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UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA

In re:	Case No.: BK-S-18-14683-leb
GUMP'S HOLDINGS, LLC	Chapter 11
<input type="checkbox"/> Affects this Debtor.	<i>Jointly administered with:</i>
<input checked="" type="checkbox"/> Affects all Debtors.	No. BK-S-14684 (In re Gump's Corp.) No. BK-S-14685 (In re Gump's By Mail, Inc.)
<input type="checkbox"/> Affects Gump's Corp.	Location: 300 Las Vegas Blvd. South Las Vegas, NV 89101 Courtroom 3
<input type="checkbox"/> Affects Gump's By Mail, Inc.	

PROCEDURES FOR PROVIDING NOTICING IN THE CHAPTER 11 CASES

I. INTRODUCTION

Orders for relief were entered in the chapter 11 cases (the "Chapter 11 Cases") of the above-captioned debtors (the "Debtors") on August 3, 2018.

On August 15, 2018, the Court entered an order (the "Notice Procedures Order") pursuant to 11 U.S.C. §§ 102 and 105, Rules 2002, 9007, and 9036 of the Federal Rules of Bankruptcy Procedure, and Rule 2002 of the Local Rules of Bankruptcy Practice for the United States Bankruptcy Court for the District of Nevada approving the notice procedures (the "Notice Procedures"). These Notice Procedures apply only in the Chapter 11 Cases and not to any adversary proceedings relating to the Chapter 11 Cases.

1 All documents filed in the Chapter 11 Cases, including the Notice Procedures Order, are
2 publicly available at:

3 [https:// www.donlinrecano.com/gumps](https://www.donlinrecano.com/gumps)

4 Such documents are also available, for a nominal fee, through the PACER system on the Court's
5 website at <http://www.nvb.uscourts.gov/case-info/> or by visiting the Clerk's Office during
6 normal business hours.

7 Pursuant to the Notice Procedures Order, all notices, motions, applications, briefs,
8 memoranda, exhibits, affidavits, declarations, objections, responses, replies, and other documents
9 filed in the Chapter 11 Cases are subject to the Notice Procedures. Additionally, while the
10 Bankruptcy Code, Bankruptcy Rules, and the Local Bankruptcy Rules apply to the Chapter 11
11 Cases, to the extent there is a conflict between the foregoing and the Notice Procedures, the Notice
12 Procedures shall govern in all respects. **Accordingly, all parties in interest are strongly
13 encouraged to review these Notice Procedures in their entirety and consult their own legal
14 counsel with respect to any of the matters discussed herein prior to filing any documents in
15 the Chapter 11 Cases.**

16 **II. FILING PROCEDURES**

17 All notices, motions, applications, and other requests for relief, briefs, memoranda,
18 exhibits, affidavits, declarations, replies, and other documents filed in support of such papers
19 seeking relief (collectively, the "Requests for Relief"), and all objections and responses to such
20 Requests for Relief (collectively, the "Objections," and together with the Requests for Relief and
21 all other filed documents, the "Court Filings") filed in the Chapter 11 Cases shall be filed
22 electronically with the Court on the docket of the case styled *In re Gump's Holdings, LLC*, Case
23 No. BK-S-18-14683-leb, by registered users of the Court's Case Management/Electronic Case
24 Files (CM/ECF) filing system (the "Electronic Filing System") or as otherwise permitted by
25 Local Rule 5005 or other applicable rules. Pursuant to Local Rule 9014(e)(2), courtesy copies of
26 Court Filings relating to matters set for hearing must be delivered to the clerk's office no later
27 than two (2) business days after filing; except for matters set on shortened time, which must be
28 delivered to the court no later than (1) business day after filing. The address for courtesy copies
is as follows:

Chambers of Hon. Laurel E. Babero
U.S. Bankruptcy Court, District of Nevada
Foley Federal Building
300 Las Vegas Boulevard South
Las Vegas, NV 89101

Proofs of claim shall *not* constitute Court Filings and shall be filed with Donlin, Recano &
Company, Inc. (the "Notice Agent") at the addresses set forth in the "Notice of Chapter 11
Bankruptcy Case, Meeting of Creditors & Deadlines" approved by the Notice Procedures Order
and provided herewith.

27 **III. NOTICE AND SERVICE PROCEDURES.**

28 Service of all Court Filings shall be effected within two (2) business days after the filing

thereof, in the manner set forth in these Notice Procedures. Notice and service accomplished in accordance with these Notice Procedures shall be deemed adequate in all respects pursuant to the Bankruptcy Code, the Bankruptcy Rules, and the Local Bankruptcy Rules.

