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

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In re	:	Chapter 11 Case No.
	:	
EXTENDED STAY INC., <u>et al.</u>,	:	09-13764 (JLG)
	:	
Debtors.	:	(Jointly Administered)
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**DECLARATION REGARDING DISBURSEMENTS
OF EXTENDED STAY INC. FOR JULY THROUGH SEPTEMBER 2023**

STATE OF NEW YORK)
) s.s.:
COUNTY OF NEW YORK)

I, Joseph Teichman, being duly sworn, hereby declare that the following is true and correct to the best of my knowledge, information, and belief:

1. I am the Secretary and General Counsel of Extended Stay Inc. (“ESI”)¹, which commenced a case under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) on June 15, 2009.

2. By order dated July 20, 2010 [Docket No. 1172] (the “Confirmation Order”), the Bankruptcy Court confirmed the Debtors’ Fifth Amended Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code, dated June 8, 2010, as Amended (the

¹ Capitalized terms used, but not defined herein, shall have the meanings ascribed to such terms in the Plan (as defined hereinafter).



“Plan”) for 74 of ESI’s former debtor-affiliates (collectively, the “Plan Debtors”). On October 8, 2010, the Plan Debtors emerged from bankruptcy (the “Effective Date”), having restructured approximately \$7.4 billion in debt.

3. As a result of the occurrence of the Effective Date, the Plan Debtors² commenced filing post-Effective Date operating reports on a quarterly basis, with the first report filed on January 18, 2011 [Docket No. 1380], the second report filed on April 14, 2011 [Docket No. 1426], the third report filed on July 15, 2011 [Docket No. 1460], the fourth report filed on October 17, 2011 [Docket No. 1516], the fifth report filed on January 17, 2012 [Docket No. 1544], the sixth report filed on April 16, 2012 [Docket No. 1607], the seventh report filed on July 16, 2012 [Docket No. 1645], the eighth report filed on October 15, 2012 [Docket No. 1694], the ninth report filed on January 15, 2013 [Docket No. 1712], the tenth report filed on April 15, 2013 [Docket No. 1734], the eleventh report filed on July 11, 2013 [Docket No. 1743], the twelfth report filed on October 17, 2013 [Docket No. 1757], the thirteenth report filed on January 15, 2014 [Docket No. 1764], the fourteenth report filed on April 15, 2014 [Docket No. 1771], the fifteenth report filed on July 15, 2014 [Docket No. 1777], the sixteenth report filed on October 15, 2014 [Docket No. 1786], the seventeenth report filed on January 15, 2015 [Docket No. 1794], the eighteenth report filed on April 15, 2015 [Docket No. 1802], the nineteenth report filed on July 15, 2015 [Docket No. 1816], the twentieth report filed on October 15, 2015 [Docket No. 1823], the twenty-first report filed on January 14, 2016 [Docket No. 1830], the twenty-second report filed on April 13, 2016 [Docket No. 1835], the twenty-third report filed on

² On September 20, 2012, the Plan Administrator filed the Motion of the Plan Administrator Pursuant to Sections 105(a) and 350(a) of the Bankruptcy Code and Bankruptcy Rule 3022 for a Final Decree and Order Closing Certain Jointly Administered Chapter 11 Cases and Granting Related Relief [Docket No. 1679]. On September 28, 2012, this Court entered a Final Decree and Order Closing Certain Jointly Administered Chapter 11 Cases and Granting Related Relief [Docket No. 1686]. Pursuant to that Order, all claims that had been scheduled or filed in the Plan

July 15, 2016 [Docket No. 1845], the twenty-fourth report filed on November 30, 2016 [Docket No. 1860], the twenty-fifth report filed on May 12, 2017 [Docket No. 1870], the twenty-sixth report filed on May 12, 2017 [Docket No. 1871], the twenty-seventh report filed on July 19, 2017 [Docket No. 1874], the twenty-eighth report filed on October 17, 2017 [Docket No. 1877], the twenty-ninth report filed on January 16, 2018 [Docket No. 1880], the thirtieth report filed on April 17, 2018 [Docket No. 1882], the thirty-first report filed on July 16, 2018 [Docket No. 1886], the thirty-second report filed on October 22, 2018 [Docket No. 1890], the thirty-third report filed on January 15, 2019 [Docket No. 1894], the thirty-fourth report filed on April 23, 2019 [Docket No. 1900], the thirty-fifth report filed on July 29, 2019 [Docket No. 1903], the thirty-sixth report filed on November 7, 2019 [Docket No. 1909], the thirty-seventh report filed on February 18, 2020 [Docket No. 1913], the thirty-eighth report filed on May 18, 2020 [Docket No. 1917], the thirty-ninth report filed on August 5, 2020 [Docket No. 1921], the fortieth report filed on October 20, 2020 [Docket No. 1926], the forty-first report filed on January 22, 2021 [Docket No. 1930], the forty-second report filed on May 3, 2021 [Docket No. 1934], the forty-third report filed on July 15, 2021 [Docket No. 1938], the forty-fourth report filed on October 14, 2021 [Docket No. 1942], the forty-fifth report filed on January 14, 2022 [Docket No. 1946], the forty-sixth report filed on May 9, 2022 [Docket No. 1957], the forty-seventh report filed on August 1, 2022 [Docket No. 1962], the forty-eighth report filed on February 3, 2023 [Docket No. 1971], the forty-ninth report filed on February 3, 2023 [Docket No. 1972], the fiftieth report filed on May 16, 2023 [Docket No. 1985], and the fifty-first report filed on August 9, 2023 [Docket No. 2018].

Debtors' chapter 11 cases are deemed filed or scheduled in the case of Homestead Village (Case No. 09-13766 (JMP)).

4. ESI is not a Plan Debtor and, accordingly, ESI is required to continue to file its operating report on a monthly basis (the “MOR”). However, I have been advised that after discussions between the Office of the United States Trustee for the Southern District of New York (the “UST”) and Weil, Gotshal & Manges LLP, attorneys for ESI (“Weil”), the UST and Weil agreed that ESI is not required to file MORs. Initially, I was advised that the UST and Weil had agreed that, in lieu of a MOR, an authorized person of ESI would file a monthly declaration stating ESI’s disbursements for the relevant month. In accordance with this agreement, ESI filed such declarations on a monthly basis through February 2013. In February 2013, I was advised that the UST and Weil had agreed that an authorized person of ESI could file such a declaration on a quarterly basis, instead of a monthly basis.

5. I have been advised by Berkeley Research Group, LLC, the Plan Administrator that provides administrative services to ESI, that ESI made \$550.00 in disbursements during the Reporting Period.

6. Accordingly, I submit this declaration in lieu of ESI filing MORs for the Reporting Period.

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I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true
and correct to the best of my knowledge, information, and belief.

Dated: November 7, 2023
New York, New York

EXTENDED STAY INC.

/s/ Joseph Teichman
Joseph Teichman
Secretary and General Counsel