## 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

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826 Focis Street, Suite 200 : Section "A"

Metairie, Louisiana, 70005 : Tax ID Number: xx –xxx2620 :

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Debtor :

## **NOTICE OF BAR DATE**

**PLEASE TAKE NOTICE** that on May 20, 2016 (the "<u>Petition Date</u>"), FoodServiceWarehouse.com, LLC a voluntary petition for relief under Chapter 11, thereby commencing the above-captioned bankruptcy case (the "Chapter 11 Case").

PLEASE TAKE NOTICE that the United States Bankruptcy Court for the Eastern District of Louisiana, signed an order ("Bar Date Order") [P-105] establishing SEPTEMBER 19, 2016 at 4:30 PM CENTRAL DAYLIGHT TIME as the General Bar Date for the filing of proofs of claim and interest by all persons, corporations, partnerships, limited liability companies and all other entities.

PLEASE TAKE NOTICE that the United States Bankruptcy Court for the District of Louisiana, signed the Bar Date Order recognizing November 16, 2016 at 4:30 PM CENTRAL DAYLIGHT TIME as the Governmental Bar Date for the filing of proofs of claim and interest by all governmental units pursuant to Fed. R. Bankr. P. 3003(c)(1).

## WHO MUST FILE CLAIMS:

As set forth in the Bar Date Order, each person or entity, including, without limitation, each individual, partnership, joint venture, corporation, limited liability company, estate, trust, and/or governmental unit, that asserts a claim (as defined in the Bankruptcy Code) against the Debtor, including, but not limited to, claims for taxes, accounts payable, and alleged torts that **arose before the entry of the Petition Date** ("Claim"), regardless of whether such Claim is contingent, disputed, inchoate or unliquidated, is required to **FILE** a written proof of claim with supporting documentation which substantially conforms to Official Form No. B410, electronically through the PACER filing system or by mail or delivery by hand, courier, or overnight service so as to be received on or before the General Bar Date or the Governmental Bar Date, if appropriate to the Clerk of Court for the United States Bankruptcy Court Eastern District of Louisiana.

**WHO NEED NOT FILE PROOFS OF CLAIMS**: The following creditors with claims that arose prior to the entry of the Petition Date need not file proofs of claims:

- A. Any Claim for which a proof of claim against the Debtor utilizing the claim form which substantially conforms to Official Form No. B410 has already been properly filed with the Clerk of Court in the Chapter 11 Case;
- B. Any Claim of a person or entity (i) whose claim is listed on the Debtor's schedules of liability ("Schedules"); and (ii) whose claim is not described in the 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 Claim to the extent that such Claim has been paid by the Debtor with the authorization of the court; and
- D. Any Claim that has been fixed and allowed by an order of the court entered on or before the Debtor's General Bar Date or Governmental Bar Date.

**WHERE TO FILE**: Proofs of Claim must be filed either through the PACER electronic filing system by an authorized user or with the Clerk of the United States Bankruptcy Court for the Eastern District of Louisiana, Suite B-601, Hale Boggs Federal Bldg., 500 Poydras Street, New Orleans, Louisiana 70130.

WHAT TO FILE: The applicable Official proof of claim forms, Nos. B410 (enclosed) pursuant to the applicable instructions. If this Notice is mailed, then the Proof of Claim form is enclosed. If the Proof of Claim forms are not attached, or you would like additional copies, you may obtain a copy of the Proof of Claim form(s) by going to <a href="http://www.laeb.uscourts.gov/forms">http://www.laeb.uscourts.gov/forms</a> or <a href="http://www.uscourts.gov/forms/bankruptcy-forms">http://www.uscourts.gov/forms/bankruptcy-forms</a>.

WHEN TO FILE: Creditors' Claims (other than governmental units) must be actually received by the Clerk of the Bankruptcy Court prior to 4:30 PM Central Daylight Time on September 19, 2016. Post marking the claim prior to that date and time is not sufficient.

Governmental Units' Claims must be actually received by the Clerk of the Bankruptcy Court prior to 4:30 PM Central Daylight Time on November 16, 2016. Post marking the claim prior to that date and time is not sufficient.

**PLEASE TAKE NOTICE** that any holder of a Claim, other than with respect to Excluded Claims, who fails to file a proof of claim by the General Bar Date or Governmental

<sup>1 {00325303-1}</sup> 

Bar Date shall be forever barred, estopped and permanently enjoined from asserting such Claim, whether directly or indirectly against any of the Debtor and its successors, assigns and/or property, and such Claim shall not be counted for purposes of voting and distribution in this case.

**PLEASE TAKE NOTICE** that if the Schedules are amended, the holder of any claim adversely affected by such amendment to Schedules shall have twenty-one (21) days from the date of such notice of amendment to file a proof of claim or to amend any previously timely and properly filed proof of claim.

You are well advised to submit to the Clerk a duplicate claim, asking the Clerk to stamp the duplicate and return it to you in a self addressed and proper postage pre-paid envelope that you have provided.

You are **NOT** to contact the Clerk's Office, the Judge's Chambers, the law office listed below for legal advice concerning the classification or treatment of your Claim or as to any other matters concerning this case, including whether or not to file a Claim.

Dated: July 12, 2016

## HELLER, DRAPER, PATRICK, HORN & DABNEY, L.L.C.

/s/ Barry W. Miller

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