

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re

CR Holding Liquidating, Inc., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No.: 19-10210 (LSS)

(Jointly Administered)

**RE: D.I. 475, 532**

**NOTICE OF ENTRY OF ORDER ESTABLISHING BAR DATES  
FOR FILING PROOFS OF CLAIM INCLUDING SECTION 503(b)(9) CLAIMS**

**PLEASE TAKE NOTICE THAT:**

The United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) has entered an order (the “Bar Date Order”) [D.I. 532] establishing bar dates for filing proofs of claim in CR Holding Liquidating, Inc. (f/k/a Charlotte Russe Holding, Inc.) and its affiliated the debtors and debtors in possession (jointly administered under Case No. 19-10210 (LSS)) (collectively, the “Debtors”).

**1. BAR DATES**

- A. GENERAL BAR DATE.** The Bankruptcy Court established **May 30, 2019 at 4:00 p.m. (ET)** (the “General Bar Date”) as the deadline for all persons and entities holding or asserting claims (as defined in section 101(5) of the Bankruptcy Code and explicitly including claims under 11 U.S.C. § 503(b)(9)) against the above-captioned Debtors to file such proof of claim. You must submit any proof of claim so that it is actually received at the address below on or prior to the General Bar Date.
- B. GOVERNMENTAL UNIT BAR DATE.** Pursuant to the Bar Date Order, the Bankruptcy Court established **August 2, 2019 at 4:00 p.m. (ET)** (the “Governmental Bar Date”) as the deadline for all governmental units (as defined in section 101(27) of the Bankruptcy Code) in the above-captioned case to file such claims. You must submit any proof of claim so that it is actually received at the address below on or prior to the Governmental Bar Date.

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<sup>1</sup> The Debtors and the last four digits of their respective federal taxpayer identification numbers are as follows: CR Holding Liquidating Inc. (f/k/a Charlotte Russe Holding Inc.) (4325); CR Holdings Liquidating Corporation (f/k/a Charlotte Russe Holdings Corporation) (1045); CR Intermediate Liquidating Corporation (f/k/a Charlotte Russe Intermediate Corporation) (6345); CR Enterprise Liquidating, Inc. (f/k/a Charlotte Russe Enterprise, Inc.) (2527); CR Liquidating, Inc. (f/k/a Charlotte Russe, Inc.) (0505); CR Merchandising Liquidating, Inc. (f/k/a Charlotte Russe Merchandising, Inc.) (9453); and CR Administration Liquidating, Inc. (f/k/a Charlotte Russe Administration, Inc.) (9456). The Debtors’ headquarters are located at 5910 Pacific Center Boulevard, Suite 120, San Diego, CA 92121.

- C. AMENDED SCHEDULES BAR DATE.** All parties asserting claims against the Debtors' estates that are affected by an amendment to the Schedules are required to file proofs of claim by the later of (i) the General Bar Date or (ii) 11:59 p.m. (Eastern Time) on the date that is thirty (30) days after service of a notice on such affected claimant of the amendment to the Schedules.
- D. REJECTION DAMAGES BAR DATE.** All parties asserting claims against the Debtors' estates arising from the Debtors' rejection of an executory contract or unexpired lease must file a proof of claim by the later of (i) the General Bar Date, (ii) thirty-five (35) days after entry of any order authorizing the rejection of an executory contract or unexpired lease, or (iii) the date set forth in an order authorizing rejection of an executory contract or unexpired lease.

## **2. WHO MUST FILE**

**Claim and Interest Holders.** If you have a claim<sup>2</sup> that arose or is deemed to have arisen prior to February 3, 2019 or if you have a claim under 11 U.S.C. § 503(b)(9) for goods delivered to the Debtors in the twenty day period before February 3, 2019, you MUST file a proof of claim by the General Bar Date to share in distributions from the Debtors' estates and vote on any plan, unless one of the exceptions described in Section 5 below applies.

