) a proposed prepackaged plan of liquidation (the "**Prepack Plan**") and (ii) a related disclosure statement (the "**Disclosure Statement**") pursuant to sections 1125 and 1126(b) of title 11 of the United States Code (the "Bankruptcy Code"). Copies of the Prepack Plan and the Disclosure Statement may be obtained upon request of the Debtors' counsel at the address specified below and are on file with the Clerk of the Bankruptcy Court, One Bowling Green, New York, New York 10004, where they are available for review between the hours of 8:00 a.m. to 4:00 p.m. (Prevailing New York time). The Prepack Plan and Disclosure Statement also are available for inspection on the Court's Internet site at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov) or free of charge on the Debtors' restructuring website at <http://www.kccllc.net/TGHI>. Additionally, parties may contact the Debtors' Notice and Claims Agent at (866) 927-7081 (domestic callers) or (310) 751-2653 (for international callers) or sending an email to: [TGHInfo@kccllc.com](mailto:TGHInfo@kccllc.com).

**NOTICE OF COMBINED HEARING**

PLEASE TAKE FURTHER NOTICE THAT the hearing to consider the adequacy of the Disclosure Statement, any objections to the Disclosure Statement, confirmation of the Prepack Plan, any objections thereto, and any other matter that may properly come before the Court shall be held before the Honorable [ ], United States Bankruptcy Judge, at the United States Bankruptcy Court, One Bowling Green, New York, New York, 10004, on [ ], 2016 at \_\_\_\_\_ .m. (Prevailing New York time) (the "**Combined Hearing**"). The Combined Hearing may be adjourned from time

to time without further notice other than an announcement of the adjourned date or dates in open court or at the Combined Hearing and which notice will be available on the electronic case filing docket.

**PLEASE TAKE FURTHER NOTICE THAT** any objections (each, an “**Objection**”) to the Solicitation Procedures, the Disclosure Statement or the Prepack Plan, must: (a) be in writing; (b) comply with the Federal Rules of Bankruptcy Procedure and the Local Rules of the United States Bankruptcy Court for the Southern District of New York; (c) state the name and address of the objecting party and the amount and nature of the Claim or Interest beneficially owned by such Entity; and (d) state with particularity the legal and factual basis for such objections, and, if practicable, a proposed modification to the Prepack Plan that would resolve such objection.

**PLEASE TAKE FURTHER NOTICE THAT** Objections must be filed with the Court and served so as to be actually received no later than [\_\_\_], 2016 at 4:00 p.m. (Prevailing New York time) (the “**Objection Deadline**”) by: the (i) the Debtors, Attn: Christopher Layden ([layden@yorkstreetcapital.com](mailto:layden@yorkstreetcapital.com)); (ii) proposed counsel for the Debtors, Klestadt Winters Jureller Southard & Stevens, LLP, Attn: Tracy L. Klestadt, Esq. ([tklestadt@klestadt.com](mailto:tklestadt@klestadt.com)), and Joseph C. Corneau, Esq. ([jcorneau@klestadt.com](mailto:jcorneau@klestadt.com)); (iii) proposed special counsel for the Debtors, Kramer Levin Naftalis & Frankel LLP, Attn: Adam C. Rogoff, Esq. ([arogoff@kramerlevin.com](mailto:arogoff@kramerlevin.com)) and Anupama Yerramalli, Esq. ([ayerramalli@kramerlevin.com](mailto:ayerramalli@kramerlevin.com)); (iv) the Office of the U.S. Trustee for the Southern District of New York, Attn: Andrew Velez-Rivera, Esq. ([andy.velez-rivera@usdoj.gov](mailto:andy.velez-rivera@usdoj.gov)) and Susan Arbeit, Esq. ([susan.arbeit@usdoj.gov](mailto:susan.arbeit@usdoj.gov)); (v) the Prepetition \$20 Million Facility Lenders, with a copy to Stroock & Stroock & Lavan LLP, Attn: Brett Lawrence, Esq. ([blawrence@stroock.com](mailto:blawrence@stroock.com)), Jayme Goldstein, Esq. ([jgoldstein@stroock.com](mailto:jgoldstein@stroock.com)), and Daniel Ginsberg, Esq. ([dginsberg@stroock.com](mailto:dginsberg@stroock.com)); (vi) the Prepetition \$20 Million Facility Agent, Wilmington Trust, National Association, Attn: Jeffery Rose ([jrose@wilmingtontrust.com](mailto:jrose@wilmingtontrust.com)) with copy to Kaye Scholer LLP, Attn: Alan Glantz ([alan.glantz@kayescholer.com](mailto:alan.glantz@kayescholer.com)); (vii) the PIK Note Administrative Agent, Law Debenture Trust Company of New York, Attn: Frank Godino ([frank.godino@lawdeb.com](mailto:frank.godino@lawdeb.com)) and Thomas Musarra ([Thomas.musarra@lawdeb.com](mailto:Thomas.musarra@lawdeb.com)), with a copy to Curtis, Mallet-Prevost, Colt & Mosle, LLP, Attn: Steven Reisman, Esq. ([sreisman@curtis.com](mailto:sreisman@curtis.com)), Joshua Geller, Esq. ([jgeller@curtis.com](mailto:jgeller@curtis.com)), and James Drew, Esq. ([jdrew@curtis.com](mailto:jdrew@curtis.com)); (viii) counsel for any statutory committee appointed in the Chapter 11 Cases; (ic) the Internal Revenue Service; and (x) any party filing a notice of appearance and request for service of papers in each case so as to be received by the Objection Deadline.

