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**PROPOSED COUNSEL TO THE
DEBTORS AND DEBTORS IN POSSESSION**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	Chapter 11
FRESH ACQUISITIONS, LLC, <i>et al.</i> , ¹	§	Case No. 21-30721 (SGJ)
Debtors.	§	(Joint Administration Requested)

**DEBTORS' EMERGENCY MOTION
FOR ENTRY OF AN ORDER (I) AUTHORIZING THE
DEBTORS TO FILE A CONSOLIDATED LIST OF CREDITORS AND A
CONSOLIDATED LIST OF THE 30 LARGEST UNSECURED CREDITORS,
(II) AUTHORIZING THE DEBTORS TO REDACT CERTAIN PERSONAL
IDENTIFICATION INFORMATION, (III) APPROVING THE FORM AND MANNER
OF NOTIFYING CREDITORS OF THE COMMENCEMENT OF THE DEBTORS'
CHAPTER 11 CASES AND BAR DATES, AND (IV) GRANTING RELATED RELIEF**

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: Alamo Fresh Payroll, LLC (1590); Fresh Acquisitions, LLC (2795); Alamo Ovation, LLC (9002); Buffets LLC (2294); Hometown Buffet, Inc. (3002); Tahoe Joe's Inc. (7129); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); Food Management Partners, Inc. (7374); FMP SA Management Group, LLC (3031); FMP-Fresh Payroll, LLC (8962); FMP-Ovation Payroll, LLC (1728); and Alamo Buffets Payroll, LLC (0998). The Debtors' principal offices are located at 2338 N. Loop 1604 W., Suite 350, San Antonio TX, 78248, United States.

The above-captioned debtors and debtors in possession (collectively, the “Debtors”) respectfully state as follows in support of this motion (this “Motion”):

Relief Requested

1. The Debtors seek entry of an order, substantially in the form attached hereto (the “Order”): (a) authorizing the Debtors to file a consolidated creditor matrix and list of the 30 largest general unsecured creditors in lieu of submitting separate mailing matrices and creditor lists for each Debtor; (b) authorizing the Debtors to redact certain personal identification information; (c) approving the form and manner of notifying creditors of the commencement of the Debtors’ chapter 11 cases and bar dates; and (d) granting related relief.

Jurisdiction and Venue

2. The United States Bankruptcy Court for the North District of Texas (the “Court”) has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b).

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

4. The bases for the relief requested herein are sections 105(a), 107(b), and 521 of title 11 of the United States Code (the “Bankruptcy Code”), rules 1007, 2002, and 3003 of the Federal Rules of Bankruptcy Procedures (the “Bankruptcy Rules”), and rule 9013-1 of the Local Bankruptcy Rules for the Northern District of Texas (the “Local Rules”).

Background

5. Prior to the COVID-19 pandemic, the Debtors were a significant operator of buffet-style restaurants in the United States with approximately 90 stores operating in 27 states. The Debtors’ concepts include six buffet restaurant chains and a full service steakhouse, operating under the names Furr’s Fresh Buffet®, Old Country Buffet®, Country Buffet®, HomeTown®

Buffet, Ryan's®, Fire Mountain®, and Tahoe Joe's Famous Steakhouse®, respectively. Much like its competitors in the all-you-can-eat (AYCE) and dine-in restaurant businesses, the Debtors' recent history has been impacted by the uncertainty, unexpected challenges, and ever changing landscape resulting from the COVID 19 pandemic. A more detailed history of the Debtors' operations are discussed in the *Declaration of Mark Shapiro, Chief Restructuring Officer, in Support of Chapter 11 Petition and First Day Motion* (the "First Day Declaration"), filed contemporaneously herewith and incorporated herein.²

6. On April 20, 2021 (the "Petition Date"), each of the Debtors filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtors are operating their businesses and managing their properties as debtors-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No party has requested the appointment of a trustee or examiner in these chapter 11 cases, and no official committees have been appointed

Basis for Relief

I. Consolidated Creditor Matrix.

7. Bankruptcy Rule 1007(a)(1) requires that a debtor file "a list containing the name and address of each entity included or to be included on Schedules D, E/F, G, and H." Fed. R. Bankr. P. 1007(a)(1). Although the list of creditors is usually filed on a debtor-by-debtor basis, in a complex chapter 11 bankruptcy case involving more than one debtor, the debtors may file a consolidated creditor matrix.³ Here, the preparation of separate lists of creditors for each Debtor would be expensive, time consuming, and administratively burdensome. Accordingly, the Debtors

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the First Day Declaration.

