

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

)	
In re:)	Chapter 11
SAKS GLOBAL ENTERPRISES LLC, <i>et al.</i> ,)	Case No. 26-90103 (ARP)
Debtors. ¹)	(Jointly Administered)
)	
)	

**NOTICE OF OFFICIAL COMMITTEE OF UNSECURED
CREDITORS' BANKRUPTCY RULE 2004 REQUEST FOR
PRODUCTION OF DOCUMENTS FROM RICHARD A. BAKER**

PLEASE TAKE NOTICE that pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") and Rule 2004-1 of the Bankruptcy Local Rules for the United States Bankruptcy Court for the Southern District of Texas (the "Local Rules"), Richard A. Baker is commanded to produce the documents and electronic information identified in the attached **Exhibit A** for inspection and copying at the offices of Morrison & Foerster LLP, 250 West 55th Street, New York, NY 10019, counsel to the Official Committee of Unsecured Creditors appointed in the above-captioned chapter 11 cases (the "Committee"), no later than **April 23, 2026 at 5:00 p.m. (ET)**.² A true and correct copy of the Subpoena to be served is attached hereto as **Exhibit A**.

PLEASE TAKE FURTHER NOTICE that the Committee reserves its rights under title 11 of the United States Code, the Bankruptcy Rules, the Local Rules, and any applicable law

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors' claims and noticing agent at <https://cases.stretto.com/Saks>. The location of Debtors Saks Global Enterprises LLC's corporate headquarters and the Debtors' service address in these chapter 11 cases is 225 Liberty Street, 31st Floor, New York, NY 10281. Bradley Arant Boult Cummings LLP is counsel for the following Debtors: Saks OFF 5TH HOLDINGS LLC, Saks OFF 5TH LLC, Saks OFF 5TH Midco Partner Inc., and Luxury Outlets USA, LLC (collectively, the "SO5 Digital Debtors"). Haynes and Boone, LLP and Willkie Farr & Gallagher LLP are counsel for the remaining Debtors (collectively, the "Global Debtors").

² Mr. Baker is commanded to produce the documents and information identified in **Exhibit A** to Michael Birnbaum.

regarding the subject matter of this Notice and to amend, supplement, and/or modify **Exhibit A** attached hereto.

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Dated: April 9, 2026
Dallas, Texas

Respectfully submitted,

/s/ Ian R. Phillips

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*Counsel to the Official Committee of
Unsecured Creditors*

CERTIFICATE OF CONFERENCE

Through its counsel, Morrison & Foerster, the Committee has asked that Richard A. Baker, the former CEO, Governor, and Chairman of the Debtors provide documents in response to the Committee's diligence requests. Mr. Baker, through counsel, has thus far refused. There can be no meaningful dispute that Mr. Baker has responsive information to which the Committee is entitled. Mr. Baker was a hands-on executive involved in nearly every key transaction the Company entered into, including the Neiman Acquisition³ and the LME. In fact, when the Committee sought information from the Debtors in the form of testimony on these topics and others like the financial condition of Saks prior to the Neiman Acquisition, the Debtors took the position that their current personnel are not sufficiently knowledgeable to testify. While the Committee does not seek deposition testimony from Mr. Baker at this time,⁴ the Debtors' admissions and other related conversations with the Debtors' counsel reflect that Mr. Baker was and remains a source of key diligence that the Committee requires. Mr. Baker can no longer delay providing that diligence.

The Committee originally sent its draft diligence requests to Mr. Baker via email on March 18 and overnight UPS delivery to his home.⁵ The Committee had been unable to identify any current counsel for Mr. Baker, despite its efforts to do so. Accordingly, in its March 18

³ Capitalized terms not otherwise defined herein shall have the meaning ascribed to them to in the Declaration of Mark Weinsten In Support of Chapter 11 Petitions and First Day Pleadings ((the "First Day Declaration"), ECF No. 17).

⁴ For the avoidance of doubt, the Committee it reserves its rights to seek such testimony in the future.

