

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

ICON AIRCRAFT, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-10703 (CTG)

(Jointly Administered)

Ref. Docket No. 95

**NOTICE OF (I) DATE BY WHICH PARTIES MUST FILE PROOFS OF CLAIM; AND
(II) PROCEDURES FOR FILING PROOFS OF CLAIM AGAINST THE DEBTORS**

PLEASE TAKE NOTICE that the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”) on April 4, 2024 (the “Petition Date”).

PLEASE TAKE FURTHER NOTICE that on April 24, 2024, the Debtor filed the *Debtors’ Motion for Entry of an Order (I) Setting Bar Dates for Filing Proofs of Claim; (II) Approving Notice of Bar Dates; and (III) Granting Related Relief* [Docket No. 95] (the “Bar Date Motion”) with the Court. On May 6, 2024, the Court entered an order approving the Bar Date Motion [Docket No. 154] (the “Bar Date Order”) and establishing certain dates (each, a “Bar Date,” and collectively, the “Bar Dates”) by which parties holding claims against the Debtors arising prior to the Petition Date must file proofs of claim. Each date is expressly set forth below.

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU MAY BE HOLDING A CLAIM AGAINST THE DEBTORS IN THE ABOVE-CAPTIONED CHAPTER 11 CASES.

THEREFORE, YOU SHOULD READ THIS NOTICE CAREFULLY AND DISCUSS IT WITH YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE. PROOFS OF CLAIM MAY BE FILED AT [HTTPS://CASES.STRETTO.COM/ICONAIRCRAFT/FILE-A-CLAIM/](https://cases.stretto.com/iconaircraft/file-a-claim/).

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: ICON Aircraft, Inc. (7443), Rycon LLC (5297), IC Technologies Inc. (7918), and ICON Flying Club, LLC (6101). The Debtors’ service address is 2141 ICON Way, Vacaville, CA 95688.

Background to the Debtors' Chapter 11 Cases

- A. **General Information About the Debtors' Cases.** The Debtors' cases are being jointly administered under case number 24-10703 (CTG). No request for the appointment of a trustee or examiner has been made in these chapter 11 cases (these "Chapter 11 Cases").
- B. **Access to Proof of Claim Forms and Additional Information.** If you have any questions regarding the claims processing and/or if you wish to obtain a copy of the Bar Date Motion, Bar Date Order, proof of claim form, or related documents (and/or any other pleadings filed in these chapter 11 cases) you may do so by: (i) visiting the website of the Debtors' notice and claims agent, Stretto, Inc. ("Stretto") at: www.cases.stretto.com/iconaircraft, (ii) calling Stretto at (866) 993-1870 (Toll-Free) or (949) 892-1896 (International), and/or (iii) writing via hardcopy to: Icon Aircraft, Inc. Claims Processing Center, c/o Stretto, Inc., 410 Exchange, Suite 100, Irvine, California 92602. Please note that Stretto **cannot** advise you on how to file, or whether you should file, a proof of claim.
- C. **Schedules of Assets and Liabilities.** The Debtors anticipate filing their statement of financial affairs and schedules of assets and liabilities (collectively, the "Schedules") on or before May 13, 2024, with the Court. The Debtors' Schedules may be examined and inspected by interested parties during regular business hours at the Clerk of the Bankruptcy Court, United States Bankruptcy Court, District of Delaware, 824 North Market Street, Wilmington, Delaware 19801. The Schedules are also available online and free of charge at www.cases.stretto.com/iconaircraft.

Bar Dates Approved by the Court

The Court has established the following Bar Dates as those dates by which parties holding claims against the Debtors arising prior to the Petition Date must file proofs of claims so that they are **actually received** by Stretto:

General Bar Date: **June 3, 2024 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all entities (which includes individual persons, estates, trusts, partnerships, and corporations, among others) must file proofs of claims.

Governmental Bar Date: **October 1, 2024 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which the Debtors were a party.

Amended Schedules Bar Date: To the extent applicable, the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty one (21) days from the date on which

the Debtors provide notice of an amendment to the Schedules is the date by which holders of claims affected thereby must file proofs of claims.

It is not sufficient for the Proof of Claim to be post-marked by the applicable Bar Date. It must be RECEIVED by the applicable Bar Date.

Parties Required to File Claim Forms

- A. **Definition of Claim.** Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means: (i) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (ii) 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.
- B. **Parties Who Must File Claim Forms.** Except as otherwise set forth herein, any person or entity that holds claims against the Debtors that arose (or is deemed to have arisen) before the Petition Date must file a proof of claim on or before the applicable Bar Date.
- C. **Parties Who Do Not Need to File Claim Forms.** Certain parties are not required to file a proof of claim. The Court may, however, enter one or more separate orders at a later time requiring holders of claims to file proofs of claim and setting related deadlines. If the Court does not enter such an order, you will receive notice of it.

