

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

<b>In re:</b>	§	<b>Chapter 11</b>
	§	
<b>CBL &amp; ASSOCIATES</b>	§	<b>Case No. 20-35226 (DRJ)</b>
<b>PROPERTIES, INC., et al.,</b>	§	
	§	<b>(Jointly Administered)</b>
<b>Debtors.<sup>1</sup></b>	§	

**AGENDA OF MATTERS SET FOR HEARING ON  
AUGUST 11, 2021, AT 9:00 A.M. (PREVAILING CENTRAL TIME)**

A VIDEO/TELEPHONIC HEARING WILL BE CONDUCTED ON THIS MATTER ON AUGUST 11, 2021, AT 9:00 A.M. (PREVAILING CENTRAL TIME). PARTIES WISHING TO PARTICIPATE TELEPHONICALLY MUST DIAL IN USING THE COURT’S TELECONFERENCE SYSTEM AT 832-917-1510 AND ENTERING CONFERENCE CODE 205691. PARTIES WHO ALSO WISH TO PARTICIPATE BY VIDEOCONFERENCE MAY DO SO BY USE OF AN INTERNET CONNECTION, USING THE WEBSITE GOTOMEET.ME/JUDGEJONES OR THE FREE GOTOMEETING APPLICATION, SELECTING “JOIN MY MEETING,” AND ENTERING MEETING CODE “JudgeJones.”

CBL & Associates Properties, Inc. and its debtor affiliates, as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “**Debtors**”), hereby file their Agenda of Matters Set for Hearing on August 11, 2021, at 9:00 a.m. (prevailing Central Time) before the Honorable David R. Jones.

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<sup>1</sup> A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://dm.epiq11.com/CBLProperties>. The Debtors’ service address for the purposes of these chapter 11 cases is 2030 Hamilton Place Blvd., Suite 500, Chattanooga, Tennessee 37421.

**CONTESTED MATTERS:**

1. Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors (With Technical Modifications) (**Docket No. 1369**)

Status: This matter is going forward.

Unresolved Responses<sup>2</sup>:

- A. Objection of Matthew A. Page (**Docket No. 1070**)
- B. Preferred Shareholder's (John A. Kroemer) Objection to Revised Plan and Disclosure Statement and Joinder in Motion for Appointment of Official Committee of Preferred Shareholders (**Docket No. 1107**)
- C. Objection of Matthew A. Page (**Docket No. 1110**)
- D. Justin Weisenbacher, Preferred Shareholder, Objection to the Motion of Debtors for Entry of an Order Approving Disclosure Statement and Related Solicitation Procedures; and Joinder in Motion for Appointment of Official Committee of Preferred Equity Holders (**Docket No. 1115**)
- E. Brad D Lenkin's Objection to Confirmation of Chapter 11 Plan (**Docket No. 1288**)
- F. Preferred Shareholder's (John A. Kroemer) Objection to Confirmation of Debtor's Revised Plan of Reorganization (**Docket No. 1321**)

Resolved Responses:

- G. Whole Foods Market Group, Inc.'s Limited Objection to Confirmation of Chapter 11 Plan (**Docket No. 1268**)
- H. Objection of Quality Restaurant Concepts, LLC to Debtors' Third Amended Plan of Reorganization and Reservation of Rights (**Docket No. 1328**)
- I. Cinemark, USA, Inc.'s Cure Objection and Limited Objection to the Plan (**Docket No. 1329**)
- J. Cinemark, USA, Inc.'s Cure Objection and Limited Objection to the Plan (**Docket No. 1330**)

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<sup>2</sup> RSA Objections: Considered Plan Objections and adjourned to confirmation hearing from April 29, 2021 hearing minutes (Docket No. 1091); Objection of Patrick Clark (Docket No. 988); Objection of Matthew A. Page (Docket Nos. 999 and 1034); Objection of Yves Courcy (Docket Nos. 1001 and 1077); Objection of Cristina I. Ribeiro (Docket No. 1003); Objection of Roman Morozov (Docket No. 1004); Objection of Gebre-Michael Manna (Docket Nos. 1024, 1029, and 1153).