³ See *Procedures for Complex Chapter 11 Cases in the United States Bankruptcy Court for the Northern District of Texas*, Exhibit G.

request authority to serve one consolidated list of creditors (the “Creditor Matrix”) for all of the Debtors.

II. Consolidated List of the 30 Largest General Unsecured Creditors.

8. Pursuant to Bankruptcy Rule 1007(d), a debtor shall file “a list containing the name, address and claim of the creditors that hold the 20 largest unsecured claims, excluding insiders” Fed. R. Bankr. P. 1007(d). Because a large number of creditors may be shared amongst the Debtors, the Debtors request authority to file a single, consolidated list of their 30 largest general unsecured creditors (the “Top 30 List”). The Top 30 List will help alleviate administrative burdens, costs, and the possibility of duplicative service.

9. Courts in this district have consistently granted similar relief to that requested herein. *See, e.g., In re CiCi’s Holdings, Inc., et al.*, No. 21-30146 (SGL) [Docket No. 45]; *In re Tuesday Morning Corporation, et al.*, No. 20-31476 (HDH) [Docket No. 103] (Bankr. N.D. Tex. May 29, 2020); *In re Studio Movie Grill Holdings, LLC*, No. 20-32633 (SGJ) [Docket No. 82] (Bankr. N.D. Tex. Oct. 29, 2020) (authorizing the debtors to prepare a list of creditors in lieu of submitting a formatted mailing matrix); *In re TriVascular Sales LLC*, No. 20-31840 (SGJ) [Docket No. 57] (Bankr. N.D. Tex. Jul. 7, 2020) (same); *In re Tuesday Morning Corp.*, No. 20-31476 (HDH) [Docket No. 103] (Bankr. N.D. Tex. May 29, 2020) (same); *In re SAS Healthcare, Inc.*, No. 19-40401 (MXM) [Docket No. 46] (Bankr. N.D. Tex. Feb. 6, 2019) (same); *In re Taco Bueno Restaurants, Inc.*, No. 18-33678 (SGJ) [Docket No. 42] (Bankr. N.D. Tex. Nov. 7, 2018) (same).⁴

III. Cause Exists to Redact Certain Confidential Information.

10. Section 107(c) of the Bankruptcy Code provides that the Court “for cause, may protect an individual, with respect to the following types of information to the extent the court

⁴ Because of the voluminous nature of the orders cited herein, such orders have not been attached to this Motion. Copies of these orders are available upon request to the Debtors’ proposed counsel.

finds that disclosure of such information would create undue risk of identity theft or other unlawful injury to the individual[:] . . . [a]ny means of identification . . . contained in a paper filed, or to be filed in a case under” the Bankruptcy Code. 11 U.S.C. § 107(c)(1)(A).

11. The Debtors request that the Court authorize the Debtors to redact the addresses of individuals, including the Debtors’ employees and former employees, from the Creditor Matrix and any other documents filed in these chapter 11 cases. Although transparency is important to the bankruptcy process, Congress recognized a counterbalancing interest in enacting section 107(c)(1): the need to protect the identities and privacy of individuals. The statutory language demonstrates Congress’ desire for courts to have flexibility to protect individuals’ identities. Section 107(c)(1)(B) of the Bankruptcy Code allows a bankruptcy court to shield “[o]ther information” apart from “means of identification,” and the definition of “means of identification” is itself a non-exhaustive list of personally identifiable information. Although an individual’s home address is not explicitly enumerated as a “means of identification,” it is nevertheless within the broad scope of section 107(c)(1)(B).

