

MINTZ & GOLD LLP  
600 Third Avenue, 25th Floor  
New York, New York 10016  
Telephone: (212) 696-4848  
Facsimile: (212) 696-1231  
Andrew R. Gottesman, Esq.  
Maria E. Garcia, Esq.  
Gabriel Altman, Esq.

Hearing Date: September 14, 2020 at 3:30 p.m.

*Proposed Attorneys for the Debtors*

**UNITED STATES BANKRUPTCY COURT** Chapter 11  
**SOUTHERN DISTRICT OF NEW YORK**

In re:

Case No. 20-12117 (MEW)

COSMOLEDO, LLC, *et al.*<sup>1</sup>

(Jointly Administered)

Debtors.

**NOTICE OF COMMENCEMENT OF CHAPTER 11 CASES  
AND HEARING TO CONSIDER “FIRST-DAY” MOTIONS**

**PLEASE TAKE NOTICE** that on September 11, 2020, Cosmoledo, LLC (“Cosmoledo”), and its affiliated debtors and debtors in possession in the above-captioned cases (collectively the “Debtors”) filed a voluntary petition for reorganization under Chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Southern District of New York (the “Court”); and

**PLEASE TAKE FURTHER NOTICE** that a hearing has been scheduled for September 14, 2020 at 3:30 p.m. (Eastern Time), or as soon thereafter as counsel may be heard, before the Honorable Michael E. Wiles, United States Bankruptcy Judge, United States Bankruptcy Court For The Southern District Of New York, Courtroom 617, One Bowling Green, New York, New York 10004 (the “Hearing”), and may be adjourned from time to time without further notice other than an announcement at the hearing, to consider the following applications and motions (collectively, the “Motions”).

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, include: Cosmoledo, LLC (6787); Breadroll, LLC, (3279); 688 Bronx Commissary, LLC (6515); 95 Broad Commissary, LLC (2335); 178 Bruckner Commissary, LLC (2581); 8 West Bakery, LLC (6421); NYC 1294 Third Ave Bakery, LLC (2001); 921 Broadway Bakery, LLC (2352); 1800 Broadway Bakery, LLC (8939); 1535 Third Avenue Bakery, LLC (1011); 2161 Broadway Bakery, LLC (2767); 210 Joralemon Bakery, LLC (4779); 1377 Sixth Avenue Bakery, LLC (9717); 400 Fifth Avenue Bakery, LLC (6378); 1400 Broadway Bakery, LLC (8529); 575 Lexington Avenue Bakery, LLC (9884); 685 Third Avenue Bakery, LLC (9613); 370 Lexington Avenue Bakery, LLC (0672); 787 Seventh Avenue Bakery, LLC (6846); 339 Seventh Avenue Bakery, LLC (1406); and 55 Hudson Yards Bakery, LLC (7583).

**PLEASE TAKE FURTHER NOTICE** that parties wishing to participate in the Hearing must make arrangements through CourtSolutions LLC ([www.courtsolutions.com](http://www.courtsolutions.com)). Instructions to register for CourtSolutions LLC are attached to General Order M-543.

**PLEASE TAKE FURTHER NOTICE** that the Debtors have requested that their chapter 11 cases be consolidated for procedural purposes only and be jointly administered under Cosmoledo, LLC, et al., Case No. 20-12117.

**PLEASE TAKE FURTHER NOTICE** that at the Hearing, the Debtors shall seek entry of orders with respect to the following Motions:

- Motion of the Debtors Pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure for Entry of an Order Directing the Joint Administration of the Chapter 11 Cases for Procedural Purposes Only [Docket No. 3].

- Motion of the Debtors for an Order (I) Extending Time to File Schedules of Assets and Liabilities, Schedules of Income and Expenditures, Schedules of Executory Contracts and Unexpired Leases, and Statement of Financial Affairs, (II) Authorizing Debtors to File Consolidated Schedules and Statements, and (III) Authorizing Debtors to File Consolidated Monthly Operating Reports [Docket No. 5].

- Motion of the Debtors for an Order (I) Scheduling Expedited Hearings on Certain First Day Motions and (II) Approving Form and Manner of Notice Thereof [Docket No. 6].

- Application of the Debtors for an Appointment of DRC as Claims and Noticing Agent for Debtors Pursuant to 28 U.S.C. § 156(c), 11 U.S.C. § 105(a), and Local Rule 5075-1 [Docket No. 7].

- Motion of the Debtors Seeking Entry of Interim Order (I) Authorizing the Debtors to File a Consolidated List of Creditors in Lieu of Submitting a Separate Mailing Matrix for Each Debtor, (II) Authorizing the Debtors to File a Consolidated List of the Debtors' Twenty Largest Unsecured Creditors, (III) Authorizing the Debtors to Redact Certain Personally Identifiable Information for the Debtors' Employees, (IV) Approving the Form and Manner of Notifying Creditors of Commencement, and (V) Granting Related Relief [Docket No. 8].

