

Deadline to File Rule 3018 Motions	November 28, 2022 at 4:00 p.m. (ET)
Deadline to File Plan Supplement	November 28, 2022
Deadline to Object to Rule 3018 Motions	December 5, 2022 at 4:00 p.m. (ET)
Voting Deadline	December 5, 2022 at 4:00 p.m. (ET)
Confirmation Objection Deadline	December 5, 2022 at 4:00 p.m. (ET)
Deadline for Debtors to File Reply, Affidavits, and/or Declarations in Support of Confirmation	December 8, 2022 at 4:00 p.m. (ET)
Confirmation Hearing	December 13, 2022 at 1:00 p.m. (ET)

4. A hearing (the “Confirmation Hearing”) to consider final approval of the Combined Disclosure Statement and Plan as containing adequate information within the meaning of Section 1125 of the Bankruptcy Code and confirmation of the Combined Disclosure Statement and Plan will be held before the Honorable J. Kate Stickles, United States Bankruptcy Judge, on the fifth floor of the Bankruptcy Court, Courtroom #6, 824 North Market Street, Wilmington, Delaware 19801, **on December 13, 2022 at 1:00 p.m. (ET)**. The Confirmation Hearing may be continued from time to time without further notice other than the announcement by the Debtors in open court of the adjourned date(s) at the Confirmation Hearing or any continued hearing or as indicated in any notice filed with the Bankruptcy Court.

5. Objections to confirmation of the Combined Disclosure Statement and Plan, including any objection to the adequacy of the disclosures, if any, must: (a) be in writing; and (b) be filed with the Court by no later than **December 5, 2022 at 4:00 p.m. (ET)** (the “Confirmation Objection Deadline”) and served on: (i) the Debtors’ counsel, (x) Richards, Layton & Finger, P.A., One Rodney Square, 920 N. King Street, Wilmington, DE 19801 (Attn: Daniel J. DeFranceschi (defranceschi@rlf.com), Paul N. Heath (heath@rlf.com), and Brendan J. Schlauch (schlauch@rlf.com)) and (y) Cooley LLP, 1299 Pennsylvania Avenue, NW, Suite 700, Washington, DC 20004-2400 (Attn: Cullen D. Speckhart (cspeckhart@cooley.com) and Weiru Fang (wfang@cooley.com)) and 55 Hudson Yards, New York, New York 10001 (Attn: Michael Klein (mklein@cooley.com), Evan M. Lazerowitz (elazerowitz@cooley.com), and Joseph Brown (jbrown@cooley.com)); (ii) counsel to the Committee, Fox Rothschild LLP, 919 North Market Street, Suite 300, Wilmington, DE 19899-2323 (Attn: Howard A. Cohen (hcohen@foxrothschild.com and Stephanie J. Slater (sslater@foxrothschild.com) and 321 North Clark Street, Suite 1600, Chicago, IL 60654 (Attn: Gordon E. Gouveia (ggouveia@foxrothschild.com) and Jeffrey L. Widman (jwidman@foxrothschild.com)); and (iii) the United States Trustee, J. Caleb Boggs Building, 844 King Street, Suite 2207, Lockbox #35, Wilmington, DE 19801 (Attn: Richard L. Schepacarter (richard.schepacarter@usdoj.gov)).

6. The Bankruptcy Court has established **November 1, 2022** (the “Voting Record Date”) as the record date for purposes of determining which Holders of Claims in Class 3A (General Unsecured Claims), Class 3B (Unsecured Note Claim), and Class 3C (Insured Claims) (together, the “Voting Classes”) are entitled to vote on the Combined Disclosure Statement and Plan.

7. Pursuant to the Conditional Approval and Procedures Order, the Bankruptcy Court approved the use of certain materials in the solicitation of votes to accept or reject the Combined Disclosure Statement and Plan and certain procedures for the tabulation of votes to accept or reject the Combined Disclosure Statement and Plan. If you are a holder of a Claim against the Debtors in a Voting Class, you have received with this notice a ballot form (a “Ballot”) and instructions for completing the Ballot.