12. With potentially hundreds of creditors, the Debtors cannot reasonably know with sufficient certainty whether a release of their personal information could potentially jeopardize their safety. In these circumstances, the Debtors respectfully submit that it is appropriate to authorize the Debtors to redact from any documents filed or to be filed with the Court in these chapter 11 cases, including the Creditor Matrix, the home addresses of individuals, including those of the Debtors’ employees and former employees. Such information could be used, among other things, to perpetrate identity theft or locate survivors of domestic violence or stalking who have otherwise taken steps to conceal their whereabouts. This risk is not merely speculative. In at least one recent chapter 11 case, the abusive former partner of a debtor’s employee exploited the

publicly accessible creditor and employee information filed in the chapter 11 case to track the employee to her new address, which had not been publicly available until then, forcing the employee to change addresses again for her safety.⁵ The Debtors propose to provide, on a confidential basis, an unredacted version of the Creditor Matrix and any other applicable filings redacted pursuant to the order to (a) the Court, the U.S. Trustee, and counsel to any statutory committee appointed in these chapter 11 cases, and (b) upon a request to the Debtors (e-mail is sufficient) or to the Court that is necessary for service in these chapter 11 cases, any party in interest. This procedure will ensure that certain parties receive fully unredacted information while balancing the Debtors' concerns about safeguarding parties' safety and privacy; *provided* that any receiving party shall not transfer or otherwise provide such unredacted document to any person or entity not party to the request.

IV. Service of the Notice of Commencement.

13. Bankruptcy Rule 2002(f) provides that notice of the order for relief shall be sent by mail to all creditors. *See* Fed. R. Bankr. P. 2002(f). Subsection (a) further provides, in relevant 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)(1).

14. Through BMC Group, Inc., the Debtors’ proposed claims, noticing, and solicitation agent, the Debtors propose to serve the notice of commencement, substantially in the form attached as Exhibit 1 to the Order attached hereto (the “Notice of Commencement”), on all parties listed on the Creditor Matrix to advise them (i) of the commencement of these chapter 11 cases, (ii) the bar

⁵ The incident, which took place during the first Charming Charlie chapter 11 proceedings in 2017, is described in the “creditor matrix motion” filed in *Charming Charlie Holdings Inc.*, Case No. 19-11534 (CSS) [Docket No. 4] (Bankr. D. Del. Jul. 11, 2019) .

dates for filing proof of claim in these chapter 11 cases, and (iii) the meeting of creditors under section 341 of the Bankruptcy Code. Service of the Notice of Commencement on the Creditor Matrix will not only avoid confusion among creditors, but will prevent the Debtors' estates from incurring unnecessary costs associated with serving multiple notices to the parties listed on the Debtors' voluminous Creditor Matrix. Accordingly, service of the Notice of Commencement is warranted.

Notice

15. The Debtors will provide notice of this motion to the following parties or their counsel: (a) the U.S. Trustee for the Northern District of Texas; (b) the holders of the 30 largest unsecured claims against the Debtors (on a consolidated basis); (c) counsel to Arizona Bank & Trust; (d) counsel to the proposed DIP Lender; (e) the United States Attorney's Office for the Northern District of Texas; (f) the Internal Revenue Service; (g) the state attorneys general for states in which the Debtors conduct business; and (h) any party that has requested notice pursuant to Bankruptcy Rule 2002. In light of the nature of the relief requested, the Debtors submit that no other or further notice is needed.

No Prior Request

16. No prior request for the relief sought in this Motion has been made to this or any other court.

[Remainder of page intentionally left blank]

WHEREFORE, the Debtors respectfully request that the Court enter an order, substantially in the form attached hereto as **Exhibit A**, granting the relief requested herein and such other relief as the Court deems appropriate under the circumstances.

Respectfully submitted this 20th day of April, 2021.

GRAY REED

By: /s/ Jason S. Brookner
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**PROPOSED COUNSEL TO THE
DEBTORS AND DEBTORS IN POSSESSION**

CERTIFICATE OF SERVICE

I certify that on April 20, 2021, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Northern District of Texas.

