

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

In re:

BROOKSTONE HOLDINGS CORP., *et al.*

Debtors.

Chapter 11

Case No. 18-11780 (BLS)

(Jointly Administered)

**NOTICE OF ENTRY OF APPEARANCE  
AND DEMAND FOR NOTICES AND PAPERS**

**PLEASE TAKE NOTICE THAT** the attorneys listed below hereby appear as counsel for Teachers Insurance and Annuity Association of America, for the benefit of its Separate Real Estate Account (“TIAA”), in the chapter 11 cases of the above-captioned debtors and debtors in possession (the “Debtors”). Under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) and pursuant to Rules 2002, 3017(a), 9007, and 9010(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and Bankruptcy Code sections 342 and 1109(b), TIAA requests that copies of any and all notices, pleadings, motions, orders to show cause, applications, presentments, petitions, memoranda, affidavits, declarations, orders, disclosure statement(s) and plan(s) of reorganization, or other documents, filed or entered in these cases, be transmitted to:

Kenneth A. Listwak, Esq.  
**PEPPER HAMILTON LLP**  
Hercules Plaza, Suite 5100  
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Wilmington, Delaware 19899-1709  
Telephone: (302) 777-6500  
Facsimile: (302) 421-8390  
E-mail: [listwakk@pepperlaw.com](mailto:listwakk@pepperlaw.com)

**PLEASE TAKE FURTHER NOTICE THAT** this request includes, without limitation, not only the notices and papers referred to in the provisions specified above, but also includes orders and notices of any application, motion, petition, pleading, request, complaint, or

demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, courier service, hand-delivery, telephone, facsimile transmission, electronically, or otherwise, that (1) affects or seeks to affect in any way the rights or interests of TIAA or any other party in interest in these cases, including (a) the Debtors, (b) property of the Debtors or the Debtors' estates, or proceeds thereof, (c) claims against or interests in the Debtors, (d) other rights or interests of creditors of the Debtors or other parties in interest in this case or (e) property or proceeds thereof in the possession, custody, or control of TIAA or others that the Debtors may seek to use or (2) requires or prohibits, or seeks to require or prohibit, any act, delivery of any property, payment or other conduct by TIAA or any other party in interest. Please add the foregoing addresses to such mailing matrix as may be used for all purposes in these cases.

**PLEASE TAKE FURTHER NOTICE THAT**, in accordance with Bankruptcy Rule 3017(a), this request also constitutes a request in writing for copies of any disclosure statement or plan filed in these cases.

**PLEASE TAKE FURTHER NOTICE THAT** neither this notice of appearance nor any prior or later appearance, pleading, claim, or suit shall waive any right of TIAA (1) to have final orders in non-core matters entered only after *de novo* review by a higher court, (2) to trial by jury in any proceeding so triable in these cases or any case, controversy, or proceeding related to these cases, (3) to have the reference withdrawn in any matter subject to mandatory or discretionary withdrawal or (4) to any other rights, claims, actions, defenses, setoffs or recoupments, under agreements, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs, and recoupments are expressly reserved.

Dated: June 15, 2020  
Wilmington, Delaware

**PEPPER HAMILTON LLP**

/s/ Kenneth A. Listwak

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*Counsel for Teachers Insurance and Annuity  
Association of America, for the benefit of its  
Separate Real Estate Account*

**CERTIFICATE OF SERVICE**

I, Kenneth A. Listwak, hereby certify that on the 15<sup>th</sup> day of June, 2020, I served or caused to be served the foregoing **Notice of Entry of Appearance and Demand for Notices and Papers** upon the following parties by first class mail, postage pre-paid.

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