- K. Objection of the Taxing Authorities to Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1331)**
- L. Limited Objection of Ross Dress for Less, Inc. to the Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1333)**
- M. Limited Objection to Assumption of TJX Stores Related Leases **(Docket No. 1339)**
- N. Limited Objection of Microsoft to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1340); withdrawn, see Docket No. 1364**
- O. Texas Taxing Authorities' Objection to Debtors Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 821); withdrawn, see Docket No. 1356**

Adjourned Objections:

- P. Objection of Constellation NewEnergy, Inc. to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1334)**
- Q. Limited Objection of ATC to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1341)**
- R. Limited Objection of Ross Dress for Less, Inc. to the Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1342)**
- S. Quality Restaurant Concepts, LLC's Objection to Proposed Cure Amount and Reservation of Rights **(Docket No. 1344)**
- T. Objection to Proposed Cure Amount Due to Talen Energy Marketing, LLC **(Docket No. 1345)**

Replies and Briefs in Support:

- U. Debtors' Memorandum of Law in Support of Confirmation of Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1373)**
- V. Declaration of Farzana Khaleel in Support of Confirmation of Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1374)**

- W. Declaration of Barak Klein in Support of Confirmation of Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1376)**
- X. Declaration of Mark A. Renzi in Support of Confirmation of Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1377)**

Related Documents:

- Y. Restructuring Support Agreement (Exhibit B to Declaration of Mark Renzi in Support of Debtors' Petitions and First Day Motions) **(Docket No. 3)**
- Z. Notice of Filing of Amended Restructuring Support Agreement Among The Debtors, The Consenting Bank Lenders and Consenting Noteholders **(Docket No. 980)**
- AA. Disclosure Statement for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1164)**
- BB. Notice of Filing of Solicitation Versions of Third Amended Plan and Related Disclosure Statement **(Docket No. 1165)**
- CC. Amended Order (I) Approving Disclosure Statement and Form and Manner of Notice of Disclosure Statement Hearing, (II) Establishing Solicitation and Voting Procedures, (III) Scheduling Confirmation Hearing, (IV) Establishing Notice and Objection Procedures for Confirmation of the Proposed Plan, (V) Approving Notice Procedures for the Assumption and Assignment of Executory Contracts and Unexpired Leases, and (VI) Granting Related Relief **(Docket No. 1168)**
- DD. Notice of (I) Approval of Disclosure Statement, (II) Establishment of Voting Record Date, (III) Hearing on Confirmation of The Plan, (IV) Procedures and Deadline for Objecting to The Confirmation of The Plan, and (V) Procedures and Deadline for Voting on The Plan **(Docket No. 1171)**
- EE. Order (I) Approving Disclosure Statement and Form and Manner of Notice of Disclosure Statement Hearing, (II) Establishing Solicitation and Voting Procedures, (III) Scheduling Confirmation Hearing, (IV) Establishing Notice and Objection Procedures for Confirmation of The Proposed Plan, (V) Approving Notice Procedures for The Assumption and Assignment of Executory Contracts and Unexpired Leases, and (VI) Granting Related Relief **(Docket No. 1147)**
- FF. Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1163)**

- GG. Affidavit of Service by Stephenie Kjontvedt of Epiq Corporate Restructuring, LLC regarding Solicitation Materials **(Docket No. 1234)**
- HH. Notice of Filing of Plan Supplement for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. And Its Affiliated Debtor **(Docket No. 1315)**
- II. Notice of Classification of Property-Level Guarantee Claims **(Docket No. 1316)**
- JJ. Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1317)**
- KK. Notice of Filing of Amended Plan Supplement for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtor **(Docket No. 1322)**
- LL. Notice of Filing of Second Amended Plan Supplement for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1324)**
- MM. Declaration of Jane Sullivan of Epiq Corporate Restructuring, LLC, regarding Voting and Tabulation of Ballots Cast on the Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1354)**
- NN. Withdrawal of The Texas Taxing Authorities' Objection to Debtors Joint Chapter 11 Plan **(Docket No. 1356)**
- OO. Publication Notice of Confirmation Hearing in the National Edition of the New York Times on July 9, 2021 **(Docket No. 1357)**
- PP. Publication Notice of Confirmation Hearing in the Chattanooga Times Free Press on July 9, 2021 **(Docket No. 1358)**
- QQ. Preferred Shareholder, J. Albert Kroemer's Witness and Exhibit List for the August 11, 2021 Hearing **(Docket No. 1360)**
- RR. Notice of Updated Exhibit to the Declaration of Jane Sullivan of Epiq Corporate Restructuring, LLC, Regarding Voting and Tabulation of Ballots Cast on the Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors **(Docket No. 1362)**
- SS. Official Committee of Unsecured Creditors' Witness and Exhibit List for the August 11, 2021 Hearing **(Docket No. 1363)**
- TT. Withdrawal of Limited Objection of Microsoft to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors **(Docket No. 1364)**

