

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

In re:

RTI HOLDING COMPANY, LLC,<sup>1</sup>  
  
Debtors.

RUBY TUESDAY, INC.,

Plaintiff,

v.

EVERGREEN DEVELOPMENT COMPANY,  
L.L.C.,  
  
Defendant.

Chapter 11

Case No. 20-12456 (JTD)  
(Jointly Administered)

Adv. Proc. Case No. 20-51045 (JTD)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING  
ON FEBRUARY 11, 2021 AT 2:30 P.M.<sup>2</sup> (PREVAILING EASTERN TIME)  
BEFORE THE HONORABLE JOHN T. DORSEY**

**PLEASE TAKE NOTICE: All remote hearings scheduled before Judge Dorsey on or after Tuesday, January 19, 2021 will be conducted entirely over Zoom and will require all participants to register in advance. CourtCall will no longer be used to dial in unless otherwise specified by chambers. This hearing will be held via Zoom only. Any party wishing to appear must register no later than one (1) hour prior to the hearing at the link below:**

**<https://debuscourts.zoomgov.com/meeting/register/vJlscuyhqT8jGIHJiogiOiuestJloT35v4>**

<sup>1</sup> The Debtors in these chapter 11 cases and the last four digits of each Debtor's U.S. tax identification number are as follows: RTI Holding Company, LLC (4966); Ruby Tuesday, Inc. (5239); Ruby Tuesday, LLC (1391); RTBD, LLC (6505); RT of Carroll County, LLC (8836); RT Denver Franchise, L.P. (2621); RT Detroit Franchise, LLC (8738); RT Distributing, LLC (6096); RT Finance, LLC (7242); RT FL Gift Cards, Inc. (2189); RT Florida Equity, LLC (7159); RT Franchise Acquisition, LLC (1438); RT of Fruitland, Inc. (1103); RT Indianapolis Franchise, LLC (6016); RT Jonesboro Club (2726); RT KCMO Franchise, LLC (7020); RT Kentucky Restaurant Holdings, LLC (7435); RT Las Vegas Franchise, LLC (4969); RT Long Island Franchise, LLC (4072); RT of Maryland, LLC (7395); RT Michiana Franchise, LLC (8739); RT Michigan Franchise, LLC (8760); RT Minneapolis Franchise, LLC (2746); RT Minneapolis Holdings, LLC (7189); RT New England Franchise, LLC (4970); RT New Hampshire Restaurant Holdings, LLC (7438); RT New York Franchise, LLC (1154); RT Omaha Franchise, LLC (7442); RT Omaha Holdings, LLC (8647); RT One Percent Holdings, LLC (6689); RT One Percent Holdings II, LLC (2817); RT Orlando Franchise, LP (5105); RT Restaurant Services, LLC (7283); RT South Florida Franchise, LP (3535); RT Southwest Franchise, LLC (9715); RT St. Louis Franchise, LLC (6010); RT Tampa Franchise, LP (5290); RT Western Missouri Franchise, LLC (6082); RT West Palm Beach Franchise, LP (0359); RTTA, LP (0035); RTT Texas, Inc. (2461); RTTT, LLC (9194); Ruby Tuesday of Allegany County, Inc. (8011); Ruby Tuesday of Bryant, Inc. (6703); Ruby Tuesday of Columbia, Inc. (4091); Ruby Tuesday of Frederick, Inc. (4249); Ruby Tuesday of Linthicum, Inc. (8716); Ruby Tuesday of Marley Station, Inc. (1641); Ruby Tuesday of Pocomoke City, Inc. (0472); Ruby Tuesday of Russellville, Inc. (1601); and Ruby Tuesday of Salisbury, Inc. (5432). The Debtors' mailing address is 333 East Broadway Ave., Maryville, TN 37804.

<sup>2</sup> This hearing was previously scheduled for Feb. 10, 2021.

**RESOLVED MATTER:**

1. Motion to Compel Compliance With Lease Of Non-Residential Real Property, Including Payment Of Post-Petition Rent And Taxes, Or, In The Alternative, Rejection, And Related Relief Filed by Moody National Companies [Filed 12/30/20] ([Docket No. 800](#))

Response Deadline: January 15, 2021 at 4:00 p.m. (ET).