⁵ At the time, the Committee had been unable to identify current counsel for Mr. Baker, despite its efforts to do so. Those efforts included inquiring with the Debtors and contacting counsel who were known to have previously represented Mr. Baker.

correspondence, the Committee requested that Mr. Baker have his counsel (if any) contact the Committee to meet and confer.

On March 23 the Committee was informed by the Debtors that Mr. Baker had retained Rachel Strickland to represent him in connection with the Committee's diligence requests. That same day, the Committee, through its counsel at Morrison & Forester, provided Ms. Strickland with a copy of the Committee's diligence requests to Mr. Baker. Morrison & Forester met and conferred with Ms. Strickland on March 24 to discuss the Committee's Rule 2004 requests for the production of documents. Morrison & Foerster further conferred with Ms. Strickland on April 1 and April 8. During these conferences and in related email correspondence, Morrison & Foerster attempted to determine whether and/or to what extent Mr. Baker would agree to proceed by written agreement pursuant to Local Rule 2004-1(b). On April 8, in response to further correspondence from Morrison & Foerster, Ms. Strickland informed Morrison & Foerster that Mr. Baker declines the Committee's request to voluntarily comply with a Rule 2004 examination pursuant to written agreement. The Committee further confirmed with Ms. Strickland on April 9 that Mr. Baker declines the Committee's request to comply with a Rule 2004 examination pursuant to written agreement.

/s/ Bryan Kotliar

CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2026, a true and correct copy of the foregoing document was served by email on Rachel Strickland, counsel for Mr. Baker.

/s/ Ian R. Phillips _____

EXHIBIT A

UNITED STATES BANKRUPTCY COURT

Southern

District of Texas

In re Saks Global Enterprises LLC, et al.
Debtor

Case No. 26-90103 (ARP)

(Complete if issued in an adversary proceeding)

Chapter 11

Plaintiff

v.

Adv. Proc. No.

Defendant

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A BANKRUPTCY CASE (OR ADVERSARY PROCEEDING)

Richard Baker, c/o Ropes & Gray LLP, Attn: Rachel Strickland, 1211 Avenue of the Americas, New York, NY 10036

To: (Name of person to whom the subpoena is directed)

Production: **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: See Attachment A

PLACE	DATE AND TIME
Morrison & Foerster LLP, 250 West 55th Street, New York, NY 10019	April 23, 2026 by 5:00 p.m. (ET)

Inspection of Premises: **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

PLACE	DATE AND TIME

The following provisions of Fed. R. Civ. P. 45, made applicable in bankruptcy cases by Fed. R. Bankr. P. 9016, are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and 45(g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: April 9, 2026

CLERK OF COURT

OR

/s/ Ian R. Phillips

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, email address, and telephone number of the attorney representing (name of party) Official Committee of Unsecured Creditors, who issues or requests this subpoena, are: Cole Schotz P.C., 901 Main Street, Suite 4120, Dallas, TX 75202 469-557-9390; iphillips@coleschotz.com and Morrison & Foerster LLP, 250 W 55th Street, New York, NY 10019, 212-468-8000; mbirnbaum@mfo.com

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things, or the inspection of premises before trial, a notice and a copy of this subpoena must be served on each party before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)*: _____
on *(date)* _____ .

I served the subpoena by delivering a copy to the named person as follows: _____
_____ on *(date)* _____ ; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of \$ _____ .

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ .

I declare under penalty of perjury that this information is true and correct.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information concerning attempted service, etc.:

ATTACHMENT A

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:)	
)	Chapter 11
SAKS GLOBAL ENTERPRISES LLC, <i>et al.</i> ,)	
Debtors. ¹)	Case No. 26-90103 (ARP)
)	(Jointly Administered)
)	
)	

**THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS’
FIRST SET OF DOCUMENT REQUESTS TO RICHARD BAKER**

Pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and Rule 2004-1 of the Bankruptcy Local Rules for the United States Bankruptcy Court for the Southern District of Texas (the “Local Rules”), the Official Committee of Unsecured Creditors (the “Committee”) of Saks Global Enterprises LLC and its affiliated debtors (the “Global Debtors”), by and through its proposed undersigned counsel, propounds the following requests for production of documents (the “Requests”) upon Richard Baker. The documents shall be produced at the offices of Morrison & Foerster LLP, 250 W 55th Street, New York, NY 10019-9601 or by electronic means, on or before 5:00 p.m. (Eastern) on April 23, 2026.

