

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

In re

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

Debtors.

Chapter 11

Case No. 20-11218 (MFW)

(Jointly Administered)

**NOTICE OF AGENDA FOR VIDEO HEARING SCHEDULED  
FOR MARCH 1, 2021 AT 12:30 P.M. (PREVAILING EASTERN TIME),  
BEFORE THE HONORABLE MARY F. WALRATH, AT THE UNITED STATES  
BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE<sup>2</sup>**

**THE REMOTE HEARING WILL BE CONDUCTED ENTIRELY BY ZOOM  
AND REQUIRES ALL PARTICIPANTS TO REGISTER IN ADVANCE.  
COURTCALL WILL NOT BE USED TO DIAL IN.**

**PLEASE USE THE FOLLOWING LINK TO REGISTER FOR THE HEARING:  
<https://debuscourts.zoomgov.com/meeting/register/vJIscumupz8rH81fECcH5sREBzwywGDgGqU>**

**ONCE REGISTERED, PARTIES WILL RECEIVE A CONFIRMATION EMAIL  
CONTAINING PERSONAL LOG-IN INFORMATION FOR THE HEARING.**

**I. SALE HEARING:**

1. Debtors' Motion for Entry of Orders (i)(a) Establishing Bidding Procedures Relating to the Sale of Substantially All of the Assets of Donlen Corporation and Its Debtor Subsidiaries; (b) Approving the Termination Payments; (c) Establishing Procedures Relating to the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, Including Notice of Proposed Cure Amounts; (d) Approving Form and Manner of Notice of All Procedures, Protections, Schedules, and Agreements; and (e) Scheduling a Hearing to Consider the Proposed Sale; (ii) Authorizing and

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

Approving the Sale of Substantially All of the Assets of Donlen Corporation and Its Debtor Subsidiaries Free and Clear of All Liens, Claims, Encumbrances, and Interests; (iii) Authorizing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (iv) Granting Related Relief [[Docket No. 1953](#) – filed November 25, 2020]

Sale Objection Deadline: February 22, 2021 at 4:00 p.m. (ET); extended by agreement to February 25, 2021 at 10:00 a.m. (ET) for Banc of America Leasing & Capital, LLC and Wells Fargo Equipment Financing Company; and extended by agreement to February 25, 2021 at 12:00 p.m. (ET) for the Official Committee of Unsecured Creditors (the “Committee”)

Sale Objections/Responses (“Sale Responses”) Received:

- A. Informal response received from the Committee
- B. Informal response received from Banc of America Leasing & Capital, LLC
- C. Informal response received from Wells Fargo Equipment Financing Company

Response/Objection Deadline for Cure Notice at Docket No. 2302 (sealed), 2303 (redacted):

January 18, 2021 at 4:00 p.m. (ET); extended by agreement to January 25, 2021 at 4:00 p.m. (ET) for Kimberly-Clark Corporation and Kimberly-Clark, Inc.

Response/Objection Deadline for Cure Notice at Docket No. 2569 (sealed), 2571 (redacted):

February 12, 2021 at 4:00 p.m. (ET)

Response/Objection Deadline for Cure Notice at Docket No. 2830 (sealed), 2831 (redacted):

March 5, 2021 at 4:00 p.m. (ET)

Cure Responses/Objections (“Cure Responses”) Received:

- A. Informal response received from ATS Processing Services, LLC
- B. Informal response received from Meineke Fleet
- C. Informal response received from Oracle America, Inc. and Oracle USA, Inc.
- D. Informal response received from Fisher Auto Parts, Inc.
- E. Informal response received from Jiffy Lube International, Inc.