/s/ Jason S. Brookner
Jason S. Brookner

Exhibit A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

FRESH ACQUISITIONS, LLC, *et al.*,¹

Debtors.

§
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§

Chapter 11

Case No. 21-30721 (SGJ)

(Joint Administration Requested)

Re: Docket No. _

ORDER (I) AUTHORIZING THE DEBTORS TO FILE A CONSOLIDATED LIST OF CREDITORS AND A CONSOLIDATED LIST OF THE 30 LARGEST UNSECURED CREDITORS, (II) AUTHORIZING THE DEBTORS TO REDACT CERTAIN PERSONAL IDENTIFICATION INFORMATION, (III) APPROVING THE FORM AND MANNER OF NOTIFYING CREDITORS OF THE COMMENCEMENT OF THE DEBTORS' CHAPTER 11 CASES AND BAR DATES, AND (IV) GRANTING RELATED RELIEF

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: Alamo Fresh Payroll, LLC (1590); Fresh Acquisitions, LLC (2795); Alamo Ovation, LLC (9002); Buffets LLC (2294); Hometown Buffet, Inc. (3002); Tahoe Joe's Inc. (7129); OCB Restaurant Company, LLC (7607); OCB Purchasing, Co. (7610); Ryan's Restaurant Group, LLC (7895); Fire Mountain Restaurants, LLC (8003); Food Management Partners, Inc. (7374); FMP SA Management Group, LLC (3031); FMP-Fresh Payroll, LLC (8962); FMP-Ovation Payroll, LLC (1728); and Alamo Buffets Payroll, LLC (0998). The Debtors' principal offices are located at 2338 N. Loop 1604 W., Suite 350, San Antonio TX, 78248, United States.

Upon the motion (the “Motion”)² of the above-captioned debtors and debtors in possession (collectively, the “Debtors”) for entry of an order (this “Order”): (a) authorizing the Debtors to file a consolidated creditor matrix and list of the 30 largest general unsecured creditors in lieu of submitting separate mailing matrices and creditor lists for each Debtor; (b) authorizing the Debtors to redact certain personal identification information; (c) approving the form and manner of notifying creditors of the commencement of the Debtors’ chapter 11 cases; and (d) granting related relief, all as more fully set forth in the Motion; and upon the First Day Declaration; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b); and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Motion is in the best interests of the Debtors’ estates, their creditors, and other parties in interest; and this Court having found that the Debtors’ notice of the Motion and opportunity for a hearing on the Motion were appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion and having heard the statements in support of the relief requested therein at a hearing before this Court (the “Hearing”); and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein, including cause exists to shorten the period set forth in section 502(b)(9); and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT:**

1. The Motion is granted as set forth herein.

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

2. The Debtors are authorized to file a single consolidated Creditor Matrix for all of these chapter 11 cases.

3. The Debtors are authorized to file a consolidated Top 30 List.

4. The Debtors are authorized to redact the home addresses of individuals listed on the Creditor Matrix or other documents filed with the Court. The Debtors shall provide an unredacted version of the Creditor Matrix and any other filings redacted pursuant to this Order to (x) the Court, the U.S. Trustee, and counsel to any official committee appointed in these chapter 11 cases, and (y) any party in interest, upon a request to the Debtors (email is sufficient) or to the Court that is reasonably related to these chapter 11 cases; provided that any receiving party shall not transfer or otherwise provide such unredacted document to any person or entity not party to the request. The Debtors shall inform the U.S. Trustee and the Court promptly after denying any request for an unredacted document pursuant to this Order.

5. The Notice of Commencement, substantially in the form attached hereto as **Exhibit 1**, is hereby approved.

6. The Debtors shall serve the Notice of Commencement on all parties listed on the Creditor Matrix within seven (7) days from entry of this Order.

7. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such Motion and the requirements of the Bankruptcy Rules and the Local Rules are satisfied by such notice.

8. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

9. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

END OF ORDER

Submitted by:

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Aaron M. Kaufman
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Amber M. Carson
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**PROPOSED COUNSEL TO THE
DEBTORS AND DEBTORS IN POSSESSION**

Exhibit 1

Proposed Notice of Commencement

Information to identify the case:Debtor: Fresh Acquisitions, LLCEIN: 46-5412795

United States Bankruptcy Court for the Northern District of Texas

Date case filed for Chapter 11 April 20, 2021Case number: 21-30721 (SGJ)**Official Form 309F (For Corporations or Partnerships)****Notice of Chapter 11 Bankruptcy Case**

12/17

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, through PACER (Public Access to Court Electronic Records at www.pacer.gov), or at the website established by the Debtors' claims and noticing agent at www.bmcgroup.com/fresh.

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 name:** See chart below
List of jointly administered cases:

NO.	DEBTOR	Prior Names	CASE NO.	EIN #
1	Fresh Acquisitions, LLC	N/A	21-30721	46-5412795
2	Alamo Fresh Payroll, LLC	Furr's, Furr's Fresh Buffet	21-30720	83-2861590
3	Alamo Ovation, LLC	N/A	21-30722	47-4309002
4	Buffets LLC	Ovation Brands	21-30723	41-1462294
5	Hometown Buffet, Inc.	Home Town Buffets	21-30724	33-0463002
6	Tahoe Joe's Inc.	Tahoe Joe's	21-30725	91-1957129
7	OCB Restaurant Company, LLC	Old Country Buffet	21-30726	41-1777607
8	OCB Purchasing, Co.	N/A	21-30727	41-1777610
9	Ryan's Restaurant Group, LLC	Ryan's	21-30728	57-0657895
10	Fire Mountain Restaurants, LLC	Fire Mountain	21-30729	57-0968003
11	Food Management Partners, Inc.	Food Management Partners	21-30730	20-1867374
12	FMP SA Management Group, LLC	Food Management Partners	21-30731	46-3413031
13	FMP-Fresh Payroll, LLC	N/A	21-30732	81-0848962
14	FMP-Ovation Payroll, LLC	N/A	21-30733	47-4811728
15	Alamo Buffets Payroll, LLC	N/A	21-30734	83-2860998

2. **All other names used in the last 8 years:** See chart above

3. **Address:** 2338 N. Loop 1604 W., Suite 350, San Antonio, TX 78248

For more information, see page 2 ►

4. **Debtors' attorney**

Jason S. Brookner (Texas Bar No. 24033684)
 Aaron M. Kaufman (Texas Bar No. 24060067)
 Amber M. Carson (Texas Bar No. 24075610)

GRAY REED & MCGRAW LLP

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Debtors' notice and claims agent (for court documents and case information inquiries):

If by First-Class Mail, Hand Delivery or Overnight Mail:

BMC Group
 Attn: Fresh Acquisitions
 PO Box 90100
 Los Angeles, CA 90009

Telephone: 888.909.0100

Email: fresh@bmcgroup.com
 Case website: www.bmcgroup.com/fresh

5. **Bankruptcy clerk's office**

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.

Earle Cabell Federal Building
 1100 Commerce Street
 Rm 1254
 Dallas, Texas 75242-1496

Hours open Monday - Friday 8:30-4:30

Contact phone 214.753.2000

6. **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.

A meeting has not been scheduled. If a meeting of creditors is set, notice will be sent at a later time.

For more information, see page 3 ►

Debtor Fresh Acquisitions, LLC
Name

Case number (if known) 21-30721

7. Proof of claim deadline

Deadline for filing proof of claim: _____

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:

- your claim is designated as *disputed*, *contingent*, or *unliquidated*;
- 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 *disputed*, *contingent*, or *unliquidated*, 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. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.

8. Exception to discharge deadline

The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline.

If § 523(c) applies to your claim and you seek to have it excepted from discharge, you must start a judicial proceeding by filing a complaint by the deadline stated below.

Deadline for filing the complaint: To be determined

9. Creditors with a foreign address

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.

10. Filing a Chapter 11 bankruptcy case

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.

11. Discharge of debts

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 and § 523(c) applies to your claim, you must start a judicial proceeding by filing a complaint and paying the filing fee in the bankruptcy clerk's office by the deadline.