

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re: : Chapter 11
COMCAR INDUSTRIES, INC., *et al.*,¹ :
 : Case No. 20-11120 (LSS)
 :
 : (Jointly Administered)
Debtors. :
 : **Re: D.I. 870**
 :
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**ORDER (I) ESTABLISHING THE DEADLINE FOR FILING
APPLICATIONS FOR ALLOWANCE OF ADMINISTRATIVE CLAIMS
ACCRUED FROM AUGUST 1, 2020 THROUGH OCTOBER 8, 2020, AND (II)
APPROVING THE FORM AND MANNER OF NOTICE THEREOF**

Upon the *Motion of the Debtors for an Order (I) Establishing the Deadline for Filing Applications for Allowance of Administrative Claims Accrued from August 1, 2020 through October 8, 2020, and (II) Approving the Form and Manner of Notice Thereof* (the “Motion”),² filed by Comcar Industries, Inc. and its affiliated debtors and debtors in possession (collectively, the “Debtors”); and the Court having reviewed the Motion; and the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware,

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: 9th Place Newberry, LLC (0359); 16th Street Pompano Beach, LLC (0278); CCC Spotting, LLC (0342); CCC Transportation, LLC (1058); Charlotte Avenue Auburndale, LLC (2179); Coastal Transport, Inc. (2918); Coastal Transport Logistics, LLC (7544); Comcar Industries, Inc. (8221); Comcar Logistics, LLC (2338); Comcar Properties, Inc. (9545); Commercial Carrier Corporation (8582); Commercial Carrier Logistics, LLC (7544); Commercial Truck and Trailer Sales Inc. (0722); Cortez Blvd. Brooksville, LLC (2210); CT Transportation, LLC (0997); CTL Distribution, Inc. (7383); CTL Distribution Logistics, LLC (7506); CTL Transportation, LLC (0782); CTTs Leasing, LLC (7466); Detsco Terminals, Inc. (9958); Driver Services, Inc. (3846); East Broadway Tampa, LLC (2233); East Columbus Drive Tampa, LLC (3995); Fleet Maintenance Services, LLC (1410); MCT Transportation, LLC (0939); Midwest Coast Logistics, LLC (7411); Midwest Coast Transport, Inc. (0045); New Kings Road Jacksonville, LLC (4797); Old Winter Haven Road Auburndale, LLC (4738); W. Airport Blvd. Sanford, LLC (0462); Willis Shaw Logistics, LLC (7341); WSE Transportation, LLC. The corporate headquarters and the mailing address for the Debtors listed above is 8800 Baymeadows Way West, Suite 200, Jacksonville, Florida 32256.

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

dated February 29, 2012, (ii) this proceeding is a core proceeding pursuant to 28 U.S.C. § 157(b), (iii) venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409, (iv) notice of this Motion and the hearing scheduled with respect to this Motion was appropriate under the circumstances and no other or further notice being required; and the legal and factual bases set forth in the Motion and any hearing thereon establish just cause for the relief granted in this Order:

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth in this Order. Any objections or other responses to the Motion not withdrawn or resolved are hereby overruled in their entirety.

2. **December 18, 2020 at 4:00 p.m. (ET)** (the “Third Interim Administrative Claims Bar Date”) shall be the deadline for all persons and entities to file applications for allowance (each, an “Application for Allowance”) based on claims against any Debtor that accrued on and after August 1, 2020 through and including October 8, 2020 that remain unpaid.

3. The Third Interim Administrative Claims Bar Date Notice, substantially in the form attached hereto as **Exhibit 1**, and the Publication Notice, substantially in the form attached hereto as **Exhibit 2**, are APPROVED in all respects.

4. The Application for Allowance Form, substantially in the form attached hereto as **Exhibit 3**, is APPROVED in all respects.

