

**U.S.A. IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

BLITZ U.S.A., Inc., *et al.*¹,

Debtors.

BLITZ U.S.A., Inc., *et al.*,

Plaintiff,

-against-

WAL-MART STORE INC., WAL-MART STORES
EAST LP, WAL-MART STORES EAST, INC.,
MNSP SERVICES CORPORATION D/B/A
OLDEN AVENUE EXXON AND TIGER MART,
STEWART'S SHOPS CORPORATION,
PALMETTO DISTRIBUTORS OF
ORANGEBURG, LLC, EXPRESS LANE, LLC,
JEFFREY W. CARROLL, FOLEY'S INC.,
DISCOVERY PLASTICS, WAL-MART, SAM'S
CLUB, BLITZ, CARMEN LOPEZ, SANTIAGO
ROSA, JESUS SANTIAGO ROSA, LANDON
BEADORE, PAUL BEADORE, MELISSA
WEEKS, MIGUEL BARRERA, CHAD
FUNCHESS, JERRY C. BARNETT, DANIEL R.
FULTON, CHRISTOPHER BOLIN, HOLLY
COLEMAN BOLING, JASMINE ALEXIS
BALLEW, KAREN BRITT PEELER, JASMINE
BALLEW, ROBERT JACOBY, KAREN
GUENIOT-KORNEGAY, ROBYN SMITH,
RICHARD YIM, CHRISTOPHER DRONEY,
CURTIS AND KENNETH WARD, SHERRI
PURVIS, AMANDA BURCH, WADE
GUILFORD, LORI SHICKEL

)
) Chapter 11
)
) Case No. 11-13603 (PJW)
)
) (Joint Administration Requested)
)
) Adversary No. 11-53578 (PJW)

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: LAM 2011 Holdings, LLC (8742); Blitz Acquisition Holdings, Inc. (8825); Blitz Acquisition, LLC (8979); Blitz RE Holdings, LLC (9071); Blitz U.S.A., Inc. (8104); and F3 Brands LLC (2604). The location of the Debtors' corporate headquarters and the Debtors' service address is: 404 26th Ave. NW Miami, OK 74354.



and John Does 1-1000,)
Defendants.

**AGENDA FOR FIRST DAY HEARING
AND INDEX OF FIRST DAY PLEADINGS²**

A. Voluntary Petitions:

1. Voluntary Petition of Blitz Acquisition Holdings, Inc.
2. Voluntary Petition of LAM 2011 Holdings, LLC
3. Voluntary Petition of Blitz Acquisition, LLC
4. Voluntary Petition of Blitz RE Holdings, LLC
5. Voluntary Petition of Blitz U.S.A., Inc.
6. Voluntary Petition of F3 Brands LLC

B. Declaration of Rocky Flick, President and Chief Executive Officer of Blitz U.S.A., Inc., in Support of Debtors' Chapter 11 Petitions and First Day Motions [Docket No. 13; Adv. Docket No. 2; Filed November 9, 2011]

C. First Day Motions:

7. Debtors' Motion for Entry of an Order Directing Joint Administration of Their Chapter 11 Cases [Docket No. 2; Filed November 9, 2011]
8. Debtors' Motion for Entry of an Order Authorizing the Retention and Employment of Kurtzman Carson Consultants LLC as Notice and Claims Agent for the Debtors and Debtors in Possession *Nunc Pro Tunc* to the Petition Date [Docket No. 3; Filed November 9, 2011]
9. Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to (A) Continue Using the Cash Management System, (B) Maintain Existing Bank Accounts and Business Forms, and (C) Continue Intercompany Arrangements and (II) Granting Intercompany Claims Administrative Priority [Docket No. 4; Filed November 9, 2011]
10. Debtors' Motion for Entry of an Order Authorizing the Debtors to (A) Pay Prepetition Wages, Salaries and Other Compensation and Reimbursable Expenses, (B) Pay and Honor Obligations Related to Employee Medical and

² Copies of all pleadings referenced herein are available at no charge online at the following address: www.kccllc.net/Blitz.

Similar Benefits and (C) Continue Their Employee Medical and Similar Benefits [Docket No. 5; Filed November 9, 2011]

11. Debtors' Motion for Entry of an Order Authorizing the Debtors to Continue Prepetition Insurance Coverage [Docket No. 6; Filed November 9, 2011]
12. Debtors' Motion for Entry an Order Authorizing the Debtors to Pay Certain Prepetition Taxes and Fees [Docket No. 7; Filed November 9, 2011]
13. Debtors' Motion for Entry of Interim and Final Orders Determining Adequate Assurance of Payment for Future Utility Services [Docket No. 8; Filed November 9, 2011]
14. Debtors' Motion for Entry of Interim and Final Orders Authorizing the Debtors to Maintain and Administer Customer Programs and Honor Prepetition Obligations Related Thereto [Docket No. 9; Filed November 9, 2011]
15. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing, but not Directing, the Debtors to Pay Certain Prepetition Claims of (A) Critical Vendors and (B) Lien Claimants and (II) Granting Certain Related Relief [Docket No. 10; Filed November 9, 2011]
16. Debtors' Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Obtain Postpetition Financing on a Senior Secured and Superpriority Basis, (B) Authorizing the Use of Cash Collateral, (C) Granting Adequate Protection to Certain Prepetition Secured Parties, (D) Granting Related Relief, and (E) Scheduling Final Hearing Thereon [Docket No. 14; Filed November 9, 2011]

D. Adversary Proceeding

I. Matters Requested to Go Forward:

17. Blitz U.S.A., Inc., *et al.*'s Motion for a Temporary Restraining Order and Preliminary Injunction Staying the PCGC Litigation and Future PCGC Actions Against Certain Third-Parties [Adv. Docket No. 4; Filed November 9, 2011]

II. Related Documents:

18. Verified Complaint for Declaratory and Injunctive Relief [Adv. Docket No. 1; Filed November 9, 2011]
19. Memorandum of Law in Support of Blitz U.S.A., Inc., *et al.*'s Motion for a Temporary Restraining Order and Preliminary Injunction Staying the PCGC Litigation and Future PCGC Actions Against Certain Third-Parties [Adv. Docket No. 5; Filed November 9, 2011]

20. Declaration of James R. King in Support of Blitz U.S.A., Inc., *et al.*'s Motion for a Temporary Restraining Order and Preliminary Injunction Staying The PCGC Litigation and Future PCGC Actions Against Wal-Mart, Inc. and Blitz's Other Retailers [Adv. Docket No. 3;- filed November 9, 2011]
21. Emergency Motion of Blitz U.S.A., Inc., *et al.* to Schedule an Expedited Hearing on Their Motion for a Temporary Restraining Order and Preliminary Injunction Staying the PCGC Litigation and Future PCGC Actions Against Certain Third Parties [Adv. Docket No. 6; Filed November 9, 2011]

Dated: November 9, 2011
Wilmington, Delaware

RICHARDS, LAYTON & FINGER, P.A.



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and Debtors in Possession*