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8

9 **UNITED STATES BANKRUPTCY COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **LOS ANGELES DIVISION**
12

13
14 AIRPORT VAN RENTAL, INC., et al.,¹
15 Debtors and Debtors in
16 Possession.

Case No. 2:20-bk-20876-BB

Chapter 11 (Jointly Administered)

**NOTICE OF NON-VOTING STATUS TO
HOLDERS OF CLAIMS AND EQUITY
INTERESTS THAT ARE DEEMED TO
ACCEPT OR REJECT THE DEBTORS'
PROPOSED FIRST AMENDED
CHAPTER 11 PLAN OF
REORGANIZATION DATED MAY 24,
2022**

- 17 Affects all Debtors
18 Affects the following Debtor(s):
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27 ¹ Pursuant to an order of the Court, this case is being jointly administered with a case filed by AVR Vanpool, Inc.,
28 a California corporation, case no. 2:20-bk-20883-BB. The case also was jointly administered with the following three
cases that have been dismissed: Airport Van Rental, Inc., a Georgia corporation, case no. 2:20-bk-20877-BB; Airport
Van Rental, Inc., a Nevada corporation, case no. 2:20-bk-20878-BB; and Airport Van Rental, LLP, a Texas limited
liability partnership, case no. 2:20-bk-20882-BB.

1 **PLEASE TAKE NOTICE** that on May 24, 2022, Airport Van Rental, Inc., a California
2 corporation, and AVR Vanpool, Inc., a California corporation (collectively the “**Debtors**”) filed a
3 *First Amended Chapter 11 Plan of Reorganization Dated May 24, 2022* (the “**Plan**”) (*docket no.*
4 *912*), and their accompanying *Disclosure Statement for First Amended Chapter 11 Plan of*
5 *Reorganization Dated May 24, 2022* (the “**Disclosure Statement**”) (*docket no. 913*).

6 **PLEASE TAKE FURTHER NOTICE** that on May 27, 2022, the Court entered an order
7 approving the Disclosure Statement (the “**Disclosure Statement Order**”) (*docket no. 924*). The
8 Disclosure Statement Order authorizes the Debtors to solicit votes to accept or reject the Plan and
9 establishes procedures relating thereto (the “**Solicitation Procedures**”).

10 **PLEASE TAKE FURTHER NOTICE** that if you would like to obtain a Solicitation
11 Package, you may obtain copies of the Solicitation Package free of charge at
12 <https://cases.omniagentsolutions.com/home?clientId=3595>. You may also obtain copies of any
13 pleadings filed in these Chapter 11 cases for a fee via the Court’s CM/ECF system at
14 <https://ecf.cacb.uscourts.gov>.

15 **PLEASE TAKE FURTHER NOTICE** that because of the nature and treatment of claims
16 in Classes 7, 8, 13, and 14 (the “**Non-Voting Classes of Claims**”), you are not entitled to vote to
17 accept or reject the Plan to the extent that you hold a claim in one or more of those classes. This is
18 because, under the terms of the Plan, claims in the Non-Voting Classes of Claims are unimpaired.
19 Pursuant to section 1126(f) of the Bankruptcy Code, as a holder of a claim in one or more of those
20 classes, you are conclusively presumed to have accepted the Plan and solicitation of acceptances
21 with respect to the Non-Voting Classes of Claims is not required. The Non-Voting Classes of
22 Claims are as follows:

Class	Class Description
7	Secured Claim of LCA Bank Corporation
8	Secured Claim of the San Diego County Regional Airport Authority
13	Priority Wage Claims
14	Convenience Class Claims – i.e., General Unsecured Claims in the amount of \$300 or less

1 **PLEASE TAKE FURTHER NOTICE** that because of the nature and treatment of equity
2 interests in Classes 16 and 17 (the “**Non-Voting Classes of Interests**”), you are not entitled to vote
3 to accept or reject the Plan to the extent that you hold an interest in one or more of those classes.
4 This is because, under the terms of the Plan, interests in the Non-Voting Classes of Interests are
5 either (1) unimpaired or (2) impaired but will not receive any distributions or other property on
6 account of such interests. Pursuant to section 1126(f) of the Bankruptcy Code, as a holder of an
7 interest in one or more of those classes, you are conclusively presumed to have either accepted or
8 rejected the Plan and solicitation of acceptances with respect to the Non-Voting Classes of Interests
9 is not required. The Non-Voting Classes of Interests are as follows:

Class	Class Description
16	Equity Interests in Airport Van Rental, Inc., a California corporation
17	Equity Interests in AVR Vanpool, Inc., a California corporation