Responses Received:

- A. Debtors' Opposition to Moody National Ruby T, LLC's Motion to Compel Compliance with Lease of Non-Residential Real Property, Including Payment of Post-Petition Rent and Taxes, or, in the Alternative, Rejection, and Related Relief [Filed 1/15/21] ([Docket No. 878](#))

Related Documents:

- A. Certification of Counsel Regarding Proposed Consent Order Re Moody National Ruby T, LLC's Motion To Compel Compliance With Lease Of Non-Residential Real Property, Including Payment Of Post-Petition Rent And Taxes, Or, In The Alternative, Rejection, And Related Relief [Filed 2/10/21] ([Docket No. 1098](#))
- B. [Signed] Consent Order Re Moody National Ruby T, LLC's Motion To Compel Compliance With Lease Of Non-Residential Real Property, Including Payment Of Post-Petition Rent And Taxes, Or, In The Alternative, Rejection, And Related Relief [Filed 2/10/21] (Docket No. 1101)

Status: The Court has entered the order on this matter and it is now resolved.

**ADVERSARY PROCEEDING:**

*In re: Ruby Tuesday, Inc. against Evergreen Development Company, L.L.C., Adv. Proc. Case No. 20-51045 (JTD)*

2. Debtors' Motion For Partial Summary Judgment Regarding First Claim For Relief Asserted In Complaint For Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 4](#))

Response Deadline: January 15, 2021

Responses Received:

- A. Answer, Affirmative Defenses, and Counterclaims of Defendant Evergreen Development Company, L.L.C. in Response to Complaint for Declaratory Relief [Filed 1/15/21] ([Adv. Docket No. 9](#))
- B. Evergreen Development Company, L.L.C.'s Brief in Response to Motion For Partial Summary Judgment Regarding First Claim For Relief Asserted In

Complaint For Declaratory Relief and in Support of Cross Motion for Summary Judgment [Filed 1/15/21] ([Adv. Docket No. 11](#))

- i. Declaration of Robert Kubicki in Support of Evergreen Development Company, L.L.C.'s Brief in Response to Motion For Partial Summary Judgment Regarding First Claim For Relief Asserted In Complaint For Declaratory Relief and in Support of Cross Motion for Summary Judgment [Filed 1/15/21] ([Adv. Docket No. 13](#))

Related Documents:

- A. [Signed] Scheduling Order Re: Abatement Litigation [Filed 12/9/20] ([Docket No. 689](#))
- B. Complaint for Declaratory Relief [Filed 12/14/20] ([Adv. Docket No. 1](#))
- C. Summons and Notice of Pretrial Conference [Filed 12/14/20] ([Adv. Docket No. 2](#))
- D. Debtors' Opening Brief in Support of Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 5](#))
- E. Declaration of Shawn Lederman, Chief Executive Officer, in Support of Debtors Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 6](#))
- F. Appendix of Exhibits in Support of Debtors Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 7](#))
- G. Cross-Motion of Evergreen Development Company, L.L.C. for Summary Judgment [Filed 1/15/21] ([Adv. Docket No. 10](#))
- H. Status Report Regarding Hearing on Debtor's Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 1/22/21] ([Adv. Docket No. 15](#))

Status: This matter will be going forward as a status conference.

*In re: Ruby Tuesday, Inc. against Moody National Ruby T, LLC, Adv. Proc. Case No. 20-51046 (JTD)*

3. Debtors' Motion For Partial Summary Judgment Regarding First Claim For Relief Asserted In Complaint For Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 4](#))

Response Deadline: January 15, 2021

Responses Received:

- A. Defendant's Answer, Affirmative Defenses and Counterclaim to Complaint for Declaratory Relief [Filed 1/15/21] ([Adv. Docket No. 9](#))
- B. Answering Brief in Opposition to Debtor's Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 1/15/21] ([Adv. Docket No. 12](#))

Related Documents:

