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

In re:

Case No. 20-12117 (MEW)

COSMOLEDO, LLC, *et al.*¹

Jointly Administered

Debtors.

**NOTICE OF (A) OCCURRENCE OF THE EFFECTIVE DATE, (B) DEADLINE TO FILE
ADMINISTRATIVE CLAIMS, (C) DEADLINE TO FILE PROFESSIONAL FEE CLAIMS
(D) DEADLINE TO FILE REJECTION DAMAGES CLAIMS**

PLEASE TAKE NOTICE that on September 3, 2021 (the "Confirmation Date"), the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") entered its *Findings of Fact and Conclusions of Law and Order signed on 9/3/2021 Pursuant to Sections 1129 of The Bankruptcy Code and Rule 3020 of The Federal Rules of Bankruptcy Procedure Confirming Debtors' Chapter 11 Plan of Liquidation*. (the "Confirmation Order") [ECF No. 402].² Unless otherwise defined in this Notice, capitalized terms used herein shall have the meanings ascribed to

¹ 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).

² Defined terms from the Confirmation Order are incorporated by reference herein.

them in the *Debtors' Chapter 11 Plan of Liquidation* [ECF No. 324], (as modified, amended, or supplemented from time to time, the "Plan").

PLEASE TAKE FURTHER NOTICE that the Effective Date of the Plan occurred on **October 1, 2021** and, as a result, the Plan has been substantially consummated.

PLEASE TAKE FURTHER NOTICE pursuant to section 1141 and other applicable provisions of the Bankruptcy Code, as a result of the occurrence of the Effective Date, the provisions of the Plan and the Confirmation Order are binding on (i) the Debtors and their estates, (ii) the Liquidation Trustee, (iii) all holders of Claims against and Equity Interests in the Debtors that arose before or were filed as of the Effective Date, whether or not impaired under the Plan and whether or not, if impaired, such holders accepted the Plan or received or retained any property under the Plan, (iv) all non-Debtor parties to executory contracts and unexpired leases with any of the Debtors, and (v) each person acquiring or receiving property under the Plan.

PLEASE TAKE FURTHER NOTICE that any party-in-interest wishing to obtain a copy of the Confirmation Order, the Plan, the Plan Supplement, or other documents filed in these chapter 11 cases may obtain such copies: (i) at <https://www.donlinrecano.com/Clients/mk/Index> or (ii) by contacting Donlin Recano & Company, Inc. at (212) 771-1128.

PLEASE TAKE FURTHER NOTICE that, as provided in Section 3.3 of the Plan, all requests for compensation or reimbursement of Administrative Claims (exclusive of Professional Fee Claims and Claims for United States Trustee fees) arising after November 2, 2020 must be filed with the Bankruptcy Court and served on the Liquidation Trustee, his counsel, the United States Trustee and counsel to the Plan Advisory Committee (the "Notice Parties") so as to be received no later than 5:00 P.M. (prevailing Eastern Time) on **November 16, 2021**.

PLEASE TAKE FURTHER NOTICE that, as provided in Section 3.5 of the Plan, all final applications for payment of Professional Fees pursuant to sections 327, 328, 330, 331, 503 or 363 of

the Bankruptcy Code for the period through and including the Effective Date shall be filed with the Bankruptcy Court and served on the Notice Parties so as to be received no later than 5:00 P.M. (prevailing Eastern Time) on **December 2, 2021**.

PLEASE TAKE FURTHER NOTICE that Objections to Administrative Claims (other than Professional Fee Claims and United States Trustee fees) must be filed and served upon the Notice Parties and upon any Administrative Claimant whose Claim is subject to an Objection by the later of (i) 180 days after the Effective Date, or (ii) such other period of limitation as may be specifically fixed by order of the Bankruptcy Court for objecting to Administrative Claims. Objections to Professional Fee Claims shall be fixed by the Bankruptcy Court and shall be subject to any final application for such fees.

PLEASE TAKE FURTHER NOTICE that, as provided in Section 8.2 of the Plan, proofs of claim for any damages arising from the rejection of an executory contract or unexpired lease under Section 8.1 of the Plan pursuant to section 365 of the Bankruptcy Code (“Rejection Damage Claim”) must be filed with the Bankruptcy Court and served on the Notice Parties so as to be received no later than 5:00 P.M. (prevailing Eastern Time) on **November 5, 2021**.

PLEASE TAKE FURTHER NOTICE that pursuant to section 8.1 of the Plan and section 365 of the Bankruptcy Code, all Executory Contracts that were not (i) specifically assumed, assumed, and assigned (whether pursuant to the Sale Agreement or otherwise), (ii) subject to a pending motion to assume as of the Confirmation Date, or (iii) rejected prior to the Confirmation Date shall be deemed rejected as of the Confirmation Date.

PLEASE TAKE FURTHER NOTICE that unless a Rejection Damage Claim, Administrative Claim or Professional Fee Claim is timely filed and served by the date set forth for such filing and service herein such Claim shall be forever barred and shall not be enforceable against the Debtors, their Estates, the Liquidation Trust, the Liquidation Trustee, any other Person or Entity, or any of their respective property.

Dated: October 4, 2021
New York, New York

MINTZ & GOLD LLP

By: /s/ Andrew Gottesman

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