5. The following procedures for filing Applications for Allowance are hereby approved and adopted in these Chapter 11 Cases:

- (a) Applications for Allowance must conform substantially to the Application for Allowance Form attached hereto as **Exhibit 3**.
- (b) All Applications for Allowance must be actually received on or before the Third Interim Administrative Claims Bar Date by Donlin Recano & Company, Inc. (“DRC”), the Debtors’ claims and noticing agent in these Chapter 11 Cases. All Applications for Allowance must be sent to DRC (i) electronically through DRC’s website: <https://donlinrecano.com/Comcar> (but not by e-mail); or (ii) by regular mail, overnight mail, or hand delivery, addressed to:

Donlin, Recano & Company, Inc.
Re: Comcar Industries, Inc., et al.
6201 15th Avenue
Brooklyn, NY 11219

- (c) Applications for Allowance will be deemed timely filed only if they are actually received by DRC on or before the Third Interim Administrative Claims Bar Date. Applications for Allowance submitted by facsimile or e-mail will not be accepted;
- (d) Applications for Allowance must: (i) be in writing and signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant; (ii) include supporting documentation or, if voluminous, a summary of supporting documents and an explanation as to why documentation is not available and identify where such supporting documentation may be obtained; (iii) be in the English language; and (iv) be denominated in United States currency;
- (e) Each Application for Allowance shall set forth evidence of the necessity of the expense incurred by any Debtor and the reasonableness of the charge for any such good or service provided to the Debtor;
- (h) Each Application for Allowance must specify by name the Debtor against which a claim is asserted, and if the holder asserts a claim against more than one Debtor, a separate Application for Allowance must be filed against each such Debtor; and
- (i) Any entity that files an Application for Allowance by mail and wishes to receive a date-stamped copy by return mail shall include an additional copy of the Application for Allowance and a self-addressed postage-paid envelope.

6. The following persons or entities are **not** required to file an Application for

Allowance in accordance with the procedures set forth herein:

- (a) any person or entity whose Administrative Claim has been allowed by order of the Court entered on or before the Third Interim Administrative Claims Bar Date;
- (b) any person or entity holding claims for fees payable to the clerk of this Court;
- (c) any person or entity holding claims for fees payable to the Office of the United States Trustee under 28 U.S.C. § 1930;
- (d) any governmental unit whose Administrative Claim is subject to section 503(b)(1)(D) of the Bankruptcy Code;
- (e) any person or entity whose claim has been paid or otherwise satisfied in full by the Debtors or any other party prior to the Third Interim Administrative Claims Bar Date; and

- (f) any affiliate (as defined in section 101(2) of the Bankruptcy Code) of the Debtors that is a Debtor for its claims against any other Debtor.

7. **Supplemental Mailings and Publication.** After the initial mailing of the Third Interim Administrative Claims Bar Date Notice, the Debtors may make supplemental mailings of notices, including in the event that (a) notices are returned by the post office with forwarding addresses, (b) certain parties acting on behalf of parties in interest decline to pass along notices to these parties and instead return their names and addresses to the Debtors for direct mailing, and (c) additional potential holders of claims become known. In these and similar circumstances, the Debtors are authorized to make supplemental mailings of the Third Interim Administrative Claims Bar Date Notice at any time up to fourteen (14) days in advance of the Third Interim Administrative Claims Bar Date, with any such mailings being deemed timely and the Third Interim Administrative Claims Bar Date being applicable to such holders of claims.

8. The Debtors shall publish the Publication Notice in the national edition of *USA Today* and in one newspaper of general circulation in Jacksonville, Florida, where the Debtors maintain their corporate offices. The Publication Notice will provide effective notice of the Third Interim Administrative Claims Bar Date to all creditors, including (a) any creditors who are unknown or not reasonably ascertainable by the Debtors, (b) known creditors with addresses that are unknown to the Debtors or are no longer accurate and/or updated, and (c) potential creditors with claims against the Debtors.

9. **Any holder of a claim against any Debtor who receives notice of the Third Interim Administrative Claims Bar Date (whether such notice was actually or constructively received) and is required, but fails, to file an Application for Allowance in accordance with this Order on or before the Third Interim Administrative Claims Bar Date (a) shall be forever barred, estopped, and enjoined from asserting such claim against such Debtors (or**

filing an Application for Allowance with respect thereto), and such Debtor and its property may, upon confirmation of a chapter 11 plan with respect thereto, be forever discharged from all indebtedness or liability with respect to such claim, and (b) shall not receive or be entitled to receive any payment or distribution of property from the Debtors or their successors or assigns with respect to such claim.

