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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

<p>In re:</p> <p>SLT HOLDCO, INC.,</p> <p style="text-align: center;">Debtor.</p>	<p>Chapter 11</p> <p>Case No. 20-18368 (MBK)</p> <p>Hearing Date: October 14, 2021, at 10:00 a.m. (ET) Obj. Deadline: October 7, 2021, at 4:00 p.m. (ET)</p>
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**LIQUIDATION TRUSTEE’S
MOTION FOR ENTRY OF AN ORDER GRANTING A FURTHER
EXTENSION OF TIME WITHIN WHICH TO FILE OBJECTIONS TO CLAIMS**

TO: THE HONORABLE MICHAEL B. KAPLAN
CHIEF UNITED STATES BANKRUPTCY JUDGE

George Koutsonicolis, the Liquidation Trustee (“**Trustee**”) of the SLT Liquidation Trust (the “**Trust**”) formed pursuant to the confirmed *First Amended Joint Plan of Liquidation of SLT Holdco, Inc. and Sur La Table, Inc. Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 548-1] (the “**Plan**”),¹ by and through his counsel, Cole Schotz P.C., hereby submits this motion (the “**Motion**”) for the entry of an Order substantially in the form submitted herewith (the “**Proposed Order**”), pursuant to section 105 of title 11 of the United States Code (the

¹ Capitalized terms used herein and not otherwise defined herein shall have the respective meanings ascribed to them in the Plan.

“**Bankruptcy Code**”) and Rule 9006(b)(1) of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), further extending the Claims Objection Deadline (as defined below). In support of the Motion, the Trustee respectfully submits as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 1334 and 157(b) and the *Standing Order of Reference of the Bankruptcy Court Under Title 11* of the United States District Court for the District of New Jersey, entered on July 23, 1984, and amended on September 18, 2012. This is a “core” proceeding pursuant to 28 U.S.C. § 157(b)(2).
2. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.
3. The legal and statutory predicates for the relief sought herein are section 105 of the Bankruptcy Code and Bankruptcy Rule 9006(b)(1).

BACKGROUND

4. On July 8, 2020, SLT Holdco, Inc. and Sur La Table, Inc. (collectively, the “**Debtors**”) each commenced with this Court a voluntary case under chapter 11 of the Bankruptcy Code (together, the “**Chapter 11 Cases**”). The factual background regarding the Debtors, including their business operations, capital and debt structure, and the events leading to the filing of the Chapter 11 Cases, is set forth in the *Declaration of Jason Goldberger in Support of Debtors’ Chapter 11 Petitions and First Day Pleadings* [Docket No. 30].
5. On October 22, 2020, the Court entered its *Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement on a Final Basis and (II) Confirming the First Amended Joint Plan of Liquidation of SLT Holdco, Inc. and Sur La Table, Inc. Pursuant to Chapter 11 of the Bankruptcy Code* [Docket No. 548] (the “**Confirmation Order**”).
6. On November 6, 2020, the Plan became effective (the “**Effective Date**”). *See* Docket No. 576.

7. Pursuant to Article V.D of the Plan, after the Effective Date the Trustee has the “exclusive authority to file, settle, compromise, withdraw, or litigate to judgment any objections to Claims.” *See* Plan Article V.D.

8. Pursuant to Article V.D of the Plan, any objections to Claims were to be filed and served on or before the later of (i) one hundred eighty (180) days after the Effective Date or (ii) such date as may be fixed by the Bankruptcy Court (the “**Claims Objection Deadline**”). *See* Plan Article V.D. The initial Claims Objection Deadline was May 5, 2021.

9. Pursuant to Paragraph 18 of the Confirmation Order, the Trustee may seek extensions of the Claims Objection Deadline from this Court. *See* Confirmation Order ¶ 18.

10. On February 22, 2021, the Trustee filed a *Motion for Entry of an Order Granting an Extension of Time Within Which to File Objections to Claims* [Docket No. 667], which was granted by entry of an Order on February 26, 2021 [Docket No. 677] (the “**First Extension Order**”). Pursuant to the First Extension Order, the Claims Objection Deadline was extended through and including November 1, 2021, without prejudice to the right of the Trustee to seek further extensions of the Claims Objection Deadline. *See* First Extension Order at ¶ 2.

RELIEF REQUESTED

11. By this Motion, the Trustee requests that the Court enter an order further extending the Claims Objection Deadline by an additional one hundred and twenty (120) days, through and including March 1, 2022, without prejudice to the right of the Trustee to seek further extensions of such deadline.