A. Service Lists.

1. The Master Mailing List.

Debtors shall prepare, submit, and maintain a master mailing list in accordance with Local Rule 1007(b) (the “Master Mailing List”). To the extent that any person or entity on the Master Mailing List submits a writing to Debtors’ counsel or the Notice Agent requesting that the person or entity no longer receive notices relating to the Chapter 11 Cases, such person or entity may be removed from the Master Mailing List by Debtors’ counsel and/or the Notice Agent.

2. The Core Service List.

Notice Agent shall maintain a core service list (the “Core Service List”). The Core Service List shall be made available by (i) accessing the Case Website, (ii) contacting Notice Agent directly, or (iii) contacting the Debtors’ counsel directly. The Core Service List shall include the following parties:

- (i) Gump’s Holdings, LLC, Gump’s Corp., and Gump’s By Mail, Inc., 135 Post Street, San Francisco, CA 94108, Attn: Tony Lopez;
- (ii) counsel to Debtors, Garman Turner Gordon LLP, 650 White Drive, Ste. 100, Las Vegas, NV 89119, Attn: William M. Noall, Esq.;
- (iii) counsel to Sterling Business Credit, LLC, Law Offices of Judith W. Ross, 700 North Pearl Street, Suite 1610, Dallas, TX 75201, Attn: Judith W. Ross, Esq. (judith.ross@judithwross.com);
- (iv) Sterling Business Credit, LLC, 8401 N. Central Expressway, Suite 600, Dallas, TX 75225, Attn: Laurel Varney (lvarney@snb.com);
- (v) Hilco Merchant Resources, LLC (“Hilco”), 5 Revere Drive, Suite 206, Northbrook, IL 60062, Attn: Ian S. Fredericks;
- (vi) Gordon Brothers Retail Partners, LLC (“GB”), Prudential Tower, 800 Boylston Street, Boston, MA 02119, Attn: Mackenzie Shea;
- (vii) counsel for Hilco and GB, Riemer Braunstein LLP, Seven Times Square, Suite 2506, New York, New York 10036, Attn: Steven Fox, Esq., (SFox@riemerlaw.com);
- (viii) Corporate Partners II, Limited, 45 Rockefeller Plaza, Suite 2626, New York, NY 10111, Attn: Jonathan Kagan;
- (ix) The Office of the United States Trustee for the District of Nevada (the “United States Trustee”), United States Trustee, 300 Las Vegas Blvd. South #4300, Las Vegas, NV 89101;
- (x) counsel to any statutory committee of unsecured creditors (the “Creditors Committee”), or, until such time as any committee is appointed, the

entities listed on the consolidated list of twenty (20) largest creditors filed by the Debtors in the Chapter 11 Cases at the addresses indicated thereon;

- (xi) Internal Revenue Service, P.O. Box 7346, Philadelphia, PA 19101-7346;¹
- (xii) United States Attorney's Office, Attn: Civil Process Clerk, 333 Las Vegas Blvd. South, Suite 5000, Las Vegas, NV 89101;
- (xiii) Social Security Administration, Office of the Regional Chief Counsel, Region IX, 160 Spear Street, Suite 800, San Francisco, CA 94105-1545;
- (xiv) Secretary of State, State of California, 1500 11th Street, Sacramento, CA 95814;
- (xv) California Department of Tax and Fee Adm., Account Information Group, MIC: 29, PO Box 942879, Sacramento, CA 94279-0029;
- (xvi) Franchise Tax Board, Bankruptcy Section, MS A340, P.O. Box 2952, Sacramento, CA 95812-2952;
- (xvii) Employment Development Department, Attn: MIC 53800, Capitol Mall, Sacramento, CA 95814;
- (xviii) Labor Commissioner, State of California, 1515 Clay Street, Room 801, Oakland, CA 94612;
- (xix) Nevada Department of Taxation, Bankruptcy Section, 555 E. Washington Ave., #1300, Las Vegas, NV 89101;
- (xx) Mississippi Department of Revenue, Bankruptcy Section, P.O. Box 22808, Jackson, MS 39225-2808;
- (xxi) Mississippi Attorney General, 550 High Street, Suite 1200, Jackson, MS 39205;
- (xxii) California Attorney General's Office, Consumer Law Section, Attn: Bankruptcy Notices, 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004;
- (xxiii) Social Security Administration, Office of the General Counsel, Region IV, 61 Forsyth Street, SW, Suite 20T45, Atlanta, GA 30303;
- (xxiv) Zillah A. Frampton, Bankruptcy Administrator, Division of Revenue/Bankruptcy Services, Carvel State Office Building, 8th floor, Wilmington, Delaware 19801.

3. The 2002 List.

The Notice Agent shall maintain a list of all parties that have filed a request to receive service of Court Filings pursuant to Bankruptcy Rule 2002 (the "2002 List," and, together with the Core Service List, but not the Master Mailing List, the "Limited Service Lists"). The 2002 List shall be made available by (i) accessing the Case Website; (ii) contacting the Notice Agent

¹ Together with the United States Trustee and the addresses that follow, these are the addresses required for service as listed in the "Register of Mailing Addresses of Federal and State Governmental Units" in the applicable jurisdictions.

