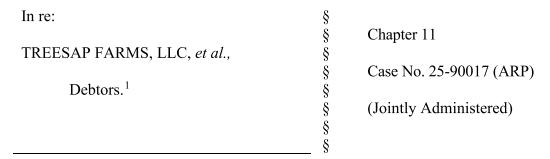
United States Bankruptcy Court Southern District of Texas

## **ENTERED**

May 28, 2025

Nathan Ochsner, Clerk

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



ORDER (I) CONDITIONALLY APPROVING DISCLOSURE
STATEMENT, (II) SCHEDULING A COMBINED HEARING AND SETTING
DEADLINES RELATED THERETO, (III) APPROVING PROCEDURES FOR
SOLICITING, RECEIVING, AND TABULATING VOTES ON PLAN, (IV) APPROVING
MANNER AND FORM OF NOTICE AND OTHER DOCUMENTS,
AND (V) GRANTING RELATED RELIEF

[Relates to Docket No. 275]

Upon the emergency motion (the "Motion")<sup>2</sup> of the Debtors for entry of an order (this "Order"):

- a. conditionally approving the adequacy of the *Disclosure Statement for Joint Plan of Liquidation of TreeSap Farms, LLC and Its Affiliated Debtors Under Chapter 11 of the Bankruptcy Code* (as may be amended, supplemented, or modified from time to time, the "Disclosure Statement");
- b. scheduling a hearing (the "Combined Hearing") on July 8, 2025 at 9:00 a.m. to consider final approval of the Disclosure Statement and confirmation of the *Joint Plan of Liquidation of TreeSap Farms, LLC and Its Affiliated Debtors Under Chapter 11 of the Bankruptcy Code* (as may be amended, modified or supplemented from time to time in accordance with the terms thereof, the "Plan");<sup>3</sup>

The Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers are as follows: TreeSap Farms, LLC (5183); TSH Opco, LLC (4697); TSV Opco, LLC (5418); TSV Reco, LLC (4953); and TreeSap Florida, LLC (5331). The location of the Debtors' principal place of business and the Debtors' service address in these chapter 11 cases is TreeSap Farms, LLC, 5151 Mitchelldale St., Suite B-2, Houston, TX 77292-5279.

<sup>&</sup>lt;sup>2</sup> Capitalized terms used but not defined herein have the meanings given to them in the Motion.

Copies of the Disclosure Statement and the Plan have been filed contemporaneously with this Motion. Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Plan or Disclosure Statement, as applicable.

- c. establishing the Objection Deadline (as defined below);
- d. approving the form and manner of the notice of the Combined Hearing;
- e. establishing the Voting Record Date and Voting Deadline (each as defined below) and the form and manner of the notice related thereto;
- f. approving the Solicitation Procedures with respect to the Plan and the forms of Ballots and Notice of Non-Voting Status (each as defined below); and
- g. granting related relief.

and the Court having reviewed the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. § 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) and that this Court may enter a final order consistent with Article III of the United States Constitution; and the 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 it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and upon the record herein; and all objections, if any, to entry of this Order having been withdrawn, resolved, or overruled; and after due deliberation thereon; and the Court having determined that there is good and sufficient cause for the relief granted in the Order, it is hereby

## ORDERED, ADJUDGED, AND DECREED THAT:

- 1. The Disclosure Statement is conditionally approved as containing adequate information within the meaning of section 1125 of the Bankruptcy Code, and the Debtors are authorized to distribute the Disclosure Statement and the Solicitation Packages in order to solicit votes on, and pursue confirmation of, the Plan.
- 2. The Combined Hearing shall be on **July 8, 2025, at 9:00 a.m.** (**prevailing Central Time**); *provided, however*, that the Combined Hearing may be continued from time to time by this Court or the Debtors without further notice to creditors or other parties in interest, other than an

announcement at or before the Combined Hearing or any adjourned Combined Hearing or the filing of a notice or a hearing agenda providing for the adjournment on the docket of the chapter 11 cases.