- Motion of the Debtors Pursuant to 11 U.S.C. §§ 105(a) 363(b), 507(a) and for Entry of Interim and Final Orders (I) Authorizing (a) Payment of Prepetition Wages, Salaries, Employee Benefits, and Other Compensation, (b) Maintenance of Employee Benefit Programs, and (II) Directing Financial Institutions to Honor and Process Checks and Transfers Related to Such Obligations [Docket No. 9].

- Motion of the Debtors Requesting Entry of an Order (I) Approving Debtors' Proposed Form of Adequate Assurance of Payment to Utility Providers, (II) Establishing Procedures for Determining Adequate Assurance of Payment for Future Utility Services, and (III) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Utility Service [Docket No. 10].

- Motion of the Debtors for Entry of Interim and Final Orders Approving Stipulation with MK Debt, LLC Consenting to the use of Cash Collateral [Docket No. 11].

- Motion of the Debtors for Entry of Order (I) Authorizing the Debtors to (a) Maintain Insurance Policies (b) Maintain Prepetition Insurance Brokerage Agreements, and Enter Into New Postpetition Insurance Brokerage Agreements and (c) Pay Prepetition Insurance Obligations, Including Obligations Owed for Debtors' Insurance Policies; and (II) Granting Related Relief [Docket No. 12].

- Motion of the Debtors for an order pursuant to sections 105(a), 345(b), and 363(b) and (c) of the bankruptcy code authorizing the debtors to (I) continue to use existing cash management system, (II) maintain existing bank accounts and business forms, and (III) waive requirements of section 345(b) of the bankruptcy code [Docket No. 13].

- Order Scheduling Hearing to Consider Approval of (a) Expense Reimbursement; (b) Bidding Procedures for the Conduct of and Auction; and (c) Fixing Manner and Notice of Auction, Sale Hearing and Cure Claims Bar Date [Docket No. 18].

**PLEASE TAKE FURTHER NOTICE** that the Debtors have filed the Declaration of José Alcalay, the Chief Executive Officer of Cosmoledo, in Support of Chapter 11 Petitions and First Day Pleadings [Docket No. 2].

**PLEASE TAKE FURTHER NOTICE** that if you wish to be heard respecting any of the foregoing matters, you must attend the Hearing. The Hearing may be adjourned from time to time in open court.

**PLEASE TAKE FURTHER NOTICE** that copies of the Motions and all pleadings and other papers filed in these chapter 11 cases may be obtained, free of charge, by visiting the Debtors' restructuring website at [www.donlinrecano.com/maisonkayserusa](http://www.donlinrecano.com/maisonkayserusa). As an alternative, copies of the Motions and all pleadings and other papers filed in these chapter 11 cases may be obtained by: (i) accessing the Court's website at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), or (ii) contacting the Office of the Clerk of the Court at One Bowling Green, New York, New York 10004. Note that a PACER password is needed to access documents on the Court's website.

**PLEASE TAKE FURTHER NOTICE** that the following is a schedule of the case numbers for the Debtors herein:

Name of Debtor	Case Number
Cosmoledo, LLC	20-12117 (MEW)
Breadroll, LLC	20-12118 (MEW)
688 Bronx Commissary, LLC	20-12119 (MEW)
95 Broad Commissary, LLC	20-12120 (MEW)
178 Bruckner Commissary, LLC	20-12121 (MEW)
8 West Bakery, LLC	20-12122 (MEW)
NYC 1294 Third Ave Bakery, LLC	20-12123 (MEW)

921 Broadway Bakery, LLC	20-12124 (MEW)
1800 Broadway Bakery, LLC	20-12125 (MEW)
1535 Third Avenue Bakery, LLC	20-12126 (MEW)
2161 Broadway Bakery, LLC	20-12127 (MEW)
210 Joralemon Bakery, LLC	20-12128 (MEW)
1377 Sixth Avenue Bakery, LLC	20-12129 (MEW)
400 Fifth Avenue Bakery, LLC	20-12130 (MEW)
1400 Broadway Bakery, LLC	20-12131 (MEW)
575 Lexington Avenue Bakery, LLC	20-12132 (MEW)
685 Third Avenue Bakery, LLC	20-12133 (MEW)
370 Lexington Avenue Bakery, LLC	20-12134 (MEW)
787 Seventh Avenue Bakery, LLC	20-12135 (MEW)
339 Seventh Avenue Bakery, LLC	20-12136 (MEW)
55 Hudson Yards Bakery, LLC	20-12137 (MEW)

Dated: September 11, 2020  
New York, New York

MINTZ & GOLD LLP

By: /s/ Andrew Gottesman

Andrew R. Gottesman

Maria E. Garcia

Gabriel Altman

600 Third Avenue, 25th Floor

New York, New York 10016

[gottesman@mintzandgold.com](mailto:gottesman@mintzandgold.com)

[garcia@mintzandgold.com](mailto:garcia@mintzandgold.com)

[altman@mintzandgold.com](mailto:altman@mintzandgold.com)

Telephone: (212) 696-4848

Facsimile: (212) 696-1231

*Proposed Attorneys for the Debtors*