10. No later than three (3) business days after entry of the Third Interim Administrative Claims Bar Date Order, the Debtors shall cause service of the Third Interim Administrative Claims Bar Date Notice by first class U.S. mail, postage prepaid, along with a copy of the form Application for Allowance on the following parties:

- (a) the U.S. Trustee;
- (b) counsel for the Committee;
- (c) all parties that have requested notice in these Chapter 11 Cases;
- (d) all persons or entities that have previously filed a proof of claim or an Application for Allowance;
- (e) all known or suspected holders of Administrative Claims against any Debtor;
- (f) all parties to executory contracts and unexpired leases of the Debtors, including all parties to any collective bargaining agreements, if any, entered into by the Debtors;
- (g) the Internal Revenue Service, the United States Attorney's Office for the District of Delaware, all taxing authorities for the jurisdictions in which any of the Debtors conducted business, and all other applicable governmental units; and
- (h) all applicable governmental units, including the Internal Revenue Service, the U.S. Attorney for the District of Delaware, and the Office of the Attorney General in all states in which the Debtors operate, own, or lease property, and/or file tax returns.

11. The Debtors will mail the Third Interim Administrative Claims Bar Date Notice to each of the foregoing party's last known address included in the Debtors' books and records.

12. Nothing in this Order shall prejudice the right of any Debtor or any other party in interest to dispute, or to assert offsets or defenses to, any claim as to amount, liability,

characterization, or otherwise, and to subsequently designate any claim as disputed, contingent, or unliquidated.

13. The Debtors are authorized and empowered to take such steps and perform such acts as may be necessary or appropriate to implement and effectuate the terms of this Order.

14. This Court shall retain jurisdiction over any and all matters arising from the interpretation or implementation of this Order.

EXHIBIT 1

(Third Interim Administrative Claims Bar Date Notice)

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re: : Chapter 11
COMCAR INDUSTRIES, INC., *et al.*,¹ :
 : Case No. 20-11120 (LSS)
 :
 : (Jointly Administered)
Debtors. :
 :
-----X

**NOTICE OF DEADLINE FOR (I) APPLICATIONS FOR
ALLOWANCE OF ADMINISTRATIVE CLAIMS ACCRUED
FROM AUGUST 1, 2020 THROUGH OCTOBER 8, 2020**

PLEASE TAKE NOTICE that on May 17, 2020 (the “Petition Date”), Comcar Industries, Inc. and its affiliated debtors and debtors in possession (collectively, the “Debtors”) filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”).

PLEASE TAKE FURTHER NOTICE that on _____, 2020, the United States Bankruptcy Court for the District of the Delaware (the “Court”), having jurisdiction over the Debtors’ chapter 11 cases, entered an order (the “Third Interim Administrative Claims Bar Date Order”) establishing (i) **December 18, 2020 at 4:00 p.m. (ET)** as the deadline for all persons and entities to file applications for allowance (each, an “Application for Allowance”) based on claims against any Debtor that accrued on and after August 1, 2020 through and including October 8, 2020 that remain unpaid.

You should consult an attorney if you have any questions, including whether to file an Application for Allowance. If you have any questions with respect to this notice, you may contact the Debtors’ claims agent, Donlin Recano & Company (“DRC”) at (888) 483-4365, or visit DRC’s website at <https://donlinrecano.com/Comcar>. DRC is not permitted to provide legal advice.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: 9th Place Newberry, LLC (0359); 16th Street Pompano Beach, LLC (0278); CCC Spotting, LLC (0342); CCC Transportation, LLC (1058); Charlotte Avenue Auburndale, LLC (2179); Coastal Transport, Inc. (2918); Coastal Transport Logistics, LLC (7544); Comcar Industries, Inc. (8221); Comcar Logistics, LLC (2338); Comcar Properties, Inc. (9545); Commercial Carrier Corporation (8582); Commercial Carrier Logistics, LLC (7544); Commercial Truck and Trailer Sales Inc. (0722); Cortez Blvd. Brooksville, LLC (2210); CT Transportation, LLC (0997); CTL Distribution, Inc. (7383); CTL Distribution Logistics, LLC (7506); CTL Transportation, LLC (0782); CTTS Leasing, LLC (7466); Detsco Terminals, Inc. (9958); Driver Services, Inc. (3846); East Broadway Tampa, LLC (2233); East Columbus Drive Tampa, LLC (3995); Fleet Maintenance Services, LLC (1410); MCT Transportation, LLC (0939); Midwest Coast Logistics, LLC (7411); Midwest Coast Transport, Inc. (0045); New Kings Road Jacksonville, LLC (4797); Old Winter Haven Road Auburndale, LLC (4738); W. Airport Blvd. Sanford, LLC (0462); Willis Shaw Logistics, LLC (7341); WSE Transportation, LLC. The corporate headquarters and the mailing address for the Debtors listed above is 8800 Baymeadows Way West, Suite 200, Jacksonville, Florida 32256.

