

1 John W. Mills, III (CA Bar No. 149861)
2 jmills@joneswalker.com
3 JONES WALKER LLP
4 3455 Peachtree Road, NE, Suite 1400
5 Atlanta, GA 30326
6 Telephone: (404) 870-7517
7 Facsimile: (404) 870-7557

Mark A. Mintz (admitted *pro hac vice*)
mmintz@joneswalker.com
Caroline V. McCaffrey (admitted *pro hac vice*)
cmccaffrey@joneswalker.com
JONES WALKER LLP
201 St. Charles Ave, Ste 5100
New Orleans, LA 70170
Telephone: (504) 582-8368
Facsimile: (504) 589-8368

8 *Attorneys for Debtors and*
9 *Debtors in Possession*

10 **UNITED STATES BANKRUPTCY COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN JOSE DIVISION**

13 In re:

14 STORCENTRIC, INC., *et al.*,

15 Debtors.¹

Case No. 22-50515 (MEH)

Chapter 11

(Jointly Administered)

16 **NOTICE OF CONTINUED SALE**
17 **HEARING AND EXTENSION OF BID**
18 **DEADLINE AND AUCTION DATE**

19 Date: September 8, 2022

20 Time: 12:00 p.m. (prevailing Pacific Time)

21 Place: United States Bankruptcy Court

280 South First Street

Courtroom 11

San Jose, CA 95113-3099 and

Telephonic/Video

Judge: Hon. M. Elaine Hammond

23 **PLEASE TAKE NOTICE** that, on June 30, 2022, the above-captioned debtors and debtors
24 in possession (collectively, the “Debtors”), filed the *Motion of Debtors for Entry of Orders (A)(I)*
25

26 _____
27 ¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are:
28 StorCentric, Inc. (6210); Nexsan Technologies Incorporated (5244); Nexsan Corporation (9778); Connected Data, Inc. (5504); Drobo, Inc. (2545); Retrospect, Inc. (0638); VS Acquisition Company, LLC. The Debtors’ business address is 1289 Anvilwood Avenue, Sunnyvale, CA 94089.

1 *Approving Bidding Procedures, (II) Approving Stalking Horse Bid Protections, (III) Scheduling the*
2 *Bid Deadlines and the Auction, (IV) Scheduling a Hearing and Objection Deadline with Respect to*
3 *the Sale, (V) Approving the Form and Manner of Notice Thereof, (VI) Approving Contract*
4 *Assumption and Assignment Procedures, and (VII) Granting Related Relief; and (B)(I) Approving*
5 *the Sale of the Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances, (II)*
6 *Approving Assumption and Assignment of Executory Contracts and Unexpired Leases, and (III)*
7 *Granting Related Relief; and (C) Granting Related Relief [Dkt. No. 65] (the “Bidding Procedures*
8 *Motion”).*

9 **PLEASE TAKE FURTHER NOTICE** that, on July 20, 2022, the Debtors filed the *Notice*
10 *of Filing of Revised Proposed Order (I) Approving Bidding Procedures, (II) Approving Stalking*
11 *Horse Bid Protections, (III) Approving Contract Assumption and Assignment Procedures and the*
12 *Form and Manner of Notice Thereof; (IV) Scheduling the Auction; (V) Scheduling a Hearing and*
13 *Objection Deadlines with Respect to the Sale, (VI) Approving the Form and Manner of Notice*
14 *Thereof, and (VII) Granting Related Relief [Dkt. No. 131] (the “Notice of Revised Proposed*
15 *Order”).*

16 **PLEASE TAKE FURTHER NOTICE** that the hearing on the Bidding Procedures Motion
17 occurred on July 21, 2022 at 10:00 a.m. (prevailing Pacific Time).

