

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION  
[www.flmb.uscourts.gov](http://www.flmb.uscourts.gov)

**In re:** Chapter 11  
**STEIN MART, INC.** Case No. 3:20-bk-02387  
Jointly Administered with  
**STEIN MART BUYING CORP.** Case No. 3:20-bk-02388  
**STEIN MART HOLDING CORP.,** Case No. 3:20-bk-02389  
**Debtors.**

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**NOTICE OF: (A) ENTRY OF ORDER CONFIRMING COMBINED PLAN OF LIQUIDATION, (B) EFFECTIVE DATE OF PLAN, AND (C) DEADLINE FOR FILING CERTAIN CLAIMS**

**TO: ALL HOLDERS OF CLAIMS AGAINST, AND INTERESTS IN, THE ABOVE CAPTIONED DEBTORS AND ALL OTHER PARTIES IN INTEREST**

**ENTRY OF CONFIRMATION ORDER**

**PLEASE TAKE NOTICE** that on April 13, 2021, the United States Bankruptcy Court for the Middle District of Florida (the “**Court**”) entered the *Order (I) Confirming the Combined Plan of Liquidation and (II) Approving the Disclosure Statement of Stein Mart, Inc., Stein Mart Buying Corp., and Stein Mart Holding Corp.* (Docket No. 1010) (the “**Confirmation Order**”) confirming the *Debtors’ Combined Plan of Liquidation* (Docket No. 848) (as modified by the Confirmation Order, the “**Plan**”) <sup>1</sup> filed by the above-captioned debtors (the “**Debtors**”). The Confirmation Order can be viewed by visiting the website of the Debtors’ claims and noticing agent at [Stein Mart Inc., et al. \(stretto.com\)](http://SteinMartInc.com).

**EFFECTIVE DATE OF PLAN**

**PLEASE TAKE FURTHER NOTICE THAT** April 28, 2021 is the Effective Date under the Plan.

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<sup>1</sup> All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Plan or the Confirmation Order, as applicable.

**PLEASE TAKE FURTHER NOTICE THAT** as of the Effective Date, the Plan Administrator is authorized to carry out and implement all provisions of the Plan. The Plan Administrator's address for notice and service purposes is:

Advisory Trust Group, LLC  
Attention: Brad Boe and Robert Michaelson  
10645 N. Oracle Road, Suite 121-371  
Oro Valley, Arizona 85737  
Email: brad.boe@advisorytgllc.com  
bob.michaelson@advisorytgllc.com

With a Copy to:

Frost Brown Todd LLC  
Attention: Ronald E. Gold, Esq.  
3300 Great American Tower  
301 East 4<sup>th</sup> Street  
Cincinnati, Ohio 45202  
Email: rgold@fbtlaw.com

### **NOTICES**

**PLEASE TAKE FURTHER NOTICE THAT** pursuant to Article XII.G of the Plan to continue receiving pleadings and other documents filed in the Chapter 11 Cases pursuant to Bankruptcy Rule 2002, you must file a renewed request to receive documents pursuant to Bankruptcy Rule 2002. Commencing June 1, 2021, the list of Entities receiving document pursuant to Bankruptcy Rule 2002 will be limited to those Entities who have filed such renewed requests (including any Entities that file such renewed requests after such date).

### **DEADLINE FOR FILING CERTAIN CLAIMS**

#### *Administrative Claims*

**PLEASE TAKE FURTHER NOTICE THAT** pursuant to this Court's Order on October 7, 2020 (Docket No. 492) (the "**Administrative Claims Bar Date Order**"), October 31, 2020 (the "**Administrative Claims Bar Date**") was the deadline for all persons and entities holding section 503(b)(9) claims against the Debtors to submit a proof of claim, and November 20, 2020 (the "**Administrative Expense Claims Bar Date**") was the deadline for all persons and entities asserting any claim against the Debtors that arose for payment of costs or expenses of administration specified in sections 503(b) and 507(a)(2) of the Bankruptcy Code to submit a proof of claim. Any such claims filed after this date are untimely. Notwithstanding anything to the contrary herein, no Administrative Claim request need be filed for the allowance of any fees of the United States Trustee arising under 28 U.S.C. § 1930.

*Rejection Damage Claims*

**PLEASE TAKE FURTHER NOTICE THAT** on the Effective Date, except as otherwise provided in the Plan, each Executory Contract and Unexpired Lease not previously rejected, assumed, or assumed and assigned, including any employee benefit plans (other than the Stein Mart, Inc. Retirement Plan), severance plans, and other Executory Contracts under which employee obligations arise, shall be deemed automatically rejected pursuant to sections 365 and 1123 of the Bankruptcy Code, unless such Executory Contract or Unexpired Lease: (1) is specifically described in the Plan as to be assumed in connection with confirmation of the Plan or otherwise is specifically described in the Plan to not be rejected; (2) is subject to a pending motion to assume such Unexpired Lease or Executory Contract as of the Confirmation Date (unless the counterparty to such Unexpired Lease or Executory Contract and the Debtors agree otherwise), (3) is a contract, instrument, release, indenture, or other agreement or document entered into in connection with the Plan; or (4) is an Insurance Contract.

**PLEASE TAKE FURTHER NOTICE THAT** all Proofs of Claim with respect to Claims arising from the rejection of Executory Contracts or Unexpired Leases **solely pursuant to the Plan or the Confirmation Order, if any**, must be Filed with the Bankruptcy Court **within thirty (30) days after the Effective Date. Any Claims arising from the rejection of an Executory Contract or Unexpired Lease not Filed with the Bankruptcy Court within such time will be automatically disallowed, forever barred from assertion, and shall not be enforceable against the Debtors or the Wind-Down Debtors, the Estates, or their property without the need for any objection by the Wind-Down Debtors or further notice to, or action, order, or approval of the Bankruptcy Court or any other Entity, and any Claim arising out of the rejection of the Executory Contract or Unexpired Lease shall be deemed fully satisfied and released, notwithstanding anything in the Schedules or a Proof of Claim to the contrary.** All Allowed Claims arising from the rejection of the Debtors' Executory Contracts or Unexpired Leases shall be classified as General Unsecured Claims.

**ALL PERSONS OR ENTITIES THAT FAIL TO FILE A REQUEST FOR PAYMENT OR PROOF OF CLAIM ON OR BEFORE THE APPLICABLE CLAIM BAR DATE SHALL BE FOREVER BARRED, ESTOPPED AND ENJOINED FROM ASSERTING ANY SUCH CLAIM AGAINST THE DEBTORS OR THE LIQUIDATING TRUSTEE AND THEIR RESPECTIVE ATTORNEYS, OTHER PROFESSIONALS, TRUSTEE AND/OR AGENTS, OR ANY OF PROPERTY OF THE DEBTOR AND THE HOLDER THEREOF SHALL BE ENJOINED FROM COMMENCING OR CONTINUING ANY ACTION, EMPLOYMENT OF PROCESS OR ACT TO COLLECT, OFFSET OR RECOVER SUCH CLAIM.**

*[Remainder of page intentionally left blank; signature page follows]*

Dated: April 29, 2021

Respectfully submitted,

**FOLEY & LARDNER**

/s/ Mark J. Wolfson

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**COUNSEL FOR DEBTORS AND  
DEBTORS IN POSSESSION**

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