## **3. WHAT TO FILE**

**Proof of Claim Form.** The Debtors are enclosing a proof of claim form (the "Proof of Claim Form") for use in the Debtors' Cases. If your claim is scheduled by the Debtors the form also sets forth the amount of your claim as scheduled by the Debtors and the specific Debtor against which the claim is scheduled and may indicate that your claim was listed as contingent, unliquidated, or disputed. You will receive a different Proof of Claim Form for each claim scheduled in your name by the Debtors. If you disagree with the information provided on the customized Proof of Claim Form, you should follow the directions to assert the amount and classification of the claim that you believe you hold against or in the Debtors' estates. If you have not received a customized Proof of Claim Form, you may assert your claim by completing the Proof of Claim Form attached to the Bar Date Order or downloading a proof of claim form from <http://www.uscourts.gov/forms/bankruptcy-forms> or from the claims agent's website at <https://www.donlinrecano.com/Clients/crusse/Static/POC>. You must use a proof of claim form that conforms substantially to Official Bankruptcy Form B 410.

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<sup>2</sup> A "claim" is: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, 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.

Vendors of goods may be entitled to assert claims arising prior to the Petition Date under section 503(b)(9) of the Bankruptcy Code to the extent that they delivered goods to the Debtors within the 20-day period prior to the Petition Date. The Court has deemed the filing of a Proof of Claim Form as satisfying the procedural requirements for asserting such a claim arising under section 503(b)(9) of the Bankruptcy Code. In addition to the other requirements of the immediately preceding paragraph above, any Proof of Claim Form asserting a section 503(b)(9) claim must (a) include the value of the goods delivered to and received by the Debtors in the twenty (20) days prior to the Petition Date, (b) attach documentation identifying which of the Debtors such goods were shipped to and the date such goods were received by such Debtors, (c) state whether the value of the goods asserted in the Proof of Claim Form represents a combination of goods and services and, if applicable, the percentage of alleged value related to services and related to goods, and (d) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted

**4. WHEN AND WHERE TO FILE**

Pursuant to the terms of the Bar Date Order, and except as otherwise provided herein, each person or entity desiring to file a proof of claim must send the Proof of Claim Form consistent with this Notice, to the claims agent (the “Claims Agent”):

**A. By Electronic Submission through:**

The Claims Agent’s website  
(<https://www.donlinrecano.com/Clients/crusse/FileClaim>);

**B. by First-Class Mail to:**

Donlin, Recano & Company, Inc.  
Re: Charlotte Russe Holding, Inc., et al.  
P.O. Box 199043  
Blythebourne Station  
Brooklyn, NY 11219; or

**C. by Overnight Courier, or Hand Delivery to:**

Donlin, Recano & Company, Inc.  
Re: Charlotte Russe Holding, Inc., et al.  
6201 15th Avenue  
Brooklyn, NY 11219

You should not file a Proof of Claim Form if you do not have a claim against the Debtors. The fact that you received this Notice does not necessarily mean that you have a claim against the Debtors.

Proof of Claim Forms will be deemed timely filed only if **actually received** by the Claims Agent on or before the applicable Bar Date. Proofs of Claim may not be delivered by facsimile or electronic mail (e-mail).

Receipt of Service. Claimants wishing to receive acknowledgment that their Proof of Claim Forms were received by the Claims Agent must submit (i) a copy of the Proof of Claim Form and (ii) a self-addressed, stamped envelope (in addition to the original Proof of Claim Form sent to the Claims Agent).

## 5. **WHO IS NOT REQUIRED TO FILE**

The following persons or entities **are not** required to file proofs of claim:

