

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re**

**CENTURY 21 DEPARTMENT STORES LLC,  
*et al.*,**

**Debtors.<sup>1</sup>**

**Chapter 11**

**Case No. 20-12097 (SCC)**

**(Jointly Administered)**

**NOTICE OF BAR DATES FOR FILING PROOFS OF CLAIM**

**PLEASE TAKE NOTICE THAT:**

On September 10, 2020 (the “**Petition Date**”), Century 21 Department Stores LLC and its debtor affiliates (collectively, the “**Debtors**”) each filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”) with the United States Bankruptcy Court for the Southern District of New York (the “**Bankruptcy Court**”).

On October 29, 2020, the Bankruptcy Court entered an order [Docket No. 204] (the “**Bar Date Order**”)² establishing certain deadlines for filing proofs of claim (“**Proofs of Claim**”) against the Debtors (the “**Bar Dates**”), including a General Claims Bar Date, Governmental Bar Date, Amended Schedules Bar Date, and Rejection Claims Bar Date (each, as defined in the Bar Date Order).

The Bar Dates and the procedures set forth below for the filing of Proofs of Claim against the Debtors apply to all claims against the Debtors that arose (or are deemed to have arisen) on or prior to the Petition Date, including any claims arising under section 503(b)(9) of the Bankruptcy Code, except for the types of claims listed in Section 2 below.

You may obtain a copy of the Bar Date Order and other case pleadings, including the Schedules (as defined in the Bar Date Order), at the Debtors’ case website <https://cases.stretto.com/Century21> (at no charge) or the Bankruptcy Court’s website [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov) (for a fee). Copies of case pleadings also may be examined between the hours of 8:00 a.m. and 4:00 p.m., Monday

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<sup>1</sup> The Debtors in these chapter 11 cases (the “**Chapter 11 Cases**”), along with the last four digits of each Debtor’s federal tax identification number, as applicable, are Century 21 Department Stores LLC (4073), L.I. 2000, Inc. (9619), C21 Department Stores Holdings LLC (8952), Giftco 21 LLC (0347), Century 21 Fulton LLC (4536), C21 Philadelphia LLC (2106), Century 21 Department Stores of New Jersey, L.L.C. (1705), Century 21 Gardens Of Jersey, LLC (9882), C21 Sawgrass Blue, LLC (8286), C21 GA Blue LLC (5776), and Century Paramus Realty LLC (5033). The Debtors’ principal place of business is: 22 Cortlandt Street, 5th Floor, New York, NY 10007.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Bar Date Order.

through Friday, excluding federal holidays, at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, New York, New York 10004-1408.

## 1. WHO MUST FILE A PROOF OF CLAIM

You **must** file a Proof of Claim form (a “**Proof of Claim Form**”) to share in distributions from the Debtors’ bankruptcy estates if you hold a claim<sup>3</sup> against the Debtors (including any claims arising under section 503(b)(9) of the Bankruptcy Code) that arose (or are deemed to have arisen) on or before the Petition Date, and it is not one of the kinds of claims set forth in Section 2. You must file a Proof of Claim Form by the applicable Bar Date even if your claim is not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Petition Date.

Specifically, and without limiting the generality of Bankruptcy Rule 3003(c)(2), you **must** file a Proof of Claim Form on or before the applicable Bar Date if you are:

- a. an entity (i) whose prepetition claim against a Debtor is not listed in the applicable Debtor’s Schedules or is listed as “disputed,” “contingent” or “unliquidated” and (ii) that desires to share in any distribution to creditors in the Chapter 11 Cases;
- b. an entity that believes its prepetition claim is improperly classified in the Schedules or is listed in an incorrect amount and that desires to have its claim allowed in a classification or amount other than that identified in the Schedules;
- c. an entity that believes that its prepetition claims as listed in the Schedules is not an obligation of the specific Debtor against which the claim is listed and that desires to have its claim allowed against a Debtor other than as identified in the Schedules; and
- d. an entity who believes that its claim against a Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.

