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7 Proposed General Bankruptcy Counsel for  
Debtor and Debtor in Possession

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10 UNITED STATES BANKRUPTCY COURT  
11 CENTRAL DISTRICT OF CALIFORNIA  
12 LOS ANGELES DIVISION

13 In re:  
14 B&B Liquidating, LLC,  
15  
16 Debtor and Debtor in Possession.

Case No. 2:18-bk-11744-NB

Chapter 11

**NOTICE OF DEBTOR'S APPLICATION  
FOR ENTRY OF AN ORDER:**

**(1) APPROVING RETENTION OF  
DONLIN, RECANO & COMPANY, INC.  
AS CLAIMS AND NOTICING AGENT TO  
DEBTOR, EFFECTIVE AS OF THE  
PETITION DATE; AND**

**(2) GRANTING RELATED RELIEF**

[NO HEARING REQUIRED UNLESS  
REQUESTED PER L.B.R. 2014-1(B)]

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& MACHTINGER LLP  
1900 Avenue of the Stars, 21st Floor  
Los Angeles, California 90067-4590

1           **TO THE HONORABLE NEIL W. BASON, UNITED STATES BANKRUPTCY**  
2 **JUDGE, THE UNITED STATES TRUSTEE, ALL PARTIES-IN-INTEREST HEREIN,**  
3 **AND THEIR RESPECTIVE COUNSEL:**

4           **PLEASE TAKE NOTICE** that Debtor and Debtor in Possession B&B Liquidating, LLC,  
5 f/k/a B&B Bachrach, LLC, (the “Company” or the “Debtor”) has filed its application (the  
6 “Application”) to this Court for an order authorizing the employment of Donlin, Recano &  
7 Company, Inc. (“DRC” or the “Claims and Noticing Agent”) pursuant to section 156(c) of title 28  
8 of the United States Code (the “Judicial Code”), *nunc pro tunc* to the filing of the above  
9 captioned chapter 11 bankruptcy case.

10           As set forth in detail in the Application, DRC will perform, to the extent the Debtor  
11 requests, the following services in its role as Claims and Noticing Agent (the “Claims and  
12 Noticing Services”), as well as all quality control relating thereto:

13           a.       preparing and serving required notices and documents in this chapter 11  
14 case in accordance with title 11 of the United States Code (the “Bankruptcy Code”) and  
15 the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules” and each a  
16 “Bankruptcy Rule”) in the form and manner directed by the Debtor and/or the Court,  
17 including, if applicable, (i) notice of the commencement of the case and the initial meeting  
18 of creditors under section 341(a) of the Bankruptcy Code, (ii) notice of any claims bar  
19 date, (iii) notices of transfers of claims, (iv) notices of objections to claims and objections  
20 to transfers of claims, (v) notices of any hearings on a disclosure statement and  
21 confirmation of the Debtor’s chapter 11 plan, including under Bankruptcy Rule 3017(d),  
22 (vi) notice of the effective date of any plan, and (vii) all other notices, orders, pleadings,  
23 publications, and other documents as the Debtor and/or the Court may deem necessary or  
24 appropriate for an orderly administration of the chapter 11 case;

25           b.       preparing and filing or causing to be filed with the Clerk an affidavit or  
26 certificate of service for all notices, motions, orders, other pleadings, or documents served  
27 within seven business days of service that includes (i) either a copy of the notice served or  
28 the docket number(s) and title(s) of the pleading(s) served, (ii) a list of persons to whom it

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1 was mailed (in alphabetical order) with their addresses, (iii) the manner of service, and  
2 (iv) the date served;

3 c. maintaining an official copy of the Debtor's schedules of assets and  
4 liabilities and statements of financial affairs (collectively, the "Schedules"), listing the  
5 Debtor's known creditors and the amounts owed thereto;

6 d. maintaining (i) a list of all potential creditors, equity holders, and other  
7 parties in interest, and (ii) a "core" mailing list consisting of all parties described in  
8 Bankruptcy Rule 2002 and those parties that have filed a notice of appearance pursuant to  
9 Bankruptcy Rule 9010;