18 **PLEASE TAKE FURTHER NOTICE** that on July 22, 2022, the Court entered the *Order*
19 *(I) Approving Bidding Procedures, (II) Approving Stalking Horse Bid Protections, (III) Approving*
20 *Contract Assumption and Assignment Procedures and the Form and Manner of Notice Thereof; (IV)*
21 *Scheduling the Auction; (V) Scheduling a Hearing and Objection Deadlines with Respect to the*
22 *Sale, (VI) Approving the Form and Manner of Notice Thereof, and (VII) Granting Related Relief*
23 *[Dkt. No. 141] (the “Bidding Procedures Order”).²*

24 **PLEASE TAKE FURTHER NOTICE** that the Bidding Procedures allow the Debtors to
25 extend the Bid Deadline, the Auction deadline, and the Sale Hearing with consent of UMB Bank,
26

27 ² Capitalized terms used but not otherwise defined herein shall have the same meaning set forth in the Bidding
28 Procedures Order.

1 National Association (the “Trustee”) or Newlight Capital, LLC (the “Servicer”) (collectively, the
2 “Prepetition Secured Parties”), and in consultation with (i) the Prepetition Secured Parties, (ii)
3 Peleus Insurance Company (the “Insurer”), (iii) Serene Investment Management, LLC (the “DIP
4 Lender”), (iv) Libertas Funding LLC and Web Bank (the “Other Secured Parties”), and (v) the
5 Official Committee of Unsecured Creditors (the “Committee”) (collectively, the “Consultation
6 Parties”).

7 **PLEASE TAKE FURTHER NOTICE** that the Debtors filed the *Notice of Continued Sale*
8 *Hearing and Extension of Bid Deadline and Auction Date* [Dkt. No. 186] on August 12, 2022 to
9 extend certain deadlines related to the sale.

10 **PLEASE TAKE FURTHER NOTICE** that the Debtors and Consultation Parties, with the
11 express consent of the Prepetition Secured Parties, have agreed to (i) further extend the Bid Deadline
12 to **September 2, 2022 by 5:00 p.m. (prevailing Pacific time)**; (ii) hold the Auction on **September**
13 **6, 2022 at 11:00 a.m. (prevailing Pacific time)**; and (iii) continue the Sale Hearing to **September**
14 **8, 2022 at 12:00 p.m. (prevailing Pacific time)**. As a result, the Sale Objection deadline is
15 **September 7, 2022**. The DIP Lender has confirmed that the change in Bid Deadline, Auction date,
16 and Sale Hearing will not trigger a default under the DIP Facility or under the DIP Orders [Dkt.
17 Nos. 32, 33, 84, 104, 137, & 161].

18 **PLEASE TAKE FURTHER NOTICE** that the Sale Hearing will now be conducted in
19 person and via Zoom videoconference on **September 8, 2022 at 12:00 p.m. (prevailing Pacific**
20 **time)**, before the Honorable M. Elaine Hammond, United States Bankruptcy Judge, 280 South First
21 Street, San Jose, California 95113, Courtroom 11.

22 **PLEASE TAKE FURTHER NOTICE** that, the Sale Hearing will be conducted in the
23 presiding Judge’s courtroom and will also be conducted by telephone or video. Parties may elect to
24 appear in person or via Zoom videoconference. The Bankruptcy Court’s website provides
25 information regarding how to arrange a telephonic or video appearance. If you have any questions
26 regarding how to appear at a court hearing, you may contact the Bankruptcy Court by calling 888-
27 821-7606 or by using the Live Chat feature on the Bankruptcy Court’s website.

1 Dated: August 29, 2022

JONES WALKER LLP

2
3 By: /s/ John W. Mills

4 John W. Mills

Mark A. Mintz

5 *Attorneys for Debtors and Debtors in Possession*

6
7 **CERTIFICATE OF SERVICE**

8 I hereby certify that a copy of the above and foregoing pleading was served this 29th day of
9 August, 2022, on all counsel entitled to receive notice by this Court's CM/ECF system.

10 /s/ John W. Mills

11 JOHN W. MILLS