These Requests are made pursuant to the following Definitions and Instructions, which are an integral part of these Requests, and which shall be read into and control each particular Request.

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://cases.stretto.com/Saks>. The location of Debtors Saks Global Enterprises LLC’s corporate headquarters and the Debtors’ service address in these chapter 11 cases is 225 Liberty Street, 31st Floor, New York, NY 10281. Bradley Arant Boult Cummings LLP is counsel for the following Debtors: Saks OFF 5TH HOLDINGS LLC, Saks OFF 5TH LLC, Saks OFF 5TH Midco Partner Inc., and Luxury Outlets USA, LLC (collectively, the “SO5 Digital Debtors”). Haynes and Boone, LLP and Willkie Farr & Gallagher LLP are counsel for the remaining Debtors (collectively, the “Global Debtors”).

DEFINITIONS

As used herein, the following terms shall have the meanings indicated below:

1. “Affiliates” means all corporations, companies, limited liability companies, partnerships, or other corporate entities created by You or in which You have an interest or association, including, but not limited to any corporate entities of which You are a member, manager, partner, or shareholder, or in which you otherwise have a direct or indirect pecuniary interest.

2. “Communications” means any manner of disclosures, transfer, exchange, and any disclosure, transfer or exchange of information whether orally or by documents, or whether face to face, by telephone, electronic mail, mail, facsimile, text, messaging application, social media post, or personal delivery.

3. “Debtors” refers to Saks Global Enterprises LLC and the other debtors and debtors-in-possession in these chapter 11 cases, and their parents, subsidiaries, divisions, affiliates, predecessors, successors, and assigns, including but not limited to those identified on the organizational chart in the First-Day Declaration, and any present or former officers, directors, partners, members, trustees, employees, agents, representatives, advisors, attorneys, or all other Persons acting or purporting to act, on their behalf.

4. “Documents” is used in its broadest sense and means any writing of any kind, and includes, but is not limited to: agreements and contracts; drafts; Communications; analyses and financing analyses; financial statements; correspondence; emails; text messages; SMS messages; instant messages (including Communications sent via Skype, Slack, Teams, WebEx, Instant Bloomberg, or similar programs or applications); notes; social media posts; facsimiles; memoranda; records; books; summaries of records or notes of conversations or interviews; diaries;

calendars; forecasts; statistical statements; accountants' work papers; graphs; charts; diagrams; tables; indices; pictures; recordings; tapes; accounts; minutes or records of meetings or conferences; reports and/or summaries of investigations; opinions or reports of consultants; appraisals; reports and/or summaries of negotiations; brochures; pamphlets; circulars; trade letters; press releases; projections; working papers; income tax returns; checks; computer printouts and computer disks and tapes; or any other written, recorded, transcribed, taped, filmed or graphic matters, however produced or reproduced. The term Document also includes all diskettes, thumb drives, USB storage devices, flash drives, memory cards or similar media created or used by any of Your employees, directors, officers, agents, or partners that may have been maintained independently or separately from Your electronic data systems.

5. "Person" shall refer to any individual, corporation, partnership, joint venture, association, governmental agency, or other entity.

6. "Relating to" means referring to, pertaining to, concerning, evidencing, supporting or constituting evidence of, representing, memorializing, summarizing, describing, discussing, analyzing, or evaluating.

7. "You" or "Your" shall refer to Richard Baker, all family members of Richard Baker, and all Persons acting on his behalf, including representatives, managing agents, accountants, attorneys, investigators, affiliates, and entities in which he has a controlling interest and any agent, employee or representative thereof.

INSTRUCTIONS

In construing these Requests, the following instructions shall apply:

1. Predecessors and Successors. Reference to any document, object, tangible thing, or group of Persons (*e.g.*, committee, counsel or task force) includes all predecessor and successor documents, objects, tangible things or groups of Persons which are substantially similar to the

specific document, object, tangible thing or group of Persons identified in any Request. Reference to any corporation or other business organization includes all predecessor or successor corporations or organizations.