- 3. The deadline to file any objections to the adequacy of the Disclosure Statement or confirmation of the Plan (each an "Objection") shall be **June 27, 2025, at 4:00 p.m.** (prevailing **Central Time)** (the "Objection Deadline"), which deadline may be extended, without further order of the Court, by the Debtors.
- 4. Any Objection shall: (i) be in writing; (ii) conform to the Bankruptcy Rules, the Bankruptcy Local Rules, and the Complex Case Procedures; (iii) state the name of the objecting party and the amount and nature of the Claim or Interest held by such objecting party; (iv) state with particularity the legal and factual basis for the objection; and (v) be filed with the Court and served so that it is **actually received** on or before the Objection Deadline, by the following parties (the "Notice Parties"):
  - a. <u>Counsel to the Debtors</u>: Hunton Andrews Kurth LLP, 600 Travis Street, Suite 4200, Houston, TX 77002 (Attn: Timothy A. ("Tad") Davidson II, Joseph P. Rovira, Catherine A. Rankin, and Brandon Bell (taddavidson@Hunton.com, josephrovira@Hunton.com, crankin@Hunton.com, bbell@Hunton.com));
  - b. <u>Counsel to the DIP Lender and Prepetition Agent</u>: Porter Hedges LLP, 1000 Main Street, 36<sup>th</sup> Floor, Houston, TX 77002 (Attn: Eric M. English, M. Shane Johnson, and James A. Keefe (eenglish@porterhedges.com, sjohnson@porterhedges.com, jkeefe@porterhedges.com));
  - c. Office of the United States Trustee for the Southern District of Texas: 515 Rusk Street, Suite 3516, Houston, TX 77002 (Attn: Andrew Jimenez (Andrew.Jimenez@usdoj.gov)).
  - d. <u>Counsel to the Creditors' Committee</u>: McDermott Will & Emery LLP, 2501 North Harwood Street, Suite 1900, Dallas, TX 75201-1664 (Attn: Charles R. Gibbs, Marcus Helt, and Eric Seitz (crgibbs@mwe.com, mhelt@mwe.com, eseitz@mwe.com)).

- 5. Any Objections that fail to comply with the requirements set forth in this Order may, subject to the Court's discretion, not be considered and may be overruled.
- 6. The deadline to file any brief in support of confirmation of the Plan and reply to any objections shall be **July 7**, **2025**, **at 12:00 p.m.** (**prevailing Central Time**) (the "Reply Deadline").
- 7. Pursuant to Bankruptcy Rule 3017(d), May 27, 2025, shall be the record date (the "Voting Record Date") with respect to all Claims. The Debtors shall use the Voting Record Date to determine which Persons and Entities are entitled to, as applicable, receive Solicitation Packages, vote to accept or reject the Plan, and receive the Notice of Non-Voting Status.
- 8. Holders of Claims in a Voting Class that, as of the Voting Record Date, are subject to a pending objection or motion for estimation by the Debtors are not entitled to vote the disputed portion of their Claim, unless such Claim is temporarily allowed by this Court for voting purposes pursuant to Bankruptcy Rule 3018(a). Holders of Claims in a Voting Class that dispute the amount of their Claim as it appears on their Ballot may contact the Balloting Agent prior to the Voting Deadline to request a replacement Ballot. To the extent that the Debtors disagree with a Holder's asserted Claim amount and a resolution amongst the parties is not timely reached, such Holder shall be permitted to vote in the amount set forth in their original Ballot; *provided* that, such party shall, prior to the Voting Deadline, be permitted to file a motion pursuant to Bankruptcy Rule 3018 to seek the Court's authorization to vote in a different amount.
- 9. The Balloting Agent shall assist the Debtors in, among other things, (a) mailing the Notice of Non-Voting Status to Holders of Claims and Interests in the Non-Voting Classes and any other non-voting parties entitled to notice, as applicable, (b) mailing Solicitation Packages to Holders of Claims in the Voting Classes, (c) soliciting votes on the Plan, (d) receiving, tabulating,

and reporting on the Ballots cast for or against the Plan, (e) responding to inquiries from creditors and stakeholders relating to the Plan, the Disclosure Statement, Ballots, Notices of Non-Voting Status, and matters related thereto, including, without limitation, the procedures and requirements for voting to accept or reject the Plan and objecting to the Plan, and (f) if necessary, contacting creditors regarding the Plan and their Ballots (collectively, the "Solicitation Procedures").

