

In re:
B&B Liquidating, LLC
Debtor

Case No. 18-11744-NB
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0973-2

User: ssumlinC
Form ID: pdf042

Page 1 of 2
Total Noticed: 1

Date Rcvd: Nov 19, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 21, 2018.

db +B&B Liquidating, LLC, 5800 S Eastern Ave, Suite 500, Commerce, CA 90040-4033

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 21, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 19, 2018 at the address(es) listed below:

Brian D Huben on behalf of Creditor Starwood Retail Partners LLC hubenb@ballardspahr.com, carolod@ballardspahr.com
Brian D Huben on behalf of Creditor Centennial Real Estate Company hubenb@ballardspahr.com, carolod@ballardspahr.com
Brian D Huben on behalf of Creditor The Forbes Company hubenb@ballardspahr.com, carolod@ballardspahr.com
Brian L Davidoff on behalf of Debtor B&B Liquidating, LLC bdavidoff@greenbergglusker.com, calendar@greenbergglusker.com; jking@greenbergglusker.com
Charla L Brown on behalf of Creditor Texas Comptroller of Public Accounts charla.brown@cpa.texas.gov
Courtney J Hull on behalf of Creditor Texas Comptroller of Public Accounts bk-chull@oag.texas.gov, sherri.simpson@oag.texas.gov
Dare Law on behalf of U.S. Trustee United States Trustee (LA) dare.law@usdoj.gov
Elizabeth Weller on behalf of Creditor c/o Elizabeth Weller City of Frisco dallas.bankruptcy@publicans.com
Elizabeth Weller on behalf of Creditor Dallas county dallas.bankruptcy@publicans.com
Hamid R Rafatjoo on behalf of Interested Party ModernHR hrafatjoo@raineslaw.com, bclark@raineslaw.com; cwilliams@raineslaw.com
Jeffrey W Dulberg on behalf of Creditor Committee Official Committee Of Unsecured Creditors jdulberg@pszjlaw.com
Jennifer L Nassiri on behalf of Creditor Great American Group, LLC jennifernassiri@quinnemanuel.com
Jennifer L Nassiri on behalf of Defendant Great American Group Advisory & Valuation Services, LLC jennifernassiri@quinnemanuel.com
Jennifer L Nassiri on behalf of Creditor Great American Group Advisory & Valuation Services, LLC jennifernassiri@quinnemanuel.com
John P Dillman on behalf of Creditor Harris County houston_bankruptcy@publicans.com
Jonathon J. Herzog on behalf of Creditor Simon Property Group, Inc. jherzog@westzog.com, pkwan@westzog.com
Kenneth John Shaffer on behalf of Defendant Great American Group Advisory & Valuation Services, LLC johnshaffer@quinnemanuel.com
Leo D Plotkin on behalf of Interested Party Courtesy NEF lplotkin@lsl-la.com, hpetrilli@lsl-la.com; dsmall@lsl-la.com
Leo D Plotkin on behalf of Plaintiff Siena Lending Group, LLC lplotkin@lsl-la.com, hpetrilli@lsl-la.com; dsmall@lsl-la.com
Leo D Plotkin on behalf of Creditor Siena Lending Group, LLC lplotkin@lsl-la.com, hpetrilli@lsl-la.com; dsmall@lsl-la.com
Lillian Jordan on behalf of Interested Party Courtesy NEF ENOTICES@DONLINRECANO.COM, RMAPA@DONLINRECANO.COM
Martin W Taylor on behalf of Creditor Israel Discount Bank of New York martin.taylor@troutman.com

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Page 2 of 2
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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)
system (continued)

Razmig Izakelian on behalf of Defendant Great American Group Advisory & Valuation Services,
LLC razmigizakelian@quinnemanuel.com
Ronald M Tucker, Esq on behalf of Creditor Simon Property Group, Inc. rtucker@simon.com,
cmartin@simon.com;psummers@simon.com;Bankruptcy@simon.com
Shirley Cho on behalf of Creditor Committee Official Committee Of Unsecured Creditors
scho@pszjlaw.com
United States Trustee (LA) ustpreion16.la.ecf@usdoj.gov
William W Huckins on behalf of Creditor Taubman Landlords whuckins@allenmatkins.com,
clynch@allenmatkins.com
William W Huckins on behalf of Creditor General Growth Landlords whuckins@allenmatkins.com,
clynch@allenmatkins.com

TOTAL: 28

1 BRIAN L. DAVIDOFF (SBN 102654)
BDavidoff@GreenbergGlusker.com
2 KEITH PATRICK BANNER (SBN 259502)
KBanner@GreenbergGlusker.com
3 GREENBERG GLUSKER FIELDS CLAMAN
& MACHTINGER LLP
4 1900 Avenue of the Stars, 21st Floor
Los Angeles, California 90067-4590
5 Telephone: 310.553.3610
Fax: 310.553.0687



6 General Bankruptcy Counsel for
7 Debtor and Debtor in Possession

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UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

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

In re:
B&B Liquidating, LLC,

Debtor and Debtor in Possession.

