

SO ORDERED: November 17, 2021.



James M. Carr
James M. Carr
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

IN RE:

ITT EDUCATIONAL SERVICES, INC. et al.¹

Debtors

Chapter 7

Case No. 16-07207-JMC-7A

**ORDER ON STUDENT CLAIMANTS' MOTION
TO RETAIN A CLAIMS ADMINISTRATOR AND HOLD FIRST DISTRIBUTION FUNDS**

Upon the motion (the "Motion")² [Doc. 4509] of Student Claimants for an order pursuant to Federal Rules of Bankruptcy Procedure ("FRBP") 9014 applying FRBP 7023, having jurisdiction over this Motion pursuant to 28 U.S.C. § 1334; it appearing that venue in this Court is proper pursuant to 28 U.S.C. §§ 1408 and 1409; it appearing that this matter affects the administration of the debtors' estate;

¹ The debtors in these cases, along with the last four digits of their respective federal tax identification numbers are ITT Educational Services, Inc. [1311]; ESI Service Corp. [2117]; and Daniel Webster College, Inc. [5980].

² Capitalized terms used but not otherwise defined herein shall have the meanings used in the Motion.

having heard the representations of counsel for Student Claimants at a hearing on November 17, 2021; and after due deliberation thereon, it is hereby

ORDERED:

1. The Motion is GRANTED IN PART, as follows:

2. Student Claimants are hereby authorized to retain American Legal Claim Services LLC (“ALCS”) as claims administrator in accordance with the Proposed ALCS Agreement for the purpose of (1) initially holding, until a later date, any initial distribution (“First Distribution”) by the Chapter 7 Trustee from the Daniel Webster College, Inc. estate (“DWC Estate”); and (2) upon receipt of any subsequent, more substantial distributions from the ESI and/or ITT estates (“Subsequent Distributions”), to execute the notices and distributions to Student Class Members in accordance with a distribution plan approved by the Court.

3. Students Claimants shall file and serve a motion for approval of their proposed distribution plan in accordance with the *Order Establishing Certain Notice, Case Management and Administrative Procedures and Approve Proposed Form 309D* (Docket No. 220) (the “Case Management Order”) so that such motion and proposed distribution plan can be heard at the omnibus hearing on **February 16, 2022 at 1:30 p.m. prevailing Eastern time.** Notwithstanding anything to the contrary in the Case Management Order, service of such motion and proposed distribution plan shall be given to the same parties that received service of the Motion.

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