8. For a vote to accept or reject the Combined Disclosure Statement and Plan to be counted, the holder of a Ballot must complete all required information on the Ballot, execute the Ballot and return the completed Ballot in accordance with the instructions so that it is received by **December 5, 2022 at 4:00 p.m. (ET)** (the “Voting Deadline”). Any failure to follow the instructions included with the Ballot or to return a properly completed Ballot so that it is received by the Voting Deadline may disqualify such Ballot and vote on the Combined Disclosure Statement and Plan. **You may also be eligible to submit a Ballot electronically. If you wish to do so, please visit the following web address and follow the instructions on that web address:** <https://balloting.stretto.com>. The rules and procedures for the tabulation of the votes are outlined in the Conditional Approval and Procedures Order.

9. If a holder of a Claim wishes to challenge the allowance or disallowance of a claim for voting purposes under the Tabulation Procedures (as defined in the Conditional Approval and Procedures Order), such person or entity must file a motion, pursuant to Bankruptcy Rule 3018(a), for an order temporarily allowing such claim in a different amount or classification for purposes of voting to accept or reject the Combined Disclosure Statement and Plan no later than **November 28, 2022 at 4:00 p.m. (ET)** and serve such motion on the undersigned counsel to the Debtors. The Debtors, or any other party in interest, shall have until **December 5, 2022 at 4:00 p.m. (ET)** to file and serve any responses to such motions. Unless the Court orders otherwise, such claim will not be counted for voting purposes in excess of the amount determined in accordance with the Tabulation Procedures.

10. If a creditor timely filed a Proof of Claim and disagrees with the Debtors’ classification of, objection to, or request for estimation of, their Claim and believe that they should be entitled to vote on the Combined Disclosure Statement and Plan, then the creditor must serve the Debtors at the address set forth above and file with the clerk of the Bankruptcy Court a motion (a “Rule 3018(a) Motion”) for an order pursuant to Bankruptcy Rule 3018(a) temporarily allowing such claim in a different amount or in a different class for purposes of voting to accept or reject the Combined Disclosure Statement and Plan. All Rule 3018(a) Motions must be filed on or before **November 28, 2022 at 4:00 p.m. (ET)**. Any objection to a Rule 3018(a) Motion must be filed on or before **December 5, 2022 at 4:00 p.m. (ET)**. In accordance with Bankruptcy Rule 3018, as to any creditor filing a Rule 3018(a) Motion, such creditor’s Ballot will not be counted unless and until the underlying Claim is temporarily allowed by the Bankruptcy Court for voting purposes in a different amount, after notice and a hearing.

11. **Releases. Article XIV.C of the Combined Disclosure Statement and Plan provides as follows:**

Third Party Releases. Effective as of the Effective Date, for good and valuable consideration, the adequacy of which is hereby confirmed, the Releasing Parties³ shall be

³ Pursuant to the Combined Disclosure Statement and Plan, “**Releasing Parties**” means the following Entities, each in their respective capacities as such, (a) the Debtors; (b) the Committee and each of its members; (c) each Holder of a Claim that (I) votes to accept or reject the Combined Disclosure Statement and Plan or (II) abstains from voting and, in the case of either (I) or (II), does not opt out of the voluntary release contained in Article 0 of the Combined Disclosure Statement and Plan by checking the opt out box on the ballot, and returning it in accordance with the instructions set forth thereon, indicating that they opt not to grant the releases provided in the