BASIS FOR RELIEF REQUESTED

12. Section 105(a) of the Bankruptcy Code provides, in pertinent part, that the Court may “issue any order, process, or judgment that is necessary or appropriate to carry out the provisions [of the Bankruptcy Code].” 11 U.S.C. § 105(a).

13. Bankruptcy Rule 9006(b)(1) provides that a court may “with or without motion or notice order [a] period enlarged if the request therefore is made before the expiration of the period originally prescribed or as extended by a previous order.” Fed. R. Bankr. P. 9006(b)(1).

14. Pursuant to the Confirmation Order and the First Extension Order the Claims Objection Deadline may be extended by Order of the Court.

15. Since the initial extension of the Claims Objection Deadline, the Trustee and his professionals have continued to work diligently to, among other things, review and analyze the proofs of claim that have been filed against the Debtors and perform the required due diligence to identify any objectionable claims. Indeed, in addition to numerous claims that have been resolved informally, the Trustee filed three (3) omnibus claims objections, *see* Docket Nos. 715, 717, and 719, which were granted by this Court and pursuant to which in excess of \$5 million dollars of claims were marked as satisfied, reclassified, or expunged. *See* Docket Nos. 742, 743 and 746. The current Claims Objection Deadline, however, does not provide the Trustee with sufficient time to fully reconcile the remaining claims, prepare objections thereto, if necessary, or consensually resolve such claims, if appropriate.

16. In addition to claims reconciliation, the Trustee and his professionals have been working diligently to liquidate and recover assets, respond to creditor inquiries, and attend to Trust administration. Moreover, the Trustee is in the process of preparing requests for creditors to provide him with a completed and executed IRS Form W-9, IRS Form W-8 or other appropriate tax form or documentation pursuant to the terms of the Plan and the Liquidation Trust Agreement, barring which the underlying claims may be disallowed in accordance with the Plan.

17. Accordingly, the Trustee requests an extension of the Claims Objection Deadline through and including March 1, 2022. Such an extension will provide the Trustee with additional time to reconcile claims, to prepare appropriate claim objections, if necessary, and to negotiate with holders of claims to resolve any objections. Additionally, the Trustee submits that an extension of the Claims Objection Deadline will preserve the opportunity for the Trustee to resolve the claims in a timely and efficient manner without the need for litigation, and will not prejudice any claimants. Accordingly, the Trustee respectfully requests entry of an order granting the Motion.

WAIVER OF MEMORANDUM OF LAW

18. The Trustee respectfully requests that the Court waive the requirement to file a separate memorandum of law pursuant to Local Rule 9013-1(a)(3) because the legal bases upon which the Trustee relies are incorporated herein and the Motion does not raise any novel issues of law.

NOTICE

19. Notice of this Motion has been provided by electronic transmission, telecopy, e-mail, or regular mail to the U.S. Trustee and those parties who have filed a renewed notice of appearance and request for service of pleadings in these Chapter 11 Cases pursuant to Bankruptcy Rule 2002. In light of the relief requested herein, the Trustee respectfully submits that no other or further notice is required.

PRIOR APPLICATIONS

20. The Trustee previously filed one application to extend the Claims Objection Deadline, which was granted by the First Extension Order. For the reasons described herein, the Trustee submits that a further extension is warranted.

CONCLUSION

WHEREFORE, the Trustee respectfully requests that the Court enter the Proposed Order and grant such other and further relief as is just and proper.

COLE SCHOTZ P.C.

Attorneys for the Liquidation Trustee

By: /s/ Jacob S. Frumkin

Michael D. Sirota, Esq.

David M. Bass, Esq.

Jacob S. Frumkin, Esq.

DATED: September 8, 2021

COLE SCHOTZ P.C.

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Attorneys for the Liquidation Trustee

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

SLT HOLDCO, INC.,

Debtor.

Chapter 11

Case No. 20-18368 (MBK)

Hearing Date: October 14, 2021, at 10:00 a.m. (ET)
Obj. Deadline: October 7, 2021, at 4:00 p.m. (ET)

**NOTICE OF LIQUIDATION TRUSTEE'S
MOTION FOR ENTRY OF AN ORDER GRANTING A FURTHER
EXTENSION OF TIME WITHIN WHICH TO FILE OBJECTIONS TO CLAIMS**

PLEASE TAKE NOTICE that on October 14, 2021 at 10:00 a.m. (ET), or as soon thereafter as counsel may be heard, George Koutsonicolis, the Liquidation Trustee (the “**Trustee**”) of the SLT Liquidation Trust, by and through his undersigned counsel, shall move before the Honorable Michael B. Kaplan, Chief United States Bankruptcy Judge, in Courtroom #8 of the United States Bankruptcy Court for the District of New Jersey (the “**Bankruptcy Court**”), 402 East State Street, Trenton, New Jersey 08608, or such other physical or virtual location as may be determined by the Court, for the entry of an order pursuant to 11 U.S.C. § 105 and Fed. R. Bankr. P. 9006(b)(1), further extending the deadline to object to claims (the “**Motion**”).

