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Counsel to the Debtors and Debtors in Possession

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

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|------------------------------|-----------------------|---|-------------------------|
| <hr/> | |) | |
| | |) | Chapter 11 |
| In re: | |) | |
| ATARI, INC., <i>et al.</i> , | |) | Case No. 13-10176 (JMP) |
| | Debtors. ¹ |) | |
| | |) | (Jointly Administered) |
| <hr/> | |) | |

**NOTICE OF PROPOSED AGENDA OF MATTERS SCHEDULED FOR
HEARING ON JULY 24, 2013 AT 10:00 A.M. (PREVAILING EASTERN TIME)**

Location of Hearing: The Honorable James M. Peck
United States Bankruptcy Court
for the Southern District of New York
Alexander Hamilton Custom House
One Bowling Green
Courtroom Number 601
New York, New York 10004

Copies of Motion: A copy of each of the Motions and Applications may be viewed
on the Court’s website at www.ecf.nysb.uscourts.gov or (without
charge) at the following website: at
<http://www.bmcgroup.com/atari>.

¹ The “*Debtors*” are Atari, Inc., Atari Interactive, Inc., Humongous, Inc., and California U.S. Holdings, Inc.

The above-captioned debtors and debtors-in-possession propose the following agenda for the hearing scheduled before the Court on July 24, 2013 at 10:00 a.m. (prevailing Eastern Time):

CONTESTED MATTERS

1. **Sale Motion.** Motion for Entry of (I) an Order Approving (A) Bid Procedures in Connection with the Sale(s) of Substantially All of the Debtors Assets, (B) Procedures Related to the Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Such Sale(s), (C) the Form and Manner of Notice Thereof, (D) Scheduling the Hearing to Consider Approval of the Sale(s), (E) Granting Related Relief and (F) Procedures to Sell the Remaining *De Minimis* Assets Without Further Court Approval; and (II) an Order Approving the Sale of Substantially All of the Assets (Docket No. 222), *as it relates to the approval of the Sale of Assets.*

Responses:

- A. Objection of Microsoft to Notice of Attempt to Assume and Assign Certain Executory Contracts (Docket No. 301)
- B. Aston Martin Lagonda Limited's Objection and Reservation of Rights to Debtors' Notice of Attempt to Assume and Assign Certain Executory Contracts (Docket No. 304)

Related Pleadings:

- A. Order Approving (A) Bid Procedures in Connection with the Sale(s) of Substantially All of the Debtors Assets, (B) Procedures Related to the Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection With Such Sale(s), (C) the Form and Manner of Notice Thereof, (D) Scheduling the Hearing to Consider Approval of the Sale(s), (E) Granting Related Relief and (F) Procedures to Sell the Remaining *De Minimis* Assets without Further Court Approval (Docket No. 260)
- B. Notice of Attempt to Assume and Assign Certain Executory Contracts (Docket No. 296)
- C. Notice of Successful and Back-up Bidders with Respect to the Auctions of Certain of the Debtors' Assets (Docket No. 305)
- D. Notice of Filing of Proposed Sale Orders with Respect to the Sale of Certain Assets (Docket No. 313)

Status: This matter is going forward.

UNCONTESTED MATTERS

2. **Frank, Rimerman + Co. LLP Retention Application.** Application Pursuant to Bankruptcy Rule 2014(a) for Entry of an Order Under Bankruptcy Code Section 327(a) Authorizing the Employment and Retention of Frank, Rimerman + Co. LLP as Accountant to the Debtors *Nunc Pro Tunc* to January 21, 2013 (Docket No. 284).

Responses: None.

Related Pleadings: None.

Status: This matter is going forward.

New York, New York
Dated: July 22, 2013

AKIN GUMP STRAUSS HAUER & FELD LLP

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