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ATTORNEYS FOR DEBTORS

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	Chapter 11
	§	
Tuesday Morning Corporation, <i>et al.</i> , ¹	§	Case No. 20-31476-HDH-11
	§	
Debtors.	§	Jointly Administered

NOTICE OF EMERGENCY HEARING

PLEASE TAKE NOTICE that an emergency hearing has been scheduled for **Thursday, October 8, 2020 at 1:30 p.m. Central Time** before the Honorable Harlin D. Hale, at the Earle Cabell Federal Building, 1100 Commerce Street, 14th Floor, Courtroom #3, Dallas, TX 75242 to consider the *Debtors' Emergency Application to Approve the Employment and Retention of Piper Sandler & Co. as Debtors' Placement Agent Effective as of the Application Date* [Docket No. 1104] (the "Piper Sandler Retention Application").

PLEASE TAKE FURTHER NOTICE that the hearing will be conducted by videoconference and teleconference via Webex. The Webex hearing link will be posted to Judge Hale's Hearing Dates and Calendar web page prior to the hearing and may be accessed from the

¹ The Debtors in these Chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, include: Tuesday Morning Corporation (8532) ("TM Corp."); TMI Holdings, Inc. (6658) ("TMI Holdings"); Tuesday Morning, Inc. (2994) ("TMI"); Friday Morning, LLC (3440) ("FM LLC"); Days of the Week, Inc. (4231) ("DOTW"); Nights of the Week, Inc. (7141) ("NOTW"); and Tuesday Morning Partners, Ltd. (4232) ("TMP"). The location of the Debtors' service address is 6250 LBJ Freeway, Dallas, TX 75240.

following link: <https://www.txnb.uscourts.gov/judges-info/hearing-dates/judge-hales-hearing-dates>. Parties unfamiliar with Webex are requested to review the attached Webex information/tips prior to the hearing. Judge Hale strongly encourages the parties to make their appearances prior to the hearing by using the Electronic Appearances link posted on his webpage and accessible from the following link: <https://www.txnb.uscourts.gov/electronic-appearances>.

PLEASE TAKE FURTHER NOTICE that copies of the Piper Sandler Retention Application may be obtained (i) at the website established by the Debtors' noticing agent, Epiq Corporate Restructuring, LLC at <https://dm.epiq11.com/TuesdayMorning>, (ii) from the Court's website <http://www.txnb.uscourts.gov> via ECF/Pacer, or (iii) upon request to the undersigned.

DATED this 2nd day of October, 2020.

HAYNES AND BOONE, LLP

By: /s/ Ian T. Peck

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TIPS FOR A BETTER-QUALITY EXPERIENCE:

1. You may connect to the videoconference by cell phone, tablet, laptop, or desktop computer. We have found that newer iPhones provide the best visual and audio feed—better than most desktop computers. **If you are on a personal computer, headphones or earbuds are required for those who need to speak during the hearing.** External speakers tend to result in distorted sound when that person's microphone is unmuted.
2. Please observe proper videoconference etiquette—
 - a. Identify yourself each time you speak and speak slowly and clearly. Remember we are trying to maintain a good record in addition to allowing the court and everyone to hear you and see you while you are speaking. Also, WebEx has active speaker identification that will determine who is speaking and display your screen to everyone after it picks up your voice, which could be a second or two after you start speaking.
 - b. **Mute yourself when not speaking.** Be aware that court staff can also mute participants if needed, so make sure you are unmuted when you do need to speak.
 - c. All witness and attorneys who will be conducting examination must use a separate camera and microphone so that they may be seen and heard by the Court and other conference attendees.
3. When making an appearance from a vehicle, please park in a safe location with windows rolled up (to minimize background distraction and noise) and use a handset that is ear-to-phone (not the vehicle's hands-free speaker-phone option).

PARTICIPATING IN BANKRUPTCY COURT HEARINGS BY VIDEOCONFERENCE

During the COVID-19 Pandemic, the Northern District of Texas Bankruptcy Court is using videoconferencing more frequently for hearings. The determination to use videoconferencing for hearings will be made on a case-by-case basis by the presiding judge, based upon the needs of the case.

HOW? Currently, we are using the Cisco WebEx application for videoconferencing that can easily be accessed on a phone, tablet, laptop or PC. There is no fee/charge of any kind for the participants, although you will have to download WebEx to your computer or the WebEx App to your phone or tablet. The courtroom deputy will give you instructions on how to connect (for example, by giving you the link and Conference ID to use). You may also be asked to include this information in your notice of hearing.

WHAT IF I WOULD RATHER JUST LISTEN IN AND NOT HAVE VIDEO? You will still be able to participate through the WebEx telephone dial-in only option on a cell phone or land line in those hearings where the court decides to make videoconferencing available. You also have the ability to connect through the WebEx application and select "audio only" if you

just want to listen to the hearing and not participate by video, or you can “mute” your video presence at any time during the hearing.

EXHIBITS AND SUCH: Exhibits should be filed ahead of time by the date that they would normally be exchanged pursuant to our local rules. Demonstrative aids and Power Points should also be filed prior to the hearing, if possible. If not, you will have the ability to share your screen, or a particular document, with everyone in the WebEx meeting. If these documents are admitted as exhibits, they would then have to be filed after the hearing.

During the videoconference hearing, lawyers can refer to (and offer) their exhibits by referencing where they appear on the docket for the court and all to access. Later, after the hearing, the court will create a Minute Entry reflecting which exhibits were admitted. For witnesses, you should consider emailing exhibits to them ahead of time since they may not have access to PACER—although, again, a document share-your-screen feature is available on WebEx.