

ENTERED

September 13, 2021

Nathan Ochsner, Clerk

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

In re:	§	Chapter 11
	§	
CBL & ASSOCIATES	§	
PROPERTIES, INC., et al.,	§	Case No. 20-35226 (DRJ)
	§	
Debtors.¹	§	(Jointly Administered)
	§	Re: Docket Nos. 1414 and 1416

**ORDER (I) APPROVING SETTLEMENT AGREEMENT WITH
NEW YORK LIFE INSURANCE COMPANY AND (II) GRANTING RELATED RELIEF**

Upon the motion, dated August 18, 2021 (the “**Motion**”)² of CBL & Associates Properties, Inc. and its debtor affiliates, as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “**Debtors**”) for entry of an order authorizing the Debtors to enter into a Settlement Agreement and granting related relief, as more fully set forth in the Motion; and this Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334; and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and it appearing that venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and this Court having reviewed the Motion; and all objections, if any, to the Motion having been withdrawn, resolved, or overruled; and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for

¹ A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtor’s 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.

² Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

the relief granted herein; and it appearing that the relief requested in the Motion is in the best interests of the Debtors and its estates and creditors; and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Debtors are authorized to enter into, perform, execute, and deliver all documents, and take all actions, necessary to immediately continue and fully implement the Settlement Agreement, in accordance with the agreed terms and conditions set forth therein.

2. NYL's Proof of Claim will be treated as an Allowed Property-Level Guarantee Settlement Claim in Class 6 of the Plan in accordance with the Settlement Agreement.

3. To the extent applicable, the requirements of Bankruptcy Rule 6004(a) are waived.

4. Notwithstanding the provisions of Bankruptcy Rule 6004(h), to the extent they are applicable, this Order shall be immediately effective and enforceable upon its entry.

5. The Debtors are authorized to take all action necessary and appropriate to effectuate the relief granted in this Order, including negotiating and entering into the LMA and performing their obligations thereunder and as otherwise arising in connection with the implementation of the Settlement Agreement.

6. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

Signed: September 10, 2021.



DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE