

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

In re

The Hertz Corporation, *et al.*,¹

Debtors.

Chapter 11

Case No. 20-11218 (MFW)

(Jointly Administered)

**NOTICE OF AGENDA FOR TELEPHONIC AND VIDEO HEARING
SCHEDULED FOR JULY 15, 2020 AT 2:00 P.M. (PREVAILING EASTERN TIME),
BEFORE THE HONORABLE MARY F. WALRATH, AT THE UNITED STATES
BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE²**

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

I. RESOLVED MATTERS:

1. Tommie Vaughn Motors, Inc.'s Motion for Allowance and Immediate Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503(b)(9) [[Docket No. 412](#) – filed June 12, 2020]

Objection/Response Deadline: June 26, 2020 at 4:00 p.m. (ET); extended by agreement to July 8, 2020 at 4:00 p.m. (ET) for the Debtors

Objections/Responses Received: None.

Related Documents:

¹ 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>.

² All motions and other pleadings referenced herein are available online at the following address: <https://restructuring.primeclerk.com/hertz>.

- i. Certificate of No Objection Regarding Tommie Vaughn Motors, Inc.'s Motion for Allowance and Immediate Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503(b)(9) [[Docket No. 696](#) – filed July 10, 2020]
- ii. Order Granting Tommie Vaughn Motors, Inc.'s Motion for Allowance and Immediate Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503(b)(9) [[Docket No. 713](#) – entered July 13, 2020]

Status: On July 10, 2020, the Movant filed a certificate of no objection regarding this matter. On July 13, 2020, the Court entered the order resolving this matter. Accordingly, a hearing on this matter is no longer necessary.

2. Emergency Motion of Salt Lake City Corporation Department of Airports to Compel Debtors to Immediately Assume or Reject Three Lease Agreements [[Docket No. 514](#) – filed June 23, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Declaration of Brad Wolfe in Support of Emergency Motion of Salt Lake City Corporation Department of Airports to Compel Debtor to Immediately Assume or Reject Three Lease Agreements [[Docket No. 515](#) – filed June 23, 2020]
- ii. Notice of Hearing Regarding Salt Lake City Corporation Department of Airports' Emergency Motion to Compel Debtors to Immediately Assume or Reject Three Lease Agreements [[Docket No. 594](#) – filed June 25, 2020]
- iii. Certification of Counsel Regarding Order Approving Stipulation Between the Debtors and Salt Lake City Corporation Department of Airports Resolving the Motion to Compel [[Docket No. 659](#) – filed July 3, 2020]
- iv. Order Approving Stipulation Between the Debtors and Salt Lake City Corporation Department of Airports Resolving the Motion to Compel [[Docket No. 668](#) – entered July 6, 2020]

Status: On July 3, 2020, the parties submitted an order approving the stipulation resolving this matter under certification of counsel. On July 6, 2020, the Court entered the order approving the stipulation resolving this matter. Accordingly, a hearing on this matter is no longer necessary.

3. Debtors' Application for Entry of an Order Authorizing the Employment and Retention of McCarthy Tétrault LLP as Canadian Restructuring Counsel to the Debtors *Nunc Pro Tunc* to the Petition Date [[Docket No. 502](#) – filed June 22, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Certification of No Objection Regarding Debtors' Application for Entry of an Order Authorizing the Employment and Retention of McCarthy Tétrault LLP as Canadian Restructuring Counsel to the Debtors *Nunc Pro Tunc* to the Petition Date [[Docket No. 693](#) – filed July 9, 2020]
- ii. Order Authorizing the Employment and Retention of McCarthy Tétrault LLP as Canadian Restructuring Counsel to the Debtors *Nunc Pro Tunc* to the Petition Date [[Docket No. 700](#) – entered July 10, 2020]

Status: On July 9, 2020, the Debtors filed a certification of no objection regarding this matter. On July 10, 2020, the Court entered the order resolving this matter. Accordingly, a hearing on this matter is no longer necessary.

4. Debtors' Motion for Entry of an Order Approving the Settlement Between the Hertz Corporation, Enterprise Rent-A-Car Co. of Los Angeles, LLC, and the San Diego Unified Port District [[Docket No. 576](#) – filed June 24, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None.

Related Documents:

- i. Certification of No Objection Regarding Debtors' Motion for Entry of an Order Approving the Settlement Between the Hertz Corporation, Enterprise Rent-A-Car Co. of Los Angeles, LLC, and the San Diego Unified Port District [[Docket No. 708](#) - filed July 10, 2020]
- ii. Order Approving the Settlement Agreement Between the Hertz Corporation, Enterprise Rent-A-Car Co. of Los Angeles, LLC, and the San Diego Unified Port District [[Docket No. 710](#) – entered July 13, 2020]

Status: On July 10, 2020, the Debtors filed a certification of no objection regarding this matter. On July 13, 2020, the Court entered the order resolving this matter. Accordingly, a hearing on this matter is no longer necessary.

5. Debtors' First Omnibus Motion for Entry of an Order (i) Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to June 26, 2020 and (ii) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) [[Docket No. 610](#) – filed June 26, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET); extended by agreement to July 10, 2020 at 4:00 p.m. (ET) for the United States (Army & Air Force Exchange Service and Navy Exchange Service Command)

Objections/Responses Received: None.

