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

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In re	:
	:
EVERGREEN GARDENS MEZZ LLC, <i>et al.</i> ,	:
	:
Debtors. ¹	:
	:
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Chapter 11
Case No. 21-10335 (MG)
(Jointly Administered)

**AMENDED NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON NOVEMBER 1, 2021 AT 10:00 A.M. (EASTERN TIME)**

PLEASE TAKE NOTICE, the United States Bankruptcy Court for the Southern District of New York (the “Bankruptcy Court”) has entered General Order M-543 to protect public health, and in recognition of the national emergency that was declared by the President of the United States on March 13, 2020, the Bankruptcy Court provided that all conferences scheduled to be held in the courthouse comprising the Manhattan Division will be conducted through Zoom for Government. All attorneys, witnesses and parties wishing to appear at, or attend, a Zoom hearing or conference must register using the Court’s eCourt Appearances tool, <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl>. Pro se parties may participate in the hearing free of charge using Zoom. Further instructions for making an electronic Court Appearance and additional information on the Court’s Zoom procedures can be found at <https://www.nysb.uscourts.gov/content/judge-martin-glenn>.

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, as applicable, are Evergreen Gardens Mezz LLC (0416); Evergreen Gardens I LLC (2211); and Evergreen Gardens II LLC (6782). The Debtors’ principal offices are located at 199 Lee Avenue, Suite 693, Brooklyn, New York 11211.

I. UNCONTESTED MATTERS:

1. Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing Subsidiary Debtors to (A) Pay Certain Critical Operating Expense Claims, and (B) Honor Tenant Obligations; and (II) Granting Related Relief **[ECF No. 67]**

Response Deadline: September 28, 2021 at 4:00 p.m. (Eastern Time)

Responses Filed: None.

Related Documents:

- A. Interim Order (I) Authorizing Subsidiary Debtors to (A) Pay Certain Critical Operating Expense Claims, and (B) Honor Tenant Obligations; and (II) Granting Related Relief **[ECF No. 91]**
- B. Declaration of Israel David Friedman in Support of Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing Subsidiary Debtors to (A) Pay Certain Critical Operating Expense Claims, and (B) Honor Tenant Obligations; and (II) Granting Related Relief **[ECF No. 168]**
- C. Supplement to Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing Subsidiary Debtors to (A) Pay Certain Critical Operating Expense Claims, and (B) Honor Tenant Obligations; and (II) Granting Related Relief **[ECF No. 170]**
- D. Notice of Final Hearing on Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing Subsidiary Debtors to (A) Pay Certain Critical Operating Expense Claims, and (B) Honor Tenant Obligations; and (II) Granting Related Relief **[ECF No. 178]**

Status: Final approval of this matter is going forward on an uncontested basis.

2. Notice of Presentment of Stipulation and Order Allowing Claim of Smart Management NY, Inc. **[ECF No. 169]**

Response Deadline: October 29, 2021 at 4:00 p.m.

Responses Filed: None.

Related Documents:

- A. Stipulation and Order Allowing Claim of Smart Management NY, Inc. **[Exhibit 1 to Notice of Presentment]**

Status: This matter is going forward on an uncontested basis.

II. COMBINED DISCLOSURE STATEMENT AND CONFIRMATION HEARING:

1. Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC [ECF No. 70]; Disclosure Statement for Joint Chapter 11 Plan of Reorganization of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC [ECF No. 71]

Response Deadline: October 18, 2021 at 5:00 p.m. (Eastern Time); October 25, 2021 at 5:00 p.m. (Eastern Time) for the U.S. Trustee.

