

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

ADVANTAGE HOLDCO, INC., *et al.*,

Debtors.¹

Chapter 11

Case No. 20-11259 (CTG)

(Jointly Administered)

Re: Docket No. 950

**ORDER (I) ESTABLISHING A SUPPLEMENTAL VEHICLE CLAIMS
BAR DATE, (II) APPROVING THE FORM, MANNER, AND
SUFFICIENCY OF NOTICE THEREOF, AND (III) APPROVING
PROCEDURES REGARDING OBJECTIONS TO VEHICLE CLAIMS**

Upon consideration of the motion (the “Motion”)² of the debtors and debtors in possession in the above-captioned chapter 11 cases for entry of an order pursuant to 11 U.S.C. §§ 105 and 503, Bankruptcy Rules 2002 and 3003(c)(3), and Local Rules 1009-2 and 2002-1(e): (i) establishing a supplemental deadline to file certain Vehicle Claims against the Debtors in the Chapter 11 Cases, (ii) approving the form and manner of notice thereof, and (iii) approving procedures regarding objections to Vehicle Claims; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334 and the *Amended Standing Order of Reference from the United States District Court for the District of Delaware*, dated February 29, 2012; and the matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and the Court being able to issue a final order consistent with Article III of the United States Constitution; and venue of these proceedings and the Motion being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and due and sufficient

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are: Advantage Holdco, Inc. (4832); Advantage Opco, LLC (9101); Advantage Vehicles LLC (6217); E-Z Rent A Car, LLC (2538); Central Florida Paint & Body, LLC (1183); Advantage Vehicle Financing LLC (7263); and RAC Vehicle Financing, LLC (8375). The Debtors’ address is PO Box 2818, Windermere, FL, 34786.

² Capitalized terms used but not identified herein shall have the meaning ascribed to such terms in the Motion.

notice of the Motion having been given under the particular circumstances; and it appearing that no other or further notice is necessary; and it appearing that the relief requested in the Motion is in the best interests of the Debtors, their estates, their creditors, and other parties-in-interest; and after due deliberation thereon; and good and sufficient cause appearing therefor; it is hereby ORDERED that:

1. The Motion is GRANTED to the extent set forth herein.
2. All individuals or entities that hold or wish to assert a claim under sections 503(b)(1) through (8) and 507(a)(2) of the Bankruptcy Code based on Vehicle Claims against the Debtors that arose, were incurred, or otherwise became due and payable at any time on and subsequent to October 1, 2020 but on or before September 30, 2021 (“Supplemental Vehicle Claims”), are required to file with the Court-appointed Claims Agent, Epiq Corporate Restructuring, LLC (“Epiq”) **on or before November 29 at 5:00 p.m. (Pacific Time)** (the “Supplemental Vehicle Claims Bar Date”), a completed and executed Claim Form, substantially in the form attached hereto as **Exhibit B**, on account of any such Supplemental Vehicle Claims.
3. Persons and entities holding or wishing to assert the following types of claims against the Debtors are not required to file a Claim Form:
 - i. Administrative Claims for claims other than Vehicle Claims that arose, were incurred, or became due during the Supplemental Claims Period;
 - ii. Administrative Claims on account of which a request for payment of administrative claim already has been properly filed with the Clerk, if such request clearly sets forth that such party is asserting an Administrative Claim and includes supporting documentation;
 - iii. Administrative Claims previously allowed or paid pursuant to an order of the Bankruptcy Court; and

iv. Claims of the United States Trustee for payment of quarterly fees (the United States Trustee shall not be required to file a Claim Form for payment of quarterly fees).

4. Nothing in this Order shall extend the bar date for any claim that was required to be filed on or prior to the Initial Bar Dates established in the Initial Bar Date Order. The proposed Supplemental Vehicle Claims Bar Date shall not apply to, and shall not extend, the previously-established Initial Bar Dates for filing: (a) Administrative Claims required to be filed on or before the Supplemental Vehicle Claims Bar Date; or (b) any claims arising under section 503(b)(9) of the Bankruptcy Code. Further, neither this Order nor the proposed Supplemental Vehicle Claims Bar Date modifies or nullifies any creditor's prior waiver of administrative expenses or its right to assert the same.

