

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

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 In re: : Chapter 11
 THE WET SEAL, LLC, *et al.*, : Case No. 17- 10229 (____)
 Debtors.¹ :

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 In re: : Chapter 11
 THE WET SEAL GIFT CARD, LLC, *et al.*, : Case No. 17- 10230 (____)
 Debtors. :

-----X
 In re: : Chapter 11
 MADOR FINANCING, LLC, *et al.*, : Case No. 17- 10231 (____)
 Debtors. :

**DEBTORS’ MOTION FOR ORDER AUTHORIZING THE
JOINT ADMINISTRATION OF RELATED CHAPTER 11 CASES**

The Wet Seal, LLC and its affiliated debtors and debtors in possession (collectively, the “Debtors”) in the above-captioned chapter 11 cases (collectively, the “Chapter 11 Cases”) hereby move the Court (this “Motion”) for entry an order substantially in the form attached hereto as Exhibit A, pursuant to section 105(a) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 1015(b) of the Federal Rules of Bankruptcy Procedure

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor’s taxpayer identification number are as follows: The Wet Seal, LLC (2741); The Wet Seal Gift Card, LLC (3286); Mador Financing, LLC (1377). The Debtors’ corporate headquarters is located at 7555 Irvine Center Drive, Irvine, California 92618.

(the “Bankruptcy Rules”), and Rule 1015-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), authorizing the joint administration of the Chapter 11 Cases for procedural purposes only. In support of this Motion, the Debtors rely on the *Declaration of Judd P. Tirnauer in Support of Chapter 11 Petitions and Requests for First Day Relief* (the “First Day Declaration”), which was filed contemporaneously with this Motion and is incorporated herein by reference. In further support of this Motion, the Debtors respectfully represent as follows:

JURISDICTION AND VENUE

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334(b), and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated as of February 29, 2012. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue of these Chapter 11 Cases and this Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

2. The statutory bases for the relief requested herein are section 105(a) of the Bankruptcy Code, Bankruptcy Rule 1015(b), and Local Rule 1015-1.

BACKGROUND

3. On the date hereof (the “Petition Date”), each of the Debtors commenced a voluntary case under chapter 11 of the Bankruptcy Code. The Debtors are authorized to continue to operate their business and manage their property as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. To date, no trustee, examiner or statutory committee has been appointed in these Chapter 11 Cases. Additional factual background relating to the Debtors’ business, capital structure and the commencement of these Chapter 11 Cases is set forth in detail in the First Day Declaration.

RELIEF REQUESTED

4. By this Motion, the Debtors seek entry of an order, pursuant to section 105(a) of the Bankruptcy Code, Bankruptcy Rule 1015, and Local Rule 1015-1, consolidating the Chapter 11 Cases for procedural purposes only. Many of the motions, applications, hearings, and orders that will arise in these Chapter 11 Cases will affect all of the Debtors jointly. For this reason, the Debtors respectfully submit that their interests, as well as the interests of their creditors and other parties in interest, would be best served by the joint administration of these Chapter 11 Cases, albeit for procedural purposes only.

5. The Debtors also request that the Clerk of the Court maintain one file and one docket for each of the Chapter 11 Cases, which file and docket shall be the file and docket for The Wet Seal, LLC.

6. The Debtors further request that the caption of these Chapter 11 Cases be modified as follows to reflect their joint administration:

	-----X	
In re:	:	Chapter 11
	:	
THE WET SEAL, LLC, <i>et al.</i> ,	:	Case No. 17-3244; (____)
	:	
Debtors. ¹	:	(Jointly Administered)
	:	
	-----X	

FN1: The Debtors in these chapter 11 cases and the last four digits of each Debtor’s taxpayer identification number are as follows: The Wet Seal, LLC (2741); The Wet Seal Gift Card, LLC (3286); Mador Financing, LLC (1377). The Debtors’ corporate headquarters is located at 7555 Irvine Center Drive, Irvine, California 92618.

7. In addition, the Debtors seek the Court’s direction that a separate docket entry be made on the docket of each of the Chapter 11 Cases (except that of The Wet Seal, LLC) substantially as follows:

An order has been entered in this case directing the joint administration for procedural purposes only of the chapter 11 cases of The Wet Seal, LLC, The Wet Seal Gift Card, LLC, and Mador Financing, LLC. The docket in the chapter 11 case of The Wet Seal, LLC, Case No. 17-3244; " (___), should be consulted for all matters concerning this case.

BASIS FOR RELIEF REQUESTED

8. Bankruptcy Rule 1015(b) provides that, if two or more petitions are pending in the same court by or against a debtor and an affiliate, “the court may order a joint administration of the estates.” Fed. R. Bankr. P. 1015(b). Local Rule 1015-1 similarly provides for joint administration of chapter 11 cases when the facts demonstrate that joint administration “is warranted and will ease the administrative burden for the Court and the parties.” Del. Bankr. L.R. 1015-1. In this case, all of the Debtors are “affiliates,” as that term is defined in section 101(2) of the Bankruptcy Code, of The Wet Seal, LLC, and, accordingly, the Court has the authority to grant the relief requested herein.