- A. [Signed] Scheduling Order Re: Abatement Litigation [Filed 12/9/20] ([Docket No. 689](#))
- B. Complaint for Declaratory Relief [Filed 12/14/20] ([Adv. Docket No. 1](#))
- C. Summons and Notice of Pretrial Conference [Filed 12/14/20] ([Adv. Docket No. 2](#))
- D. Debtors' Opening Brief in Support of Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 5](#))
- E. Declaration of Shawn Lederman, Chief Executive Officer, in Support of Debtors Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 6](#))
- F. Appendix of Exhibits in Support of Debtors Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 12/21/20] ([Adv. Docket No. 7](#))
- G. Motion Pursuant to Fed. R. Civ. P. 56(d) Seeking Denial or Continuance of Plaintiff's Motion for Partial Summary Judgment [Filed 1/15/21] ([Adv. Docket No. 10](#))
- H. Opening Brief in Support of Motion Pursuant to Fed. R. Civ. P. 56(d) Seeking Denial or Continuance of Plaintiff's Motion for Partial Summary Judgment [Filed 1/15/21] ([Adv. Docket No. 11](#))
- I. Status Report Regarding Hearing on Debtor's Motion for Partial Summary Judgment Regarding First Claim for Relief Asserted in Complaint for Declaratory Relief [Filed 1/22/21] ([Adv. Docket No. 13](#))

Status: This matter will not be going forward. This adversary proceeding will be dismissed pursuant to the consent order entered by the Court [Docket No. 1101] with respect to Moody's Motion to Compel [Docket No. 800].

**CONFIRMATION:**

4. Confirmation of Debtors' Amended Chapter 11 Plan [Filed 12/21/20] ([Docket No. 761](#))

Confirmation Response Deadline: January 29, 2021 at 4:00 p.m. (ET). Extended for 434 King Street LLC, Moody National Companies, and Canal Street Properties, Inc. to February 1, 2021 at 4:00 p.m. (ET). Extended for Carousel Center Company, L.P., Crossgates Mall General Company NewCo, LLC, Crystal Run Galleria LLC, Holyoke Mall Company, L.P., Poughkeepsie Galleria LLC, National Land Resources, L.P., North Haven Holdings Limited Partnership, Red Baron Property Resources Limited Partnership, Middletown I Resources L.P., JDN Real Estate – Hamilton, L.P., and Steven W. Thomas [Extended further to Feb. 4, 2021], PBGC, Aston Properties, Inc., and the Office of the U.S. Trustee and the Official Committee of Unsecured Creditors to February 8, 2021 at 4:00 p.m. (ET).

Cure Response Deadline: January 29, 2021 at 4:00 p.m. (ET). Extended for AIG Insurance, 434 King Street LLC, Moody National Companies, Canal Street Properties, Inc., LMF Properties, KRG Evans Mullins, Carousel Center Company, L.P., Crossgates Mall General Company NewCo, LLC, Crystal Run Galleria LLC, Holyoke Mall Company, L.P., Poughkeepsie Galleria LLC, National Land Resources, L.P., North Haven Holdings Limited Partnership, Red Baron Property Resources Limited Partnership, Middletown I Resources L.P., JDN Real Estate – Hamilton, L.P., Steven W. Thomas to February 1, 2021 at 4:00 p.m. (ET).

Cure Responses Received: (Contested cure objections will not go forward at the confirmation hearing but will be addressed pursuant to the terms of the Plan. The Debtors will continue to work to resolve contested cure objections.)

- A. Cure and Assignment Objection of Metropolitan Knoxville Airport Authority [Filed 1/25/21] ([Docket No. 928](#))

Status: This matter will be adjourned to a date to be determined.

- B. Limited Objection to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases that may be Assumed and Assigned Filed by CBL & Associates Management, Inc. [Filed 1/26/21] ([Docket No. 936](#))

Status: This objection has been resolved.

- C. Objection to Assumption, Cure Amount and Potential Assignment Filed by Evans Holding Company, Festival Gettysburg Associates, LLC, White Realty Company [Filed 1/27/21] ([Docket No. 943](#))

Status: This objection has been resolved.

- D. Sunshine Realities, LLC's Objection to Proposed Cure Amount and Proposed Assumption and Assignment of Lease [Filed 1/28/21] ([Docket No. 952](#))

- E. Objection of Lenox Outdoor and Advertising, LLC to Assumption, Cure Amount and Potential Assignment [Filed 1/28/21] ([Docket No. 954](#))

Status: This matter will be adjourned to a date to be determined.