Responses Filed:

- A. Smart Management NY, Inc.'s Reservation of Rights Regarding Debtors' Joint Chapter 11 Plan [ECF No. 156]
- B. Melrose Noll Brooklyn LLC's Reservation of Rights Regarding Debtors' Joint Disclosure Statement and Chapter 11 Plan [ECF No. 158]
- C. Affirmation in Opposition by Counsel to United Panel Technologies Corp., Global Quality Contractors, Gilchrist Metal Fabricating Co. Inc, and Pool Docs of NJ [ECF No. 200]

Related Documents:

- D. Motion of Debtors for Entry of an Order (A) Scheduling Combined Hearing on Adequacy of Disclosure Statement and Confirmation of Debtors' Joint Chapter 11 Plan; (B) Establishing Procedure for Objecting to Disclosure Statement, Solicitation Procedures, and Chapter 11 Plan; (C) Approving Form, Manner, and Sufficiency of Notice of Combined Hearing, Commencement of Chapter 11 Cases, and Section 341(a) Meeting of Creditors; (D) Conditionally Approving the Disclosure Statement for Purposed of Soliciting the Mezzanine Lender; and (E) Granting Related Relief [ECF No. 76]
- E. Order (A) Scheduling Combined Hearing on Adequacy of Disclosure Statement and Confirmation of Debtors' Joint Chapter 11 Plan; (B) Establishing Procedure for Objecting to Disclosure Statement, Solicitation Procedures, and Chapter 11 Plan; (C) Approving Form, Manner, and Sufficiency of Notice of Combined Hearing, Commencement of Chapter 11 Cases, and Section 341(a) Meeting of Creditors; (D) Conditionally Approving the Disclosure Statement for Purposed of Soliciting

the Mezzanine Lender; and (E) Granting Related Relief **[ECF No. 90]**

- F. Debtors' Memorandum of Law in Support of (I) Approval of (A) Disclosure Statement, (B) Procedures for the Solicitation and Tabulation of Votes, and (C) Forms of Ballots and Related Notices, and (II) Confirmation of Amended Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 193]**
- G. Declaration of Assaf Ravid in Support of Confirmation of Amended Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 192]**
- H. Declaration of John Burlacu of Donlin, Recano & Company, Inc. Regarding the Solicitation and Tabulation of Votes Cast on Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 194]**
- I. Supplemental Declaration of John Burlacu of Donlin, Recano & Company, Inc. Regarding the Solicitation and Tabulation of Votes Cast on Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 198]**
- J. Declaration of John Burlacu Regarding Prepetition Solicitation of Votes on Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 75]**
- K. Declaration of Asaf Ravid Pursuant to Local Bankruptcy Rule 1007-2 in Support of Subsidiary Debtors' Chapter 11 Petitions and Related Relief **[ECF No. 3 on EG I and EG II dockets]**
- L. Declaration of Helen Hwang in Support of Motion of Debtors Pursuant to 11 U.S.C. §§ 105, 363, and 503(b) and Fed. R. Bankr. P. 2002, 6003, 6004, and 9014 for Entry of Interim and Final Orders (i) Authorizing and Approving Bid Protections and (ii) Granting Related Relief **[Exhibit B to ECF No. 78]**
- M. Corrected Certification of Series E Notes Trustee Regarding Solicitation of Votes from Series E Noteholders on Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 83]**
- N. Supplemental Certification of Series E Notes Trustee Regarding Results of Solicitation of Votes from Series E Noteholders on

Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 196]**

- O. Notice of Filing of Plan Supplement in Connection with Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 141]**
- P. Notice of Filing of Second Plan Supplement in Connection with Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 161]**
- Q. Notice of Filing of Proposed Findings of Fact, Conclusions of Law, and Order (I) Approving Debtors' (A) Disclosure Statement, (B) Procedures for the Solicitation and Tabulation of Votes, and (C) Forms of Ballots and Related Notices, and (II) Confirming Amended Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 191]**
- R. Amended Joint Chapter 11 Plan of Evergreen Gardens I LLC, Evergreen Gardens II LLC, and Evergreen Gardens Mezz LLC **[ECF No. 187]**

Status: This matter is going forward on an uncontested basis.

Dated: October 31, 2021
New York, New York

/s/ Matthew P. Goren

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