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*Proposed Attorneys for Debtors
and Debtors in Possession*

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

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In re	:
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	:
WESTINGHOUSE ELECTRIC	:
COMPANY LLC, et al.,	:
	:
Debtors.¹	:
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	:
-----X	

Chapter 11
Case No. 17-_____ (____)
(Joint Administration Pending)

**MOTION OF DEBTORS PURSUANT TO 11 U.S.C. §§ 105(a) AND 342(a)
AND FED. R. BANKR. P. 1007(a)(3) AND 2002(a), (d), (f), AND (I) FOR ENTRY
OF ORDER (I) WAIVING REQUIREMENT TO FILE A LIST OF CREDITORS AND
(II) GRANTING DEBTORS AUTHORITY TO ESTABLISH PROCEDURES
FOR NOTIFYING CREDITORS OF COMMENCEMENT OF CHAPTER 11 CASES**

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if any, are: Westinghouse Electric Company LLC (0933), CE Nuclear Power International, Inc. (8833), Fauske and Associates LLC (8538), Field Services, LLC (2550), Nuclear Technology Solutions LLC (1921), PaR Nuclear Holding Co., Inc. (7944), PaR Nuclear, Inc. (6586), PCI Energy Services LLC (9100), Shaw Global Services, LLC (0436), Shaw Nuclear Services, Inc. (6250), Stone & Webster Asia Inc. (1348), Stone & Webster Construction Inc. (1673), Stone & Webster International Inc. (1586), Stone & Webster Services LLC (5448), Toshiba Nuclear Energy Holdings (UK) Limited (N/A), TSB Nuclear Energy Services Inc. (2348), WEC Carolina Energy Solutions, Inc. (8735), WEC Carolina Energy Solutions, LLC (2002), WEC Engineering Services Inc. (6759), WEC Equipment & Machining Solutions, LLC (3135), WEC Specialty LLC (N/A), WEC Welding and Machining, LLC (8771), WECTEC Contractors Inc. (4168), WECTEC Global Project Services Inc. (8572), WECTEC LLC (6222), WECTEC Staffing Services LLC (4135), Westinghouse Energy Systems LLC (0328), Westinghouse Industry Products International Company LLC (3909), Westinghouse International Technology LLC (N/A), and Westinghouse Technology Licensing Company LLC (5961). The Debtors’ principal offices are located at 1000 Westinghouse Drive, Cranberry Township, Pennsylvania 16066.



TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

Westinghouse Electric Company LLC and its debtor affiliates, as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “**Debtors**”), respectfully represent as follows in support of this motion (the “**Motion**”):

Background

1. On the date hereof (the “**Petition Date**”), each Debtor commenced with this Court a voluntary case under chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”). The Debtors continue to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee, examiner, or statutory committee of creditors has been appointed in these chapter 11 cases.

2. Contemporaneously herewith, the Debtors have filed a motion requesting joint administration of the chapter 11 cases pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”).

3. Additional information regarding the Debtors’ business, capital structure, and the circumstances leading to the commencement of these chapter 11 cases is set forth in the *Declaration of Lisa J. Donahue Pursuant to Rule 1007-2 of the Local Bankruptcy Rules for the Southern District of New York*, sworn to on the date hereof (the “**Donahue Declaration**”), which has been filed with the Court contemporaneously herewith and is incorporated herein by reference.

Jurisdiction

4. The Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

Relief Requested

5. By this Motion, pursuant to sections 105(a) and 342(a) of the Bankruptcy Code, and Rules 1007(a)(3) and 2002(a), (d), (f), and (l) of the Bankruptcy Rules, the Debtors request entry of an order (i) waiving the requirement to file a list of creditors on the Petition Date as set forth in section 521(a)(1) of the Bankruptcy Code, Bankruptcy Rule 1007(a)(1), Rule 1007-1 of the Local Bankruptcy Rules for the Southern District of New York (the “**Local Rules**”), and General Orders M-133, M-137, and M-138 (the “**Standing Orders**”) of the United States Bankruptcy Court for the Southern District of New York (collectively, the “**Creditor List Rules**”) and (ii) authorizing the Debtors to implement certain procedures (the “**Procedures**”) for notifying creditors of the commencement of these chapter 11 cases and of the meeting of creditors to be held pursuant to section 341 of the Bankruptcy Code (the “**Notice of Commencement**”).

