



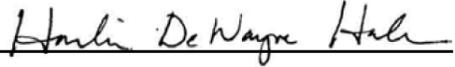
CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed October 14, 2016


United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: § Chapter 11
§
TPP ACQUISITION, INC. d/b/a The § Case No. 16-33437-hdh-11
Picture People, §
§
Debtor. §

**ORDER (I) SHORTENING THE BAR DATE FOR FILING PROOFS OF
CLAIM, (II) ESTABLISHING RAMIFICATIONS FOR FAILURE TO TIMELY
FILE CLAIMS, (III) APPROVING NOTICE OF SHORTENED BAR DATE,
AND (IV) APPROVING THEMILING OF NOTICES
[Docket No. 226]**

CAME ON FOR CONSIDERATION the *Debtor's Motion for an Order (I) Shortening
the Bar Date for Filing Proofs of Claim, (II) Establishing Ramifications for Failure to Timely
File Claims, (III) Approving Consolidated Notice of Shortened Bar Date, and (IV) Approving the*



Mailing of Notices (the “Motion”),¹ filed by the above-captioned debtor (the “Debtor”). The Court finds that: (i) it has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. §§ 157 and 1334; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); (iii) the relief requested in the Motion is in the best interests of the Debtor, its estate, and its creditors; (iv) proper and adequate notice of the Motion has been given and no other or further notice is necessary; and (v) upon the record herein after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein.

Therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. With the exception of governmental entities to which the Government Bar Date (as defined below) would apply, the last day for filing proofs of claim in the above-captioned case is November 15, 2016 (the “Bar Date” or “Shortened Bar Date”).²
3. The form of notice of Shortened Bar Date, attached hereto as **Exhibit A** (the “Notice of Shortened Bar Date”) is incorporated herein by reference and approved.
4. Within two (2) business days of the entry of this Order, KCC shall serve the Notice of Shortened Bar Date, by United States mail, first class postage prepaid, at the expense of the estate, to all of the following whose addresses are known by the Debtor:
 - a. all known creditors;
 - b. all known shareholders of the Debtor of record as of the Petition Date;
 - c. all parties that have requested special notice; and
 - d. all other parties-in-interest as required by Bankruptcy Rule 2002.

¹ Capitalized terms not otherwise defined herein shall have the meaning assigned to them in the Motion.

² By this Order, the Original Bar Date of January 4, 2017 is being shortened to November 15, 2016.

5. The Debtor shall publish the form of notice of Shortened Bar Date attached hereto as **Exhibit A**, in the national edition of one of the following newspapers: The Wall Street Journal, The New York Times, or USA Today, at least once no later than twenty-one (21) days prior to the Shortened Bar Date.

6. A proof of claim will be deemed timely and properly filed if it is filed with KCC or the Clerk of the United States Bankruptcy Court for the Northern District of Texas, so that it is actually received by no later than November 15, 2016 as established by this Order.

7. The following persons or entities are **not** required to file a proof of claim on or before the Bar Date:

- a. any person or entity that has already properly filed, with KCC or the Clerk of the United States Bankruptcy Court for the Northern District of Texas, a proof of claim against the Debtor using a claim form that substantially conforms to Official Form 410;
- b. any person or entity whose claim has been paid by the Debtor;
- c. any professionals whose retention in this Chapter 11 Case has been approved by the Court; and
- d. The U.S. Trustee.

8. Notwithstanding anything contained herein to the contrary, the last day for any entity asserting a claim with respect to any executory contract or unexpired lease that has, as of the date of entry of this Order, not yet been rejected (including any claims for pre-petition amounts due and lease rejection damages), will be the later of either (1) the Bar Date or (2) the first business day that is thirty (30) calendar days after the entry of an applicable order approving the rejection of an executory contract or lease.

9. Notwithstanding anything contained herein to the contrary, the last day for any entity asserting a claim arising from the recovery of a voidable transfer will be the later of (i) the Bar Date, or (ii) the first business day that is thirty (30) calendar days after the entry of any order approving the avoidance of the transfer.

10. Notwithstanding anything contained herein to the contrary, the last day for any entity asserting a claim arising from the assessment of certain taxes as described in Bankruptcy Code § 502(i) will be the later of (i) the Bar Date, or (ii) the first business day that is thirty (30) calendar days after the date the relevant tax claim is assessed.

11. If an amendment to the bankruptcy schedules of assets and liabilities (the “Schedules”) reduces the liquidated amount of a scheduled claim, or reclassifies a scheduled, undisputed, liquidated or non-contingent claim as disputed, unliquidated, or contingent, the affected claimant may file a proof of claim on the later of (i) the Bar Date or (ii) thirty (30) days after the mailing of the notice of such amendment.