The following persons or entities holding claims that would otherwise be subject to the applicable Bar Date need **not** file proofs of claim:

- a. any person or entity whose claim is listed on the Schedules if: (i) the claim is ***not*** scheduled as any of “disputed,” “contingent,” or “unliquidated;” (ii) such person or entity agrees with the amount, nature, and priority of the claim as set forth in the Schedules; and (iii) such person or entity agrees that the claim is an obligation of the specific Debtor that listed the claim in its Schedules;
- b. any person or entity whose claim has previously been allowed by order of the Court;
- c. any person or entity whose claim has been paid in full by the Debtors pursuant to the Bankruptcy Code or in accordance with an order of the Court;
- d. a current employee of the Debtors, if an order of this Court authorized the Debtors to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that current employees must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;

- e. any person or entity holding a claim for which a separate deadline is fixed by the Court;
- f. holders of claims for fees and expenses of professionals retained in these chapter 11 cases; and
- g. FeiRen International Co., Ltd., solely with respect to its claim as DIP Lender and DIP Agent (each as defined in the *Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing Postpetition Financing; (II) Granting Liens and Providing Superpriority Administrative Expense Claims; (III) Modifying the Automatic Stay; (IV) Scheduling a Final Hearing; and (V) Granting Related Relief* [Docket No. 13]).

Instructions for Filing Claim Forms

- A. Contents of Claim Forms.** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars (and to the extent such claim is converted to United States dollars, the conversion rate used in such conversion); (iii) conform substantially to Official Form 410; (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization); and (v) indicate against what Debtor the claim is being filed. The Debtors in these chapter 11 cases, along with each of their respective case numbers, are: ICON Aircraft, Inc. (Case No. 24-10703); Rycon LLC (Case No. 24-10704); IC Technologies Inc. (Case No. 24-10705); and ICON Flying Club, LLC (Case No. 24-10706).
- B. Original Signatures Required.** Only (i) original proof of claim forms or (ii) proof of claim forms submitted using the electronic filing interface available at www.stretto.com/iconaircraft will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.
- C. Supporting Documentation.** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d).
- D. Timely Service.** Each proof of claim form, including supporting documentation, must be filed (i) via the electronic filing interface available at www.cases.stretto.com/iconaircraft/file-a-claim/ or (ii) by United States mail or other hand delivery system, so as to be **actually received** by Stretto on or before the applicable Bar Date at the following address: Icon Aircraft, Inc. Claims Processing Center, c/o Stretto,

Inc., 410 Exchange, Suite 100, Irvine, California 92602. **Proof of claim forms submitted by facsimile or electronic mail will not be accepted.**

- E. Receipt of Service.** Claimants wishing to receive acknowledgment that their proof of claim forms were received by Stretto must submit (i) a copy of the proof of claim form; and (ii) a self-addressed, stamped envelope.

Consequences of Failing to Timely File Your Claim Form

If you or any party or entity who is required, but fails, to file a proof of claim in accordance with the Bar Date Order on or before the applicable Bar Date, please be advised that:

- **YOU WILL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS (OR FILING A PROOF OF CLAIM WITH RESPECT THERETO);**
- **YOU WILL NOT RECEIVE ANY DISTRIBUTION IN THESE CHAPTER 11 CASES ON ACCOUNT OF THAT CLAIM; AND**
- **YOU WILL NOT BE PERMITTED TO VOTE ON ANY CHAPTER 11 PLAN OR PLANS FOR THE DEBTORS ON ACCOUNT OF THAT CLAIM OR RECEIVE FURTHER NOTICES REGARDING SUCH CLAIM.**

Amendments to the Debtors' Schedules

- A. Amendments to Schedules.** In the event that the Debtors amend their Schedules after the date of this notice, the Debtors will provide holders of claims that are affected by any such amendment notice of the amendment, and such parties will be given an opportunity to file proofs of claim before a new deadline that will be specified in that future notice.
- B. Amended Schedules Bar Date.** The Court has approved the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty one (21) days from the date on which the Debtors provide notice of the amendment to the Schedules as the date by which holders of claims affected by the amendment must file proofs of claim with respect to such claims.

Reservation of Rights

Nothing contained in this notice is intended to or should be construed as a waiver of the Debtors' rights to: (a) dispute, or assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to the nature, amount, liability, or classification thereof; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated; or (c) otherwise amend or supplement the Schedules.

Dated: May 8, 2024
Wilmington, Delaware

/s/ Ashley E. Jacobs

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Proposed Counsel to the Debtors and Debtors in Possession