

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

In re

The Hertz Corporation, *et al.*,<sup>1</sup>

Debtors.

The Official Committee of Unsecured Creditors,  
on behalf of the estates of the Debtors,

Plaintiffs,

v.

Barclays Bank PLC, solely as the holder of a  
first lien and/or security interest in its capacity as  
collateral agent under an Amended and Restated  
Guarantee and Collateral Agreement dated  
November 2, 2017, and BOKF, N.A., solely as  
the holder of a second lien and/or security  
interest in its capacity as collateral agent under  
the Second Lien Collateral Agreement dated  
June 6, 2017,

Defendants.

Chapter 11

Case No. 20-11218 (MFW)

(Jointly Administered)

Adv. Pro. No. 20-50842 (MFW)

**NOTICE OF *AMENDED*<sup>2</sup> AGENDA FOR VIDEO HEARING SCHEDULED  
FOR FEBRUARY 24, 2021 AT 10:00 A.M. (PREVAILING EASTERN TIME),  
BEFORE THE HONORABLE MARY F. WALRATH, AT THE UNITED STATES  
BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE<sup>3</sup>**

<sup>1</sup> The last four digits of The Hertz Corporation's tax identification number are 8568. The location of the debtors' service address is 8501 Williams Road, Estero, FL 33928. Due to the large number of debtors in these chapter 11 cases, which are jointly administered for procedural purposes, a complete list of the debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the debtors' claims and noticing agent at <https://restructuring.primeclerk.com/hertz>.

<sup>2</sup> **Amended items appear in bold.**

<sup>3</sup> All motions and other pleadings referenced herein are available online at the following address: <https://restructuring.primeclerk.com/hertz>.

***AS NO MATTERS ARE SCHEDULED TO GO FORWARD, THE HEARING HAS BEEN CANCELLED WITH PERMISSION FROM THE COURT***

**I. ADVERSARY MATTERS GOING FORWARD:**

1. Barclays Bank PLC and BOKF, N.A.'s Motion to Dismiss Counts II, III, and IV of the Complaint [Adv. Case No. 20-50842 (MFW) – [Docket No. 9](#) – filed October 13, 2020]

Objection/Response Deadline: November 24, 2020

Objections/Responses Received:

- A. Committee's Memorandum of Law in Opposition to the Collateral Agents' Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – [Docket No. 50](#) – filed November 24, 2020]

Related Documents:

- i. Complaint [Adv. Case No. 20-50842 (MFW) – [Docket No. 1](#) – filed September 11, 2020]
- ii. Summons and Notice of Pretrial Conference in an Adversary Proceeding [Issued to Barclays Bank PLC, solely as the holder of first lien and/or security interest in its capacity as collateral agent under an Amended and Restated Guarantee and Collateral Agreement dated November 2, 2017] [Adv. Case No. 20-50842 (MFW) – [Docket No. 3](#) – filed September 11, 2020]
- iii. Summons and Notice of Pretrial Conference in an Adversary Proceeding [Issued to BOKF, N.A, solely as the holder of a second lien and/or security interest in its capacity as collateral agent under the Second Lien Collateral Agreement dated June 6, 2017] [Adv. Case No. 20-50842 (MFW) – [Docket No. 4](#) – filed September 11, 2020]
- iv. [SEALED] Memorandum of Law in Support of Barclays Bank PLC and BOKF, N.A.'s Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – Docket No. 10 – filed October 13, 2020]
- v. [SEALED] Declaration of Robert Walsh in Support of Barclays Bank PLC and BOKF, N.A.'s Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – Docket No. 14 – filed October 13, 2020]
- vi. [SEALED] Declaration of Jordan D. Gratch in Support of Barclays Bank PLC and BOKF, N.A.'s Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – Docket No. 15 – filed October 13, 2020]