12. If a timely-filed claim is transferred, the transferee must both (i) file a notice of transfer of the claim with the Clerk, in accordance with Bankruptcy Rule 3001(e), and (ii) serve a copy of the notice of transfer on the Debtor’s counsel addressed as follows:

Robert D. Albergotti
and
Ian T. Peck
Haynes and Boone, LLP
2323 Victory Avenue
Suite 700
Dallas, TX 75219

13. Neither the Bar Date nor any other deadline established in this Order applies to requests for the payment of administrative expenses arising in this case under Bankruptcy Code §§ 503, 507(a)(1), 330(a), 331, and/or 364.

14. Holders of equity securities of the Debtor need not file a proof of interest; provided, however, that an equity security holder must file a proof of claim to the extent that such equity security holder asserts any rights as a creditor against the Debtor.

15. If a person or entity is required to file a timely proof of claim in the form and manner specified by this Order, and such person or entity fails to do so on or before the Bar Date associated with such claim, then except as otherwise provided under applicable law or by order of this Court, any claim of such creditor is discharged, and such person or entity is forever barred from (a) asserting its claim, whether directly or indirectly, against the Debtor or its property (or filing a proof of claim with respect thereto), (b) participating in any distribution in this case on account of such claim, (c) voting with respect to any Chapter 11 plan or plans filed in this Chapter 11 Case, and (d) receiving any distribution under any such Chapter 11 plan or plans. In addition, such creditor need not receive any further notices regarding its claim and will be bound by the terms of any Chapter 11 plan or plans that may be confirmed in this case.

16. Notwithstanding anything contained herein to the contrary, governmental units will have until March 1, 2017, which is the first business day that is 180 days after the Petition Date, to file proofs of claim against the Debtor (the "Government Bar Date"); provided, that the foregoing is without prejudice to the right of governmental units to seek, upon notice and a hearing, an extension of the Government Bar Date and the right of the Debtor to object to any such extension request.

17. This Court shall retain jurisdiction with respect to all matters relating to the interpretation or implementation of this Order.

END OF ORDER

Submitted by:

Robert D. Albergotti

State Bar No. 00969800

Ian T. Peck

State Bar No. 24013306

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ATTORNEYS FOR DEBTOR

EXHIBIT “A”

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	Chapter 11
	§	
TPP ACQUISITION, INC. d/b/a The Picture People,	§	Case No. 16-33437-hdh-11
	§	
Debtor.	§	

NOTICE OF SHORTENED PROOF OF CLAIM BAR DATE

On September 2, 2016 (the “Petition Date”), TPP Acquisition, Inc. d/b/a The Picture People (the “Debtor”), filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101 through 1330 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Northern District of Texas, Dallas Division (the “Court”) commencing the above-captioned chapter 11 case (the “Chapter 11 Case”).

TO ALL INTERESTED PARTIES:

COMMENCEMENT OF CASE. The Debtor identified above has filed a petition for reorganization under chapter 11 of the Bankruptcy Code in this Court, and an order for relief has been entered. Pursuant to Bankruptcy Code §§ 1107 and 1108, the Debtor is authorized to continue to operate its business and manage its properties as a debtor in possession. You will not receive notice of all documents filed in this case. All documents filed with the Court, including lists of property and debts, will be available for inspection at the website established for this case by the Debtor’s claims and noticing agent, Kurtzman Carson Consultants, LLC (“KCC”), at <http://www.kccllc.net/TPP> as well as at the Office of the Clerk listed below.

INFORMATION CONCERNING THIS CASE. Because the Court’s General Order regarding administrative procedures for electronic case filing governs this case, the Court’s docket sheet and documents filed electronically are also accessible at the Court’s Internet site, www.txnb.uscourts.gov, through an account obtained from PACER Service Center at 1-800-676-6856.

SHORTENED BAR DATE. On September 12, 2016, a Notice of Commencement of Case that contained, among other things, a bar date notice notifying parties that the bar date for filing proofs of claim was January 4, 2017 (the “Original Bar Date Notice”), along with a proof of claim form, was sent to all known creditors and other parties in interest in the Chapter 11 Case. Pursuant to the *Order (I) Shortening the Bar Date for Filing Proofs of Claim, (II) Establishing Ramifications for Failure to Timely File Claims, (III) Approving Consolidated Notice of Shortened Bar Date, and (IV) Approving the Mailing of Notices* (the “Order Shortening Bar Date”) entered by the Court on October 14, 2016, **the Original Bar Date has been superseded and modified** and the Court has shortened the Original Bar Date to **November 15, 2016 (the “Shortened Claims Bar Date” or “Claims Bar Date”)**. By this Notice creditors and parties-in-