deemed to, completely, conclusively, absolutely, unconditionally, irrevocably and forever release, waive, void and extinguish the Released Parties⁴ from any claim, Claim, Cause of Action, obligation, suit, judgment, damages, debt, right, remedy or liability whatsoever (including any derivative Claims or Causes of Action asserted or that may be asserted on behalf of the Debtors and their Estates), whether known or unknown, foreseen or unforeseen, existing or hereinafter arising, in law, equity, or otherwise, for any act or omission in connection with, relating to, or arising out of the Debtors (including the management, ownership, or operation thereof, including as such entities existed prior to or after the Petition Date), the Chapter 11 Cases, negotiation, preparation, Filing, and consummation of the Sale and the Asset Purchase Agreement, the marketing and sale process related to the Sale and the Asset Purchase Agreement, the negotiation, preparation, dissemination, solicitation, and Filing of this Combined Disclosure Statement and Plan, the Filing of the Chapter 11 Cases, the settlement of Claims or renegotiation of Executory Contracts, the pursuit of confirmation of this Combined Disclosure Statement and Plan, the consummation of this Combined Disclosure Statement and Plan, or the administration of this Combined Disclosure Statement and Plan or the property to be Distributed under this Combined Disclosure Statement and Plan, or upon any other act or omission, transaction, agreement, event or other occurrence taking place on or before the Effective Date (including before the Petition Date) related or relating to the foregoing; *provided, however*, that the foregoing provisions shall not operate to waive or release any Claims or Causes of Action resulting from any act or omission that is judicially determined by a Final Order to have constituted actual fraud, willful misconduct, or gross negligence of such applicable Released Party; *provided further, however*, that notwithstanding anything to the contrary in the Combined Disclosure Statement and Plan, the provisions of this Article XIV.0 shall not apply with respect to any unimpaired Claim until such unimpaired Claim has been paid in full in the Allowed amount of such Claim determined in accordance with applicable law, or on terms agreed to between the holder of such Claim and the Plan Administrator or the Post-Effective Date Debtors, at which time this Article XIV.0 shall apply in all respects as to the applicable unimpaired Claim. Notwithstanding the foregoing, nothing in this Article XIV.0 shall be construed as releasing any Released Party from any obligations that they have under or in connection with this Combined Disclosure Statement and Plan or the transactions contemplated in this Combined Disclosure Statement and Plan, or releasing, waiving or modifying any General Unsecured Claim asserted by a Releasing Party that is subject to treatment under this Combined Disclosure Statement and Plan.

12. Pursuant to the Conditional Approval and Procedures Order, you have not received a copy of the Combined Disclosure Statement and Plan. However, copies of the Combined Disclosure Statement and Plan and the Conditional Approval and Procedures Order may be obtained and/or are available for review without

Combined Disclosure Statement and Plan; (d) each Holder of a Claim that is deemed to accept the Combined Disclosure Statement and Plan or is otherwise unimpaired under the Combined Disclosure Statement and Plan; and (e) the Related Parties of the foregoing but only to the extent such Related Party would be obligated to release under principles of agency if it were so directed by the applicable Person or Entity in clauses (a) through (d); *provided that*, for the avoidance of doubt, the Holder of the Unsecured Note Claim shall be a “Releasing Party.” The term “Releasing Party” shall not include the Holder of an Equity Interest, solely in such capacity.

⁴ Pursuant to the Combined Disclosure Statement and Plan, “Released Parties” means the following Entities, each in their capacity as such, (a) the Debtors; (b) the Committee and each of its members; and (c) the Related Parties of each of the foregoing (including the Holder of the Unsecured Note Claim); *provided that* Enjoy UK, Enjoy Canada, Cal Hoagland, and Fareed Khan shall not be Released Parties.

charge at the website of Stretto, the bankruptcy court-approved balloting agent (the “Balloting Agent”) at <https://cases.stretto.com/enjoytechnology/>, or by contacting the Balloting Agent by email, teamenjoy@stretto.com, or telephone, (855) 331-1513 (U.S./Canada) or (949) 404-3325 (international).

PLEASE BE ADVISED THAT IF YOUR CLAIM IS UNIMPAIRED UNDER THE COMBINED DISCLOSURE STATEMENT AND PLAN, YOU WILL BE DEEMED TO HAVE GRANTED THE RELEASES CONTAINED IN ARTICLE XIV.C OF THE COMBINED DISCLOSURE STATEMENT AND PLAN UNLESS YOU FILE A TIMELY OBJECTION TO THE COMBINED DISCLOSURE STATEMENT AND PLAN.

PLEASE ALSO BE ADVISED THAT IF YOU (I)(A) VOTE TO ACCEPT OR REJECT THE COMBINED DISCLOSURE STATEMENT AND PLAN OR (B) DO NOT SUBMIT A BALLOT AND (II) DO NOT OPT OUT OF THE RELEASE PROVISIONS IN THE COMBINED DISCLOSURE STATEMENT AND PLAN, YOU WILL BE DEEMED TO HAVE GRANTED THE RELEASES IN ARTICLE XIV.C OF THE COMBINED DISCLOSURE STATEMENT AND PLAN.

Dated: November 1, 2022
Wilmington, Delaware

RICHARDS, LAYTON & FINGER, P.A.

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