1. WHO MUST FILE AN APPLICATION FOR ALLOWANCE

You **MUST** file an Application for Allowance if you have a claim that arose on and after August 1, 2020 through and including October 8, 2020, that remains unpaid.

Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

Applications for Allowance will be deemed timely filed ***only if*** they are actually received by DRC on or before the Third Interim Administrative Claims Bar Date. Applications for Allowance submitted by facsimile or e-mail ***will not be accepted***.

2. WHO NEED NOT FILE A PROOF OF CLAIM OR APPLICATION FOR ALLOWANCE

- (a) any person or entity whose Administrative Claim has been allowed by order of the Court entered on or before the Third Interim Administrative Claims Bar Date;
- (b) any person or entity holding claims for fees payable to the clerk of this Court;
- (c) any person or entity holding claims for fees payable to the Office of the United States Trustee under 28 U.S.C. § 1930;
- (d) any governmental unit whose Administrative Claim is subject to section 503(b)(1)(D) of the Bankruptcy Code;
- (e) any person or entity whose claim has been paid or otherwise satisfied in full by the Debtors or any other party prior to the Third Interim Administrative Claims Bar Date; and
- (f) any affiliate (as defined in section 101(2) of the Bankruptcy Code) of the Debtors that is a Debtor for its claims against any other Debtor.

You should not file an Application for Allowance if you do not have a claim against any of the Debtors. The fact that you have received this Third Interim Administrative Claims Bar Date Notice does not mean that you have a claim or that the Debtors or the Bankruptcy Court believes that you have a claim.

3. HOW TO FILE AN APPLICATION FOR ALLOWANCE

Enclosed herewith as **Exhibit 3** is an Application for Allowance Form. If you file an Application for Allowance, it must be (i) completed on a claim form substantially in the form of **Exhibit 3**; (ii) signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant; (iii) include supporting documentation (if voluminous, attach a summary) or

explanation as to why documentation is not available; (iv) be in English language; and (v) be denominated in United States currency. Any holder of a claim against more than one Debtor must file a separate Application for Allowance against each Debtor and all holders of claims must identify on their Application for Allowance the specific Debtor against which such claim is asserted and the case number of that Debtor's bankruptcy case. The Debtors' names and case numbers are set forth above.

You should attach to your completed Application for Allowance copies of any writings upon which your claim is based.

4. CONSEQUENCES OF FAILURE TO FILE AN APPLICATION FOR ALLOWANCE BY THE THIRD INTERIM ADMINISTRATIVE CLAIMS BAR DATE

Except as described in Section 2 above, any holder of a claim against any Debtor who received notice of the Third Interim Administrative Claims Bar Date (whether such notice was actually or constructively received) and is required, but fails, to submit an Application for Allowance in accordance with the Third Interim Administrative Claims Bar Date Order and this Third Interim Administrative Claims Bar Date Notice on or before the Third Interim Administrative Claims Bar Date (a) shall be forever barred, estopped, and enjoined from asserting such claim against any Debtor, and such Debtor and its property may upon confirmation of a chapter 11 plan with respect thereto, be forever discharged from all indebtedness and liability with respect to such claim, and (b) shall not receive or be entitled to receive any payment or distribution of property from the Debtors or their successors or assigns with respect to such claim.