6. A proposed form of order granting the relief requested herein on a final basis is annexed hereto as **Exhibit A** (the “**Proposed Order**”).

7. As set forth below, the Procedures establish guidelines for the mailing and publication of the Notice of Commencement and for notifying creditors and other parties in interest of the commencement of these chapter 11 cases. The proposed form of Notice of Commencement is annexed to the Proposed Order as **Exhibit 1**.

Basis for Relief Requested

A. The List of Creditors

8. Pursuant to the Creditor List Rules, unless a debtor's schedules of assets and liabilities are filed simultaneously with a chapter 11 petition, a debtor must file a list of creditors with the petition. Contemporaneously herewith, the Debtors have filed a motion requesting an extension of the time to file schedules of assets and liabilities, schedules of executory contracts and unexpired leases, and statements of financial affairs (the "**Schedules and Statement**") and therefore, have not yet filed their Schedules and Statements with the Court. Accordingly, without further relief, the Creditor List Rules would require each of the Debtors to file a separate list of creditors on the date hereof.

9. The Debtors have filed a motion to retain and employ Kurtzman Carson Consultants LLC as claims and noticing agent (the "**Claims and Noticing Agent**") in these chapter 11 cases. Pursuant to 28 U.S.C. § 156(c), the Court is empowered to use outside facilities or services pertaining to the provision of notices and other administrative information to parties in interest, provided that the costs are paid from the assets of the estates. Local Rule 5075-1(b) also requires the retention of an approved claims and noticing agent in cases involving 250 or more creditors and/or equity security holders.

10. Under the proposed Procedures set forth below, and pursuant to section 342(a) of the Bankruptcy Code and Bankruptcy Rules 2002(a) and (f), as soon as practicable after the Petition Date, the Debtors will furnish their consolidated list of creditors to the Claims and Noticing Agent so that the Claims and Noticing Agent may mail the Notice of Commencement to creditors identified on the Debtors' list of creditors.

11. Given that the Claims and Noticing Agent will receive a list of creditors and will use the list to furnish the Notice of Commencement to creditors, filing a list of creditors will serve no useful purpose. As a result of the foregoing, the requirement to file a list of creditors, as set forth in the Creditor List Rules, should be waived.

B. Proposed Procedures for Service of the Notice of Commencement

12. Bankruptcy Rule 2002(a) provides, in pertinent part, that the “clerk, or some other person as the court may direct, shall give the debtor, the trustee, all creditors and indenture trustees at least 21 days’ notice by mail of . . . the meeting of creditors under § 341 or § 1104(b) of the Code.” Fed. R. Bankr. P. 2002(a). Bankruptcy Rule 2002(f) provides that notice of the order for relief shall be provided to all creditors by mail. In light of the requirement to notify parties in interest of the commencement of these chapter 11 cases and the meeting of creditors, the Debtors seek authority to have the Claims and Noticing Agent undertake the mailing of the Notice of Commencement to creditors.

13. In addition to mailing the Notice of Commencement to the Debtors’ creditors, the Debtors propose to publish, as soon as practicable, the Notice of Commencement substantially in the form annexed to the Proposed Order (i) once in the national edition of *The New York Times*, (ii) once in the national edition of the *Wall Street Journal*, (iii) once in the *Pittsburgh Post-Gazette*, and (iv) on the website established by the Claims and Noticing Agent as well as the Debtors’ website. The Court has authority under Bankruptcy Rule 2002(l) to “order notice by publication if it finds that notice by mail is impracticable or that is it desirable to supplement the notice.” Fed. R. Bankr. P. 2002(l). Publication of the Notice of Commencement is the most practical method by which to notify those creditors who do not receive the Notice of

Commencement by mail and other parties in interest of the commencement of these chapter 11 cases. Notice by publication also will ensure an efficient use of estate resources.