## 2. EXCLUDED CLAIMS

You do **not** need to file a Proof of Claim Form if you are:

- a. an entity that already has filed a signed proof of claim against the applicable Debtor(s) with the Clerk of the Bankruptcy Court for the Southern District of New York or the Claims Agent appointed in these Cases, Stretto, in a form substantially similar to Official Bankruptcy Form No. 410;
- b. an entity whose claim is listed on the Schedules if (i) the claim is not scheduled as “disputed,” “contingent” or “unliquidated;” (ii) such entity agrees with the amount, nature

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<sup>3</sup> Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputes, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

and priority of the claim as set forth in the Schedules; and (iii) such entity does not dispute that its claim is an obligation only of the specific Debtor against which the claim is listed in the Schedules;

c. an ABL Party with regard to claims arising from or relating to the ABL Loan Documents (each term in this subparagraph, as defined in the order authorizing the Debtors' interim use of cash collateral [Docket No. 32] (the "**Cash Collateral Order**"));

d. a person or entity that holds a direct or indirect interest in any of the Debtors, which interest is based exclusively upon the ownership of equity interests, or rights to purchase, sell, or subscribe to such an interest; *provided, however*, that interest holders who wish to assert claims (as opposed to ownership interests) against the Debtors, including, without limitation, claims that arise out of or relate to the ownership or purchase of an interest, or the sale, issuance, or distribution of the interest, must file a Proof of Claim on or before the General Claims Bar Date unless another exception identified herein applies;<sup>4</sup>

e. a holder of a claim that previously has been allowed by final order of the Court;

f. a holder of a claim that has been paid in full by any of the Debtors (or any other party) in accordance with the Bankruptcy Code or an order of the Court;

g. a holder of a claim for which a separate filing deadline has previously been fixed by the Court;

h. an officer or director of the Debtors as of the Petition Date who has a claim for indemnification, contribution, or reimbursement;

i. an entity holding a claim payable to the Court or the United States Trustee Program pursuant to 28 U.S.C. § 1930;

j. a Debtor or an affiliate (as defined in section 101(2) of the Bankruptcy Code) thereof having a claim against another Debtor; and

k. a holder of a claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an expense of administration (other than claims entitled to priority under section 503(b)(9) of the Bankruptcy Code).

**You should not file a Proof of Claim Form if you do not have a claim against the Debtors. The fact that you received this notice does not mean that you have a claim against the Debtors.**

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<sup>4</sup> The Debtors reserve all rights with respect to such claims, including, without limitation, to assert that such claims are subject to subordination pursuant to section 510(b) of the Bankruptcy Code. The Debtors reserve the right to seek relief at a later date to establish a deadline for interest holders to file proofs of interest.

**Additional copies of Proof of Claim Forms can be obtained at the Debtors' case website, <https://cases.stretto.com/Century21>, or by emailing your request to [Century21Inquiries@stretto.com](mailto:Century21Inquiries@stretto.com).**

### **3. THE BAR DATES**

The Bar Date Order establishes the following Bar Dates for filing proofs of claim in these Chapter 11 Cases:

**General Claims Bar Date:** Except as otherwise provided herein, each person or entity (including, without limitation, each individual, partnership, joint venture, corporation, limited liability company, estate, or trust) holding or asserting a claim against the Debtors that arose (or is deemed to have arisen) on or prior to the Petition Date (including any claims arising under section 503(b)(9) of the Bankruptcy Code) must file a Proof of Claim Form so that it is actually received by Stretto **on or before December 18, 2020 at 11:59 p.m. (Prevailing Eastern Time)** (the “**General Claims Bar Date**”).

**Governmental Bar Date:** Each governmental unit holding or asserting a claim against the Debtors that arose (or is deemed to have arisen) on or prior to the Petition Date must file a Proof of Claim Form so that it is actually received by Stretto **on or before March 9, 2021 at 11:59 p.m. (Prevailing Eastern Time)** (the “**Governmental Bar Date**”).

**Amended Schedules Bar Date:** If, on or after the date the Debtors serve this Notice, a Debtor amends or supplements its Schedules to (a) reduce the undisputed, non-contingent and liquidated amount of a claim, (b) change the nature or classification of a claim against a Debtor in a manner adverse to the scheduled creditor, or (c) add a new claim to the Schedules with respect to a party that was not previously served with notice of the Bar Dates, the affected claimant must file a proof of claim or amend any previously filed proof of claim in respect of the amended scheduled claim in accordance with the procedures described herein so that it is actually received by Stretto **on or before the later of (i) the General Claims Bar Date, or (ii) 5:00 p.m., Eastern Time, on the date that is thirty (30) days after the date that notice of the applicable amendment or supplement to the Schedules is served on the claimant** (the “**Amended Schedules Bar Date**”). By contrast, if the amendment to the Schedules improves the amount or treatment of a previously-scheduled or filed claim, claimants that previously were served with a notice of the Bar Dates shall not be required to file additional claims by the Amended Schedules Bar Date.