- F. Chick-Fil-A, Inc.'s Objection and Reservation of Rights to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/28/21] ([Docket No. 955](#))

**Status:** This objection is resolved.

- G. Limited Objection and Reservation of Rights of Frederick P. Perkins, Brenda P. Walsh and Route Ten, LLC in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/28/21] ([Docket No. 957](#))

**Status:** This objection is adjourned to a date to be determined.

- H. Landlord HBN-CSC, LLC's Objection and Reservation of Rights in Response to Debtors' Proposed Assumption and Assignment of Shopping Center Lease in Cromwell, Connecticut [Filed 1/28/21] ([Docket No. 965](#))

- I. Ecolab Inc.'s Limited Objection and Reservation of Rights to Debtors' (I) Amended Chapter 11 Plan; and (II) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 966](#))

**Status:** This objection has been resolved.

- J. Limited Objection of Beal Commons, LLC to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 967](#))

- K. Limited Objection of Meeker Family Limited Partnership and William V. Meeker to Debtors' Amended Chapter 11 Plan and Response To Notice To Counterparties To Executory Contracts And Unexpired Leases That May Be Assumed And Assigned [Filed 1/29/21] ([Docket No. 968](#))

**Status:** This objection is resolved.

- L. Objection of T&M Limited Liability Company to Debtors' Cure Notice [Filed 1/29/21] ([Docket No. 969](#))

- M. Objection of Maryville College to Confirmation of Debtors' Amended Chapter 11 Plan and Objection to Debtors' Assumption and Assignment of Unexpired Lease Regarding the RT Lodge [Filed 1/29/21] ([Docket No. 971](#))

- i. Notice of Withdrawal of Objection of Maryville College to Confirmation of Debtors Amended Chapter 11 Plan, and Objection to Debtors Assumption and Assignment of Unexpired Lease Regarding the RT Lodge [Filed 2/10/21] ([Docket No. 1102](#))

**Status:** This objection has been withdrawn.

- N. Oracle's Limited Objection and Reservation of Rights Regarding Debtors' (1) Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 974](#))

**Status:** This objection is adjourned to a date to be determined.

- O. Limited Objection of Wilkinson Langhorne Limited Partnership to the Assumption or Assumption and Assignment of the Lease, Cure Amounts, Adequate Assurance Demand, and Reservation of Rights [Filed 1/29/21] ([Docket No. 975](#))

**Status: This objection is moot.**

- P. Limited Objection of Gold Square PA, LLC to Proposed Cure Amount and Proposed Assumption and Assignment of Lease and Reservation of Rights [Filed 1/29/21] ([Docket No. 976](#))

**Status: This objection has been resolved.**

- Q. Objection and Reservation of Rights of Thomas W. and Sandra B. Spears in Response to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 977](#))

**Status: This objection is resolved.**

- R. Cure and Assignment Objection of Marc Lagasse [Filed 1/29/21] ([Docket No. 978](#))

- S. Objection of Comcast Business Communications, LLC to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned and Proposed Cure Amount and Assumption Under Executory Contracts and Leases Under Debtors' Amended Chapter 11 Plan and Related Proposed Cure [Filed 1/29/21] ([Docket No. 982](#))

**Status: This objection is adjourned to a date to be determined.**

- T. Limited Objection and Reservation of Rights of International Fidelity Insurance Company in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 983](#))

- i. Notice of Withdrawal of International Fidelity Insurance Company's Limited Objection and Reservation of Rights in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 2/9/21] ([Docket No. 1087](#))

**Status: This objection has been withdrawn.**

- U. Objection of RT Henderson, LLC to Assumption, Cure Amount, and Potential Assignment [Filed 1/29/21] ([Docket No. 984](#))

**Status: This objection is resolved.**

- V. Cure Objection by Chester C. Fosgate Company [Filed 1/29/21] ([Docket No. 985](#))

- W. Objection of Potter Properties, LLC to Cure Amount and Limited Objection and Reservation of Rights as to Assumption and Assignment of an Unexpired Lease of Nonresidential Real Property [Filed 1/29/21] ([Docket No. 986](#))

**Status: This objection has been resolved.**



- X. Limited Objection and Reservation of Rights of Apple Eight SPE Somerset, Inc. to the Notice to Counterparties to Executory Contracts and Unexpired Leases that may be Assumed and Assigned [Filed 1/29/21] ([Docket No. 988](#))
- Y. Objection of RT Calhoun, LLC to Debtors' Notice to Contract Parties to Potentially Assumed Executory Contracts and Unexpired Leases [Filed 1/29/21] ([Docket No. 990](#))
- Z. Canal Street Properties, Inc.'s Objection to Assumption of Lease and Proposed Cure Amount [Filed 1/29/21] ([Docket No. 991](#))
  - i. Notice of Withdrawal of Objections [Filed 2/3/21] ([Docket No. 1049](#))

