

ENTERED

December 05, 2023

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION****In re:****NOVVI, LLC,****Debtor.**§
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§**Case No. 23-90906****Chapter 11****ORDER (A) APPROVING FORM AND MANNER
OF NOTICE OF COMMENCEMENT, (B) SETTING BAR DATES FOR
FILING PROOFS OF CLAIM, AND (C) REDACTION OF CERTAIN PERSONAL
INFORMATION OF INDIVIDUAL EMPLOYEES AND CUSTOMER INFORMATION**
(Relates to ECF # 25)

Upon the motion (the “Motion”)¹ of the above-captioned debtor and debtor in possession for entry of an order (this “Order”) (a) approving the form and manner of notice of the commencement of this Chapter 11 Case (b) establishing a deadline for filing general proofs of claim in this Chapter 11 Case; and (c) authoring the Debtor to redact personal information of individual employees and confidential customer information from the Creditor Matrix, all as more fully set forth in the Motion; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found that this is a core proceeding within the meaning of 28 U.S.C. § 157(b); and that this Court may enter a final order consistent with Article II of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Motion is in the best interests of the Debtor’s estate, its creditors, and other parties in interest; and this Court having found that the Debtor’s notice of the Motion and opportunity for a hearing on the Motion were appropriate and no other notice need be provided; and this Court having reviewed the Motion and having heard the statements in support

¹ Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion.

of the relief requested therein at a hearing before this Court, if any; and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is hereby **ORDERED** that:²

1. Each entity that asserts a claim (whether secured, unsecured, priority, or nonpriority) against the Debtor that arose or is deemed to have arisen before the Petition Date, must file an original, written proof of claim (a “Proof of Claim”), substantially in the form of Official Form 410 except as otherwise provided herein. Except in the cases of governmental units and certain other exceptions explicitly set forth herein, **a Proof of Claim must be filed so that it is actually received on or before that later of January 14, 2024 or 21 days following any amendment to Debtor’s Schedules amending the claim of such entity**, (the “General Claims Bar Date”) by the Debtor’s claims and noticing agent Donlin Recano & Co, Inc. (the “Claims Agent”), in accordance with the instructions set forth in this Notice of Commencement and Bar Date Order. The General Claims Bar Date applies to all types of claims against the Debtor that arose or are deemed to have arisen before the Petition Date, except for claims specifically exempt from complying with the General Claims Bar Date. **The deadline for governmental units to file a Proof of Claim is the later of May 31, 2024 or 21 days following any amendment to Debtor’s Schedules amending the claim of such governmental unit.**

2. The Debtor, through the Claims Agent, is authorized to provide a Proof of Claim form Matrix personalized with the case name & number to parties listed on the Creditor.

² Except as otherwise defined herein and in the Motion, all terms used but not defined herein that are specifically defined in the Bankruptcy Code, including “entity,” “claim,” and “governmental unit,” shall have the meanings ascribed to such terms in section 101 of the Bankruptcy Code.

3. The form of the Notice of the Commencement and General Claims Bar Date as proposed in the Motion, substantially in the form attached hereto as **Exhibit 1**, shall be deemed good and sufficient notice of the Notice of the Commencement and General Claims Bar Date and no further notice be given. The Debtor shall cause the Agent to mail a copy of the Notice of Commencement and General Claims Bar Date to the parties set forth in the Motion within three (3) business days of the entry of this Order or as soon as reasonably practicable. The notice procedures set forth in this paragraph constitute good and sufficient notice of the commencement of the Debtor's Chapter 11 Case, and the General Claims Bar Date.

4. The Debtor is authorized, but not directed, to redact (i) address information of the Debtor's individual employees listed on the Creditor Matrix, Schedules, Statement of Financial Affairs, or any other pleading filed with the Court, and (ii) confidential customer information. The Debtor shall provide an unredacted version of the Creditor Matrix to the Court, the U.S. trustee, and counsel to any official committee appointed in the Chapter 11 Case; *provided, however*, that any receiving party shall not transfer or otherwise provide such unredacted document to any person or entity that is not a party to the request.