10 e. furnishing a notice to all potential creditors of the last date for filing proofs  
11 of claim and a form for filing a proof of claim, after such notice and form are approved by  
12 the Court, and notifying said potential creditors of the existence, amount, and  
13 classification of their respective claims as set forth in the Schedules, which may be  
14 effected by inclusion of such information (or the lack thereof, in cases where the  
15 Schedules indicate no debt due to the subject party) on a customized proof of claim form  
16 provided to potential creditors;

17 f. maintaining a post office box or address for the purpose of receiving claims  
18 and returned mail, and processing all mail received;

19 g. processing all proofs of claim received, including those received by the  
20 Clerk's office, and checking said processing for accuracy, and maintaining the original  
21 proofs of claim in a secure area;

22 h. maintaining an electronic platform for purposes of filing proofs of claim;

23 i. maintaining the official claims register for each Debtor (the "Claims  
24 Registers") on behalf of the Clerk and upon the Clerk's request; providing public access to  
25 every proof of claim unless otherwise ordered by the Court; providing the Clerk with  
26 certified, duplicate unofficial Claims Registers; and specifying in the Claims Registers the  
27 following information for each claim docketed: (i) the claim number assigned; (ii) the date  
28 received; (iii) the name and address of the claimant and agent, if applicable, who filed the

- 1 claim; (iv) the amount asserted; (v) the asserted classification(s) of the claim (e.g.,  
2 secured, unsecured, priority, etc.); (vi) the applicable Debtor; and (vii) any disposition of  
3 the claim;
- 4 j. providing public access to the Claims Registers, if any, including complete  
5 proofs of claim with attachments, if any, without charge;
- 6 k. implementing necessary security measures to ensure the completeness and  
7 integrity of the Claims Registers and the safekeeping of the original claims;
- 8 l. recording all transfers of claims and providing any notices of such transfers  
9 as required by Bankruptcy Rule 3001(e);
- 10 m. relocating, by messenger or overnight delivery, all of the court-filed proofs  
11 of claim to the offices of DRC, not less than weekly;
- 12 n. upon completion of the docketing process for all claims received to date for  
13 each case, turning over to the Clerk copies of the Claims Registers for the Clerk's review  
14 (upon the Clerk's request);
- 15 o. monitoring the Court's docket for all notices of appearance, address  
16 changes, and claims-related pleadings and orders filed, and making necessary notations on  
17 and/or changes to the Claims Registers and any service or mailing lists, including to  
18 identify and eliminate duplicative names and addresses from such lists;
- 19 p. assisting in the dissemination of information to the public and responding  
20 to requests for administrative information regarding the case, as directed by the Debtor  
21 and/or the Court, including through the use of a case website and/or call center;
- 22 q. assisting with plan solicitation and tabulation of ballots;
- 23 r. providing support for preparing the creditor matrix and Schedules and  
24 Statement of Affairs;
- 25 s. preparing exhibits to identify claim objections;
- 26 t. if the case is converted to chapter 7, contacting the Clerk's Office within  
27 three days of the notice to Claims and Noticing Agent with entry of the order converting  
28 the case;

1 u. thirty days prior to the close of this case, to the extent practicable,  
2 requesting that the Debtor submit to the Court a proposed order dismissing DRC and  
3 terminating DRC's services upon completion of its duties and responsibilities and upon  
4 the closing of this case;

5 v. within seven days' notice to DRC of entry of an order closing the chapter  
6 11 case, providing to the Court the final version of the Claims Registers as of the date  
7 immediately before the close of the case; and

8 w. at the close of this case, boxing and transporting all original documents, in  
9 proper format, as provided by the Clerk's office, to (i) the Federal Archives Record  
10 Administration, located at Central Plains Region, 200 Space Center Drive, Lee's Summit,  
11 Missouri 64064, or (ii) any other location requested by the Clerk's Office.