Status: This objection has been withdrawn.
- AA. Limited Objection of Brookwoody, LLC to Debtors' Amended Chapter 11 Plan and Response to Notice of Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 994](#))
- BB. Limited Objection of Fourth Enterprises, LLC to Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned [Filed 1/29/21] ([Docket No. 995](#))

Status: This objection has been resolved.

- CC. Limited Objection of Simon Property Group, Inc. to Debtors Notice to Counterparties to Executory Contracts and Unexpired Leases that May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 996](#))
- DD. Limited Objection and Reservation of Rights of Silverman Realty Associates LLC to (1) Debtors' Amended Chapter 11 Plan; and (2) Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned [Filed 1/29/21] ([Docket No. 997](#))

Status: This objection has been resolved.

- EE. Limited Objection of Brixmor Operating Partnership LP, CGI 3, LP, DHRT INVESTMENTS, LLC, Evergreen Development Company, L.L.C., Gillis Realty Trust, MICHAEL L. SHULAR, RCLAN-RT, LLC/JENORA-RT, LLC, Rainier Woodlands Square Acquisitions, LLC, SCF RC Funding IV, LLC, STORE Master Funding XIII, LLC, STORE Master Funding XIV, LLC, STORE SPE Ruby Tuesday 2017-8, LLC to Debtor's Notice To Counterparties To Executory Contracts And Unexpired Leases That May Be Assumed And Assigned [Filed 1/29/21] ([Docket No. 1003](#))

Status: This objection has been resolved.

- FF. Objection, Joinder and Reservation of Rights to of KRG Evans Mullins Outlets, LLC to Assumption and Assignment Notice and to Debtors' Amended Chapter 11 Plan [Filed 2/1/21] ([Docket No. 1005](#))

Status: This objection has been resolved.

- GG. Objection of National Retail Property, LP; Aston Properties, Inc.; Benderson Development Company, LLC; Brookfield Properties Retail, Inc.; Tanger Outlet



Center, Inc.; Win Properties, Inc.; Regency Centers, LP; And Realty Income Corp.'s To Proposed Cure Amounts And Assumption And Assignment Of Certain Leases Pursuant To Debtors Joint Chapter 11 Plan Of Reorganization [Filed 2/1/21] ([Docket No. 1014](#))

- HH. Limited Objection and Reservation of Rights of Yu-Ching Hsu to Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned and Joinder to Plan Objections Asserted by Other Landlords [Filed 2/1/21] ([Docket No. 1017](#))

Status: This objection has been resolved.

- II. Moody National Ruby T LLC's Objection to Assumption of Lease and Proposed Cure Amount and Reservation of Rights [Filed 2/2/21] ([Docket No. 1033](#))

**Status: This objection has been resolved.**

- JJ. Steven W. Thomas, National Realty & Development Corp. And Certain Landlord Affiliates (I) Objection To Notice To Counterparties To Executory Contracts And Unexpired Leases That May Be Assumed And Assigned And (II) Limited Objection To Debtors Amended Chapter 11 Plan And Joinder To Landlord Plan Objections [Filed 2/2/21] ([Docket No. 1038](#))

Status: The objection to the cure amount has been resolved but the objection to confirmation remains.

- KK. Limited Objection and Reservation of Rights of L.F.M. Properties, LLC to Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned and Joinder to Plan Objections Asserted by Other Landlords [Filed 2/2/21] ([Docket No. 1044](#))

Status: This objection has been resolved.

**Confirmation Responses Received:**

- A. Informal comments from the U.S. Trustee
- B. Limited Objection and Reservation of Rights of Frederick P. Perkins, Brenda P. Walsh and Route Ten, LLC in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/28/21] ([Docket No. 957](#))

Status: This objection is adjourned to a date to be determined.

- C. Ecolab Inc.'s Limited Objection and Reservation of Rights to Debtors' (I) Amended Chapter 11 Plan; and (II) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 966](#))

Status: This objection has been resolved.