- UU. Debtors' Witness and Exhibit List for Hearing on August 11, 2021 (**Docket No. 1365**)
- VV. Justin F. Weisenbacher's Witness and Exhibit List (**Docket No. 1366**)
- WW. Matthew Page's Request for Admissions of Selected Documents into Evidence (**Docket No. 1367**)
- XX. Whole Foods Market Group, Inc.'s Withdrawal of Its Limited Objection to Confirmation of Chapter 11 Plan (**Docket No. 1368**)
- YY. Notice of Filing Redlines for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors (**Docket No. 1370**)
- ZZ. Amended Notice of Cure Amounts with Respect to Certain Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1371**)
- AAA. Second Notice of Classification of Property-Level Guarantee Claims (**Docket No. 1372**)
- BBB. Declaration of Jane Sullivan of Epiq Corporate Restructuring, LLC, Regarding Solicitation of the Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors (**Docket No. 1375**)
- CCC. Proposed Findings of Fact, Conclusions of Law, and Order (I) Confirming Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors and (II) Granting Related Relief (**Docket No. 1379**)
- DDD. Notice of Filing of Third Amended Plan Supplement for Third Amended Joint Chapter 11 Plan of CBL & Associates Properties, Inc. and Its Affiliated Debtors (**Docket No. 1380**)

**ADJOURNED/RESOLVED MATTERS:**

- 2. Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1317**)

Status: All responses have been adjourned or resolved and this matter will not be going forward.

Resolved Responses:

- A. Cinemark, USA, Inc.'s Cure Objection and Limited Objection to the Plan (**Docket No. 1329**)
- B. Cinemark, USA, Inc.'s Cure Objection and Limited Objection to the Plan (**Docket No. 1330**)

- C. Limited Objection to Assumption of TJX Stores Related Leases (**Docket No. 1339**)
- D. Limited Objection of Microsoft to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1340**); **withdrawn, see Docket No. 1364**

Adjourned Responses:

- E. Objection of Constellation NewEnergy, Inc. to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1334**)
- F. Limited Objection of ATC to Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1341**)
- G. Limited Objection of Ross Dress for Less, Inc. to the Notice of Cure Amounts with Respect to Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1342**)
- H. Quality Restaurant Concepts, LLC's Objection to Proposed Cure Amount and Reservation of Rights (**Docket No. 1344**)
- I. Objection to Proposed Cure Amount Due to Talen Energy Marketing, LLC (**Docket No. 1345**)

Related Document:

- J. Amended Notice of Cure Amounts with Respect to Certain Executory Contracts and Unexpired Leases of Debtors (**Docket No. 1371**)

3. Motion for Relief From the Automatic Stay to Proceed With Pending Motion to Unseal Documents in Wave Litigation (**Docket No. 1088**)

Status: This matter has been adjourned by agreement of the parties to a date to be set by the Court; this matter will not be going forward.

Responses:

- A. Debtors' Objection to Motion for Relief From the Automatic Stay Related to Wave Litigation (**Docket No. 1117**)

Related Documents:

- B. Lead Securities Plaintiffs' Exhibit List for Hearing on May 20, 2021 (**Docket No. 1129**)
- C. Reply in Further Support of Motion for Relief From the Automatic Stay to Proceed With Pending Motion to Unseal Documents in Wave Litigation (**Docket No. 1135**)

4. Motion for Relief From the Automatic Stay (Filed by Lorene Miller) **(Docket No. 1296)**

Status: This matter has been resolved and will not be going forward.

Responses: None

5. Emergency Motion of Debtors for Entry of an Order Further Extending the Automatic Stay to Certain of Debtors' Directors and Officers **(Docket No. 992)**

Status: Agreed order to be submitted; this matter will not be going forward.

Responses:

- A. Objection Filed by Gebre-Michael Manna **(Docket No. 1000)**
- B. Response in Opposition to Emergency Motion of Debtors for Entry of an Order Further Extending the Automatic Stay to Certain of Debtors' Directors and Officers **(Docket No. 1033)**
- C. Statement of the Official Committee of Unsecured Creditors in Support of the Emergency Motion of Debtors for Entry of an Order Further Extending the Automatic Stay to Certain of Debtors' Directors and Officers **(Docket No. 1036)**

Related Documents:

- D. Securities Plaintiffs' Exhibit List for Hearing on April 12, 2021 **(Docket No. 1030)**
- E. Order Further Extending the Automatic Stay to Certain of Debtors' Directors and Officers **(Docket Nos. 1042 and 1146)**

Dated: August 10, 2021  
Houston, Texas

Respectfully submitted,

/s/ Alfredo R. Pérez

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*Attorneys for Debtors  
and Debtors in Possession*

**Certificate of Service**

I hereby certify that on August 10, 2021, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Alfredo R. Pérez

Alfredo R. Pérez