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

Chapter 11

**ORDER GRANTING JOINT MOTION OF
THE DEBTOR AND THE OFFICIAL
COMMITTEE OF UNSECURED
CREDITORS TO DISMISS CHAPTER 11
CASE SUBJECT TO A RESERVATION OF
RIGHTS TO ENFORCE PREVIOUSLY
AGREED-UPON LITIGATION CARVE
OUT FOR UNSECURED CREDITORS,
OR, IN THE ALTERNATIVE, SUSPEND
ALL PROCEEDINGS OR CONVERT
CHAPTER 11 CASE TO A CASE UNDER
CHAPTER 7**

Hearing

Date: November 6, 2018
Time: 2:00 p.m.
Place: Courtroom 1545
255 E. Temple Street
Los Angeles, CA 90012

ORDER GRANTING MOTION
TO DISMISS CASE

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

1 On the above captioned date and time, the Court considered the *Joint Motion of the*
2 *Debtor and the Official Committee of Unsecured Creditors to Dismiss Chapter 11 Case Subject*
3 *to a Reservation of Rights to Enforce Previously Agreed-Upon Carve Out for Unsecured*
4 *Creditors, or in the Alternative, Suspend All Proceedings or Convert Chapter 11 Case to a Case*
5 *Under Chapter 7* [Docket No. 227] (the “Motion”) filed on October 12, 2018 by Debtor and
6 Debtor in Possession B&B Liquidating, LLC, f/k/a B&B Bachrach, LLC, (the “Debtor”) and the
7 Official Committee of Unsecured Creditors (the “Committee” together with the Debtor,
8 “Movants”) appointed in the above captioned chapter 11 case (the “Chapter 11 Case”) in which
9 Movants seek dismissal of the Chapter 11 Case for “cause” pursuant to section 112(b) of title 11
10 of the United States Code (the “Bankruptcy Code”). Capitalized terms not otherwise defined
11 herein shall have the meaning ascribed in the Motion.

12 Based upon the Court’s review of the Motion, the accompanying declarations in filed in
13 support thereof, the *Opposition of Secured Lender Siena Lending Group, LLC to Joint Motion of*
14 *the Debtor and the Official Committee of Unsecured Creditors to Dismiss Chapter 11 Case*
15 *Subject to a Reservation of Rights to Enforce Previously Agreed-Upon Carve Out for Unsecured*
16 *Creditors or, in the Alternative, Suspend all Proceedings or Convert Chapter 11 Case to a Case*
17 *Under Chapter 7* [Docket No. 241] (the “Siena Opposition”) filed by Siena Lending Group, LLC
18 (“Siena”) on October 23, 2018; the *Limited Opposition to Joint Motion of the Debtor and the*
19 *Official Committee of Unsecured Creditors to Dismiss Chapter 11 Case* [Docket No. 243] (the
20 “GA Opposition” together with the Siena Opposition, the “Oppositions”) filed by Great American
21 Group Advisory & Valuation Services, LLC and Great American Group, LLC (collectively,
22 “GA”), and the evidentiary record; it appearing that this Court has jurisdiction over this matter
23 pursuant to 28 U.S.C. §§ 157 and 1334; it appearing that due and adequate notice of the Motion
24 having been given under the circumstances; and after due deliberation and good cause appearing
25 therefor based on the findings and fact and conclusions of law stated on the record in open court
26 and in the Court’s Revised Tentative Ruling on the Motion attached hereto as Exhibit A (the
27 “Tentative Ruling”), incorporated herein by reference,
28

GREENBERG GLUSKER FIELDS CLAMAN
& MACTINGER LLP
1900 Avenue of the Stars, 21st Floor
Los Angeles, California 90067-4590

- 1 IT IS ORDERED THAT:
- 2 1. The Motion is granted.
- 3 2. Except as modified herein, the Tentative Ruling shall be the order of the Court
4 with respect to the Court’s granting of the Motion.
- 5 3. The Chapter 11 Case shall be dismissed for “cause” pursuant section 1112(b) of
6 the Bankruptcy Code upon the approval of an *ex parte* application filed by the Debtor pursuant to
7 paragraph 4 hereof (“Dismissal”).
- 8 4. No earlier than forty-five (45) days from entry of this Order, the Debtor shall lodge
9 a proposed dismissal order and concurrently file an *ex parte* application and supporting
10 declaration that the following conditions to dismissal have occurred:
- 11 a. All orders on final fee applications for the estate’s professionals, which
12 have been set for hearing in accordance with the Order have been entered;
13 and
- 14 b. The Court has entered a final decree order in the related case of *In re B&B*
15 *Bachrach, LLC*, Case No. 2:17-bk-15292-NB (“*Bachrach*”).
- 16 5. Notwithstanding the Dismissal of the Chapter 11 Case, the Court shall retain
17 jurisdiction to the maximum extent permitted by law for the purposes set forth in the Tentative
18 Ruling, including but not limited to resolution of any unpaid administrative expense claims.
- 19 6. The status conference in this Chapter 11 Case and in the related *Bachrach* case
20 shall be continued to **December 11, 2018 at 2:00 p.m.** Final fee applications of the estate’s
21 professionals and a final decree motion in *Bachrach* shall be self-calendared, on regular notice, to
22 be heard concurrently with the continued status conferences.
- 23 7. Siena is directed to pay to the extent of its obligations under the “Carve Out” as
24 such term is defined in the Amended Financing Stipulation, the amounts awarded to the Debtor’s
25 and Committee’s professionals pursuant to their final fee applications, within 14 days from the
26 entry of an order thereon.
- 27 8. No later than fourteen (14) days from entry of this order, Donlin Recano &
28 Company (“Donlin Recano”), the noticing agent for the Debtor shall file a declaration, together

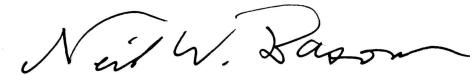
1 with supporting evidence, attesting to any unpaid administrative expenses incurred for services
2 rendered in connection with the Chapter 11 Case or the *Bachrach* case. No later than seven (7)
3 days after the filing of such declaration, Siena shall pay to Donlin Recano the administrative
4 claim detailed in such declaration.

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**GREENBERG GLUSKER FIELDS CLAMAN
& MACHTINGER LLP**
1900 Avenue of the Stars, 21st Floor
Los Angeles, California 90067-4590

Date: November 19, 2018



Neil W. Bason
United States Bankruptcy Judge