**Rejection Claims Bar Date:** Each person or entity (including, without limitation, each individual, partnership, joint venture, corporation, limited liability company, estate, and trust) holding or asserting a Rejection Damages Claim for any rejection damages arising from the rejection of any unexpired lease or executory contract of a Debtor during the Chapter 11 Cases, or otherwise related to such rejected agreement, including (a) secured claims, unsecured priority claims, and unsecured nonpriority claims that arose or are deemed to have arisen prior to the Petition Date, and (b) administrative claims under section 503(b) of the Bankruptcy Code, must file a Proof of Claim Form so that it is actually received by Stretto **on or before the later to occur of (a) the General Claims Bar Date, and (b) 5:00 p.m. Eastern Time on the date that is thirty (30) days after entry of an order authorizing the Debtors to reject the subject executory contracts or unexpired leases** (the “**Rejection Claims Bar Date**”).

#### 4. WHAT FORMS AND DOCUMENTS TO FILE

Any Proof of Claim Form previously and properly filed with either Stretto or the Clerk prior to the mailing of this Notice shall be deemed to be, and shall be treated as, a timely-filed claim subject to the rights of the Debtors or any party-in-interest to object to the allowance thereof. No additional Proof of Claim Form is required to be asserted with respect to such previously-filed claim.

**If you have not filed your proof of claim yet**, a Proof of Claim Form should be submitted on the Proof of Claim Form enclosed with this notice. Additional copies of the Proof of Claim Form and general information related to the Chapter 11 Cases can be obtained at the Debtors' case website, <https://cases.stretto.com/Century21>, or by emailing your request to [Century21Inquiries@stretto.com](mailto:Century21Inquiries@stretto.com).

All Proof of Claim Forms must: (a) be written in the English language; (b) denominate the claim in lawful currency of the United States as of the Petition Date; (c) conform substantially with the Proof of Claim Form and Official Bankruptcy Form 410; (d) be signed by the claimant or by an authorized agent of the claimant; (e) include supporting documentation (or, if such documentation is voluminous, include a summary of such documentation) or an explanation as to why such documentation is not available; *provided, however*, that a Proof of Claim may be filed without supporting documentation upon the prior written consent of the Debtors; (f) set forth the legal and factual basis for the alleged claim; and (g) specify by name and case number the Debtor against which the claim is filed. If the holder asserts a claim against more than one Debtor or has multiple claims against different Debtors, a separate Proof of Claim Form must be filed with respect to each Debtor. In addition, any entity filing a proof of claim must identify on its Proof of Claim Form the specific Debtor against which its claim is asserted. Any claim filed only in the lead case number (Century 21 Department Stores LLC, Case No. 20-12097), or that otherwise fails to identify a specific Debtor shall be deemed to be filed only against Debtor Century 21 Department Stores LLC.

**503(b)(9) Claim**. If you assert a claim pursuant to section 503(b)(9) of the Bankruptcy Code, you must complete the appropriate box in the Proof of Claim Form and (a) include the value of the goods delivered to and received by the Debtors in the 20 days prior to the Petition Date, (b) attach any documentation identifying the date such goods were received by the Debtors, (c) state whether the amount asserted in the proof of claim represents a combination of goods and services and, if applicable, the portion of the claim that relates solely to the value of the goods, and (d) attach any documentation identifying the particular invoices for which the section 503(b)(9) claim is being asserted. If you fail to identify the existence and amount of your 503(b)(9) claim on the Proof of Claim Form, the claim will not be regarded as a 503(b)(9) claim, and the claim will not be entitled to priority treatment under section 503(b)(9) of the Bankruptcy Code.

**Proof of Claim Form**. If your claim is scheduled by the Debtors, the enclosed Proof of Claim Form sets forth (a) the amount of the scheduled claim, if any; (b) whether the claim is listed as disputed, contingent, or unliquidated; (c) whether the claim is listed as a secured, unsecured priority, or unsecured nonpriority claim; and (d) the identity of the Debtor against which the person or entity's claim is scheduled. To the extent you disagree with the information on the Proof of Claim Form, you should make the necessary changes to the information on the Proof of Claim Form and return it so that it is actually received by Stretto on or before the applicable Bar Date.

