

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

In re:)	
)	Chapter 11
)	
NEWBURY COMMON)	Case No. 15-12507 (LSS)
ASSOCIATES, LLC <u>et al.</u> ,)	
)	Jointly Administered
Debtors. ¹)	
)	

**NOTICE OF SECOND AMENDED² AGENDA OF MATTERS SCHEDULED FOR
HEARING ON MAY 18, 2017 AT 10:00 A.M. (ET)**

UNCONTESTED MATTERS WITH CERTIFICATION OF COUNSEL

1. Debtors’ First Omnibus Objection to Certain Claims (Non-Substantive) ((A) Wrong Case Claims; (B) Amended and Superseded Claims; and (C) Late Claims) [D.I. 1683, 4/10/17]

Response Deadline: May 2, 2017 at 4:00 p.m. (ET)

Related Documents:

- a) Notice of Submission of Claims [D.I. 1742, 5/4/16]
- b) Certification of Counsel [D.I. 1753, 5/10/17]
- c) Order Sustaining Debtors’ First Omnibus Objection to Certain Claims (Non-Substantive) ((A) Wrong Case Claims; (B) Amended and Superseded Claims; and (C) Late Claims) [D.I. 1795, 5/17/17]

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are: Newbury Common Associates, LLC (3783); Seaboard Realty, LLC (6291); 600 Summer Street Stamford Associates, LLC (6739); Seaboard Hotel Member Associates, LLC (8984); Seaboard Hotel LTS Member Associates, LLC (6005); Park Square West Member Associates, LLC (9223); Seaboard Residential, LLC (2990); One Atlantic Member Associates, LLC (4120); 88 Hamilton Avenue Member Associates, LLC (5539); 316 Courtland Avenue Associates, LLC (0290); 300 Main Management, Inc. (6365); 300 Main Street Member Associates, LLC (2334); PSWMA I, LLC (6291); PSWMA II, LLC (6291); Tag Forest, LLC (8974); Newbury Common Member Associates, LLC (3909); Century Plaza Investor Associates, LLC (1480); Seaboard Hotel Associates, LLC (2281); Seaboard Hotel LTS Associates, LLC (8811); Park Square West Associates, LLC (9781); Clocktower Close Associates, LLC (3154); One Atlantic Investor Associates, LLC (7075); 88 Hamilton Avenue Associates, LLC (5749); 220 Elm Street I, LLC (7540); 300 Main Street Associates, LLC (8501); and 220 Elm Street, II (7625). The Debtors’ corporate headquarters is located at, and the mailing address for each Debtor is, 1 Atlantic Street, Stamford, CT 06901.

² **Amendments appear in bold.**

Responses Filed:

- a) Response of Stamford Water Pollution Control Authority [D.I. 1739, 5/2/17]
- b) Informal Response of Stamford Residential Member Associates LLC

Status: An order has been entered. No hearing is required.

2. Debtors' Second Omnibus Objection to Certain Claims (Substantive) ((A) No Liability Claims; (B) Reduced Claims; (C) Reduced Wrong Debtor Claims; and (D) Reclassified Wrong Debtor Claims [D.I. 1684, 4/10/17]

Response Deadline: May 2, 2017 at 4:00 p.m. (ET)

Related Documents:

- a) Notice of Submission of Claims [D.I. 1743, 5/4/17]
- b) Certification of Counsel [D.I. 1754, 5/10/17]
- c) Order Sustaining Debtors' Second Omnibus Objection to Certain Claims (Substantive) ((A) No Liability Claims; (B) Reduced Claims; (C) Reduced Wrong Debtor Claims; and (D) Reclassified Wrong Debtor Claims [D.I. 1794, 5/17/17]

Responses Filed:

- a) Informal Response of Clocktower Close Condo Assoc. Inc.

Status: An order has been entered. No hearing is required.

UNCONTESTED MATTER GOING FORWARD

3. Debtors' Motion to Approve Settlement Agreement by and Among Debtors, Settling Lenders, Wilmington Trust, N.A., Chicago Title Insurance Company, and First American Title Insurance Company [D.I. 1763, 5/12/17]

Objection Deadline: At the Hearing

Related Document:

- a) Order Shortening the Time for Notice of the Hearing [D.I. 1765, 5/15/17]
- b) Mediator's Certificate of Completion [D.I. 1783, 5/16/17]
- c) Notice of Filing Executed Settlement Agreement [D.I. 1788, 5/16/17]

Objections Filed: None as of the filing of the Agenda

Status: This matter will be going forward.