- 10. The Balloting Agent is also authorized to accept Ballots via electronic online transmission solely through a customized online balloting portal on the Debtors' case website. The Balloting Agent will not count or consider for any purpose: any Ballot transmitted by email or other electronic means except for Ballots submitted through the Balloting Agent's online balloting portal. The encrypted ballot data and audit trail created by electronic submission through the Balloting Agent's online balloting portal shall become part of the record of any Ballot submitted electronically through the balloting portal and the creditor's electronic signature shall be deemed to be immediately legally valid and effective.
- 11. The Notices and Ballots to be used in connection with the solicitation of votes on, and confirmation of, the Plan (as applicable) are hereby approved in full.
- 12. The Debtors shall cause Solicitation Packages and Ballots to be transmitted to all Holders of Claims in Classes 3 and 4.
- 13. Classes 1 and 2 are Unimpaired and the Holders of such Claims are conclusively presumed to accept the Plan pursuant to section 1126(f) of the Bankruptcy Code, and the Debtors are not required to solicit their vote with respect to such Claims.
- 14. Classes 5, 6, and 7 are Impaired and the Holders of such Claims or Interests are deemed to reject the Plan pursuant to section 1126(g) of the Bankruptcy Code, and the Debtors are not required to solicit their vote with respect to such Claims or Interests.

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- 15. The Debtors shall not be obligated to deliver Solicitation Packages or Ballots to Holders of Claims or Interests in the Non-Voting Classes. In accordance with Bankruptcy Rule 3017(d), the Debtors shall mail to the Holders of Claims and Interests in the Non-Voting Classes (except for Classes 5, 6, and 7), as well as Holders of Claims in a Voting Class that, as of the Voting Record Date, are subject to a pending objection by the Debtors, a notice substantially in the form of **Exhibit 2** attached hereto (the "Notice of Non-Voting Status") in lieu of Solicitation Packages.
- 16. Notwithstanding anything else to the contrary herein, only a copy of the Combined Hearing Notice (defined below) shall be distributed to Holders, as of the Voting Record Date, of Administrative Claims, DIP Claims, Priority Tax Claims, and Other Priority Claims, which are unclassified Claims under the Plan.
- The Debtors are authorized to transmit, or cause to be transmitted to Holders of Claims in the Voting Classes, by **no later than May 30, 2025** (the "Solicitation Date"), by United States mail, first-class postage prepaid, personal service, or overnight delivery, a solicitation package (the "Solicitation Package") containing a printed version, or other electronic means (such as a flash drive to save unnecessary costs),<sup>4</sup> of the following to holders of Claims in the Voting Classes that are eligible to vote on the Plan:
  - a. a notice of the Combined Hearing, the Objection Deadline, and the Voting Deadline in substantially the form of **Exhibit 3** attached hereto (the "Combined Hearing Notice"), which the Debtors hereby request the Court to approve;
  - b. the Disclosure Statement;

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In the event the Debtors, in their discretion, employ a flash drive, only the Disclosure Statement (with all exhibits annexed thereto, including the Plan) and Solicitation Procedures Order (without exhibits attached) shall be included thereon; the Combined Hearing Notice, Cover Letter, Ballot (with return envelope), and statutory committee letter(s), if any, shall be distributed as part of the Solicitation Package in hard copy. Solicitation materials included on a flash drive shall be made available in hard copy upon request to the Balloting Agent, at no cost to the requesting party.

- c. the Plan (which may be furnished in the Solicitation Package as Exhibit A to the Disclosure Statement);
- d. the Solicitation Procedures Order, in its entered form (without exhibits attached);
- e. to the extent applicable, a Ballot and instructions, appropriate for the specific Holder, in substantially the forms of **Exhibits 1A** and **1B** attached hereto.
- 18. The Balloting Agent shall transmit a Solicitation Package (including a Ballot) to Holders of Class 3 (Prepetition Lenders Secured Claims) and Class 4 (General Unsecured Claims), as applicable, (a) that are scheduled by the Debtors, (b) for which a Proof of Claim is filed on or before the Voting Record Date, (c) as set forth in a lender register provided to the Balloting Agent by a lender agent, and (d) that are the subject of a Bankruptcy Court order or Plan provision providing that no proof of claim needs to be filed with respect to such Claim.
- 19. The Debtors shall file the Plan Supplement with the Court on or before seven (7) days prior to the Objection Deadline, which filing is without prejudice to the Debtors' rights to amend or supplement the Plan Supplement.
- 20. The Debtors (i) shall serve the Combined Hearing Notice on the Debtors' creditor matrix, all Holders of Interests as of the Voting Record Date, and any other party that has requested notice in these chapter 11 cases, and (ii) are authorized, but not required, to publish the Combined Hearing Notice (or substantially similar notice) by **no later than June 7, 2025**, in the national edition of *The Wall Street Journal*, a comparable national newspaper, and/or such local newspapers, trade journals or similar publications, as the Debtors deem appropriate in consultation with Counsel to the DIP Lender and the Prepetition Lenders (such publication notices described in this paragraph, the "Publication Notice").
- 21. The Publication Notice as described herein, shall constitute sufficient notice of the Combined Hearing, the Objection Deadline, and the Reply Deadline to Persons who do not otherwise receive notice by mail as provided for in this Order.