**UNLESS AN OBJECTION IS TIMELY SERVED AND FILED IN ACCORDANCE WITH THIS NOTICE, IT MAY NOT BE CONSIDERED BY THE COURT.**

**YOU ARE ADVISED TO CAREFULLY REVIEW AND CONSIDER THE PREPACK PLAN, INCLUDING THE DISCHARGE, RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS, AS YOUR RIGHTS MIGHT BE AFFECTED.**

#### **Notice of Bar Dates**

**PLEASE TAKE FURTHER NOTICE THAT** on [\_\_\_], 2016, the Court entered an order establishing the following bar dates:

**General Bar Date:** [ ] at 5:00 p.m. (prevailing New York time) (the “**General Bar Date**”) is the last date and the deadline by which the following holders of Claims and Equity Interests, other than governmental units, must file proofs of claim: holders claims that are either (a) not listed on the Debtors’ schedules of assets and liabilities, (b) listed as disputed, contingent, or unliquidated on the Debtors’ schedules of assets and liabilities, or (c) listed in amounts or priorities that the holders of such claims believe are inaccurate.

**Governmental Bar Date:** [ ] at 5:00 p.m. (prevailing New York time) is the deadline by which governmental units holding claims must file proofs of claim (the “**Governmental Bar Date**” and, together with the General Bar Date, the “**Bar Dates**”).

If you are a holder of an claim of the type set forth above, you MUST file a proof of claim by the General Bar Date or the Governmental Bar Date, as applicable, so that it is actually received by Debtors' notice and claims agent, Kurtzman Carson Consultants LLC (the "**Claims Agent**") at TGH Claims Processing, c/o Kurtzman Carson Consultants LLC, 1290 Avenue of the Americas, 9th Floor, New York, NY 10104. Copies of the proof of claim form may be obtained free of charge at the Debtors’ restructuring website at <http://www.kccllc.net/TGHI> or by contacting the Claims Agent at: (866) 927-7081 (domestic callers) or (310) 751-2653 (for international callers) or by sending an email to [TGHIinfo@kccllc.com](mailto:TGHIinfo@kccllc.com).

**PLEASE TAKE FURTHER NOTICE** that any holder of a claim that is required, but fails, to file a proof of claim in accordance with the Scheduling Order on or before the applicable Bar Date shall be forever barred, estopped and enjoined from asserting such claim against the Debtors (or filing a proof of claim with respect thereto), and such holder shall not be treated as a creditor with respect to such claim for the purpose of distribution in these Chapter 11 Cases or be entitled to receive further notices regarding such claim.

Proofs of Claim must be filed by mailing or delivering the original Proof of Claim by hand to the Debtors' Claims Agent at:

TGHI Claims Processing  
c/o Kurtzman Carson Consultants LLC  
1290 Avenue of the Americas, 9<sup>th</sup> Floor  
New York, NY 10104

All holders of claims should consult an attorney regarding any matters not covered by this notice, such as whether the holder should file a proof of claim.