5. The bar dates set by this Order shall be prominently displayed on the Debtor's Claims Agent's website at <https://www.donlinrecano.com/novvi>.

6. Nothing contained in the Motion or this Order shall be deemed or construed as an admission to the validity or priority of any claim or lien against the Debtor or any other party or as a waiver of such parties' rights to dispute any claim or lien.

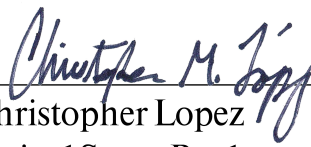
7. Notwithstanding any Bankruptcy Rule to the contrary, this Order shall take effect immediately upon its entry.

8. All time periods set forth in this Order shall be deemed to meet the statutory requirements or are hereby altered in accordance with Bankruptcy Rule 9006(a).

9. The Debtor is authorized to take all reasonable actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

10. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Signed: December 05, 2023



Christopher Lopez
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:	§	
	§	Case No. 23-90906
NOVVI, LLC,	§	
	§	Chapter 11
Debtor.	§	

**NOTICE OF (I) COMMENCEMENT OF CHAPTER 11
BANKRUPTCY CASE, AND (II) GENERAL BAR DATE**

To Whom it May Concern:

On December 3, 2023 (the “Petition Date”), Novvi, LLC (the “Debtor” or “Company”) commenced a case (the “Chapter 11 Case”) under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Southern District of Texas (the “Bankruptcy Court” or “Court”). Novvi has filed the Debtor’s Combined Chapter 11 Plan of Reorganization and Disclosure Statement (as may be amended, modified, or supplemented from time to time, the “Plan”).¹ All documents filed in the case may be inspected at the bankruptcy clerk’s office at the address listed below or through PACER (Public Access to Court Electronic Records) at <https://pacer.uscourts.gov> or for free at the following website maintained by the Company’s claims, balloting, and noticing agent, Donlin, Recano & Co. Inc. (the “Agent”), in connection with this Chapter 11 Case: <https://www.donlinrecano.com/novvi>.

The filing of the Chapter 11 Case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the Company or the Company’s property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the Company. Creditors cannot demand repayment from the Company by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney’s fees.

Confirmation of a chapter 11 plan may result in a discharge of debt.

Do not file this notice with any proof of claim or other filing in this Chapter 11 Case.

General Claims Bar Date

On December 5, 2023, the Court entered an order setting the proof of claim bar date for non-government claims on **January 14, 2024**. A proof of claim is a signed statement describing a creditor’s claim. A proof of claim form may be obtained at <https://pacer.uscourts.gov>, any bankruptcy clerk’s office or <https://www.donlinrecano.com/Clients/nov/Static/POC>. Your claim will be allowed in the amount scheduled unless: (i) your claim is designated as disputed,

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Plan.

contingent, or unliquidated; (ii) you file a proof of claim in a different amount; or (iii) you receive another notice.

If your claim is not scheduled or your claim is designated as disputed, contingent, or unliquidated, you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on the Plan. You may file a proof of claim even if your claim is scheduled.

You may review the schedules at the bankruptcy clerk's office, online at: <https://pacer.uscourts.gov>, or on the Agent's website at: <https://www.donlinrecano.com/novvi>.

Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the Bankruptcy Court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.

Case Information

	<u>Debtor</u>	<u>Case No.</u>	<u>EIN #</u>
1.	Novvi, LLC	23-90906	45-3174744
2.	All Other Names Used in the Last 8 Years	N/A	
3.	Address	2525 Independence Parkway South, Deer Park, Texas 77536	
4.	Debtor's Attorney Name and Address	Matthew S. Okin David L. Curry, Jr. Edward A. Clarkson Ryan A. O'Connor Kelley Killorin Edwards 1113 Vine St., Suite 240 Houston, Texas 77002 Tel: 713.228.4100 Fax: 346.247.7158 Email: mokin@okinadams.com Email: dcurry@okinadams.com Email: eclarkson@okinadams.com Email: roconnor@okinadams.com Email: kedwards@okinadams.com	
5.	Debtor's Claims and Noticing Agent	Donlin, Recano & Company, Inc. Re: Novvi, LLC P.O. Box 2053 New York, NY 10272-2042 Case Website: https://www.donlinrecano.com/novvi	
6.	Bankruptcy Clerk's Office	United States Bankruptcy Court P.O. Box 61010 Houston, Texas 77280	Hours: Monday to Friday - 8:00 a.m. to 5:00 p.m. (prevailing Central Time) Contact Phone: (713) 250-5500

