

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re:

CBCRC LIQUIDATING CORP., et al.,¹

Debtors.

Chapter 11

Case No. 23-10245 (KBO)

(Jointly Administered)

Initial Hearing Date:

April 10, 2024, at 10:30 a.m.

Continued Hearing Date:

TBD

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON APRIL 10,
2024 AT 10:30 A.M. (ET) BEFORE THE HONORABLE KAREN B. OWENS OF THE
UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE**

**NO MATTERS ARE GOING FORWARD
THE COURT HAS CANCELLED THE HEARING**

CONTINUED MATTERS

1. Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By and Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases to Cases Under Chapter 7; and (III) Granting Related Relief [Filed: 3/11/24] ([D.I. 1059](#))

Response Deadline: April 3, 2024 at 4:00 p.m. The objection deadline for the Office of the United States Trustee has been extended until April 4, 2024

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include CBCRC Liquidating Corp. (0801), CBHC Liquidating Company (3981), and CBCCI Liquidating Inc. (1938). The Debtors' service address is Corner Bakery, c/o CR3 Partners, Attn: Greg Baracato, Chief Restructuring Officer, 13355 Noel Road, Suite 2005, Dallas TX 75240.



Responses Received: Informal, joint comments have been received from landlords Deutsche Asset & Wealth Management, Eagle Green, LP, Federal Realty Op LP, GMV (Mall) Owner LLC, and SWC Arbrook/157, Ltd.

- A. United States Trustees Objection to the Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection with the Asset Purchase Agreement by and among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert these Cases to Cases Under Chapter 7; and (III) Granting Related Relief [Filed: 4/3/24] ([D.I. 1091](#))

Related Documents:

- A. Exhibit(s) to the Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By and Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases the Cases Under Chapter 7; and (III) Granting Related Relief [Filed: 3/27/24] ([D.I. No. 1095](#))
- B. Notice of Submission of Exhibit E to the Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By and Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases the Cases Under Chapter 7; and (III) Granting Related Relief
- C. Notice of Hearing re Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By and Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases to Cases Under Chapter 7; and (III) Granting Related Relief; and (IV) Procedures for Filing an Opt-Out Notice and Payment Request [Filed: 3/21/24] ([D.I. 1062](#))
- a. Amended Notice of Hearing re Motion to Approve Compromise under Rule 9019 / Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By And Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases to Cases Under Chapter 7; and (III) Granting Related Relief [Filed: 3/27/24] ([D.I. No. 1072](#))
- b. Certificate of Service re: Notice of: (I) the Motion of the Debtors for Entry of an Order: (I) Approving the Settlement Agreement in Connection with the Asset Purchase Agreement by and Among the Debtors And SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert these Cases to Cases Under Chapter 11; and (III) Granting Related Relief; and (II) Procedures for Filing an Opt-Out Notice and Payment Request [Filed: 3/28/24] ([D.I. No. 1074](#))
- c. Certificate of Service re: Amended Notice of Hearing re Motion to Approve Compromise under Rule 9019 / Motion of the Debtors for Entry of an Order: (I)

Approving the Settlement Agreement in Connection With the Asset Purchase Agreement By And Among the Debtors and SSCP Restaurant Investors, LLP Dated June 14, 2023; (II) Authorizing the Debtors to Convert These Cases to Cases Under Chapter 7; and (III) Granting Related Relief [Filed: 4/2/24] ([D.I. No. 1090](#))

- D. Order Authorizing CBC Restaurant Corp. and Its Affiliated Debtors to (I) Sell Substantially all of the Debtors Assets Free and Clear of all Liens, Claims, and Interests, (II) Authorizing and Approving the Debtors Performance Under the APA, (III) Authorizing and Approving the Assumption and Assignment of Certain of the Debtors Executory Contracts, Unexpired Leases, and Permits Related Thereto, and (IV) Granting Related Relief [Entered: 6/09/23] ([D.I. 609](#))
- E. [SEALED] Motion of the Debtors for Entry of an Order: (A) Enforcing the Order Authorizing CBC Restaurant Corp. and Its Affiliated Debtors to (I) Sell Substantially All of the Debtors Assets Free and Clear of All Liens, Claims, and Interests, (II) Authorizing and Approving the Debtors Performance Under the APA, (III) Authorizing and Approving the Assumption and Assignment of Certain of the Debtors Executory Contracts, Unexpired Leases, and Permits Related Thereto, and (IV) Granting Related Relief; and (B) for Related Relief [Filed: 9/05/23] (D.I. 853)
 - a. [REDACTED] Motion of the Debtors for Entry of an Order: (A) Enforcing the Order Authorizing CBC Restaurant Corp. and Its Affiliated Debtors to (I) Sell Substantially All of the Debtors Assets Free and Clear of All Liens, Claims, and Interests, (II) Authorizing and Approving the Debtors Performance Under the APA, (III) Authorizing and Approving the Assumption and Assignment of Certain of the Debtors Executory Contracts, Unexpired Leases, and Permits Related Thereto, and (IV) Granting Related Relief; and (B) for Related Relief [Filed: 9/11/23] ([D.I. 870](#))
- F. Supplement to Motion of the Debtors for Entry of an Order: (A) Enforcing the Order Authorizing CBC Restaurant Corp. and Its Affiliated Debtors to (I) Sell Substantially All of the Debtors Assets Free and Clear of All Liens, Claims, and Interests, (II) Authorizing and Approving the Debtors Performance Under the APA, (III) Authorizing and Approving the Assumption and Assignment of Certain of the Debtors Executory Contracts, Unexpired Leases, and Permits Related Thereto, and (IV) Granting Related Relief; and (B) for Related Relief [Filed: 9/8/24] ([D.I. 859](#))
- G. Second Supplement to Motion of the Debtors for Entry of an Order: (A) Enforcing the Order Authorizing CBC Restaurant Corp. and Its Affiliated Debtors to (I) Sell Substantially All of the Debtors Assets Free and Clear of All Liens, Claims, and Interests, (II) Authorizing and Approving the Debtors Performance Under the APA, (III) Authorizing and Approving the Assumption and Assignment of Certain of the Debtors Executory Contracts, Unexpired Leases, and Permits Related Thereto, and (IV) Granting Related Relief; and (B) for Related Relief [Filed: 10/30/23] ([D.I. 974](#))

