

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF LOUISIANA

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In re:	:	Case No. 16-11179
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FoodServiceWarehouse.com, LLC	:	Chapter 11
	:	
826 Focis Street, Suite 200	:	Section "A"
Metairie, Louisiana, 70005	:	
Tax ID Number: xx -xxx2620	:	
	:	
Debtor	:	
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ORDER GRANTING MOTION TO (A) SET LAST DAY TO FILE PROOFS OF CLAIM,
(B) APPROVING THE BAR DATE NOTICE, AND
(C) AUTHORIZING THE DEBTOR TO PROVIDE NOTICE OF THE BAR DATE

UPON consideration of the *Motion to (A) Set Last Day to File Proofs of Claim, (B) Approving the Bar Date Notice, and (C) Authorizing the Debtor to Provide Notice of the Bar Date* [P-46] FoodServiceWarehouse.com, LLC, as debtor and debtor-in-possession (the "Debtor") and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that this proceeding is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that the venue of this proceeding is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing to the Court that the relief requested in the Motion is in the Best Interest of the Debtor, the estate, creditors and other parties-in-interest, and proper and adequate notice is necessary; and upon the record herein after due deliberation, it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is granted.
2. Except as provided herein, each person or entity, which includes without limitation, each individual, partnership, joint venture, corporation, limited liability company,

estate, and/or trust that asserts an unpaid claim as defined in 11 U.S.C. § 101(5) arising against the Debtor on or before May 20, 2016 (the “Petition Date”), **SHALL** be required to file a written proof of claim which substantially conforms to applicable Official Forms Nos. B410, B410A, B410S-1 and/or B410S-2 to the Federal Rules of Bankruptcy Procedure, so as to be **actually received on or before September 19, 2016 at 4:30 prevailing Central Time** (the “General Bar Date”).

3. The bar date for all governmental units as defined in 11 U.S.C. § 101(27) is November 16, 2016 at 4:30 p.m. Central Daylight Time (the “Governmental Bar Date”).

4. The following persons or entities need not file a proof of claim (collectively, the “Excluded Claims”):

- A. Any pre-petition claim (as defined in the Bankruptcy Code) for which a proof of claim against the Debtor utilizing the applicable claim form(s) which substantially conforms to Official Forms No. B410 has already been properly filed with the Clerk of this Court;
- B. Any pre-petition claim of a person or entity (i) whose claim is listed on the Schedules; and (ii) is not described in such Schedules as “disputed”, “contingent”, or “unliquidated”; and (iii) who does not dispute the amount, priority, status, or nature of such pre-petition claim as set forth in the Schedules;
- C. Any Pre-Petition Claim to the extent that such pre-petition claim has been paid by the Debtor with the authorization of this Court; and

- D. Any pre-petition claim that has been fixed and allowed by an order of this Court entered on or before the General Bar Date or Governmental Bar Date.

5. A copy of the notice substantially in the form of the Bar Date Notice attached hereto as Exhibit A together with an applicable claim form which substantially conforms to Official Forms No. B410 is approved and shall be deemed adequate and sufficient if served either via this Court's electronic noticing system or first-class mail within five (5) business days after the entry of this Order to:

- A. The Office of the United States Trustee;
- B. Any holders of pre-petition claims listed on the Schedules at the addresses stated therein;
- C. Any party to an executory contract or unexpired lease with the Debtor;
- D. Any party listed on the mailing matrix;
- E. All parties having filed a proof of claim in this case;
- F. All persons and entities requesting notice, pursuant to Bankruptcy Rule 2002; and
- G. All federal and state governmental units and certain taxing authorities as listed on the Bankruptcy Rule 5003(e) list maintained by the Clerk of this Court.

6. If the Debtor amends modifies or supplements its Schedules, the Debtor will give notice of any such amendment, modification or supplement to the holders of affected claims. The holders of affected claims will have the greater of the applicable: (i) General Bar Date or Governmental Bar Date; or (ii) 21 days after notice of the amendment, modification or

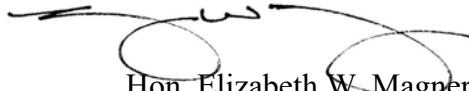
supplement to file an applicable claim form(s) which substantially conforms to Official Form No. B410 or to amend any previously timely and properly filed proof of claim with in respect to such claim or be forever barred from doing so.

7. Any holder of a pre-petition claim (as defined in the Bankruptcy Code) required to file a proof of claim but fails to do so by the General Bar Date or Governmental Bar Date: (i) be forever barred, estopped, and permanently enjoined from asserting such claim against the Debtor, successors, property of the Debtor, (ii) not treated as a creditor for purposes of voting on, and distribution under, any plan in this chapter 11 case with respect to such claim, and (iii) not be entitled to receive further notices regarding such claim.

8. Entry of this Order is without prejudice to the Debtor's right to object to any claim, whether scheduled or a proof of claim, on any grounds.

IT IS FURTHER ORDERED that movant shall serve a copy of this Order on the required parties who will not receive notice through the ECF System pursuant to the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules and file a certificate of service to that effect within three (3) days.

New Orleans, Louisiana, July 8, 2016.


Hon. Elizabeth W. Magner
U.S. Bankruptcy Judge