12 DRC will be compensated based on the services it provides at the rates set forth in that  
13 certain Standard Claims Administration and Noticing Agreement entered into between the Debtor  
14 and DRC (the "Engagement Agreement"), which is attached as Exhibit 1 to the *Declaration of*  
15 *Nellwyn Voorhies* (the "Voorhies Declaration") accompanying the Application. In the  
16 Application, the Debtor requests that fees and expenses incurred by DRC in the performance of  
17 the above services be treated as administrative expenses of the Debtor's estate pursuant to section  
18 503(b)(1)(A) of the Bankruptcy Code as ordinary course expenses.

19 **PLEASE TAKE FURTHER NOTICE** that a copy of the Application may obtained for a  
20 fee by accessing PACER through the Court's website at [www.cacb.uscourts.gov](http://www.cacb.uscourts.gov) or by contacting  
21 Greenberg Glusker, attn: Keith Patrick Banner, Esq., at 310-201-7469 or  
22 [kbanner@greenbergglusker.com](mailto:kbanner@greenbergglusker.com).

23 **PLEASE TAKE FURTHER NOTICE** that pursuant to the *Order Granting Emergency*  
24 *Motion for Order Limiting Scope of Notice* [Docket No. 44] (the "Order Limiting Notice"), the  
25 Application constitutes a Limited Notice Matter and therefore this Notice is being served only on  
26 the Limited Service List, as such terms are defined in the Order Limiting Notice.

27 **PLEASE TAKE FURTHER NOTICE** that in accordance with Local Bankruptcy Rule  
28 2014-1(b)(C), no hearing on this Application is required unless requested by the United States

1 Trustee or a party in interest, or as otherwise ordered by the court.

2 **PLEASE TAKE FURTHER NOTICE** that any response and request for a hearing on  
3 this Application must be in the form required by Local Bankruptcy Rule 9013-1(f)(1) and must be  
4 filed with the Court and served on Debtor, through Debtor's counsel, the Official Committee of  
5 Unsecured Creditors and the United States Trustee not later than 14 days from the date of service  
6 of this Notice. If you fail to file a written response within 14 days from the date of the service of  
7 this Notice, the Court may treat such failure as a waiver of your right to oppose the Application  
8 and may grant the requested relief.

9  
10 DATED: March 22, 2018

GREENBERG GLUSKER FIELDS CLAMAN  
& MACHTINGER LLP

11  
12 By: /s/ Brian L. Davidoff  
13 BRIAN L. DAVIDOFF  
14 KEITH PATRICK BANNER  
15 Proposed General Bankruptcy Counsel for  
16 Debtor and Debtor in Possession  
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Los Angeles, California 90067-4590

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
1900 Avenue of the Stars, 21<sup>st</sup> Fl. Los Angeles, CA 90067

A true and correct copy of the foregoing document entitled (*specify*): **NOTICE OF DEBTOR'S APPLICATION FOR ENTRY OF AN ORDER: 1 APPROVING RETENTION OF DONLIN, RECANO & COMPANY, INC. AS CLAIMS AND NOTICING AGENT TO DEBTOR, EFFECTIVE AS OF THE PETITION DATE; AND 2 GRANTING RELATED RELIEF** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) March 22, 2018, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (*date*) March 22, 2018, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

**\*See Noticing Agent's separate Certificate of Service\***

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) March 22, 2018, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

**\*See Noticing Agent's separate Certificate of Service\***

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

March 22, 2018  
*Date*

Julie King  
*Printed Name*

/s/ Julie King  
*Signature*

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):**

- Shirley Cho scho@pszjlaw.com
- Brian L Davidoff b davidoff@greenbergglusker.com,  
calendar@greenbergglusker.com;jking@greenbergglusker.com
- John P Dillman houston\_bankruptcy@publicans.com
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- United States Trustee (LA) ustpreion16.la.ecf@usdoj.gov  
Elizabeth Weller dallas.bankruptcy@publicans.com

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.