9. Additionally, the joint administration of the Debtors’ respective estates is warranted and will ease the administrative burden on the Court and all parties in interest in these Chapter 11 Cases. The joint administration of these Chapter 11 Cases will permit the Clerk of the Court to utilize a single docket for each of the Chapter 11 Cases and to combine notices to creditors and other parties in interest in the Debtors’ respective cases. In addition, there likely will be numerous motions, applications, and other pleadings filed in these Chapter 11 Cases that will affect most or all of the Debtors. Joint administration will permit counsel for all parties in interest to include all of the Chapter 11 Cases in a single caption for the numerous documents that are likely to be filed and served in these Chapter 11 Cases. Joint administration also will enable parties in interest in each of the Chapter 11 Cases to stay apprised of all of the various matters before the Court.

10. Joint administration of these Chapter 11 Cases will not prejudice or adversely affect the rights of the Debtors' creditors because the relief sought herein is purely procedural and is not intended to affect substantive rights. Because these Chapter 11 Cases involve multiple Debtors, joint administration will reduce significantly the volume of paper that otherwise would be filed with the Clerk of the Court, render the completion of various administrative tasks less costly, and minimize the number of unnecessary delays. Moreover, the relief requested by this Motion also will simplify supervision of the administrative aspects of these Chapter 11 Cases by the Office of the United States Trustee for the District of Delaware.

11. For these reasons, the Debtors submit that the relief requested herein is in the best interests of the Debtors, their estates, and their creditors, and therefore should be granted.

NOTICE

12. Notice of this Motion has been given to (i) the Office of the United States Trustee for the District of Delaware; (ii) counsel to Crystal Financial, LLC; (iii) counsel to Mador Funding, LLC; (iv) holders of the thirty (30) largest unsecured claims on a consolidated basis against the Debtors; and (v) any party that has requested notice pursuant to Bankruptcy Rule 2002. As this Motion is seeking "first day" relief, the Debtors will serve copies of this Motion and any order entered respecting this Motion as required by Local Rule 9013-1(m). The Debtors submit that, in light of the nature of the relief requested, no other or further notice need be given.

CONCLUSION

WHEREFORE, the Debtors respectfully request entry of proposed order, substantially in the form attached hereto as Exhibit A, (i) granting the relief requested herein, and (ii) granting such other relief as is just and proper.

Dated: February 2, 2017
Wilmington, Delaware

/s/ Andrew L. Magaziner

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Michael R. Nestor (No. 3526)

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*Proposed Counsel to the Debtors and
Debtors in Possession*

EXHIBIT A

Proposed Order

the District of Delaware, dated as of February 29, 2012; and it appearing that venue of these Chapter 11 Cases and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b); and it appearing that notice of the Motion has been given as set forth in the Motion and that such notice is adequate and no other or further notice need be given; and this Court having found and determined that the relief sought in the Motion is in the best interests of the Debtors, their estates, their creditors, and all other parties in interest; and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is hereby

ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. The above-captioned Chapter 11 Cases are consolidated for procedural purposes only and shall be administered jointly under the case of The Wet Seal, LLC, Case No. 17-10229 (____).
3. All pleadings filed in the Chapter 11 Cases shall bear a consolidated caption in the following form:

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-----X
In re:           : Chapter 11
                :
THE WET SEAL, LLC, et al., : Case No. 17-10229 (____)
                :
Debtors.1      : (Jointly Administered)
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FN1: The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: The Wet Seal, LLC (2741); The Wet Seal Gift Card, LLC (3286); Mador Financing, LLC (1377). The Debtors' corporate headquarters is located at 7555 Irvine Center Drive, Irvine, California 92618.

4. The consolidated caption set forth above satisfies the requirements of section 342(c)(1) of the Bankruptcy Code.

5. The Clerk of the Court shall make a docket entry in each of Debtors' Chapter 11 Cases (except that of The Wet Seal, LLC) substantially as follows:

An order has been entered in this case directing the joint administration for procedural purposes only of the chapter 11 cases of The Wet Seal, LLC, The Wet Seal Gift Card, LLC, and Mador Financing, LLC. The docket in the chapter 11 case of The Wet Seal, LLC, Case No. 17-10229 (___), should be consulted for all matters concerning this case.

6. The Clerk of the Court shall maintain a single pleadings docket and file for all of the Chapter 11 Cases, which shall be the pleadings docket and file for The Wet Seal, LLC.

7. This Court shall retain jurisdiction with respect to any and all matters arising from or related to the interpretation or implementation of this Order.

Dated: Wilmington, Delaware
February ____, 2017

UNITED STATES BANKRUPTCY JUDGE