## 5. WHERE TO FILE

Persons or entities filing Proof of Claim Forms must deliver such forms to Stretto at the following address in the manner indicated below:

If by First-Class Mail, Hand Delivery or Overnight Mail:

Century 21 Claims Processing  
c/o Stretto  
410 Exchange, Suite 100  
Irvine, CA 96202

Alternatively, claimants may submit a Proof of Claim Form electronically by completing the Proof of Claim Form that can be accessed at Stretto's website: <https://cases.stretto.com/Century21/file-a-claim>.

Proof of Claim Forms will be deemed timely and properly filed only if such forms are actually received by Stretto on or before the applicable Bar Date. Do not file your Proof of Claim form with the Clerk.

**Proof of Claim Forms shall not be submitted by facsimile, telecopy, e-mail or other electronic means (except for the Electronic Proof of Claim via Stretto's website) and Proof of Claim Forms submitted by such means shall not be deemed timely filed.**

Time-stamped copies of Proof of Claim Forms will not be returned to you unless you provide the Claims Agent with a copy of your Proof of Claim and a self-addressed, postage prepaid, envelope.

## 6. CONSEQUENCES OF FAILURE TO TIMELY FILE A PROOF OF CLAIM FORM

**ANY ENTITY THAT IS REQUIRED TO FILE A PROOF OF CLAIM IN THE CHAPTER 11 CASES PURSUANT TO THE BANKRUPTCY CODE, THE BANKRUPTCY RULES, OR THE BAR DATE ORDER, BUT THAT FAILS TO DO SO BY THE APPLICABLE BAR DATE, SHALL BE FOREVER BARRED, ESTOPPED AND ENJOINED FROM: (A) ASSERTING ANY CLAIM AGAINST THE DEBTORS OR THEIR ESTATES OR PROPERTY THAT (I) IS IN AN AMOUNT THAT EXCEEDS THE AMOUNT, IF ANY, THAT IS IDENTIFIED IN THE SCHEDULES ON BEHALF OF SUCH ENTITY AS UNDISPUTED, NON-CONTINGENT, AND LIQUIDATED, OR (II) IS OF A DIFFERENT NATURE OR A DIFFERENT CLASSIFICATION THAN ANY CLAIM IDENTIFIED IN THE SCHEDULES ON BEHALF OF SUCH ENTITY (ANY SUCH CLAIM UNDER THIS SUBPARAGRAPH (A) BEING REFERRED TO HEREIN AS AN "UNSCHEDULED CLAIM"); OR (B) VOTING UPON, OR RECEIVING ANY DISTRIBUTION UNDER, ANY CHAPTER 11 PLAN PROMULGATED IN THESE CHAPTER 11 CASES IN RESPECT OF AN UNSCHEDULED CLAIM.**

**A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTORS SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE**

**AND ANY RELATED MATTERS, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM FORM.**

This Notice is only a summary of the Bar Date Order. All creditors and other parties in interest are referred to the text of the Bar Date Order itself and to the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules for additional information regarding the filing of and treatment of proofs of claim.

**7. RESERVATION OF RIGHTS**

The Debtors shall retain the right to: (a) dispute, or assert offsets or defenses against, any filed proofs of claim, or any claim listed or reflected in the Schedules, as to nature, amount, liability, classification or otherwise; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated (or any combination thereof); and (c) otherwise amend or supplement the Schedules. Notwithstanding the foregoing, nothing contained herein shall preclude the Debtors from objecting to any claim, whether scheduled or filed, on any grounds.

**8. ADDITIONAL INFORMATION**

Copies of the Bar Date Order and other information regarding the Debtors' Chapter 11 Cases, including the Schedules and other filings, are available for inspection free of charge on Stretto's website at <https://cases.stretto.com/Century21>. If you require additional information regarding the filing of a claim, you may contact Stretto at (855) 201-7205 (toll free from the U.S. or Canada) or by submitting an email inquiry to [Century21Inquiries@stretto.com](mailto:Century21Inquiries@stretto.com).

**Stretto cannot advise you how to file, or whether you should file, a proof of claim. You may wish to consult an attorney regarding this matter.**

Dated: November 2, 2020  
New York, New York

Respectfully submitted,

/s/ Lucy Kweskin

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