- D. Limited Objection of Meeker Family Limited Partnership and William V. Meeker to Debtors' Amended Chapter 11 Plan and Response To Notice To Counterparties To Executory Contracts And Unexpired Leases That May Be Assumed And Assigned [Filed 1/29/21] ([Docket No. 968](#))

Status: This objection has been resolved.

- E. Objection of Maryville College to Confirmation of Debtors' Amended Chapter 11 Plan and Objection to Debtors' Assumption and Assignment of Unexpired Lease Regarding the RT Lodge [Filed 1/29/21] ([Docket No. 971](#))

- i. Notice of Withdrawal of Objection of Maryville College to Confirmation of Debtors Amended Chapter 11 Plan, and Objection to Debtors Assumption and Assignment of Unexpired Lease Regarding the RT Lodge [Filed 2/10/21] ([Docket No. 1102](#))

Status: This objection has been withdrawn.

- F. Oracle's Limited Objection and Reservation of Rights Regarding Debtors' (1) Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 974](#))

Status: This objection is being adjourned to a date to be determined.

- G. Limited Objection of Comcast Business Communications, LLC to Confirmation of Debtors' Amended Plan and Reservation of Rights [Filed 1/29/21] ([Docket No. 980](#))

Status: This objection has been resolved.

- H. Limited Objection and Reservation of Rights to Article VIII (Procedures Concerning Contingent, Unliquidated And Disputed Claims) of Debtors Amended Chapter 11 Plan Filed by Keith E. Adams and Kim D. Adams, as Trustees of the Adams Family Trust [Filed 1/29/21] ([Docket No. 981](#))

- I. Objection of Comcast Business Communications, LLC to Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned and Proposed Cure Amount and Assumption Under Executory Contracts and Leases Under Debtors' Amended Chapter 11 Plan and Related Proposed Cure [Filed 1/29/21] ([Docket No. 982](#))

Status: This objection is adjourned to a date to be determined.

- J. Limited Objection and Reservation of Rights of International Fidelity Insurance Company in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 983](#))

- i. Notice of Withdrawal of International Fidelity Insurance Company's Limited Objection and Reservation of Rights in Response to: (1) Debtors' Amended Chapter 11 Plan; and (2) Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 2/9/21] ([Docket No. 1087](#))

Status: This objection has been withdrawn.

- K. Canal Street Properties, Inc.'s Limited Objection to Confirmation [Filed 1/29/21] ([Docket No. 989](#))

i. Notice of Withdrawal of Objections [Filed 2/3/21] ([Docket No. 1049](#))

Status: This objection has been withdrawn.

- L. Limited Objection and Reservation of Rights of Quadre Investments, L.P. and Powell Anderson Capital, L.P. to the First Amended Joint Chapter 11 Plan of Ruby Tuesday, Inc. and Its Debtor Affiliates [Filed 1/29/21] ([Docket No. 992](#))

Status: This objection is resolved.

- M. Limited Objection of Various Landlords to Debtors' Amended Chapter 11 Plan Filed by STORE SPE Ruby Tuesday 2017-8, LLC, STORE Master Funding XIV, LLC, STORE Master Funding XIII, LLC, MICHAEL L. SHULAR, Evergreen Development Company, L.L.C., EDENS, Bennett Partners, L.L.L.P., Brixmor Operating Partnership LP, CGI 3, LP, DHRT INVESTMENTS, LLC, Federal Realty Investment Trust, Gillis Realty Trust, RCLAN-RT, LLC/JENORA-RT, LLC, Rainier Woodlands Square Acquisitions, LLC, SCF RC Funding IV, LLC [Filed 1/29/21] ([Docket No. 993](#))

- N. Limited Objection of Brookwoody, LLC to Debtors' Amended Chapter 11 Plan and Response to Notice of Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 1/29/21] ([Docket No. 994](#))

Status: This objection is adjourned to a date to be determined.

- O. Limited Objection and Reservation of Rights of Silverman Realty Associates LLC to (1) Debtors' Amended Chapter 11 Plan; and (2) Debtors' Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned [Filed 1/29/21] ([Docket No. 997](#))

Status: This objection has been resolved.

- P. BNA Associates, LLC's Objection to Confirmation of Plan and Cancellation of Sale and Joinder [Filed 1/29/21] ([Docket No. 998](#))

Status: This objection will not be going forward.