1 directly; or (iii) contacting Debtors' counsel directly.

2 (i) **Filing Requests for Documents Requires Email Address.** A request for
3 service of Court Filings pursuant to Bankruptcy Rule 2002 (each, a "2002 Notice
4 Request") filed with the Court shall be deemed proper only if it includes the
5 following information with respect to the party filing such request: (a) name; (b)
6 street address; (c) name of client(s), if applicable; (d) telephone number; (e)
7 facsimile number; and (f) email address. A 2002 Notice Request containing an
8 email address shall be deemed (1) an agreement between such entity and any
9 person giving notice in the Chapter 11 Cases via email to the email address
10 indicated for all purposes with respect to the Chapter 11 Cases under Bankruptcy
11 Rule 2002(g)(4); (2) a request for noticing to such email address pursuant to
12 Bankruptcy Rule 9036; and (3) a written consent to service by electronic means
13 for the purposes of Rule 5(b)(E) of the Federal Rules of Civil Procedure. This
14 provision shall apply to 2002 Notice Requests received prior to and after the date
15 of entry of the Notice Procedures Order. It is each party's responsibility to ensure
16 that an email containing the phrase "BK-S-18-14683-leb" in the subject line is
17 exempted from any "spam" or similar email filter.

12 (ii) **Certification Opting Out of Email Service.** Any party filing a 2002 Notice
13 Request who does not maintain (and cannot practicably obtain) an email address
14 and cannot receive service by email must include in the 2002 Notice Request a
15 certification to that effect (a "Certification"). A Certification shall include a
16 statement certifying that the party (a) does not maintain an email address; and (b)
17 cannot practicably obtain an email address at which the party could receive
18 service. Such party will thereafter receive paper service in lieu of email service
19 under these Notice Procedures.

17 (iii) **Email Address Required.** If a 2002 Notice Request fails to include an email
18 address or a Certification, such party shall not be added to the 2002 List or served
19 with copies of Court Filings unless such Court Filings directly affect such party or
20 unless such Court Filings are made on the Master Mailing List and such party is
21 listed on the Master Mailing List. To the extent a 2002 Notice Request was filed
22 prior to entry of the Notice Procedures Order, Debtors shall request an email
23 address. If no email address or Certification is provided in response to such
24 request, such party shall not be added to the 2002 List or served with copies of
25 Court Filings unless such Court Filings directly affect such party or unless such
26 Court Filings are made on the Master Mailing List and such party is listed on the
27 Master Mailing List.

24 (iv) **Changes in Information.** Each party submitting a 2002 Notice Request is
25 responsible for filing with the Court an updated 2002 Notice Request as necessary
26 to reflect changes to any notice information and must serve a copy of such
27 updated 2002 Notice Request upon the Debtors.

27 **4. Service List Maintenance and Access.**

28 At least every 30 days, Notice Agent shall update the Service Lists by making any

1 necessary additions and deletions and post the updated Service Lists on the Case Website.
2 Notice Agent shall post the 2002 List on the Case Website commencing as of the date that is no
later than ten (10) days from the date of entry of the Notice Procedures Order.

3 **A. Service Generally.**

4 Other than (i) service of a summons and complaint in an adversary proceeding; (ii)
5 documents filed under seal; and (iii) proofs of claim, which shall be filed with the Notice Agent,
6 all Court Filings shall be filed electronically with the Court using the Court's Electronic Filing
7 System and such Court Filings shall be served *via* email on the Limited Service Lists, which
8 shall be deemed to constitute proper service for all parties who are sent such email service;
9 *provided, however*, that the notice of hearing related to any Request for Relief and the first (1)
10 page of any Objection shall also be served on the Core Service List by first class mail. Anytime
11 the Notice Procedures require that service be made by any means other than email, the Court
12 Filing may be printed doubled-sided, the print-size may be reduced, and/or each page of the
mailing may contain more than one page of the Court Filing. Service by email may be
effectuated by filing a document through the Court's Electronic Filing System and having that
system generate a notice that includes a link to such document. All other service by email shall
be effectuated through a separate email sent by or on behalf of the noticing party in accordance
with the rules set forth below:

13 (i) **Email Subject Line and Content.** With respect to the email service of any
14 Court Filing, the subject line of the email shall be "Notice Bankr. D. Nev. 18-
15 14683-leb" The body of the email shall contain (i) the summary description of the
16 document(s) being served (as appears on the Court's docket) and/or (ii) the full
title of the document(s) being served and the name of the party filing such
document(s).

17 (ii) **Email Attachment.** The Court Filings served by email shall be attached to the
18 email in PDF.