5. The Debtors shall serve the Bar Date Notice, substantially in the form attached hereto as **Exhibit A**, and the Claim Form, substantially in the form attached hereto as **Exhibit B**, by first-class mail on or before three (3) business days after entry of this Order on all known individuals and entities that hold potential Vehicle Claims that arose, were incurred, or became due and owing during the Supplemental Claims Period and the U.S. Trustee.

6. Claim Forms will be deemed timely filed only if actually received by Epiq, the Debtors' claims and noticing agent, on or before the Supplemental Vehicle Claims Bar Date either by (a) mailing the original Claim Form by first class mail to Advantage Holdco, Inc. Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, P.O. Box 4420, Beaverton, OR 97076-4420, (b) delivering such original Claim Form by overnight mail, courier service, hand delivery, or in person to Advantage Holdco, Inc. Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, 10300 SW Allen Blvd, Beaverton, OR 97005, or (c) completing the electronic Claim Form available online at <http://dm.epiq11.com/advantage>.

7. Claim Forms shall not be submitted by facsimile, telecopy, e-mail, or other electronic means other than specified in this Order, and forms submitted by such means shall not be deemed timely filed.

8. All Claim Forms must be filed with original signatures, be written in English, and be denominated in lawful currency of the United States. Copies of any documents on which the claim is based or an explanation as to why such documents are not available should be attached to the Claim Form.

9. Any person or entity that is required to file a Claim Form in the form and manner specified in this Order and that fails to do so on or before the Supplemental Vehicle Claims Bar Date: (a) shall not, with respect to such claim, be treated as a creditor of the Debtors for the purpose of voting upon any plan in these proceedings and (b) shall not receive or be entitled to receive any payment or distribution of property from the Debtors or their successors or assigns with respect to such claim.

10. To the extent objections are filed against any Vehicle Claim prior to the Combined Hearing, such objections are due by 4:00 p.m. (Eastern Time) seven (7) days prior to the Combined Hearing. Replies in support of any Vehicle Claims, if any, are due by 4:00 p.m. (Eastern Time) three (3) business days prior to the Combined Hearing. Disputes regarding Vehicle Claims subject to an objection filed prior to the Combined Hearing will be heard at the Combined Hearing unless the claimant and objector agree otherwise.

11. Notification of the relief granted in this Order as provided herein is fair and reasonable and approved, and will provide good, sufficient and proper notice to known creditors of their obligations in connection with Supplemental Vehicle Claims they may have against the Debtors in these Chapter 11 Cases.

12. Nothing in this Order shall prejudice the Debtors' right to object to any claim on any ground; to dispute or assert offsets against or defenses to any claim, whether filed or scheduled, as to amount, nature, classification, characterization or otherwise; or to subsequently designate any claim as contingent, unliquidated or disputed.

13. Nothing in the Motion or this Order, nor the Debtors' implementation of the relief granted in this Order, shall constitute (a) an admission of the validity of any claim against the Debtors; (b) a waiver of the Debtors' right to dispute or object to any claim, whether filed or scheduled, on any ground; (c) a waiver of the Debtors' right to dispute or assert offsets against or defenses to any claim, whether filed or scheduled, as to amount, nature, classification, characterization, status, or otherwise; (d) a prohibition of the Debtors from taking any other action with respect to a prepetition claim; or (e) a promise by the Debtors to pay any alleged claim.

14. The provisions of this Order apply to all claims (except as otherwise set forth herein) of whatever character against the Debtors or their property, whether they are secured or unsecured, entitled or not entitled to priority, liquidated or unliquidated, or fixed or contingent.

15. Nothing in this Order shall limit, abridge, or otherwise affect the Debtors' right to request that the Court fix a date by which the holder of a claim that is specifically excluded from the requirements to file such a claim by this Order must file such claim with the Court.

16. The Debtors are authorized to take such steps as they deem reasonably necessary to fulfill the notice requirements established by this Order.

17. This Court shall retain jurisdiction with respect to all matters arising from or relating to the implementation of this Order.



CRAIG T. GOLDBLATT
UNITED STATES BANKRUPTCY JUDGE

Dated: October 15th, 2021
Wilmington, Delaware