14. In addition to the foregoing, the Court also may rely on its general equitable powers to grant the relief requested in this Motion. Section 105(a) of the Bankruptcy Code empowers the Court to “issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title.” 11 U.S.C. § 105(a). The Debtors submit that the implementation of the proposed Procedures in these chapter 11 cases is necessary and appropriate to provide actual notice of the commencement of these cases to all of the Debtors’ creditors and other parties in interest in the most efficient and cost-effective manner.

Notice

15. Notice of this Motion will be provided to (i) the Office of the U.S. Trustee for Region 2; (ii) the holders of the 30 largest unsecured claims against the Debtors (on a consolidated basis); (iii) the Securities and Exchange Commission; (iv) the Internal Revenue Service; (v) the United States Attorney’s Office for the Southern District of New York; (vi) proposed counsel to Debtor Toshiba Nuclear Energy Holdings (UK) Limited, Togut, Segal & Segal LLP, One Penn Plaza, Suite 3335, New York, NY 10119 (Attn: Albert Togut, Esq.); (vii) counsel to Toshiba Corporation, Skadden, Arps, Slate, Meagher & Flom LLP, 300 South Grand Avenue, Suite 3400, Los Angeles, CA 90071 (Attn: Van C. Durrer II, Esq. and Annie Z. Li, Esq.); (viii) counsel to the Debtors’ prepetition agent under that certain Second Amended and Restated Credit Agreement, dated as of October 7, 2009 (as amended), Latham & Watkins LLP, 330 North Wabash Avenue, Suite 2800, Chicago, IL 60611 (Attn: Zulfiqar Bokhari, Esq.); (ix) counsel to the lenders under the Debtors’ proposed DIP Facility, (a) Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, NY 10019-6064

(Attn: Jeffrey D. Saferstein, Esq.) and (b) Paul, Weiss, Rifkind, Wharton & Garrison LLP, 2001 K Street, NW, Washington, DC 20006-1047 (Attn: Claudia R. Tobler, Esq.); and (x) counsel to the agents and letter of credit issuer under the Debtors' proposed DIP Facility, Shearman & Sterling LLP, 599 Lexington Avenue, New York, NY 10022 (Attn: Fredric Sosnick, Esq. and Ned S. Schodek, Esq.). The Debtors submit that, in view of the facts and circumstances, such notice is sufficient and no other or further notice need be provided.

16. No previous request for the relief sought herein has been made by the Debtors to this or any other court.

WHEREFORE the Debtors respectfully request entry of the Proposed Order granting the relief requested herein and such other and further relief as the Court may deem just and appropriate.

Dated: March 29, 2017
New York, New York

/s/ Robert J.Lemons
Gary T. Holtzer
Robert J. Lemons
Garrett A. Fail
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New York, New York 10153
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*Proposed Attorneys for Debtors
and Debtors in Possession*

Exhibit A

Proposed Order

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

-----X
In re :
: **Chapter 11**
WESTINGHOUSE ELECTRIC :
COMPANY LLC, et al., : **Case No. 17-_____ (____)**
: **(Joint Administration Pending)**
Debtors.¹ :
-----X

**ORDER PURSUANT TO 11 U.S.C. §§ 105(a)
AND 342(a), AND FED. R. BANKR. P. 1007(a)(3) AND 2002(a), (d),
(f) AND (I) (I) WAIVING REQUIREMENT TO FILE LIST OF CREDITORS AND
(II) GRANTING DEBTORS AUTHORITY TO ESTABLISH PROCEDURES
FOR NOTIFYING CREDITORS OF COMMENCEMENT OF CHAPTER 11 CASES**