- 22. Ballots for accepting or rejecting the Plan must be received by the Balloting Agent on or before **June 27, 2025**, at **4:00 p.m.** (**prevailing Central Time**) (the "<u>Voting Deadline</u>") to be counted.
- 23. Any timely received Ballot that contains sufficient information to permit the identification of the claimant and is cast as an acceptance or rejection of the Plan shall be counted. The foregoing general procedures shall be subject to the following exceptions:
  - a. if a Claim is deemed Allowed in accordance with the Plan, such Claim is Allowed for voting purposes in the deemed Allowed amount set forth in the Plan;
  - b. a Claim for which a Proof of Claim has been timely filed and that is not subject to a pending objection or motion for estimation by the Debtors as of the Voting Record Date, shall be temporarily allowed for voting purposes only, and not for purposes of allowance or distribution, in the amount set forth in its Proof of Claim; provided that if the amount set forth in such Proof of Claim is noted as contingent, unliquidated, or disputed the amount in which such Claims is entitled to vote shall be the greater of \$1.00 and the amount, if any, not denoted as contingent, unliquidated or disputed in such Proof of Claim;
  - c. a Claim for which the filing of a Proof of Claim was not required as a prerequisite for its allowance pursuant to the terms of Claims Bar Date Order or for which the Claims Bar Date has not passed, and for which no Proof of Claim has been filed, shall be entitled to vote in its scheduled amount;
  - d. if a Claim has been estimated or otherwise allowed for voting purposes by order of the Court, such Claim is temporarily allowed in the amount so estimated or allowed by the Court for voting purposes only, and not for purposes of allowance or distribution;
  - e. subject to subsections (f) and (g) below, if a Claim is not listed in the Schedules, or is scheduled at zero, in an unknown amount, or, as unliquidated, contingent, or disputed, (or otherwise does not, as of the Voting Record Date, have an outstanding amount due greater than zero) and a Proof of Claim was not (1) timely filed by the deadline for filing Proofs of Claim or (2) deemed timely filed by an order of the Court before the Voting Deadline, the Debtors propose that such Claim be disallowed for voting purposes and for purposes of allowance and distribution pursuant to Bankruptcy Rule 3003(c); *provided, however*, that a Claim listed in the Schedules as contingent, unliquidated, or disputed for which the Claims Bar Date has not yet passed, including the Governmental Bar Date, may vote in the amount of \$1.00;

