

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

In re:

DIRECTBUY HOME IMPROVEMENT, INC.,

Debtor.¹

Chapter 11

Case No. 23-19159 (SLM)

NOTICE OF (A) ENTRY OF THE ORDER (I) APPROVING THE DISCLOSURE STATEMENT ON A FINAL BASIS AND (II) CONFIRMING THE AMENDED PLAN OF LIQUIDATION OF DIRECTBUY HOME IMPROVEMENT, INC. PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY CODE; (B) THE EFFECTIVE DATE THEREOF; AND (C) CERTAIN DEADLINES

TO CREDITORS, HOLDERS OF CLAIMS AND INTERESTS, AND PARTIES IN INTEREST, PLEASE TAKE NOTICE THAT:

1. **Confirmation of the Plan.** On April 19, 2024, the Honorable Stacey L. Meisel, United States Bankruptcy Judge for the United States Bankruptcy Court for the District of New Jersey (the “**Court**”), entered the *Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement on a Final Basis and (II) Confirming the Amended Plan of Liquidation of DirectBuy Home Improvement, Inc. Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 533] (the “**Confirmation Order**”), (i) approving on a final basis the *Disclosure Statement for the Amended Plan of Liquidation of DirectBuy Home Improvement, Inc. Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 459] (as further modified, revised, supplemented and amended, the “**Disclosure Statement**”); and (ii) confirming the *Second Amended Plan of Liquidation of DirectBuy Home Improvement, Inc. Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 516] (as further modified, supplemented and amended including all attachments and exhibits thereto, the “**Plan**”).²

2. **Effective Date of the Plan.** All conditions precedent to occurrence of the Effective Date of the Plan have been satisfied or waived. The Effective Date of the Plan occurred on April 30, 2024.

3. **Copies of the Plan and the Confirmation Order.** Copies of the Confirmation Order, Disclosure Statement, the Plan, and related documents, are available free of charge at <https://cases.stretto.com/DBHI>, or for a fee at the Court’s website at <http://www.njb.uscourts.gov>. The Confirmation Order, Disclosure Statement, Plan, and related documents also are available for inspection during regular business hours in the office of the Clerk of the Court for the District of New Jersey (the “**Clerk**”), Martin Luther King Jr. Building, 50 Walnut Street, Newark, NJ 07102.

4. **Post Effective Administrative Claims Bar Date.** Pursuant to the Confirmation Order, the deadline for filing proofs of claim or requests for payment of Administrative Claims arising on or after February 1, 2024 (“**Administrative Expense Requests**”) is twenty-one (21) days from the date of service of this Notice, which is **May 21, 2024**. All Administrative Expense Requests should be filed with the Court in accordance with the terms of the Plan and the Confirmation Order. Administrative Expense Requests will be deemed timely filed only if **actually filed with the Court** on or before **May 21, 2024 at 4:00 p.m. (ET)** (the “**Post-Effective Administrative Claims Bar Date**”). Administrative Expense Requests may **not** be delivered by facsimile, teletype, or electronic mail transmission to the Clerk or the Debtor. For the avoidance of doubt, the Post-Effective Administrative Claims Bar Date shall not alter, modify, or extend any prior administrative claims bar dates established during the pendency of the Debtor’s

¹ The debtor’s last four digits of its federal tax identification number is 4292.

² All capitalized terms used herein and not otherwise defined herein shall have the respective meanings ascribed to them in the Plan.

bankruptcy case, including the *Order Granting Debtor's Motion for Entry of an Order Establishing Bar Dates for Filing Proofs of Claim, Approving the Form and Manner for Filing Proofs of Claim, and Approving Notice Thereof* [Docket No. 272] (the "**Bar Date Order**") and the *First Supplemental Notice of Date by Which Parties Must File Administrative Claims and Procedures for Filing Administrative Claims Against the Debtor* [Docket No. 375] (the "**Supplemental Administrative Bar Date Notice**").

If you are or were required to file an Administrative Expense Request pursuant to the Confirmation Order, Bar Date Order, or Supplemental Bar Date Notice, and fail or failed to do so by the Post-Effective Administrative Claims Bar Date or deadlines set forth in the Bar Date Order or Supplemental Administrative Bar Date Notice, your untimely Administrative Expense Claim will not be considered Allowed, and you will not be treated as a Creditor for purposes of distributions with respect to such claim(s), and you shall be entitled to no distribution under the Plan with respect to such claim(s).