Dated: _____, 2020
Wilmington, Delaware

Respectfully submitted,

DLA PIPER LLP (US)

/s/ _____
Stuart M. Brown (#4050)
1201 N. Market Street, Suite 2100
Wilmington, DE 19801
Telephone: (302) 468-5700
Facsimile: (302) 394-2341
Email: Stuart.Brown@dlapiper.com

-and-

Jamila Justine Willis (admitted *pro hac vice*)
1251 Avenue of the Americas
New York, New York 10020
Telephone: (212) 335-4500
Facsimile: (212) 335-4501
Email: jamila.willis@us.dlapiper.com

Counsel to the Debtors

EXHIBIT 2

(Publication Notice)

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	Chapter 11
In re:	:	
	:	Case No. 20-11120 (LSS)
COMCAR INDUSTRIES, INC., <i>et al.</i> , ¹	:	
	:	(Jointly Administered)
Debtors.	:	
	:	
	X	

**NOTICE OF DEADLINE FOR (I) APPLICATIONS FOR
ALLOWANCE OF ADMINISTRATIVE CLAIMS ACCRUED
FROM AUGUST 1, 2020 THROUGH OCTOBER 8, 2020**

PLEASE TAKE NOTICE that on May 17, 2020 (the “Petition Date”), Comcar Industries, Inc. and its affiliated debtors and debtors in possession (collectively, the “Debtors”) filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”).

PLEASE TAKE FURTHER NOTICE that on _____, 2020, the United States Bankruptcy Court for the District of the Delaware (the “Court”), having jurisdiction over the Debtors’ chapter 11 cases, entered an order (the “Third Interim Administrative Claims Bar Date Order”) establishing (i) **December 18, 2020 at 4:00 p.m. (ET)** as the deadline for all persons and entities to file applications for allowance (each, an “Application for Allowance”) based on claims against any Debtor that accrued on and after August 1, 2020 through and including October 8, 2020 that remain unpaid.

PLEASE TAKE FURTHER NOTICE that a claimant should consult an attorney if the claimant has any questions. For more detailed information regarding who must file an Application for Allowance and the specific requirements regarding the filing of same, you may: (i) contact the Debtors’ attorneys, DLA Piper LLP (US), Attn: Stuart M. Brown and Jamila Justine Willis, by email (stuart.brown@us.dlapiper.com and jamila.willis@us.dlapiper.com) or telephone at (302) 468-5700; (ii) contact the Debtors’ claims agent, Donlin Recano & Company (“DRC”), by

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: 9th Place Newberry, LLC (0359); 16th Street Pompano Beach, LLC (0278); CCC Spotting, LLC (0342); CCC Transportation, LLC (1058); Charlotte Avenue Auburndale, LLC (2179); Coastal Transport, Inc. (2918); Coastal Transport Logistics, LLC (7544); Comcar Industries, Inc. (8221); Comcar Logistics, LLC (2338); Comcar Properties, Inc. (9545); Commercial Carrier Corporation (8582); Commercial Carrier Logistics, LLC (7544); Commercial Truck and Trailer Sales Inc. (0722); Cortez Blvd. Brooksville, LLC (2210); CT Transportation, LLC (0997); CTL Distribution, Inc. (7383); CTL Distribution Logistics, LLC (7506); CTL Transportation, LLC (0782); CTTS Leasing, LLC (7466); Detsco Terminals, Inc. (9958); Driver Services, Inc. (3846); East Broadway Tampa, LLC (2233); East Columbus Drive Tampa, LLC (3995); Fleet Maintenance Services, LLC (1410); MCT Transportation, LLC (0939); Midwest Coast Logistics, LLC (7411); Midwest Coast Transport, Inc. (0045); New Kings Road Jacksonville, LLC (4797); Old Winter Haven Road Auburndale, LLC (4738); W. Airport Blvd. Sanford, LLC (0462); Willis Shaw Logistics, LLC (7341); WSE Transportation, LLC. The corporate headquarters and the mailing address for the Debtors listed above is 8800 Baymeadows Way West, Suite 200, Jacksonville, Florida 32256.

telephone at (888) 483-4365; or (iii) visit DRC's website at <https://donlinrecano.com/Comcar>. Please note that DRC is not permitted to give you legal advice. DRC cannot advise you how to file, or whether you should file, an Application for Allowance.