- H. SSCP Restaurant Investors, LLCs (I) Objection to and (II) Request for Extension of Time and to be Heard Relating to, the Debtors Motion to Enforce the Sale Order [Filed: 9/12/23] ([D.I. 880](#))
- I. SSCP Restaurant Investors, LLCs (I) Supplemental Response to the Debtors Motion to Enforce the Sale Order and (II) Cross-Motion to Enforce the Sale Order [Filed: 10/13/23] ([D.I. 954](#))
- J. Order Assigning Matter to Mediation [Filed: 11/09/23] ([D.I. 992](#))

Related Documents (Opt Out Notices). Questions, informal comments, and payment requests have been received from Chad La Cost; Laura Garcia; Rowena Jackson; Cuck Bazjack; Gabiga Bienaraviciute; Benita Jiminez; Halo Climate Solutions; Fire Safety First; Diana Williams; Trainor Fairbrook; Andrew R. Vara; First Washington Realty; The Illinois Department of Employment Security; Microsoft; QBE Insurance Corporation; PJK Food Service; Washington & Wells; Nationwide Construction; certain Texas taxing authorities; and landlords Deutsche Asset & Wealth Management, Eagle Green, LP, Federal Realty Op LP, GMV (Mall) Owner LLC, SWC Arbrook/157, Ltd., and Towson UE LLC.

1. Opt-Out Notice & Payment Request Filed by 445 Townkine Investments, L.L.C. [Filed: 3/28/24] ([D.I. 1075](#))
2. Opt-Out Notice & Payment Request Filed by Culligan San Antonio. [Filed: 3/28/24] ([D.I. 1076](#))
3. Opt-Out Notice & Payment Request Filed by Ali Shamar. [Filed: 3/28/24] ([D.I. 1077](#))
4. Opt-Out Notice & Payment Request Filed by SWC Arbrook/157, Ltd [Filed: 3/29/24] ([D.I. 1078](#))
5. Opt-Out Notice & Payment Request Filed by Brixmor Brea Gateway, LLC [Filed: 3/29/24] ([D.I. 1079](#))
6. Opt-Out Notice & Payment Request Filed by Eagle Green, LP [Filed: 3/29/24] ([D.I. 1080](#))
7. Opt-Out Notice & Payment Request Filed by DoorDash, Inc. [Filed: 3/29/24] ([D.I. 1081](#))
8. Opt-Out Notice and Payment Request Filed by Hortencia Guerrero. [Filed: 4/01/24] ([D.I. 1082](#))
9. Opt-Out Notice and Payment Request Filed by Edgar Luis. [Filed: 4/01/24] ([D.I. 1083](#))
10. Opt-Out Notice and Payment Request Filed by Trini Handyman Services LLC. [Filed: 4/01/24] ([D.I. 1084](#))

11. Opt-Out Notice and Payment Request Filed by BCN Telecom Inc. [Filed: 4/01/24] ([D.I. 1085](#))
12. Opt-Out Notice and Payment Request Filed by DS Fountain Valley LP [Filed: 4/01/24] ([D.I. 1086](#))
13. Opt-Out Notice & Payment Request Filed by All About Plumbing. [Filed: 4/02/24] ([D.I. 1087](#))
14. Opt-Out Notice and Payment Request Filed by Monkeysoft Solutions Inc [Filed: 4/02/24] ([D.I. No 1088](#))
15. Opt-Out Notice and Payment Request Filed by MacArthur Park, LP [Filed: 4/02/24] ([D.I. 1089](#))
16. Opt-Put Notice and Payment Request Filed by TIAA [Filed: 4/03/24] ([D.I. 1092](#))
17. Opt-Out Notice and Payment Request Filed by John Andrews [Filed: 4/03/24] ([D.I. 1093](#))
18. Opt-Out Notice and Payment Request Filed by Raymond Galloway [Filed: 4/03/24] ([D.I. 1094](#))

Status. SSCP and the Debtors have resolved many of the informal comments, questions, payment requests, and objections that have been received. They are continuing to work with certain parties to resolve remaining issues. The hearing is being continued for approximately two weeks to provide the parties with additional time to continue these settlement discussions. A notice of the continued hearing date will be filed as soon as practicable.

Dated: April 8, 2024

Wilmington, Delaware

/s/ Mette H. Kurth

Mette H. Kurth (DE Bar No. 6491)

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