

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

In re:

Onyx Owner, LLC,

Debtor.¹

Chapter 11

Case No. 24-12816 (CTG)

**AMENDED² NOTICE OF AGENDA FOR HEARING SCHEDULED FOR
MARCH 12, 2025, AT 3:00 P.M. (EASTERN TIME)**

THE HEARING WILL BE HELD IN COURTROOM #3 ON THE 6th FLOOR

This proceeding will be conducted in person. All counsel and witnesses are expected to attend unless permitted to appear remotely via Zoom. Please refer to Judge Goldblatt's Chambers Procedures (<https://www.deb.uscourts.gov/content/judge-craig-t-goldblatt>) and the Court's website (<https://www.deb.uscourts.gov/ecourt-appearances>) for information on the method of allowed participation (video or audio), Judge Goldblatt's expectations of remote participants, and the advance registration requirements.

Registration is required by 4:00 p.m. (ET) the business day before the hearing unless otherwise noticed using the eCourtAppearances tool available on the Court's website.

MATTER GOING FORWARD

1. Motion of Debtor for Entry of an Order (A) Approving the Sale of Substantially All of the Debtor's Assets Free and Clear of Liens, Claims, and Encumbrances, and (B) Granting Related Relief ([D.I. 102](#), filed 2/7/25).

Objection Deadline: February 21, 2025, at 4:00 p.m. (ET). Extended for the Office of the United States Trustee and 1100 First St. Ground Owner LLC ("Ground Lessor").

Responses Received:

- A. Informal comments from Connecticut General Life Insurance Company (the "DIP Lender");

¹ The Debtor in this chapter 11 case, along with the last four digits of its taxpayer identification number, is Onyx Owner, LLC (1962), c/o Atalaya Capital Management, 399 Park Avenue, 37th Floor, NY, NY 10022.

² **Amended items in bold.**

- B. Informal comments from Laura de Jaager;
- C. Letter from Bettye J. Carter ([D.I. 126](#), filed 2/27/25);
- D. Assumption/Assignment Objection of Stacia Renford ([D.I. 127](#), filed 2/27/25); and
- E. Limited Objection and Reservation of Rights of 1100 First Street Ground Owner LLC to Assumption and Assignment of Ground Lease ([D.I. 131](#), filed 3/3/25).

Related Documents:

- A. Notice of (I) Potential Assumption and Assignment of Executory Contracts and Unexpired Leases and (II) Cure Amounts ([D.I. 104](#), filed 2/7/25);
- B. Declaration of John W. Usner, Jr. in Support of the Motion of Debtor for Entry of An Order (A) Approving the Sale of Substantially All of the Debtor's Assets Free and Clear of Liens, Claims and Encumbrances, and (B) Granting Related Relief ([D.I. 140](#), filed 3/10/25);
- C. Declaration of J. Brenden Flood in Support of the Motion of Debtor for Entry of an Order (A) Approving the Sale of Substantially All of the Debtor's Assets Free and Clear of Liens, Claims and Encumbrances, and (B) Granting Related Relief ([D.I. 141](#), filed 3/10/25); and
- D. **Notice of Filing of (I) Proposed Order (A) Approving and Directing the Sale of Substantially All of the Debtor's Assets Free and Clear of Liens, Claims, and Encumbrances; (B) Approving and Directing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection Therewith; and (C) Granting Related Relief; (II) and Proposed Purchase Agreement ([D.I. 148](#), filed 3/12/25).**

Status: This matter is going forward. The Debtor believes that all outstanding objections have been resolved or are resolved in principle. There may be additional minor changes to the form of proposed order.

[Signature page follows.]

Dated: March 12, 2025
Wilmington, Delaware

Respectfully submitted,

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Casey B. Sawyer

Robert J. Dehney, Sr. (No. 3578)

Daniel B. Butz (No. 4227)

Scott D. Jones (No. 6672)

Casey B. Sawyer (No. 7260)

Echo Yi Qian (No. 7330)

1201 Market Street, 16th Floor

Wilmington, Delaware 19801

Telephone: (302) 658-9200

Facsimile: (302) 658-3989

Email: rdehney@morrisnichols.com

dbutz@morrisnichols.com

sjones@morrisnichols.com

csawyer@morrisnichols.com

eqian@morrisnichols.com

Counsel for the Debtor and Debtor in Possession