19 Notwithstanding anything else set forth in these Notice Procedures or other applicable
20 rules, certificates of service and 2002 Service Requests need only be filed on the Court's
Electronic Filing System and shall not be served by email or otherwise.

21 **B. Limitations on Service on all Creditors; Service on Particular Affected Parties.**

22 Except as otherwise specifically provided herein, with respect to any Court Filing that is
23 required to be served on all creditors, the parties shall serve the notice of hearing with respect to
24 such Requests for Relief or the first page of such Objection only on (i) the Limited Service Lists;
and (ii) the persons specified under the applicable circumstances (in each applicable
circumstance, an "Affected Party") as follows:

25 (i) in the case of any use, sale, lease, or abandonment of less than
26 substantially all of the Debtors' property, on each party asserting an
interest in that property;

27 (ii) in the case of any relief from or modification of the automatic stay, on
28 each party asserting a lien or other interest in the affected property;

- (iii) in the case of the use of cash collateral or obtaining of credit, on each party asserting an interest in the cash collateral or a lien or other interest in property upon which a lien or other interest is proposed to be granted;
- (iv) in the case of a motion under Bankruptcy Rule 9019, on all parties to the relevant compromise and settlement, or that may be directly affected by such compromise or settlement;
- (v) in the case of assumption, assignment, or rejection of an executory contract or an unexpired lease, on each party to the executory contract or the unexpired lease;
- (vi) any objection, opposition, response, reply, or further document filed directly in response to another party's Court Filing, on such other party; and
- (vii) all other parties as directed by the Court.

Service upon any Affected Party not included in a Limited Service List shall be effected by first class mail, private mail service, or hand delivery. Service upon any Affected Party included in a Limited Service List shall be effected as otherwise permitted in these Notice Procedures for service upon a Limited Service List.

The limitations set forth above in this Section B above shall not apply to Court Filings made pursuant to the following Bankruptcy Rules (the "Excluded Court Filings"):

- (i) Bankruptcy Rule 2002(a)(1) (meeting of creditors pursuant to Bankruptcy Code section 341);
- (ii) Bankruptcy Rule 2002(a)(2) (any proposed use, sale, or lease of property of the estate other than in the ordinary course of business), but only to the extent that such proposed use, sale or lease concerns all or substantially all of the Debtors' assets;
- (iii) Bankruptcy Rule 2002(a)(4) (hearing on the dismissal of a case or cases or the conversion of a case to another chapter);
- (iv) Bankruptcy Rule 2002(a)(5) (time fixed to accept or reject a proposed modification of a chapter 11 plan);
- (v) Bankruptcy Rule 2002(a)(7) (time fixed for filing a proof of claim pursuant to Bankruptcy Rule 3003(c));
- (vi) Bankruptcy Rule 2002(b)(1) (time fixed for filing objections to and any hearing to consider approval of a disclosure statement);
- (vii) Bankruptcy Rule 2002(b)(2) (time fixed for filing objections to and any hearing to consider confirmation of a chapter 11 plan);
- (viii) Bankruptcy Rule 2002(f)(1) (entry of an order for relief);
- (ix) Bankruptcy Rule 2002(f)(2) (dismissal or conversion of a case to another chapter of the Bankruptcy Code);

- 1 (x) Bankruptcy Rule 2002(f)(3) (time allowed for filing claims pursuant to
2 Bankruptcy Rule 3002);
3 (xi) Bankruptcy Rule 2002(f)(6) (waiver, denial, or revocation of a discharge
4 as provided in Bankruptcy Rule 4006);
5 (xii) Bankruptcy Rule 2002(f)(7) (entry of an order confirming a chapter 11
6 plan); and
7 (xiii) Bankruptcy Rule 2002(f)(8) (summary of the trustee's final report and
8 account should a case be converted to chapter 7 of the Bankruptcy Code).

9 Service of Excluded Court Filings shall be made on all persons identified on the Master
10 Mailing List as well as all equity security holders to the extent required by Bankruptcy Rule
11 2002(d). Where required, service on any such person not included in a Limited Service List shall
12 be effected by first class mail, private mail service, or hand delivery; *provided, however*, that
13 service of the Excluded Court Filings shall be limited as follows: (i) with respect to Requests for
14 Relief, only service of the notice of hearing is required; and (ii) with respect to Objections, only
15 service of the first page of the Objection is required. Service upon any such person included on
16 the Limited Service List shall be effected as otherwise permitted in these Notice Procedures for
17 service upon the Limited Service List.

18 **C. Service of Orders.**

19 All parties submitting orders in accordance with applicable Bankruptcy Rules and Local
20 Rules shall, within two business days after entry thereof, serve a copy of the entered order on (i)
21 the Limited Service Lists, (ii) any Affected Party, and (iii) Notice Agent. Notice Agent shall
22 post all orders on the Case Website.
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