interest are being informed that **the Original Bar Date has been modified by the Court and the current Shortened Claims Bar Date for filing proofs of claim is November 15, 2016.** **PROOF OF CLAIM. The Claims Bar Date (i.e. the deadline for creditors of the Debtor to file proofs of claim against the Debtor's estate) is November 15, 2016.** A proof of claim is a signed statement describing a creditor's claim. If you need a proof of claim form, you may contact the Debtor's claims and noticing agent, Kurtzman Carson Consultants, LLC, 2335 Alaska Avenue, El Segundo, California 90245, E-Mail: TPPinfo@kcellc.com or download a proof of claim form from the website established for this case at <http://www.kcellc.net/TPP>.

Under the Bankruptcy Code and as utilized in this notice and the Order, the term "claim" has been given the broadest possible definition, and includes any right to payment, whether in contract, tort, or by statute, and whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, priority, or unsecured as of the Petition Date for the Debtor.

The Debtor filed its Schedules of Assets and Liabilities on September 21, 2016 (the "Schedules"). The Schedules may be amended from time to time. The Schedules and any amendments thereto may be viewed at <http://www.kcellc.net/TPP> and can also be inspected at the office of the Clerk of the Bankruptcy Court, 1100 Commerce Street, Room 1254, Dallas, Texas 75242, or viewed on the Court's web site at www.txnb.uscourts.gov through an account obtained from PACER Service Center at 1-800-676-6856. If your claim is listed in the Schedules, and is not listed as disputed, contingent or unliquidated, your claim will be allowed in the amount scheduled unless you file a proof of claim, or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a proof of claim.

If you assert a claim against the Debtor, you must file a proof of claim if:

- (a) your claim has not been listed by the Debtor in its Schedules;
- (b) you disagree with the amount of the claim scheduled by the Debtor in its Schedules;
- (c) the Debtor has scheduled your claim as disputed, contingent or unliquidated;
- (d) you believe your claim to be a secured claim, and the Debtor has not so scheduled your Claim; or
- (e) you believe your claim to be entitled to priority under the Bankruptcy Code, and the Debtor has not so scheduled your claim.

If you fail timely to file a proof of claim and you are required to do so under the Order Shortening Bar Date, unless otherwise provided under applicable law:

- (a) Your claim will be disallowed and you will not receive any distribution under any plan that may be confirmed in this Chapter 11 Case; and

- (b) You nevertheless will be bound by the terms of any plan that may be confirmed in this Chapter 11 Case.

Special Claims. For claims arising from rejection of executory contracts or unexpired leases pursuant to Bankruptcy Code § 365, the last day for any entity asserting a claim with respect to any executory contract or unexpired lease that has, as of the date of entry of the Order Shortening Bar Date, not yet been rejected (including any claims for pre-petition amounts due and lease rejection damages), will be the later of either (1) the Claims Bar Date or (2) the first business day that is thirty (30) calendar days after the entry of an applicable order approving the rejection of an executory contract or lease

For claims arising from recovery by the Debtor of estate property transferred to you by the Debtor prior to the Petition Date as a voidable transfer, the last day to file a proof of claim is the later of (i) Claims Bar Date, or (ii) the first business day that is thirty (30) calendar days after the entry of an order or judgment avoiding a transfer.

For claims arising from the assessment of certain taxes as described in Bankruptcy Code § 502(i), the last day to file a proof of claim is the later of (i) Claims Bar Date, or (ii) the first business day that is thirty (30) calendar days after the date the relevant tax claim is assessed.

The last day to file a proof of claim in this case pursuant to Rule 3004 of the Federal Rules of Bankruptcy Procedure is governed by the terms of Bankruptcy Rule 3004.

Pursuant to Bankruptcy Rule 3002(c)(1), the last date and time for filing proofs of claim by governmental units (as defined in Bankruptcy Code § 101(27)) is **March 1, 2017**.

The Order Shortening Bar Date does not establish any deadline for the payment of administrative expenses arising under Bankruptcy Code §§ 503, 507(a)(1), 507(b), 330(a), 331 or 364.

The following persons and entities need **not** file a proof of claim by the Claims Bar Date:

- (a) any person or entity that has already properly filed, either with KCC the Clerk of the United States Bankruptcy Court for the Northern District of Texas, a proof of claim against the Debtor using a claim form which substantially conforms to Official Form No. 10;
- (b) any person or entity whose claim has been paid by the Debtor;
- (c) any professionals whose retention in this Chapter 11 Case has been approved by the Court; and
- (d) The United States Trustee.

Instructions for Filing Proofs of Claim and Consequences for Failure to Timely File Claim.