EXHIBIT 3

(Application for Allowance Form)

In re: Comcar Industries, Inc., et al.; Case No. 20 - 11120

Fill in the below information to identify the case:

Debtor name: _____

United States Bankruptcy Court for the: District of Delaware

Case number: _____

ADMINISTRATIVE EXPENSE PROOF OF CLAIM**Proof of Administrative Expense Claim**

Read the instructions before filling out this form. Pursuant to an Order of the Bankruptcy Court in the above-referenced chapter 11 cases (see Docket No. ____), to have claims arising during the period from August 1, 2020 through and including October 8, 2020 allowed as an administrative expense, this form must be filed with Donlin, Recano & Company, Inc., so as to be received by December 18, 2020 at 4:00 p.m. (Prevailing Eastern Time).

Do not use this form to make a request for payment of an administrative expense under 11 U.S.C. § 503(b)(9).

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

Part 1: Identify the Claim**1. Who is the current creditor?**

Name of the current creditor (the person or entity to be paid for this claim) _____

Other names the creditor used with the debtor _____

2. Has this claim been acquired from someone else?☐ No☐ Yes. From whom? _____**3. Where should notices and payments to the creditor be sent?****Where should notices to the creditor be sent?****Where should payments to the creditor be sent? (if different)**

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Name _____

Name _____

Address _____

Address _____

City _____

State _____

Zip Code _____

City _____

State _____

Zip Code _____

Contact Phone _____

Contact Phone _____

Contact Email _____

Contact Email _____

Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____

4. Does this claim amend one already filed?☐ No☐ Yes. Claim number on court claims registry (if known) _____

Filed on _____

MM / DD / YYYY

5. Do you know if anyone else has filed an Administrative Expense proof of claim for this claim?☐ No☐ Yes. Who made the earlier filing? _____

Part 2: Give Information About the Claim

6. Do you have any number you use to identify the debtor?	<input type="checkbox"/> No <input type="checkbox"/> Yes. Last 4 digits of the debtor's account or any identification number used to identify the debtor: ____
7. How much is the Administrative Expense Claim?	\$ _____. Does this amount include interest or other charges? <input type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
8. Basis for claim: _____ Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information.	

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- ☐ I am the creditor.
☐ I am the creditor's attorney or authorized agent.
☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this Administrative Expense *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this Administrative Expense *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date _____
MM / DD / YYYY

Signature

Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State Zip Code

Contact Phone _____ Email _____

Facsimile, email, or electronic submissions will not be accepted. Claims shall be deemed filed when actually received by Donlin, Recano, & Company, Inc., as provided in the Instructions. To receive an acknowledgment of the timely submission of your claim, enclose a stamped, self-addressed envelope and copy of this Administrative Expense Proof of Claim form.

Instructions for Administrative Expense Proof of Claim

United States Bankruptcy Court

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157 and 3571.

How to fill out this form

- **Fill in the caption at the top of the form.** You must fill in the specific Debtor name and case number against which your claim is being asserted. If you are asserting claims against more than one Debtor, you **MUST** file a separate proof of claim for each debtor.
- **If the claim has been acquired from someone else, then state the identity of the last party** who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- **Attach any supporting documents to this form.**
Attach redacted copies of any documents that show that the debt exists.
- **Do not attach original documents because attachments may be destroyed after scanning.**
- **If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.**
- **A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth.** See Bankruptcy Rule 9037.
- **For a minor child, fill in only the child's initials and the full name and address of the child's parent or guardian.** For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or you may access the claims agent's website (www.donlinrecano.com/comcar) to view the filed form.

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate.
11 U.S.C. § 503.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt.

Debtor: A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Uniform claim identifier: An optional 24-character identifier that some creditors use to facilitate electronic payment.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

PLEASE SEND COMPLETED ADMINISTRATIVE PROOF(S) OF CLAIM TO:

If Proof of Claim is sent by mail, send to:

Donlin, Recano & Company, Inc.
Re: Comcar Industries, Inc., et al.
P.O. Box 199043
Blythebourne Station
Brooklyn, NY 11219

If Proof of Claim is sent by Overnight Courier or Hand Delivery, send to:

Donlin, Recano & Company, Inc.
Re: Comcar Industries, Inc., et al.
6201 15th Avenue
Brooklyn, NY 11219

Do not file these instructions with your form.