Upon the motion (the “**Motion**”),² dated March 29, 2017, of Westinghouse Electric Company LLC and its debtor affiliates, as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “**Debtors**”), pursuant to sections 105(a) and 342(a) of the Bankruptcy Code, and Bankruptcy Rules 1007(3) and 2002(a), (d), (f), and (I), for an order (i) waiving the requirement to file a list of creditors, as set forth in the Creditor List Rules and (ii) authorizing the Debtors to establish procedures for notifying creditors of the commencement of these chapter 11 cases and of the meeting of creditors to be held pursuant to section 341 of the Bankruptcy Code, all as more fully set forth in the Motion; and the Court

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if any, are: Westinghouse Electric Company LLC (0933), CE Nuclear Power International, Inc. (8833), Fauske and Associates LLC (8538), Field Services, LLC (2550), Nuclear Technology Solutions LLC (1921), PaR Nuclear Holding Co., Inc. (7944), PaR Nuclear, Inc. (6586), PCI Energy Services LLC (9100), Shaw Global Services, LLC (0436), Shaw Nuclear Services, Inc. (6250), Stone & Webster Asia Inc. (1348), Stone & Webster Construction Inc. (1673), Stone & Webster International Inc. (1586), Stone & Webster Services LLC (5448), Toshiba Nuclear Energy Holdings (UK) Limited (N/A), TSB Nuclear Energy Services Inc. (2348), WEC Carolina Energy Solutions, Inc. (8735), WEC Carolina Energy Solutions, LLC (2002), WEC Engineering Services Inc. (6759), WEC Equipment & Machining Solutions, LLC (3135), WEC Specialty LLC (N/A), WEC Welding and Machining, LLC (8771), WECTEC Contractors Inc. (4168), WECTEC Global Project Services Inc. (8572), WECTEC LLC (6222), WECTEC Staffing Services LLC (4135), Westinghouse Energy Systems LLC (0328), Westinghouse Industry Products International Company LLC (3909), Westinghouse International Technology LLC (N/A), and Westinghouse Technology Licensing Company LLC (5961). The Debtors’ principal offices are located at 1000 Westinghouse Drive, Cranberry Township, Pennsylvania 16066.

² Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order of Reference M-431, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided as set forth in the Motion; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and the Court having reviewed the Motion; and the Court having held a hearing to consider the relief requested in the Motion (the “**Hearing**”); and upon the Donahue Declaration, filed contemporaneously with the Motion, and the record of the Hearing; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and it appearing that the relief requested in the Motion is in the best interests of the Debtors, their estates, creditors, and all parties in interest; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the Motion is granted on a final basis to the extent set forth herein; and it is further

ORDERED that pursuant to section 105(a) of the Bankruptcy Code, the requirements under section 521(a)(1) of the Bankruptcy Code, Bankruptcy Rule 1007(a)(1), Local Rule 1007-1, and the Standing Orders that the Debtors file lists of their creditors with the Court are waived; and it is further

ORDERED that as soon as practicable after entry of an order authorizing the engagement of a claims and noticing agent in these cases (the “**Claims and Noticing Agent**”), the Debtors shall furnish to the Claims and Noticing Agent a consolidated list containing the

names and last known addresses of the Debtors' creditors (the "**List of Creditors**"); and it is further

ORDERED that the notice of the commencement of these chapter 11 cases and the meeting of creditors to be held pursuant to section 341 of the Bankruptcy Code, substantially in the form annexed hereto as **Exhibit 1** (the "**Notice of Commencement**"), is approved; and it is further

ORDERED that on or before the date that is twenty-one (21) days prior to the date on which the meeting of creditors is to be held, the Debtors, with the assistance of the Claims and Noticing Agent, shall mail the Notice of Commencement to all creditors on the List of Creditors; and it is further,