- Q. Liberty Mutual Insurance Company's Limited Objection to Debtors' Amended Chapter 11 Plan [Filed 1/29/21] ([Docket No. 1002](#))

Status: This objection has been resolved.

- R. Objection, Joinder and Reservation of Rights of KRG Evans Mullins Outlets, LLC to Assumption and Assignment Notice and to Debtors' Amended Chapter 11 Plan [Filed 2/1/21] ([Docket No. 1005](#))

Status: This objection has been resolved.

- S. Objection of National Retail Property, LP; Aston Properties, Inc.; Benderson Development Company, LLC; Brookfield Properties Retail, Inc.; Tanger Outlet Center, Inc.; Win Properties, Inc.; Regency Centers, LP; And Realty Income

Corp.'s To Proposed Cure Amounts And Assumption And Assignment Of Certain Leases Pursuant To Debtors Joint Chapter 11 Plan Of Reorganization [Filed 2/1/21] ([Docket No. 1014](#))

- T. Limited Objection and Reservation of Rights of Yu-Ching Hsu to Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned and Joinder to Plan Objections Asserted by Other Landlords [Filed 2/1/21] ([Docket No. 1017](#))

Status: This objection has been resolved.

- U. Moody National Ruby T LLC's Limited Objection to Confirmation [Filed 2/2/21] ([Docket No. 1032](#))

Status: This objection has been resolved.

- V. Steven W. Thomas, National Realty & Development Corp. And Certain Landlord Affiliates (I) Objection To Notice To Counterparties To Executory Contracts And Unexpired Leases That May Be Assumed And Assigned And (II) Limited Objection To Debtors Amended Chapter 11 Plan And Joinder To Landlord Plan Objections [Filed 2/2/21] ([Docket No. 1038](#))

Status: The objection to the cure amount has been resolved but the objection to confirmation remains.

- W. Limited Objection and Reservation of Rights of L.F.M. Properties, LLC to Notice to Counterparties to Executory Contracts and Unexpired Leases that May be Assumed and Assigned and Joinder to Plan Objections Asserted by Other Landlords [Filed 2/2/21] ([Docket No. 1044](#))

Status: This objection has been resolved.

- X. Statement of the Official Committee of Unsecured Creditors Regarding the Debtors' Amended Chapter 11 Plan [Filed 2/8/21] ([Docket No. 1081](#))

- Y. Bowie CAD, Texas' Objection to Debtors' Chapter 11 Plan [Filed 12/15/20] ([Docket No. 731](#))

Related Documents:

- A. Debtors' Chapter 11 Plan [Filed 11/6/20] ([Docket No. 353](#))
- B. Disclosure Statement for Debtors' Chapter 11 Plan [Filed 11/6/20] ([Docket No. 354](#))
- C. [Signed] Order (A) Approving Bid Procedures for the Sale of the Debtors' Assets, (B) Approving Certain Bidder Incentives in Connection with the Debtors' Entry Into a Stalking Horse Agreement, If Any, and (C) Approving Procedures for the Assumption and Assignment of Executory Contracts and Unexpired Leases [Filed 11/20/20] ([Docket No. 585](#))
- D. Notice of Sale By Auction and Bid Procedures [Filed 11/20/20] ([Docket No. 586](#))
- E. Notice to Counterparties to Executory Contracts and Unexpired Leases That May be Assumed and Assigned [Filed 12/14/20] ([Docket No. 723](#))

