

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re:	:	Chapter 11
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RUPARI HOLDING CORP., <i>et al.</i> , ¹	:	Case No. 17-10793 (KJC)
	:	
Debtors.	:	(Jointly Administered)
	:	
-----	X	Re: Docket No. 191

**NOTICE OF BAR DATES FOR FILING OF PROOFS OF
CLAIM TO ALL CREDITORS AND INTEREST HOLDERS**

On April 10, 2017 (the “Petition Date”), the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed voluntary petitions pursuant to chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”). The Debtors, their addresses, case numbers and EIN, and other names used by the Debtors within the last eight years are as follows:

DEBTOR	ADDRESS	OTHER NAMES Other name used by the Debtor in the last 8 years	CASE NO.	EIN NO.
Rupari Holding Corp.	15600 Wentworth Avenue, South Holland, Illinois 60473	None	17-10793	45-2474943
Rupari Food Services, Inc.	15600 Wentworth Avenue, South Holland, Illinois 60473	None	17-10794	59-1807933

On May 22, 2017, the United States Bankruptcy Court for the District of Delaware (the “Court”) entered an order in the Debtors’ chapter 11 cases (the “Bar Date Order”)² establishing certain claims bar dates in the Debtors’ chapter 11 cases. By the Bar Date Order, the Court established **July 28, 2017 at 4:00 p.m. (prevailing Eastern Time)**, as the claims bar date (the “Claims Bar Date”) and **October 9, 2017 at 4:00 p.m. (Eastern Time)** as the governmental units claims bar date (the “Governmental Claims Bar Date”). Except as described below, the Bar Date Order requires all Entities, other than governmental units and other specified parties, that

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Rupari Holding Corp. (4943) and Rupari Food Services, Inc. (7933). The mailing address for the Debtors is 15600 Wentworth Avenue, South Holland, Illinois 60473.

² Capitalized terms not otherwise defined in this notice (the “Notice”) shall have the meanings ascribed to such terms in the Bar Date Order.

have or assert any Pre-Petition Claims against the Debtors to file proofs of claim with Donlin, Recano & Company, Inc. ("Donlin Recano"), the Court-appointed claims and noticing agent in these cases, so that their proofs of claim are received by Donlin Recano **on or before 4:00 p.m. (prevailing) on the Claims Bar Date**. Moreover, the Bar Date Order requires that all governmental units file proofs of claim with Donlin Recano so that their proofs of claim are **actually** received by Donlin Recano on or before 4:00 p.m. (prevailing Eastern Time) on the Governmental Claims Bar Date.

For your convenience, enclosed with this Notice is a proof of claim form, which identifies on its face the amount, nature and classification of your Claim(s), if any, listed in the Debtors' schedules of assets and liabilities filed in these cases (collectively, the "Schedules").

KEY DEFINITIONS

As used in this Notice, the term "Entity" has the meaning given to it in section 101(15) of the Bankruptcy Code, and includes all persons (individuals, partnerships and corporations), estates, trusts, and the U.S. Trustee.

As used in this Notice, the term "Governmental Unit" has the meaning given to it in section 101(27) of the Bankruptcy Code and includes the United States; states; commonwealths; districts; territories; municipalities; foreign states; or departments, agencies, or instrumentalities of the foregoing.

As used in this Notice, the term "Claim" shall mean, as to or against the Debtors and in accordance with section 101(5) of the Bankruptcy Code: (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or unsecured; or (b) any 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.

As used in this Notice, the term "Pre-Petition Claim" shall mean any alleged claim against the Debtors arising prior to April 10, 2017, including any alleged administrative priority claim arising under section 503(b)(9) of the Bankruptcy Code.

WHO MUST FILE A PROOF OF CLAIM AND THE APPLICABLE BAR DATES

The Bar Dates

The Bar Date Order establishes the following bar dates for filing proofs of claim in these cases (collectively, the "Bar Dates"):

The Claims Bar Date. Pursuant to the Bar Date Order, all Entities, other than Governmental Units, holding Claims against the Debtors (whether secured, administrative expense under section 503(b)(9) of the Bankruptcy Code, unsecured priority, or unsecured nonpriority) that arose prior to or on April 10, 2017, are required to file proofs of claim by the Claims Bar Date.

The Governmental Claims Bar Date. Pursuant to the Bar Date Order, Governmental Units holding Claims against the Debtors that arose prior to or on April 10, 2017, are required to file proofs of claim by the Governmental Claims Bar Date.