- f. if a counterparty to an Executory Contract or Unexpired Lease with a Claim listed on the Schedules at zero, in an unknown amount, or, as unliquidated, contingent, or disputed (or otherwise does not, as of the Voting Record Date, have an outstanding amount due greater than zero) and whose Executory Contract or Unexpired Lease has, as of the Voting Record Date, not yet expired or been rejected by the Debtors, and such counterparty follows the instructions on the Contract/Lease Notice to request a Ballot prior to the Voting Deadline, such Claim may be voted in the amount of \$1.00;
- g. where any portion of a single Claim has been transferred to a transferee, all Holders of any portion of such single Claim may be treated as a single creditor for purposes of the numerosity requirements in section 1126 of the Bankruptcy Code;
- h. with respect to any transferred Claim, the transferee shall be entitled to receive a Solicitation Package and, if the Holder of such Claim is entitled to vote with respect to the Plan, cast a Ballot on account of such Claim only if all actions necessary to effectuate the transfer of the Claim pursuant to Bankruptcy Rule 3001(e) have been completed by the Voting Record Date. In the event a Claim is transferred after the Voting Record Date, the transferee of such Claim shall be bound by any vote on the Plan made by the Holder of such Claim as of the Voting Record Date;
- notwithstanding anything to the contrary contained herein, any creditor who has filed or purchased duplicate Claims within the same Voting Class may be provided with only one Solicitation Package and one Ballot for voting a single Claim in such Class, regardless of whether the Debtors have objected to such duplicate Claims;
- j. if a Proof of Claim has been amended by a later Proof of Claim that is filed on or prior to the Voting Record date, the later filed amended Proof of Claim shall be entitled to vote in a manner consistent with these tabulation rules, and the earlier proof of claim shall be disallowed for voting purpose, regardless of whether the Debtors have objected to such amended claim. Except as otherwise ordered by the Court, any amendments to Proofs of Claim after the Voting Record Date shall not be considered for purposes of these tabulation rules;
- k. notwithstanding anything to the contrary contained herein, to the extent a lender agent maintains the list of Holders of Claims in a particular Voting Class, such agent shall provide the Balloting Agent a list of such Holders, including the name, physical address, e-mail address, and voting amount for each Holder as of the Voting Record Date in excel format within one (1) business day after the Voting Record Date. For the purpose of establishing voting amounts, proofs of claim filed by such Holders shall be disregarded;
- 1. if an objection to a Claim or any portion thereof has been filed before the Voting Record Date, then the Debtors propose that such Claim be temporarily disallowed for voting purposes only and not for the purposes of allowance or distribution, except to the extent and in the manner as may be set forth in the objection or an order granting such claimant's motion under Bankruptcy Rule 3018(a); and

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- m. any Ballot cast in an amount in excess of the Allowed amount of the relevant Claim will only be counted to the extent of such Allowed Claim.
- 24. The following Ballots shall **not** be counted or considered for any purpose:
  - a. any Ballot received after the Voting Deadline unless the Debtors have granted an extension of the Voting Deadline in writing with respect to such Ballot;
  - b. any Ballot that is illegible or contains insufficient information to permit the identification of the claimant:
  - c. any Ballot cast by a Person or Entity that does not hold a Claim in a Voting Class;
  - d. any Ballot that is properly completed, executed and timely filed, but (1) does not indicate an acceptance or rejection of the Plan, (2) indicates both an acceptance and rejection of the Plan, or (3) partially accepts and partially rejects the Plan;
  - e. any Ballot submitted by email or other electronic means not using the Balloting Agent's online balloting portal;
  - f. any unsigned Ballot;
  - g. In the event that (i) a Ballot, (ii) a group of Ballots within a Voting Class received from a single creditor, or (iii) a group of Ballots received from the various Holders of multiple portions of a single Claim partially reject and partially accept the Plan, such Ballots may not be counted in the Debtors' discretion;
  - h. any Ballot sent to the Debtors, the Debtors' agents/representatives (other than the Balloting Agent), or the Debtors' financial or legal advisors; and
  - i. any Ballot not cast in accordance with the procedures approved in this Order.
- 25. Any duplicate Ballots will only be counted once.
- 26. Whenever two or more Ballots are cast which attempt to vote the same Claim before the Voting Deadline, the last valid Ballot received by the Balloting Agent before the Voting Deadline will be deemed to reflect the voter's intent and thus to supersede any prior Ballots. This procedure is without prejudice to the Debtors' rights to object to the validity of the superseding Ballot(s) on any basis permitted by law and, if the objection is sustained, to count the first Ballot for all purposes.