Any proof of claim filed after the Shortened Claims Bar Date of November 15, 2016, or other applicable deadline will be disallowed. Any person or entity that is required by the Order to file a proof of claim and fails to do so by the Claims Bar Date or other applicable deadline set forth herein shall not be treated as a creditor for purposes of voting or receiving distributions in these

cases, and any claim of such person or entity will be discharged and forever barred unless otherwise provided under applicable law or by separate order of the Court. Each creditor and recipient of this Notice and their respective agents and attorneys have an affirmative duty to review this notice, and timely file any proof of claim on or before the Shortened Claims Bar Date or other applicable deadline, or be forever barred from filing or asserting any such claim unless otherwise provided by applicable law or by separate order of the Court. Each creditor and recipient of this notice is personally responsible for reviewing this notice and timely filing any proof of claim and should not rely upon their respective agents and attorneys to meet the deadlines specified in this notice.

PROOFS OF CLAIM MUST BE FILED SO THAT THEY ARE ACTUALLY RECEIVED BY KCC OR THE COURT ON OR BEFORE THE SHORTENED CLAIMS BAR DATE, NOVEMBER 15, 2016, EXCEPT AS STATED HEREIN. PROOFS OF CLAIM MAY BE FILED BY MAIL, IN PERSON, BY PERSONAL SERVICE OR FEDERAL EXPRESS ADDRESSED TO:

**TPP Claims Processing Center
c/o KCC
2335 Alaska Avenue
El Segundo, CA 90245**

or

**Clerk, U.S. Bankruptcy Court
1100 Commerce Street, Room 1254
Dallas, Texas 75242**

PROOFS OF CLAIM MAY ALSO BE FILED ELECTRONICALLY ON THE COURT'S WEB SITE LOCATED AT [HTTPS://ECF.TXNB.USCOURTS.GOV/CGI-BIN/AUTOFILINGCLAIMS.PL](https://ecf.txnb.uscourts.gov/cgi-bin/autofilingclaims.pl)

Pursuant to Bankruptcy Code § 502(b), amounts due shall be stated in lawful currency of the United States as of the Petition Date. Do not file your proof of claim with, or send copies of proofs of claim to, the Debtor. Pursuant to the Order Shortening Bar Date, proofs of claim not filed with (i.e., actually received by) KCC or the Clerk of the Bankruptcy Court by the applicable deadline shall be deemed not to be properly or timely filed. To receive an acknowledgment that your proof of claim has been received by KCC or the Clerk of the Bankruptcy Court and filed, you must provide with your original proof of claim one additional copy and a postage-paid, self-addressed envelope.

Amendments to Claims, Amendments to Schedules, and Claim Transfers. Following notice of any amendment to the Schedules that reduces the liquidated amount of a scheduled claim, or that reclassifies a scheduled undisputed, liquidated or non-contingent claim as disputed, unliquidated or contingent, any creditor so affected shall have until the later of (i) the Shortened Claims Bar Date, or (ii) thirty (30) days after the mailing of notice of the amendment, to file a proof of claim. Nothing set forth herein shall be deemed to preclude the Debtor from objecting to any claim, whether scheduled or filed, on any grounds.

If a timely filed claim is transferred, the transferee must both (i) file a notice of transfer of the claim with the Clerk of the Bankruptcy Court, in accordance with Bankruptcy Rule 3001(e), by forwarding such notice to the Clerk of the Bankruptcy Court at its address indicated above, and (ii) serve a copy of the notice of transfer on the Debtor's counsel addressed to Robert D. Albergotti and Ian T. Peck, Haynes and Boone, LLP, 2323 Victory Avenue, Suite 700, Dallas, Texas 75219.

Equity Interest Holders. Pursuant to Bankruptcy Rule 3003(b)(2), it is not necessary for an equity security holder to file a proof of interest based solely upon such interest; provided, however, that if an equity holder asserts any rights as a creditor of the Debtor, a proof of claim is required, except as set forth herein.

PURPOSE OF CHAPTER 11 FILING. Chapter 11 of the Bankruptcy Code enables a debtor to reorganize pursuant to a plan. A plan is not effective unless approved by the Court at a confirmation hearing. Creditors will be given notice concerning any plan, or in the event the case is dismissed or converted to another chapter of the Bankruptcy Code. The Debtor will remain in possession of its property and will continue to operate its business unless a trustee is appointed.

COUNSEL FOR THE DEBTOR. The attorneys for the Debtor are Haynes and Boone, LLP, 2323 Victory Avenue, Suite 700, Dallas, Texas 75219.

Dated: October __, 2016
 Dallas, Texas

BY ORDER OF THE COURT