5. **Professional Fee Claims Bar Date.** Pursuant to the Confirmation Order, any Entity seeking an award by the Court of compensation or reimbursement of expenses in accordance with sections 328, 330, or 331 of the Bankruptcy Code or entitled to priorities established pursuant to section 503 of the Bankruptcy Code shall (1) file with the Clerk no later than thirty (30) days after the Effective Date which is **May 30, 2024 at 4:00 p.m. (ET)** (the "**Professional Fee Claims Bar Date**"), an application, including, without limitation, a final fee application, for such award of compensation or reimbursement; (2) serve a copy thereof, together with exhibits and schedules related thereto, upon (i) counsel to the Debtor, Cole Schotz P.C., 25 Main Street, Hackensack, New Jersey 07601 (Attn: Michael D. Sirota, Esq. and David M. Bass, Esq.); (ii) the Office of the United States Trustee, One Newark Center, 1085 Raymond Boulevard, Suite 2100, Newark, NJ 07102 (Attn: Fran B. Steele, Esq. and Peter J. D'Auria, Esq.); (iii) counsel to the Committee, Frost Brown Todd LLP, Great American Tower, 301 East Fourth Street, Suite 3300, Cincinnati, OH 45202 (Attn: Ronald E. Gold, Esq. and Erin P. Severini, Esq.); and (iv) counsel for ZG Lending SPV, LLC, Norton Rose Fulbright, 1301 Avenue of the Americas, New York, NY 10019 (Attn: Robert M. Hirsh, Esq. and James Copeland, Esq.); and (3) comply with the applicable requirements for such claim.

6. **Rejection Bar Date.** On the Effective Date, all Executory Contracts and Unexpired Leases shall be deemed rejected as of the Effective Date, unless such Executory Contract or Unexpired Lease: (i) was assumed or rejected previously by the Debtor; (ii) previously expired or terminated pursuant to its own terms; (iii) is the subject of a motion to assume Filed on or before the Effective Date; (iv) is identified in the Plan Supplement; or (v) has been assumed and assigned to a purchaser of the Debtor's assets. Proofs of Claim with respect to Claims arising from the rejection of Executory Contracts or Unexpired Leases, if any, must be Filed with the Court and served on the Liquidation Trustee by the earlier of (a) twenty-one (21) days after service of this Notice, which is **May 21, 2024 at 4:00 p.m. (ET)**, (b) twenty-one (21) days after service of notice of entry of an order of the Court (other than the Confirmation Order) approving the rejection of a particular Executory Contract or Unexpired Lease on the counterparty thereto, or (c) such other date as established pursuant to the Court's *Order (I) Authorizing and Approving Procedures to Reject Executory Contracts and Unexpired Leases and (II) Granting Related Relief* [Docket No. 186] and applicable notices filed and served by the Debtor pursuant thereto. For the avoidance of doubt, this Rejection Bar Date shall not alter, modify, or extend any prior rejection claims bar dates established during the pendency of the Debtor's bankruptcy case. Absent order of the Court to the contrary, any Claims arising from the rejection of an Executory Contract or Unexpired Lease not Filed by the applicable deadline will not be considered Allowed and such person or entity shall not be treated as a creditor for purposes of distributions under the Plan with respect to such claim.

7. **Renewed Request for Post-Effective Date Notice Pursuant to Bankruptcy Rule 2002.** After the Effective Date, to continue to receive notice of documents pursuant to Bankruptcy Rule 2002, all Creditors and other parties in interest must file a renewed notice of appearance with the Bankruptcy Court requesting receipt of documents pursuant to Bankruptcy Rule 2002.

8. **Binding Nature of Plan.** The Plan and its provisions are binding on the Debtor and any holder of a Claim against, or Interest in, the Debtor, and such holder's respective successors and assigns, whether or not the Claim or Interest of such holder is impaired by the Plan and whether or not such holder voted to accept or reject the Plan.

Dated: April 30, 2024

COLE SCHOTZ P.C.

By: /s/ Michael D. Sirota

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