- Claims splitting is not permitted and creditors who vote must vote all of their Claims within a particular Class to either accept or reject the Plan; *provided that* the Prepetition Lenders shall vote the Prepetition Lenders Secured Claim in Class 3 and the Prepetition Lenders Deficiency Claim in Class 4. Any Ballot that attempts to split Claims shall not be counted, except to the extent noted in the immediately preceding sentence.
- 28. Each creditor shall be deemed to have voted the full amount of its Claim. Unless otherwise ordered by this Court, questions as to the validity, form, eligibility (including time of receipt), acceptance, and revocation or withdrawal of Ballots shall be determined by the Balloting Agent and the Debtors, which determination shall be final and binding.
- 29. Notwithstanding anything contained herein to the contrary, the Balloting Agent, in its discretion, may contact parties that submitted Ballots to cure any defects in the Ballots.
- 30. If, with respect to each Debtor, a Class contains Claims eligible to vote and no Holders of Claims eligible to vote in such Class vote to accept or reject the Plan, the Plan shall be deemed rejected by the Holders of Claims in such Class.
- 31. Unless waived, any defects or irregularities in connection with deliveries of Ballots to the Debtors by Holders of Claims eligible to vote must be cured within such time as the Debtors or this Court determines. Neither the Debtors, the Balloting Agent, or any other Person or Entity shall be under any duty to provide notification of defects or irregularities with respect to such deliveries of Ballots, nor shall any of the foregoing incur any liability for failure to provide such notification. Unless otherwise directed by this Court, delivery of defective or irregular Ballots to the Debtors by Holders of Claims eligible to vote shall not be deemed to have been made until such defects or irregularities have been cured or waived. Ballots previously furnished to the

Debtors (and as to which any defects or irregularities have not been cured or waived) shall not be counted.

- 32. The Debtors, in their discretion, and subject to contrary order of this Court, may waive any defect in any Ballot at any time, either before or after the close of voting, and such waivers shall be documented in the voting results filed with this Court.
- 33. Subject to contrary order of this Court, the Debtors reserve the absolute right to reject any and all Ballots not proper in form or timely submitted on or before the Voting Deadline, the acceptance of which would, in the opinion of the Debtors, not be in accordance with the provisions of the Bankruptcy Code; *provided*, *however*, that such invalid Ballots shall be documented in the voting results filed with this Court.
- 34. The service of the Solicitation Packages, Notices, and other documents described herein in the time and manner set forth in this Order shall constitute adequate and sufficient notice of the Combined Hearing and the Objection Deadline and no other or further notice is necessary.
- 35. The Debtors are not required to send Solicitation Packages, individual solicitation materials, or other Notices to (a) any creditor on account of a Claim that has already been paid in full, (b) any creditor on account of a clearly duplicative Claim, or (c) the Holder of a Claim that has been disallowed in full by order of the Court.
- 36. With respect to addresses from which one or more prior notices served in these chapter 11 cases were returned as undeliverable or from which mailings made pursuant to this Order are returned as undeliverable, the Debtors are excused from distributing Notices and Solicitation Packages, as applicable, to those Persons or Entities listed at such addresses if the Debtors are not provided with an accurate address or forwarding address for such Persons or Entities before the Voting Record Date. With respect to addresses from which Notices or

Solicitation Packages are returned as undeliverable, the Debtors are excused from re-mailing such Notices or Solicitation Packages or any other materials related to voting or confirmation of Plan to those entities listed at such addresses, unless the Debtors are provided with accurate addresses for such entities before the Voting Record Date. Failure to attempt to re-deliver Notices and Solicitation Packages, as applicable, to such Persons or Entities shall not constitute inadequate notice of the Combined Hearing or the Voting Deadline or a violation of Bankruptcy Rule 3017(d).

- 37. The Balloting Agent shall retain all paper copies of Ballots and all solicitation-related correspondence for one (1) year following the Effective Date, whereupon, the Balloting Agent is authorized to destroy and/or otherwise dispose of all paper copies of Ballots; printed solicitation materials including unused copies of the Solicitation Package (whether in hard copy or on USB flash drive); and all solicitation-related correspondence (including undeliverable mail), in each case unless otherwise directed by the Debtors or the Clerk of the Court in writing within such one (1) year period.
- 38. The Debtors are authorized to make non-material changes to the Disclosure Statement, the Plan, the Ballots, the Combined Hearing Notice, the Notice of Non-Voting Status, and related documents and any other materials in the Solicitation Package without further order of this Court, including, without limitation, changes to correct typographical and grammatical errors and to make conforming changes among the Disclosure Statement, the Plan, the Ballots, the Combined Hearing Notice, the Notice of Non-Voting Status, and related documents or other materials in the Solicitation Package before their distribution and publication, as applicable; *provided*, that a copy of any such changes shall be provided to the Notice Parties in advance of their distribution and publication.

- 39. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order.
- 40. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Signed: May 28, 2025

Alfredo R Pérez

United States Bankruptcy Judge