The Rejection Bar Date. Any Entity whose Claims arise out of the Court-approved rejection of an executory contract or unexpired lease, in accordance with section 365 of the Bankruptcy Code and any applicable order of the Court entered prior to the confirmation of a chapter 11 plan in the Debtors' chapter 11 cases, must file a proof of claim on or before the later of: (i) the Claims Bar Date, (ii) 4:00 p.m. (prevailing Eastern Time) on the date that is 30 days after entry of an order approving the rejection of an executory contract or unexpired lease pursuant to which the entity asserting the Rejection Damages Claim is a party, or (iii) such other date as the Court may fix. The later of these dates is referred to in this Notice as the "Rejection Bar Date."

Entities That Must File Proofs of Claims by the Claims Bar Date

Subject to terms described above for holders of Claims subject to the Rejection Bar Date, the following Entities must file proofs of claim on or before the Claims Bar Date:

- (a) any entity whose Pre-Petition Claim against the Debtors is not listed in the Debtors' Schedules or whose Pre-Petition Claim is listed in the Schedules but is listed as disputed, contingent, or unliquidated and that desires to participate in these Chapter 11 cases or share in any distribution in these Chapter 11 cases;
- (b) any entity that believes that its Pre-Petition Claim is improperly classified in the Schedules or is listed in an incorrect amount and that desires to have its claim allowed in a classification or amount other than that identified in the Schedules;
- (c) any entity that believes that its Pre-Petition Claim is listed in the Schedules is not an obligation of the specific Debtor against which the claim is listed and that desires to have its claim allowed against a Debtor other than that identified in the Schedules; and
- (d) any entity, other than governmental units, that asserts an administrative expense claim pursuant to section 503(b)(9) of the Bankruptcy Code.

Acts or omissions of the Debtors, if any, that occurred prior to the Petition Date, including acts or omissions related to any indemnity agreements, guarantees, or services provided to or rendered by the Debtors, may give rise to claims against the Debtors notwithstanding the fact that such claims (or any injuries on which they are based) may be contingent or may not have matured or become fixed or liquidated prior to the Petition Date. Therefore, any person or entity that holds or asserts a claim or a potential claim against the Debtors, no matter how remote or contingent, must file a proof of claim on or before the Claims Bar Date.

Entities Not Required to File Proofs of Claim by the Claims Bar Date

The Bar Date Order further provides that the following Entities need not file proofs of claim by the Claims Bar Date:

- (a) any entity that has already properly filed a Proof of Claim against one or more of the Debtors with either Donlin Recano or the Clerk of the Court for the United States Bankruptcy Court for the District of Delaware;
- (b) any entity (i) whose claim is listed in the Schedules or any amendments thereto, and (ii) whose claim is not described therein as “disputed,” “contingent,” or “unliquidated,” (iii) who does not dispute the amount or classification of its claim as set forth in the Schedules; and (iv) who does not dispute that its claim is an obligation only of the specific Debtor against which the claim is listed in the Schedules;
- (c) professionals retained by the Debtors or the Committee pursuant to orders of this Court who assert administrative claims for payment of fees and expenses subject to the Court’s approval pursuant to sections 330, 331(a) and 503(b) of the Bankruptcy Code;
- (d) any Debtor asserting a claim against another Debtor;
- (e) any person or entity whose claim against the Debtors has been allowed by an order of the Court entered on or before the Bar Date;
- (f) the Office of the United States Trustee; and
- (g) any person or entity whose claim has been paid by the Debtors.

No Requirement to File Proofs of Interest

Any Entity holding an interest in the Debtors (an “Interest Holder”), which interest is based exclusively upon the ownership of the Debtors or an affiliate of the Debtors (any such interest being referred to in this Notice as an “Interest”), need not file a proof of interest on or before the Claims Bar Date; provided, however, that Interest Holders who wish to assert Claims against any of the Debtors that arise out of or relate to the ownership or purchase of an Interest, including Claims arising out of or relating to the sale, issuance or distribution of such Interest, must file proofs of claim on or before the Claims Bar Date, unless another exception identified in this Notice applies.