ORDERED that pursuant to Bankruptcy Rule 2002(l), the Debtors, with the assistance of the Claims and Noticing Agent, shall cause the Notice of Commencement to be published (i) once in the national edition of *The New York Times*, (ii) once in the national edition of the *Wall Street Journal*, (iii) once in the *Pittsburgh Post-Gazette*, and (ii) on the website to be established by the Claims and Noticing Agent as well as the Debtors' website; and it is further

ORDERED that the form and manner of notice as provided herein are reasonably calculated to inform interested parties of these chapter 11 cases and are hereby approved; and it is further

ORDERED that notwithstanding entry of this Order, nothing herein shall create, nor is intended to create, any rights in favor of or enhance the status of any claim held by, any party; and it is further

ORDERED that the Debtors are authorized to take all action necessary to the relief granted in this Order; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation and/or enforcement of this Order.

Dated: _____, 2017
New York, New York

UNITED STATES BANKRUPTCY JUDGE

Exhibit 1

Proposed Form of Notice of Commencement

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

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In re : **Chapter 11**
:

WESTINGHOUSE ELECTRIC :
COMPANY LLC, et al., : **Case No. 17-_____ (___)**
:

Debtors.¹ : **Jointly Administered**
:

-----X

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, if any, are: Westinghouse Electric Company LLC (0933), CE Nuclear Power International, Inc. (8833), Fauske and Associates LLC (8538), Field Services, LLC (2550), Nuclear Technology Solutions LLC (1921), PaR Nuclear Holding Co., Inc. (7944), PaR Nuclear, Inc. (6586), PCI Energy Services LLC (9100), Shaw Global Services, LLC (0436), Shaw Nuclear Services, Inc. (6250), Stone & Webster Asia Inc. (1348), Stone & Webster Construction Inc. (1673), Stone & Webster International Inc. (1586), Stone & Webster Services LLC (5448), Toshiba Nuclear Energy Holdings (UK) Limited (N/A), TSB Nuclear Energy Services Inc. (2348), WEC Carolina Energy Solutions, Inc. (8735), WEC Carolina Energy Solutions, LLC (2002), WEC Engineering Services Inc. (6759), WEC Equipment & Machining Solutions, LLC (3135), WEC Specialty LLC (N/A), WEC Welding and Machining, LLC (8771), WECTEC Contractors Inc. (4168), WECTEC Global Project Services Inc. (8572), WECTEC LLC (6222), WECTEC Staffing Services LLC (4135), Westinghouse Energy Systems LLC (0328), Westinghouse Industry Products International Company LLC (3909), Westinghouse International Technology LLC (N/A), and Westinghouse Technology Licensing Company LLC (5961). The Debtors' principal offices are located at 1000 Westinghouse Drive, Cranberry Township, Pennsylvania 16066.

Official Form 309F (For Corporations or Partnerships)

Notice of Chapter 11 Bankruptcy Case

12/15

For the debtor listed above, a case has been filed under chapter 11 of the Bankruptcy Code. An order for relief has been entered. This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtor or the debtor's property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the debtor. Creditors cannot demand repayment from the debtor by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees.

Confirmation of a chapter 11 plan may result in a discharge of debt. A creditor who wants to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadline specified in this notice. (See line 11 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at www.pacer.gov).

The staff of the bankruptcy clerk's office cannot give legal advice.

Do not file this notice with any proof of claim or other filing in the case.

- 1. Debtors' full names:**
- Westinghouse Electric Company LLC
 - CE Nuclear Power International, Inc.
 - Fauske and Associates LLC
 - Field Services, LLC
 - Nuclear Technology Solutions LLC
 - PaR Nuclear Holding Co., Inc.
 - PaR Nuclear, Inc.
 - PCI Energy Services LLC
 - Shaw Global Services, LLC
 - Shaw Nuclear Services, Inc.
 - Stone & Webster Asia Inc.
 - Stone & Webster Construction Inc.
 - Stone & Webster International Inc.
 - Stone & Webster Services LLC