- i. Any person or entity whose claim is listed on the Schedules and (a) whose claim is not described thereon as disputed, contingent, or unliquidated; (b) who does not dispute the amount or priority of the claim set forth in the Schedules, and (c) who does not dispute that the claim is an obligation of the Debtors;
- ii. Any person or entity whose claim has been paid in full, including, but not limited to any claim of an employee of the Debtors for ordinary course wages or benefits to the extent already paid;
- iii. Any person or entity that holds an interest in the Debtors, which interest is based exclusively upon ownership of common or preferred stock, membership interest, partnership interest, or warrants or rights to purchase, sell, or subscribe to such a security or interest; provided, however, that interest holders that wish to assert claims (as opposed to ownership interest) against the Debtors other than with respect to ownership or purchase of an interest, including claims arising out of or relating to the sale issuance or distribution of the interest, must file Proofs of Claim on or before the General Bar Date, unless another exception identified herein applies;
- iv. Any holder of a claim allowable under sections 503(b) or 507(a) of the Bankruptcy Code as an administrative expense of this chapter 11 case, with the exception of the 503(b)(9) Claims, which are subject to the General Bar Date;
- v. Any person or entity who holds a claim that has been allowed by an order of this Court entered on or before the applicable Bar Dates;
- vi. Any holder of a claim for which a separate deadline is fixed by this Court;
- vii. The DIP Agent, the DIP Lenders, or the Prepetition Secured Parties with regard to all claims arising under the DIP Documents or the Prepetition

Documents (each term in this subparagraph as defined in the Debtors' postpetition financing order [D.I. 320]); or

- viii. Any holder of a claim who has already properly filed a Proof of Claim with the Clerk of this Court or the Claims Agent against the Debtors, using a claim form which substantially conforms to Official Form B 410.

**6. CONSEQUENCES OF FAILURE TO FILE**

Any entity that is required, but fails, to file a proof of claim in accordance with the Bar Date Order on or before the applicable bar date shall be precluded from voting on any plan filed in these chapter 11 cases and/or receiving distributions from the Debtors on account of such claims in these chapter 11 cases.

**7. ACCESS TO THE SCHEDULES AND THE BAR DATE ORDER**

Copies of the Schedules and the Bar Date Order can be viewed and downloaded free of charge on the Claims Agent's website at <https://www.donlinrecano.com/charlotterusse>. Copies of the Schedules and the Bar Date Order are also available for inspection during regular business hours at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the District of Delaware, 3<sup>rd</sup> Floor, 824 Market Street, Wilmington, Delaware 19801. In addition, copies of the Debtors' Schedules and the Bar Date Order may be viewed on the internet at the Bankruptcy Court's website (<http://www.deb.uscourts.gov/>) (by following the directions for accessing the ECF system on such website). Finally, copies of these documents may be obtained by contacting in writing counsel for the Debtors, Cooley LLP (attn: Summer M. McKee), 55 Hudson Yards, New York, NY 10001-2157, [SMcKee@cooley.com](mailto:SMcKee@cooley.com).

8. **CONTACT**

Questions concerning submitting proofs of claim and requests for Proof of Claim Forms should be directed to the Claims Agent at (877) 864-4836 or submit an inquiry via e-mail to: [crinfo@donlinrecano.com](mailto:crinfo@donlinrecano.com). You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.

Dated: April 30, 2019  
Wilmington, Delaware

BAYARD, P.A.

/s/ Justin Alberto

Justin R. Alberto (No. 5126)  
Erin R. Fay (No. 5268)  
Daniel N. Brogan (No. 5723)  
Gregory J. Flasser (No. 6154)  
600 N. King Street, Suite 400  
Wilmington, Delaware 19801  
Phone: (302) 655-5000  
Email: [jalberto@bayardlaw.com](mailto:jalberto@bayardlaw.com)  
[efay@bayardlaw.com](mailto:efay@bayardlaw.com)  
[dbrogan@bayardlaw.com](mailto:dbrogan@bayardlaw.com)

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**COOLEY LLP**

Seth Van Aalten  
Michael Klein  
Summer M. McKee  
55 Hudson Yards  
New York, New York 10001  
Telephone: (212) 479-6000  
Facsimile: (212) 479-6275  
Email: [svanaalten@cooley.com](mailto:svanaalten@cooley.com)  
[mklein@cooley.com](mailto:mklein@cooley.com)  
[smckee@cooley.com](mailto:smckee@cooley.com)

*Counsel for the Debtors and  
Debtors-in-Possession*