- F. Informal response received from BDO USA, LLP
- G. Informal response received from U.S. Bank National Association and affiliates
- H. Informal response received from Wells Fargo Equipment Finance Company
- I. Informal response received from Banc of America Leasing & Capital, LLC
- J. Informal response received from Fifth Third Bank and affiliates
- K. Objection of Cox Automotive, Inc. to Cure Amounts [[Docket No. 2474](#) – filed January 18, 2021]
  - i. Amended Objection of Cox Automotive, Inc. to Cure Amounts [[Docket No. 2844](#) – filed February 23, 2021] (the “Amended Cox Objection”)
- L. Objection and Reservation of Rights of Comdata Inc. to Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2475](#) – filed January 18, 2021]
  - i. Notice of Withdrawal of Objection and Reservation of Rights of Comdata Inc. to Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2842](#) – filed February 23, 2021]
- M. Objection and Reservation of Rights of AT&T Corp., AT&T Mobility II, LLC and Their Affiliates to the Debtors’ Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2476](#) – filed January 18, 2021]
- N. Limited Objection and Reservation of Rights of Cisco Systems Capital Corporation to Notice of Cure Costs and Potential Assumption of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2478](#) – filed January 19, 2021]
- O. Limited Objection and Reservation of Rights of Salesforce.com, Inc. to the Notice of Cure Costs and Potential Assumption of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2480](#) – filed January 19, 2021]
- P. Limited Objection and Reservation of Rights of Tableau Software, LLC to the Notice of Cure Costs and Potential Assumption of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2482](#) – filed January 19, 2021]

- Q. Reservation of Rights of Kimberly-Clark Corporation and Kimberly-Clark, Inc. to Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2520](#) – filed January 25, 2021]

Related Documents:

- i. Declaration of Jonathan Kaye in Support of Debtors’ Motion for Entry of Orders: (i)(a) Establishing Bidding Procedures Relating to the Sale of Substantially All of the Assets of Donlen Corporation and Its Debtor Subsidiaries; (b) Approving the Termination Payments; (c) Establishing Procedures Relating to the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, Including Notice of Proposed Cure Amounts; (d) Approving Form and Manner of Notice of All Procedures, Protections, Schedules, and Agreements; and (e) Scheduling a Hearing to Consider the Proposed Sale; (ii) Authorizing and Approving the Sale of Substantially All of the Assets of Donlen Corporation and Its Debtor Subsidiaries Free and Clear of All Liens, Claims, Encumbrances, and Interests; (iii) Authorizing the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (iv) Granting Related Relief [[Docket No. 1954](#) – filed November 25, 2020]
- ii. Order (a) Establishing Bidding Procedures Relating to the Sale of Substantially All of the Assets of Donlen Corporation and Its Debtor Subsidiaries; (b) Approving the Termination Payments; (c) Establishing Procedures Relating to the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, Including Notice of Proposed Cure Amounts; (d) Approving Form and Manner of Notice of All Procedures, Protections, Schedules, and Agreements; (e) Scheduling a Hearing to Consider the Proposed Sale; and (f) Granting Related Relief [[Docket No. 2158](#) – entered December 17, 2020]
- iii. Notice of Auction, Sale, and Sale Hearing [[Docket No. 2159](#) – filed December 17, 2020]
- iv. [SEALED] Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [Docket No. 2302 – filed December 28, 2020]
- v. [Redacted] Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2303](#) – filed December 28, 2020]
- vi. Debtors’ Motion for Entry of an Order Authorizing Debtors to File Under Seal the Schedule to the Donlen Debtors’ Notices of Cure Costs and Potential Assumption and Assignment of Executory Contracts in Connection with Sale [[Docket No. 2304](#) – filed December 28, 2020]

- vii. Certificate of Publication [[Docket No. 2305](#) – filed December 28, 2020]
- viii. Order Authorizing the Debtors to File Under Seal the Schedule to the Donlen Debtors’ Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2481](#) – entered January 19, 2021]
- ix. [SEALED] First Supplemental Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [Docket No. 2569 – filed January 29, 2021]
- x. [Redacted] First Supplemental Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2571](#) – filed January 29, 2021]
- xi. Notice of Filing of Amendment No. 2 to Stock and Asset Purchase Agreement with Stalking Horse Bidder [[Docket No. 2790](#) – filed February 16, 2021]
- xii. [SEALED] Second Supplemental Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [Docket No. 2830 – filed February 19, 2021]
- xiii. [Redacted] Second Supplemental Notice of Cure Costs and Potential Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection with Sale [[Docket No. 2831](#) – filed February 19, 2021]
- xiv. Notice of Cancellation of Auction and Designation of Stalking Horse Bidder as the Successful Bidder [[Docket No. 2839](#) – filed February 23, 2021]

Status: The hearing on this matter will go forward, and it is anticipated that it will go forward on an uncontested basis. All Sale Responses and Cure Responses received to date are resolved with the exception of the Amended Cox Objection. The parties are discussing a resolution, and to the extent the Amended Cox Objection remains unresolved at the time of the hearing, it will be adjourned to a subsequent hearing.

Dated: February 25, 2021

/s/ J. Zachary Noble

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

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