PLEASE TAKE FURTHER NOTICE that in support of the Motion, the Trustee shall rely on the accompanying application, which sets forth the relevant legal and factual bases upon

which the relief requested should be granted. A proposed Order granting the relief requested in the Motion also is submitted herewith.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the relief requested in the Motion shall: (i) be in writing, (ii) state with particularity the basis of the objection; and (iii) be filed with the Clerk of the United States Bankruptcy Court electronically by attorneys who regularly practice before the Bankruptcy Court in accordance with the General Order Regarding Electronic Means for Filing, Signing, and Verification of Documents dated March 27, 2002 (the “**General Order**”) and the Commentary Supplementing Administrative Procedures dated as of March 2004 (the “**Supplemental Commentary**”) (the General Order, the Supplemental Commentary and the User’s Manual for the Electronic Case Filing System can be found at www.njb.uscourts.gov, the official website for the Bankruptcy Court) and, by all other parties-in-interest, on CD-ROM in Portable Document Format (PDF), and shall be served in accordance with the General Order and the Supplemental Commentary, so as to be received no later than seven (7) days before the hearing date set forth above.

PLEASE TAKE FURTHER NOTICE that unless objections are timely filed and served, the Motion shall be decided on the papers in accordance with D.N.J. LBR 9013-3(d), and the relief requested may be granted without further notice or hearing.

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PLEASE TAKE FURTHER NOTICE that the undersigned requests oral argument on the return date of the Motion if objections are timely filed.

COLE SCHOTZ P.C.

Attorneys for the Liquidation Trustee

By: /s/ Jacob S. Frumkin

Michael D. Sirota, Esq.

David M. Bass, Esq.

Jacob S. Frumkin, Esq.

DATED: September 8, 2021

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
Caption in Compliance with D.N.J. LBR 9004-1(b) COLE SCHOTZ P.C. Court Plaza North 25 Main Street Hackensack, New Jersey 07601 Michael D. Sirota, Esq. (msirota@coleschotz.com) David M. Bass, Esq. (dbass@coleschotz.com) Jacob S. Frumkin, Esq. (jfrumkin@coleschotz.com) (201) 489-3000 (201) 489-1536 Facsimile <i>Attorneys for the Liquidation Trustee</i>	
In re: SLT HOLDCO, INC. Debtor.	Chapter 11 Case No. 20-18368 (MBK) Hearing Date and Time: October 14, 2021, at 10:00 a.m. (ET)

**ORDER GRANTING LIQUIDATION
TRUSTEE'S MOTION FOR ENTRY OF AN ORDER GRANTING A FURTHER
EXTENSION OF TIME WITHIN WHICH TO FILE OBJECTIONS TO CLAIMS**

The relief set forth on the following page, numbered two (2), is hereby **ORDERED**.

(Page 2)

Debtors: SLT HOLDCO, INC.
Case No. 20-18368 (MBK)
Caption of Order: ORDER GRANTING LIQUIDATION TRUSTEE'S MOTION FOR
ENTRY OF AN ORDER GRANTING AN EXTENSION OF TIME
WITHIN WHICH TO FILE OBJECTIONS TO CLAIMS

THIS MATTER having been opened before the Court upon the motion (the "Motion")¹ of the Trustee for entry of an Order pursuant to section 105(a) of the Bankruptcy Code and Bankruptcy Rule 9006(b)(1) further extending the Claims Objection Deadline; and the Court having jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334; and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and consideration of the Motion being a core proceeding pursuant to 28 U.S.C. § 157(b); and it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and upon the record herein; and the Court having determined that the relief sought by the Motion is in the best interests of the Trust, the Debtors, their estates, and creditors; and after due deliberation and good and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. The Claims Objection Deadline is hereby extended through and including March 1, 2022, without prejudice to the right of the Trustee to seek further extensions of the Claims Objection Deadline.
3. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
4. The Court shall retain jurisdiction to hear and determine all matters arising from or relating to the interpretation, implementation, or enforcement of this Order.

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.