Filing Proofs of Claim Against Multiple Debtors; Requirement to Identify Debtor and Entitlement to Administrative Expense Status

Any Entity asserting Claims against more than one Debtor must file a separate proof of claim with respect to each such Debtor. In addition, any Entity filing a proof of claim must identify on its proof of claim form the particular Debtor against which its Claim is asserted, and whether all or a portion of such claim is entitled to administrative expense status pursuant to section 503(b) of the Bankruptcy Code.

CONSEQUENCES OF FAILURE TO FILE PROOF OF CLAIM

Any Entity that is required to file a proof of claim, but fails to do so by the applicable Bar Date described in this Notice, shall not be treated as a creditor with respect to such Claim for the

purposes of voting on and distribution under any chapter 11 plan proposed and/or confirmed in these cases or otherwise.

If it is unclear from the Schedules whether your Claim is disputed, contingent, or unliquidated as to amount or is otherwise properly listed and classified, you must file a proof of claim on or before the applicable Bar Date. Any Entity that relies on the information in the Schedules bears responsibility for determining that its Claim is accurately listed therein.

RESERVATION OF RIGHTS

The Debtors reserve the right to (a) dispute, or to assert offsets or defenses against, any filed Claim or any Claim listed or reflected in the Schedules as to nature, amount, liability, classification, or otherwise; and (b) subsequently designate any Claim as disputed, contingent, or unliquidated. Nothing contained in this Notice shall preclude the Debtors from objecting to any Claim, whether scheduled or filed, on any grounds.

PROCEDURE FOR FILING PROOFS OF CLAIM

Original proofs of claim must be sent by mail, overnight courier, or hand delivery to Donlin Recano so as to be received no later than 4:00 p.m. (prevailing Eastern Time) on the applicable Bar Date. If a proof of claim is sent by first class mail, the mailing address is: Donlin, Recano & Company, Inc., Re: Rupari Holding Corp., *et al.*, P.O. Box 199043, Blythebourne Station, Brooklyn, NY 11219. If a proof of claim is sent by overnight mail, overnight courier or hand delivery, the address is: Donlin, Recano & Company, Inc., Re: Rupari Holding Corp., *et al.*, 6201 15th Avenue, Brooklyn, NY 11219. ***Any proof of claim submitted by facsimile or e-mail will not be accepted and will not be deemed filed until the proof of claim is submitted by one of the methods described in this paragraph.*** Proofs of claim will be deemed filed only when actually received by Donlin Recano. If you wish to receive acknowledgement of Donlin Recano's receipt of your proof of claim, you must also submit by the applicable Bar Date and concurrently with submitting your original proof of claim, (a) a copy of your original proof of claim, and (b) a self-addressed, stamped return envelope.

Proofs of claim must include all documentation required by Bankruptcy Rules 3001(c) and 3001(d), including an original or a copy of any written document that forms the basis of the Claim or, for secured Claims, evidence that the alleged security interest has been perfected. However, upon the advance express written consent of the Debtors, a claimant's proof of claim may be filed without the documents required by Bankruptcy Rules 3001(c) and 3001(d); provided, however, that any claimant that receives such a written consent will be required to transmit these documents in support of its Claim to Donlin Recano, the Debtors, or other parties in interest within 10 days after the date of a written request for such documents.

ADDITIONAL INFORMATION

You may be listed as the holder of a claim against the Debtors in the Schedules. If you hold or assert a Claim that is not listed in the Schedules or if you disagree with the amount or priority of your Claim as listed in the Schedules, or your Claim is listed in the Schedules as contingent, unliquidated, or disputed, or you dispute that the Claim is an obligation of the specific debtor entity against which the Claim is listed in the Schedules, you **must** file a Proof of Claim.

Copies of the Schedules and the Bar Date Order are 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, 3rd Floor, 824 Market Street, Wilmington, Delaware 19801. In addition, copies of the Debtors' Schedules and Bar Date Order may be obtained for a charge on the Internet at the Bankruptcy Court's website (<http://www.deb.uscourts.gov>), or free of charge at Donlin Recano's website (<https://www.donlinrecano.com/rupari>).

Questions concerning the contents of this Notice and requests for proofs of claim should be directed to Donlin Recano at (212) 771-1128 between the hours of 9:00 a.m. and 5:00 p.m. (prevailing Eastern Time), Monday through Friday. **Please note that Donlin Recano's staff is not permitted to give legal advice. 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: May 22, 2017
Wilmington, Delaware

Respectfully submitted,

DLA PIPER LLP (US)

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