14 **PLEASE TAKE FURTHER NOTICE** that you may be the holder of more than one claim
15 or interest. This notice is being sent to all holders of claims in the Non-Voting Classes of Claims
16 and all holders of interests in the Non-Voting Classes of Interests. You may also have received a
17 Ballot because you are the holder of a claim in a class that *is* entitled to vote. The Ballot, if one is
18 included in the Solicitation Package that you received, will identify the class in which the vote is
19 being cast. The following classes *are* entitled to vote on the Plan:

Class	Holder(s)
1	Secured Claim of 1st Source Bank
2	Secured Claim of 1st Source Bank (from AFC)
3	Secured Claim of Sumitomo Mitsui Finance and Leasing Co.
4	Secured Claim of Hitachi Capital America Corp.
5	Secured Claim of United Leasing
6	Secured Claim of the U.S. Small Business Administration
9	Secured Claim of the Colorado Department of Revenue

Class	Holder(s)
10	Secured Claim of City of Commerce City, Colorado
11	Secured Claim of the Texas Comptroller of Public Accounts (related to motor vehicle rental taxes)
12	Secured Claim of the Texas Comptroller of Public Accounts (related to franchise taxes)
15	General Unsecured Claims

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8 **PLEASE TAKE FURTHER NOTICE** that the hearing to consider confirmation of the
9 Plan (the “**Confirmation Hearing**”) will commence on **August 24, 2022, at 10:00 a.m.**
10 (**prevailing Pacific time**) before the Honorable Sheri Bluebond, United States Bankruptcy Judge,
11 in the United States Bankruptcy Court for the Central District of California, located in Courtroom
12 1539, 255 East Temple Street, Los Angeles, California. The Confirmation Hearing may be
13 continued from time to time by the Debtors or the Court without further notice other than by
14 announcement in open court or by a notice of continuance filed with the Court and served on such
15 parties as the Court may order. Moreover, the Plan may be modified or amended, if necessary,
16 pursuant to section 1127 of the Bankruptcy Code, prior to, during, or as a result of the
17 Confirmation Hearing without further notice to parties in interest.

18 **PLEASE TAKE FURTHER NOTICE** that even though you are not entitled to vote to
19 accept or reject the Plan, you may still be a party in interest in the Debtors’ chapter 11 cases and
20 entitled to participate in the Debtors’ cases, including by filing objections to confirmation of the
21 Plan. The deadline for filing objections to confirmation of the Plan is **August 3, 2022** (the “**Plan**
22 **Objection Deadline**”). **Objections to Confirmation of the Plan not timely filed and served in**
23 **the manner set forth herein may not be considered by the Bankruptcy Court and may be**
24 **overruled without further notice.**

25 Any objection to confirmation of the Plan must: (1) be in writing; (2) conform to the
26 Federal Rules of Bankruptcy Procedure and the Bankruptcy Court’s Local Bankruptcy Rules;
27 (3) state the name and address of the objecting party and the amount and nature of the Claim of
28 such entity; (4) state with particularity the basis and nature of the party’s objection to the Plan; and

1 (5) be filed with the Bankruptcy Court on or before the Plan Objection Deadline. If the objection is
2 not filed electronically, a copy of the objection must be served on the following by electronic mail,
3 or any other manner, so it is received by them no later than the Plan Objection Deadline:

4 Attorney for the Debtors

John N. Tedford, IV (*jtedford@DanningGill.com*)
5 Zev Shechtman (*zs@DanningGill.com*)
Danning, Gill, Israel & Krasnoff, LLP
6 1901 Avenue of the Stars, Suite 450
Los Angeles, California 90067

7 Attorneys for the Committee

8 Michael I. Gottfried (*mgottfried@elkinskalt.com*)
Roye Zur (*rzur@elkinskalt.com*)
9 Elkins Kalt Weintraub Reuben Gartside LLP
10 10345 W. Olympic Blvd.
Los Angeles, California 90064

11 Office of the United States Trustee
ATTN: Eryk R. Escobar (*eryk.r.escobar@usdoj.gov*)
12 915 Wilshire Blvd., Suite 1850
13 Los Angeles, California 90017

14 Any party seeking to offer evidence at the Confirmation Hearing shall present testimony of
15 all witnesses through declarations under penalty of perjury and admissible under the Federal Rules
16 of Evidence. Declarations offered by any party objecting to confirmation of the Plan shall be filed
17 and served on or before the Plan Objection Deadline (**August 3, 2022**). **Evidence that is not**
18 **timely filed will be stricken from the record and will not be considered in determining**
19 **contested matters that may arise at the Confirmation Hearing.**

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21 DATED: June 7, 2022

DANNING, GILL, ISRAEL & KRASNOFF, LLP

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23 By: /s/ John N. Tedford, IV

24 JOHN N. TEDFORD, IV
25 Attorneys for Airport Van Rental, Inc. and AVR
26 Vanpool, Inc., Debtors and Debtors in Possession
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