



ENTERED
09/30/2020

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re:	§	
	§	Case No. 20-33353 (DRJ)
NPC INTERNATIONAL, INC., <i>et al.</i> ,	§	
	§	Chapter 11
Debtors. ²	§	(Jointly Administered)
-----	§	
	§	
NPC INTERNATIONAL, INC., <i>et al.</i> ,	§	
	§	Adv. Proc. No. 20-03353
Plaintiffs,	§	
	§	
v.	§	
	§	
MCLANE FOODSERVICE, INC.,	§	
	§	
Defendant.	§	
-----	§	

**ORDER AUTHORIZING MCLANE FOODSERVICE, INC. TO FILE
UNDER SEAL ITS OBJECTION TO DEBTORS' MOTION PURSUANT
TO SECTION 105(a), 362, AND 365 OF THE BANKRUPTCY CODE TO
ENFORCE THE AUTOMATIC STAY AND COMPEL PERFORMANCE
OF MCLANE'S OBLIGATIONS UNDER AN EXECUTORY CONTRACT**
(Docket No. 695)

Upon the motion, dated September 25, 2020 (the "**Motion**") [D.E. 695], of McLane Foodservice, Inc. ("**McLane**") for entry of an order pursuant to sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Bankruptcy Rule 9037-1 (i) authorizing McLane to file under seal the Confidential Information³ and (ii) directing that Confidential

² The "**Debtors**" in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: NPC International, Inc. ("**NPC**") (7298); NPC Restaurant Holdings I LLC (0595); NPC Restaurant Holdings II LLC (0595); NPC Holdings, Inc. (6451); NPC International Holdings, LLC; (8234); NPC Restaurant Holdings, LLC (9045); NPC Operating Company B, Inc. (6498); and NPC Quality Burgers, Inc. (6457). Debtors' corporate headquarters and service address is 4200 W. 115th Street, Suite 200, Leawood, KS 66211.

³ Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to such terms in the Motion.

Information remain under seal and not be made available to anyone without the prior written consent of McLane, all 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. §§ 157 and 1334; 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reviewed the Motion; and upon any hearing held on the Motion; and all objections, if any, to the Motion having been withdrawn, resolved, or overruled; and this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; 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 Motion is granted as set forth herein.
2. McLane is authorized to file the unredacted Confidential Information under seal in accordance with sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Bankruptcy Rule 9037-1.
3. The unredacted Confidential Information is confidential and sensitive and shall remain under seal, and shall not be made available to anyone, except that copies shall be provided to the Court, the Clerk of the Court, Debtors, the U.S. Trustee, and counsel to any statutory committee appointed in the chapter 11 cases (the “**Committee Professionals**”). Such parties shall keep the unredacted Confidential Information strictly confidential on a “professionals eyes only” basis. Any party who receives the unredacted Confidential Information in accordance with this

Order shall not disclose or otherwise disseminate such documents, or the information contained therein, to any other person or entity.

4. McLane is authorized to take all actions necessary or appropriate to carry out the relief granted in this Order.

5. This 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 29, 2020.



DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE

United States Bankruptcy Court
Southern District of Texas

In re:
NPC International, Inc.
Official Committee Of Unsecured Creditor
Debtor(s)

Case No. 20-33353-drj
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0541-4
Date Rcvd: Sep 30, 2020

User: emiller
Form ID: pdf003

Page 1 of 1
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 02, 2020:

Recip ID	Recipient Name and Address
db	+ NPC International, Inc., 4200 W. 115th Street, Suite 200, Leawood, KS 66211-2729

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 02, 2020

Signature: /s/Joseph Speetjens