

Hearing Date: 2/13/20 10:00 AM
Objection Deadline: 1/15/20 4:00 PM
Reply Deadline: 1/31/20 4:00 PM

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

1141 Realty Owner, LLC, *et al.*

Reorganized Debtors

Chapter 11

Case No. 18-12341 (SMB)

(Jointly Administered)

NOTICE OF MOTION

PLEASE TAKE NOTICE that TCG Debt Acquisition 2 LLC ("Movant"), by its undersigned co-counsel, shall move before Hon. Stuart M. Bernstein, United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Custom House, One Bowling Green, New York, New York on **February 13, 2020 at 10:00 AM** or as soon thereafter as counsel may be heard for an Order granting partial summary judgment with respect to its Proof of Claim designated Claim No. 14 on the Claims Register filed on November 2, 2018, the Administrative Claim filed on June 14, 2019, and the Updated Payoff Amount calculation transmitted to Debtor on April 25, 2019 for an adjudication that (i) Movant is entitled to interest at the Default Rate as provided in the Loan Agreement and Loan Documents as early as January 1, 2016; (ii) Movant should be allowed contractual attorneys' fees and expenses, subject to this Court's determination as to reasonableness; and (iii) such other relief as is just and equitable.

PLEASE TAKE FURTHER NOTICE, that Movant shall rely upon the Motion filed herewith, the Declaration of Michael K. Shah dated December 13, 2019 with Exhibits, the

Statement of Undisputed Material Facts, and a supporting Memorandum of Law, together with pleadings and exhibits heretofore filed in the docket ("the Motion").

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion shall be filed with the Court and served on the undersigned counsel, so as to be received no later than January 15, 2020 at 4:00 PM, and any Reply must be filed with the Court and served as to be received by January 31, 2020 at 4:00 PM.

Dated: Buffalo, New York
December 13, 2019

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