

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re:	:	Chapter 11
	:	
Wordsworth Academy, <i>et al.</i> ,	:	Case No. 17- 14463 (AMC)
	:	
Debtors.	:	Jointly Administered
	:	

STIPULATION REGARDING ADMINISTRATIVE CLAIM OF LIST ASSOCIATES

Debtor Wordsworth Academy (“Wordsworth” or the “Debtor”) and List Associates L.P. (“List Associates”) do hereby stipulate as follows:

Recitations

Whereas, List Associates filed a Motion For Allowance of Administrative Claim (the “Motion”) on September 26, 2017, seeking allowance of an administrative claim in the total amount of at least \$293,928.28 based on a lease, as amended, for property located at 3905 Ford Road, Philadelphia, Pennsylvania.

Whereas, the Debtor and List Associates have engaged in settlement discussions with respect to the Motion and have reached an agreement to resolve all claims asserted in the Motion, subject to the approval of the Court, on the terms set forth herein.

NOW, therefore, the Parties agree and Stipulate to the terms set forth herein.

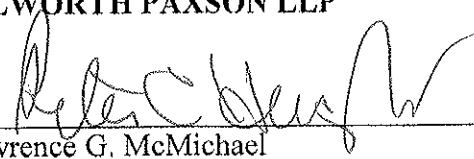
Agreement

1. List Associates shall have an allowed claim with priority as an administrative claim under 11 U.S.C. § 503(b)(1) in the following amount:
 - a. \$182,018, representing the unpaid portions of rent for July 2017 and August 2017, which amount shall be paid within 15 business days of the entry of an order approving this Stipulation; plus
 - b. The actual utility charges for the months of July 2017 and August 2017 as follows:
 - (i) \$26,034.76 for utilities from July 1, 2017 thru August 23, 2017, which amount shall be paid within 15 business days of the entry of an order approving this Stipulation; and
 - (ii) such charges from August 24, 2017 thru August 31, 2017, which actual amounts shall be reconciled by the parties when all utility bills are available. In the event the parties to this Stipulation cannot agree on the correct amount of utility charges for that time period, the Court shall hold a hearing to determine such amount. Such charges shall be paid on the later of (a) the date on which the amount of such charges is determined, by agreement or by order of the Court, and (b) the date which is 15 business days after the entry of an order approving this Stipulation.
2. All other administrative claims asserted by List Associates shall be disallowed.
3. The terms of this Stipulation are without prejudice to the rights of (a) List Associates to assert a prepetition claim or a claim for rejection damages or (b) the Debtors to object to such claims.
4. The Debtors waive all claims against List Associates for violation of the automatic stay based on facts occurring on or before the date of this Stipulation and the Debtors waive all offsets against the allowed claims set forth in paragraph 1 of this Stipulation.
5. This Stipulation is subject in its entirety to approval by the Bankruptcy Court.
6. Each of the parties executing this Stipulation represents and warrants that he is authorized to do so.

Dated: October 23, 2017
Philadelphia, Pennsylvania

DILWORTH PAXSON LLP

/s/


Lawrence G. McMichael

Peter C. Hughes

Anne M. Aaronson

1500 Market St., Suite 3500E

Philadelphia, PA 19102

Telephone: (215) 575-7000

Facsimile: (215) 575-7200

Counsel for the Debtors

**KAPLIN STEWART MELOFF REITER &
STEIN PC**

/s/


Daniel R. Utain

910 Harvest Drive

P.O. Box 3037

Blue Bell, PA 19422-0765

Telephone: (610) 941-2582

Facsimile: (610) 684-2032

Counsel to List Associates