Toshiba Nuclear Energy Holdings (UK) Limited TSB Nuclear Energy Services Inc. WEC Carolina Energy Solutions, Inc. WEC Carolina Energy Solutions, LLC WEC Engineering Services Inc. WEC Equipment & Machining Solutions, LLC WEC Specialty LLC WEC Welding and Machining, LLC WECTEC Contractors Inc. WECTEC Global Project Services Inc. WECTEC LLC WECTEC Staffing Services LLC Westinghouse Energy Systems LLC Westinghouse Industry Products International Company LLC Westinghouse International Technology LLC Westinghouse Technology Licensing Company LLC	
2. All other names used in the last 8 years: CB&I Nuclear Technology Solutions LLC, CB&I Stone & Webster Asia Inc., CB&I Stone & Webster Construction Inc., CB&I Stone & Webster International Inc., CB&I Contractors, Inc., CB&I Stone & Webster Inc., StaffCo	
3. Address: 1000 Westinghouse Drive, Cranberry Township, Pennsylvania 16066	
4. Debtor's attorney Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, New York 10153-0119 212-310-8000 Gary T. Holzer Robert Lemons Garrett A. Fail	Contact phone <u>212-310-8000</u> Email: gary.holtzer@weil.com robert.lemons@weil.com garrett.fail@weil.com
For more information, see page 2 ►	

Debtor Westinghouse Electric Company LLC, et al. Case number (if known) _____
 Name

1. Bankruptcy clerk's office: Clerk of the United States Bankruptcy Court, One Bowling Green, New York, NY 10004-1408 Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov . Hours open <u>8:30 a.m. – 5:00 p.m.</u> Contact phone <u>212-668-2870</u>		
2. Meeting of creditors The debtor's representative must attend the meeting to be questioned under oath. Creditors may attend, but are not required to do so.	_____ at _____ Date Time	Location: The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.
3. Proof of claim deadline	Deadline for filing proof of claim:	Not yet set. If a deadline is set, the court will send you another notice.
A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at www.uscourts.gov or any bankruptcy clerk's office. Your claim will be allowed in the amount scheduled unless: <ul style="list-style-type: none"> • your claim is designated as <i>disputed</i>, <i>contingent</i>, or <i>unliquidated</i>; • you file a proof of claim in a different amount; or • you receive another notice. If your claim is not scheduled or if your claim is designated as <i>disputed</i> , <i>contingent</i> , or <i>unliquidated</i> , you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on a plan. You may file a proof of claim even if your claim is scheduled. You may review the schedules at the bankruptcy clerk's office or online at www.pacer.gov Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain.		

1. Bankruptcy clerk's office: Clerk of the United States Bankruptcy Court, One Bowling Green, New York, NY 10004-1408

Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov.

Hours open 8:30 a.m. – 5:00 p.m.

Contact phone 212-668-2870

	For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.
<p>4. Exception to discharge deadline</p> <p>The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline</p>	<p>You must start a judicial proceeding by filing a complaint if you want to have a debt excepted from discharge under 11 U.S.C. §1141(d)(6)(A)</p> <p>Deadline for filing the complaint: _____</p>
<p>5. Creditors with a foreign address</p>	<p>If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.</p>
<p>6. Filing a Chapter 11 bankruptcy case</p>	<p>Chapter 11 allows debtors to reorganize or liquidate according to a plan. A plan is not effective unless the court confirms it. You may receive a copy of the plan and a disclosure statement telling you about the plan, and you may have the opportunity to vote on the plan. You will receive notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the property and may continue to operate its business.</p>
<p>7. Discharge of debts</p>	<p>Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that creditors may never try to collect the debt from the debtor except as provided in the plan. If you want to have a particular debt owed to you excepted from the discharge under 11 U.S.C. § 1141(d)(6)(A), you must start a judicial proceeding by filing a complaint and paying the filing fee in the bankruptcy clerk's office by the deadline.</p>