- vii. Supplemental Memorandum of Law in Support of BOKF, N.A.'s Motion to Dismiss Counts II, III and IV of the Complaint Pursuant to Bankruptcy Code Section 546(e) [Adv. Case No. 20-50842 (MFW) – [Docket No. 16](#) – filed October 13, 2020]
- viii. Declaration of Andrew I. Silfen in Support of Motion of Barclays Bank PLC and BOKF, N.A. to Dismiss [Adv. Case No. 20-50842 (MFW) – [Docket No. 17](#) – filed October 13, 2020]
- ix. Motion to File Under Seal Declaration of Jordan D. Gratch [Adv. Case No. 20-50842 (MFW) – [Docket No. 20](#) – filed October 16, 2020]
- x. Notice of Filing of Proposed Redacted Version of Declaration of Jordan D. Gratch [Adv. Case No. 20-50842 (MFW) – [Docket No. 21](#) – filed October 16, 2020]
- xi. Order Approving Stipulated Briefing Schedule on Defendants' Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – [Docket No. 45](#) – entered November 17, 2020]
- xii. Scheduling Order [Adv. Case No. 20-50842 (MFW) – [Docket No. 47](#) – entered November 20, 2020]
- xiii. Barclays Bank PLC and BOKF, N.A.'s Reply in Support of Their Motion to Dismiss [Adv. Case No. 20-50842 (MFW) – [Docket No. 62](#) – filed December 22, 2020]
- xiv. BOKF, N.A.'s Supplemental Reply in Support of Motion to Dismiss Complaint Pursuant to Section 546(e) [Adv. Case No. 20-50842 (MFW) – [Docket No. 63](#) – filed December 22, 2020]
- xv. Re-Notice of Oral Argument [Adv. Case No. 20-50842 (MFW) – [Docket No. 65](#) – filed January 8, 2021]
- xvi. Order Suspending Discovery and Modifying Court's Scheduling Order [Adv. Case No. 20-50842 (MFW) – [Docket No. 68](#) – entered January 28, 2021]
- xvii. Re-Notice of Oral Argument [Adv. Case No. 20-50842 (MFW) – [Docket No. 73](#) – filed February 16, 2021]

**Status: Oral argument with respect to this matter has been continued to a date to be determined.**

Dated: February 23, 2021

/s/ Brett M. Haywood

**RICHARDS, LAYTON & FINGER, P.A.**

Mark D. Collins (No. 2981)  
Robert J. Stearn, Jr. (No. 2915)  
John H. Knight (No. 3848)  
Brett M. Haywood (No. 6166)  
Christopher M. De Lillo (No. 6355)  
J. Zachary Noble (No. 6689)  
One Rodney Square  
920 N. King Street  
Wilmington, DE 19801  
Telephone: (302) 651-7700  
Facsimile: (302) 651-7701  
collins@rlf.com  
stearn@rlf.com  
knight@rlf.com  
haywood@rlf.com  
delillo@rlf.com  
noble@rlf.com

—and—

**WHITE & CASE LLP**

Thomas E Lauria (admitted *pro hac vice*)  
Matthew C. Brown (admitted *pro hac vice*)  
200 South Biscayne Boulevard, Suite 4900  
Miami, FL 33131  
Telephone: (305) 371-2700  
tlauria@whitecase.com  
mbrown@whitecase.com  
  
J. Christopher Shore (admitted *pro hac vice*)  
David M. Turetsky (admitted *pro hac vice*)  
Andrea Amulic (admitted *pro hac vice*)  
Samuel P. Hershey (admitted *pro hac vice*)  
1221 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 819-8200  
cshore@whitecase.com  
david.turetsky@whitecase.com  
andrea.amulic@whitecase.com  
sam.hershey@whitecase.com

Jason N. Zakia (admitted *pro hac vice*)  
111 South Wacker Drive  
Chicago, IL 60606  
Telephone: (312) 881-5400  
jzakia@whitecase.com

Ronald K. Gorsich (admitted *pro hac vice*)  
Aaron Colodny (admitted *pro hac vice*)  
Andrew Mackintosh (admitted *pro hac vice*)  
Doah Kim (admitted *pro hac vice*)  
555 South Flower Street, Suite 2700  
Los Angeles, CA 90071  
Telephone: (213) 620-7700  
rgorsich@whitecase.com  
aaron.colodny@whitecase.com  
amackintosh@whitecase.com  
doah.kim@whitecase.com

*Co-Counsel to the Debtors and Debtors-in-Possession*