CONTESTED MATTERS GOING FORWARD

4. OnBoard Investors LLC and James Cabrera's Application Pursuant to 11 U.S.C. §§ 503(b)(3) and 503(b)(4) for Allowance of Fees and Expenses Incurred in Making a Substantial Contribution as an Administrative Claim [D.I. 1262, 10/28/16]

Objection Deadline: November 11, 2016 at 4:00 p.m. (ET), extended for the Debtors

Objections Filed:

- a) UCF I Trust 1's Limited Objection to the Application of OnBoard Investors LLC and James Cabrera for Allowance of Fees and Expenses Incurred in Making a Substantial Contribution as an Administrative Claim [D.I. 1289, 11/11/16]
- b) Joinder of CPR Money, LLC to UCF I Trust 1's Limited Objection to the Application of OnBoard Investors LLC and James Cabrera for Allowance of Fees and Expenses Incurred in Making a Substantial Contribution as an Administrative Claim [D.I. 1290, 11/14/16]
- c) Debtors' Limited Objection to the Application Pursuant to 11 U.S.C. §§ 503(b)(3) and 503(b)(4) for Allowance of Fees and Expenses Incurred in Making a Substantial Contribution as an Administrative Claim [D.I. 1355, 12/6/16]

Status: This matter will be going forward in connection with the proposed Plan Settlement.

5. Application Pursuant to 11 U.S.C. §§ 503(b)(3) and 503(b)(4) for Allowance of Fees and Expenses Incurred in Making Substantial Contribution as an Administrative Expense Claim [D.I. 1734, 4/27/17]

Objection Date: May 11, 2017 at 4:00 p.m. (ET), extended to May 15, 2017

Related Document:

- a) **Supplement to Application [D.I. 1800, 5/18/17]**

Objections Filed:

- a) United States Trustee's Objection to Application Pursuant to 11 U.S.C. §§ 503(b)(3) and 503(b)(4) for Allowance of Fees and Expenses Incurred in Making Substantial Contribution as an Administrative Expense Claim [D.I. 1755, 5/11/17]

Status: **The Applicant has resolved the objection from the U.S. Trustee and will present a revised form of order on the application at the hearing.** This matter will be going forward.

2. Confirmation Hearing

Objection Deadline: May 11, 2017 at 4:00 p.m. (ET)

Related Documents:

- a) Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1678, 4/10/17]
- b) Disclosure Statement for Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1679, 4/10/17]
- c) Order (A) Approving the Disclosure Statement; (B) Approving Form and Manner of Notice of Confirmation Hearing; (C) Approving Procedures for the Solicitation and Tabulation of Votes to Accept or Reject the Plan; (D) Approving Notice and Objection Procedures in Respect There of; and (E) Granting Related Relief [D.I. 1682, 4/10/17]
- d) Notice of Pre-Solicitation Filing of Revised Schedule B to Disclosure Statement [D.I. 1687, 4/12/17]
- e) Affidavit of Donlin, Recano and Company, Inc., Regarding Service of Solicitation Packages with Respect to Disclosure Statement for Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Court for Propco Debtors and Holdco Debtors [D.I. 1714, 4/18/17]
- f) Notice of Order (A) Approving the Disclosure Statement; (B) Approving Form and Manner of Notice of Confirmation Hearing; (C) Approving Procedures for the Solicitation and Tabulation of Votes to Accept or Reject the Plan; (D) Approving Notice and Objection Procedures in Respect There of; and (E) Granting Related Relief [D.I. 1715, 4/19/17]
- g) Certificate of Publication [D.I. 1716, 4/19/17]
- h) Declaration of Jung W. Song on Behalf of Donlin, Recano & Company, Inc. Regarding Voting and Tabulation of Ballots Accepting and Rejecting Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1784, 5/16/17]

- i) Notice of Filing (I) Proposed Form of Order Confirming Amended Joint Plano of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors and (II) Proposed Modifications to Plan [D.I. 1785, 5/16/17]
- j) Declaration of Marc Beilinson in Support of Confirmation of the Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1786, 5/16/17]
- k) Plan Debtors' Memorandum of Law in Support of Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1787, 5/16/17]
- l) Debtors' Motion for an Order (I) Granting Leave to Exceed Page Limit Requirements With Respect to Debtors' Memorandum of Law in Support of Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors (With Technical Modifications) and (II) Deeming Timely Filed Documents in Support of Confirmation [D.I. 1790, 5/17/17]
- m) Notice of Filing of Amended Plan Supplement [D.I. 1793, 5/17/17]
- n) **Stipulation Regarding Modification to Votes to Reject Plan [D.I. 1797, 5/17/17]**
- o) **Supplemental Declaration of Jung W. Song on Behalf of Donlin, Recano & Company, Inc. Regarding Voting and Tabulation of Ballots [D.I. 1799, 5/18/17]**

Objections Filed:

- a) Limited Objection of William A. Merritt, Jr. and Thomas L. Kelly, Jr. to the Amended Joint Plan of Liquidation Under Chapter 11 of the Bankruptcy Code for Propco Debtors and Holdco Debtors [D.I. 1756, 5/11/17]
- b) United States Trustee's Objection to Confirmation [D.I. 1761, 5/11/17]

Status: The two objections to confirmation are resolved as set forth in a revised form of Confirmation Order that will be presented at the hearing. This matter is going forward on an uncontested basis.

Dated: May 18, 2017
Wilmington, Delaware

Respectfully submitted,

By: /s/ Sean T. Greecher

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