2. Instructions for Document Production. In producing the documents called for herein, either produce the responsive documents as maintained in the ordinary course of business or storage of such documents or segregate the documents so as to identify the numbered request(s) to which such documents respond. If any documents requested have been lost, discarded, or destroyed, identify such documents as completely as possible, including:

- a. the name(s) of the author(s) of the document;
- b. the name(s) of the Person(s) to whom copies were sent;
- c. the date of the document;
- d. the date on which the document was received by each addressee, copyee, or its recipient;
- e. the description of the nature and subject matter of the document that is as complete as possible;
- f. the date on which the document was lost, discarded, or destroyed; and
- g. the manner in which the document was lost, discarded, or destroyed.

3. Claims of Privileges. With respect to any document that You withhold on a claim of attorney-client privilege, the doctrine of work product immunity or any other statutory or common law privilege, provide a statement, signed by an attorney representing You, setting forth as to each such document:

- a. the name(s) of the sender(s) of the document;
- b. the name(s) of the author(s) of the document;
- c. the name(s) of the Person(s) to whom copies were sent;
- d. the job title of every Person named in (a), (b) and (c) above;
- e. the date of the document;
- f. the date on which the document was received by each addressee, copyee, or its recipient;
- g. a brief description of the nature and subject matter of the document; and
- h. the statute, rule or decision which is claimed to give rise to the privilege or immunity.

All such documents shall be numbered, held separately, and retained intact pending a ruling by the Court on the validity of the claimed privilege.

4. Timing. Unless otherwise stated, the time period for the Requests is January 1, 2022 through January 13, 2026.

5. Requests Continuing in Nature. These Requests are continuing in nature and when new knowledge or information comes to Your attention, shall be supplemented forthwith.

6. Reservation of Rights. The Committee reserves all rights to supplement, amend, or correct these Requests.

DOCUMENTS TO BE PRODUCED

1. Documents sufficient to identify all Your Affiliates.

2. Documents sufficient to show Your and Your Affiliates' interests in any entity affiliated with the Debtors including, but not limited to, the Person or entity holding the interest, the entity in which the interest is held, the date the interest was acquired, and the amount of the interest.

3. Documents sufficient to show all transfers, or any receipt of value, to You or Your Affiliates from the Debtors including, but not limited to, loans, dividends, distributions, or shares.

4. All agreements between You or Your Affiliates on the one hand, and the Debtors on the other hand.

5. All Documents and Communications relating to art pieces, jewelry, or other tangible property, that You or your Affiliates lent, sold, or leased to the Debtors, including but not limited to, professional or ad hoc appraisals of said property.

6. All Documents and Communications between You and Marc Metrick relating to the Debtors.

7. All Documents and Communications between You and Ian Putnam relating to the Debtors.

8. All Documents and Communications relating to the acquisition of Neiman Marcus Group including, but not limited to, all Communications between You and any Person affiliated with Neiman Marcus Group.

9. All Documents and Communications between You, on the one hand, and any of the Debtors' lenders or shareholders, on the other hand, relating to the Debtors including, but not limited to, all Communications with Insight Partners or its affiliates, Rhône Group or its affiliates, Davidson Kempner or its affiliates, and Sixth Street or its affiliates.

10. All Documents and Communications between You and any of the Debtors' vendors relating to the Debtors.

11. All Documents and Communications relating to any real property that the Debtors have or had an interest in.

12. All Documents and Communications relating to former Lord & Taylor locations that the Debtors leased, paid for, or otherwise had any interest in.

13. Documents sufficient to identify the means of Communications you employed relating to the Debtors including, but not limited to, all email addresses, messaging applications, phone numbers, social media accounts, or similar identifying information.

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Dated: April 9, 2026
Dallas, Texas

Respectfully submitted,

/s/ Ian R. Phillips

Ian R. Phillips, Esq.

Texas Bar No. 24091239

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