7.	Proof of Claim Deadline	<p>Deadline for filing a Proof of Claim:</p> <p>For all creditors (except governmental units): January 14, 2024.</p> <p>For governmental units: May 31, 2024.</p> <p>1. Each of the following persons or entities holding claims against the Debtor arising before the Petition Date must file Proofs of Claim <u>so as to be actually received</u> on or before the applicable deadline:</p> <p style="padding-left: 40px;">(a) any person or entity whose claim against the Debtor is not listed in the Debtor's schedules or is listed as contingent, unliquidated or disputed if such person or entity desires to participate in this Chapter 11 Case or share in any distribution in this Chapter 11 Case; and</p> <p style="padding-left: 40px;">(b) any person or entity who believes that his/her/its claim is improperly classified in the schedules or is listed in an incorrect amount and who desires to have his/her/its claim allowed in a different classification or amount other than that identified in the schedules.</p> <p>2. Each Proof of Claim must be filed, including supporting documentation, as follows:</p> <p style="padding-left: 40px;">(a) by electronic submission through the interface available at: https://donlinrecano.com/clients/nov/fileclaim</p> <p style="padding-left: 40px;">(b) if Proof of Claim is sent by mail, send to:</p> <p style="padding-left: 80px;">Donlin, Recano & Company, Inc. Re: Novvi, LLC P.O. Box 2053 New York, NY 10272-2042</p> <p style="padding-left: 40px;">(c) if Proof of Claim is sent by overnight courier or hand-delivery, send to:</p> <p style="padding-left: 80px;">Donlin, Recano & Company, Inc. c/o Equiniti Re: Novvi, LLC 48 Wall Street, 22nd Floor New York, NY 10005</p> <p style="text-align: center;">PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR ELECTRONIC MAIL WILL <u>NOT</u> BE ACCEPTED.</p> <p>3. Any person or entity who is required but fails to file a Proof of Claim on or before the deadline shall be forever barred, estopped, and enjoined from asserting such claim against the Debtor, and the Debtor and its respective property shall be forever discharged from any and all indebtedness or liability with respect to or arising from such claim. Such person or entity will also be prohibited from voting to accept or reject any plan filed in this Chapter 11 Case, participating in any distribution in this Chapter 11 Case on account of such claim, or receiving further notices regarding such claim.</p>
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8.	341 Meeting of Creditors	The Debtor's representative must attend the meeting to be questioned under oath. Creditors may attend, but are not required to do so.	<p>Date: January 11, 2024 at 10:00 a.m. (prevailing Central Time)</p> <p>The following dial-in information will be used to conduct the 341 Meeting:</p> <p>Dial: (866) 707-5468</p> <p>Participant Code: 6166997#</p>
9.	Creditors With a Foreign Address	If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the Court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this Chapter 11 Case.	
10.	Filing a Chapter 11 Bankruptcy Case	Chapter 11 allows debtors to reorganize or liquidate according to a plan. A plan is not effective unless the court confirms it. You may receive a copy of the plan and a disclosure statement telling you about the plan, and you may have the opportunity to vote on the plan. You will receive notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the property and may continue to operate its business.	
11.	Discharge of Debts	Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See 11 U.S.C. § 1141(d). A discharge means that creditors may never try to collect the debt from the debtor except as provided in the plan.	

<p>For questions regarding the notice, please use the following information:</p> <p>Toll Free Number: 1 (877) 208-9515</p> <p>E-mail: novinfo@drc.equiniti.com</p> <p>Website: https://www.donlinrecano.com/novvi</p>	
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