- F. [Signed] Order (I) Approving The Disclosure Statement; (II) Scheduling Confirmation Hearing; (III) Approving Form And Manner Of Notice Of Confirmation Hearing; (IV) Establishing Procedures For Solicitation And Tabulation Of Votes To Accept Or Reject Plan, Including (A) Approving Form And Content Of Solicitation Package; (B) Establishing Record Date And Approving Procedures For Distribution Of Solicitation Packages; (C) Approving Forms Of Ballots; (D) Establishing Voting Deadline For Receipt Of Ballots And (E) Approving Procedures For Vote Tabulations; (V) Establishing Deadline And Procedures For Filing Objections To Confirmation Of Plan; And (VI) Granting Related Relief [Filed 12/21/20] ([Docket No. 759](#))
- G. Disclosure Statement for Debtors' Amended Chapter 11 Plan [Filed 12/21/20] ([Docket No. 762](#))
- H. Notice of (A) Hearing to Consider Confirmation of Debtors' Amended Chapter 11 Plan; (B) Deadline for Voting to Accept or Reject Plan; and (C) Related Matters [Filed 12/21/20] ([Docket No. 763](#))
- I. Notice of Filing of Proof of Publication of The New York Times with Respect to Notice of (A) Hearing to Consider Confirmation of Debtors Amended Chapter 11 Plan; (B) Deadline For Voting to Accept Or Reject Plan; and (C) Related Matters [Filed 1/13/21] ([Docket No. 857](#))
- J. Notice of Non-Receipt of Topping Bid and Cancelation of Auction [Filed 1/18/21] ([Docket No. 886](#))
- K. Plan Supplement [Filed 1/22/21] ([Docket No. 920](#))
- L. Notice of Filing Plan Supplement [Filed 1/22/21] ([Docket No. 921](#))
- M. Notice of Rescheduled Hearing to Consider Confirmation of the Debtors' Amended Chapter 11 Plan [Filed 2/2/21] ([Docket No. 1034](#))
- N. Notice of Filing of Amended Exhibit 4 to Plan Supplement [Filed 2/4/21] ([Docket No. 1069](#))
- O. Declaration of Emily Young of Epiq Corporate Restructuring, LLC Regarding Voting and Tabulation of Ballots Cast on Debtors' Amended Chapter 11 Plan [Filed 2/9/21] ([Docket No. 1090](#))
- P. Second Notice of Rescheduled Hearing to Consider Confirmation of the Debtors' Amended Chapter 11 Plan [Filed 2/9/21] ([Docket No. 1091](#))
- Q. Amended Notice to Counterparties to Executory Contracts and Unexpired Leases That May Be Assumed and Assigned [Filed 2/9/21] ([Docket No. 1092](#))
- R. Debtor's Second Amended Chapter 11 Plan [Filed 2/10/21] ([Docket No. 1093](#))
- S. Notice of Filing of Blackline of Second Amended Plan [Filed 2/10/21] ([Docket No. 1094](#))
- T. Declaration of Shawn Lederman, Chief Executive Officer of the Debtors, in Support of Confirmation of the Debtors' Second Amended Chapter 11 Plan [Filed 2/10/21] ([Docket No. 1095](#))

- U. Declaration of Sugi Hadiwijaya, Partner of CR3 Partners LLC, in Support of Confirmation of the Debtors' Second Amended Chapter 11 Plan [Filed 2/10/21] ([Docket No. 1096](#))
- V. Declaration of Richard F. NeJame, Managing Director of FocalPoint Securities, LLC, in Support of Confirmation of the Debtors' Second Amended Chapter 11 Plan [Filed 2/9/21] ([Docket No. 1097](#))
- W. Notice of Filing of Proposed Findings of Fact, Conclusions of Law, and Order Confirming the Debtors' Second Amended Chapter 11 Plan [Filed 2/9/21] ([Docket No. 1099](#))
- X. Amended Plan Supplement [Filed 2/11/21] ([Docket No. 1108](#))**
- Y. Memorandum of Law in Support of Confirmation of Debtors' Chapter 11 Plan, and in Reply to Plan-Related Objections [Filed 2/11/21] ([Docket No. 1109](#))**

Debtors' Witnesses:

- i. Shawn Lederman, CEO of the Debtors
- ii. Sugi Hadiwijaya, CR3 Partners, LLC
- iii. Emily Young, Epiq Corporate Restructuring, LLC
- iv. Richard NeJame, FocalPoint Securities, LLC

Status: The Debtors' will be providing the witnesses listed above in support of confirmation. The Debtors will provide updated witness information as it becomes available. The Debtors are reviewing informal comments provided by the United States Trustee in an effort to resolve certain issues. Contested cure objections will not go forward at the confirmation hearing but will be addressed pursuant to the terms of the Plan. The Debtors will continue to work to resolve contested cure objections. The Debtors are also working on a number of confirmation objections in an effort to resolve those objections. This matter will be going forward.

Dated: February 11, 2021  
Wilmington, Delaware

PACHULSKI STANG ZIEHL & JONES LLP

*/s/ James E. O'Neill*

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