Related Documents:

- i. Notice of Erratum Regarding Rejection Schedule to the Debtors' First Omnibus Motion for Entry of an Order (i) Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to June 26, 2020 and (ii) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) [[Docket No. 613](#) – filed June 29, 2020]
- ii. Certification of No Objection Regarding Debtors' First Omnibus Motion for Entry of an Order (i) Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to June 26, 2020 and (ii) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) [[Docket No. 709](#) - filed July 11, 2020]
- iii. Order (i) Authorizing the Rejection of Certain Executory Contracts Effective *Nunc Pro Tunc* to June 26, 2020 at (ii) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) [[Docket No. 711](#) – entered July 13, 2020]

Status: On July 11, 2020, the Debtors filed a certification of no objection regarding this matter. On July 13, 2020, the Court entered the order resolving this matter. Accordingly, a hearing on this matter is no longer necessary.

II. CONTINUED MATTERS:

6. Debtors' Motion for Entry of (i) Interim Order (a) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors, and (b) Setting Record Date for Notice and Potential Sell-Down Procedures with Respect to Trading in Claims Against the Debtors; and (ii) Final Order (a) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors, and (b) Setting Record Date for Notice and Potential Sell-Down Procedures and Establishing Procedures Applicable to Trading in Claims Against the Debtors Following the Occurrence of a Determination Date [[Docket No. 27](#) – filed May 24, 2020]

Objection/Response Deadline: June 18, 2020 at 4:00 p.m. (ET); extended by agreement to June 23, 2020 at 4:00 p.m. (ET) for the Official Committee of Unsecured Creditors (the "Committee")

Objections/Responses Received:

- A. Informal comments from the Committee
- B. Informal comments from Barclays Bank PLC
- C. Informal comments from The Ad Hoc First Lien Group
- D. Informal comments from The Ad Hoc Second Lien Group

Related Documents:

- i. Interim Order (i) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors and (ii) Setting Record Date for Notice Potential and Sell-Down Procedures with Respect to Trading in Claims Against the Debtors [[Docket No. 200](#) – entered May 27, 2020]
- ii. Notice of (a) Entry of Interim Order (i) Establishing Notice and Hearing Procedures for Trading in Equity Securities in the Debtors and (ii) Setting Record Date for Notice Potential and Sell-Down Procedures with Respect to Trading in Claims Against the Debtors; and (b) Final Hearing Thereon [[Docket No. 219](#) – filed May 28, 2020]

Status: The hearing on this matter has been continued to a date to be determined.

7. Motion of American Traffic Solutions Consolidated, LLC and ATS Processing Services, LLC (a) to Compel the Debtors to Assume or Reject Executory Contracts and (b) to Compel the Debtors to Provide Adequate Protection [[Docket No. 302](#) – filed June 4, 2020]

Objection/Response Deadline: June 18, 2020 at 4:00 p.m. (ET); extended by agreement to July 17, 2020 at 11:59 p.m. (ET) for the Debtors

Objections/Responses Received: None at this time.

Related Documents: None at this time.

Status: The hearing on this matter has been continued to the omnibus hearing scheduled for July 24, 2020 at 2:00 p.m. (ET).

8. Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 390](#) – filed June 11, 2020]

Objection/Response Deadline: June 18, 2020 at 4:00 p.m. (ET); extended by agreement to June 24, 2020 at 4:00 p.m. (ET) for all parties

Objections/Responses Received:

- A. Statement of the Official Committee of Unsecured Creditors in Support of, and Reservation of Rights with Respect to, the Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 565](#) – filed June 24, 2020]

- B. Objection of Deutsche Bank AG, New York Branch, the MTN Steering Committee and the Bank of New York Mellon Trust Company, N.A. to Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 567](#) – filed June 24, 2020]
- a. Declaration of Elliot Moskowitz in Support of the Objection of Deutsche Bank AG, New York Branch, the MTN Steering Committee and the Bank of New York Mellon Trust Company, N.A. to Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 603](#) – filed June 26, 2020]
- b. Notice of Filing Exhibits to Declaration of Elliot Moskowitz in Support of the Objection of Deutsche Bank AG, New York Branch, the MTN Steering Committee and the Bank of New York Mellon Trust Company, N.A. to Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 604](#) – filed June 26, 2020]

Related Documents:

- i. Supplemental Declaration of Jamere Jackson in Support of Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 391](#) – filed June 11, 2020]
- ii. Notice of Filing of Stipulation Adjourning the Hearing on the Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 482](#) – filed June 19, 2020]
- iii. Debtors' Reply in Support of Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 620](#) – filed June 30, 2020]
- iv. Reply of the Official Committee of Unsecured Creditors in Further Support of the Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 621](#) – filed June 30, 2020]
- v. Notice of Filing of Revised Proposed Order Granting Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 622](#) – filed June 30, 2020]

- vi. Limited Reply of Ad Hoc First Lien Group in Support of Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 623](#) – filed June 30, 2020]
- vii. Statement of Ad Hoc Group of Second Lien Noteholders in Support of Relief Requested in the Debtors' Motion for Order Rejecting Certain Unexpired Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 624](#) – filed June 30, 2020]

Status: The parties are working towards an agreement to consensually resolve these issues on an interim basis and further defer the hearing on this matter. The parties intend to submit an agreed form of proposed order reflecting the terms of any such resolution. Accordingly, the hearing on this matter has been continued to the omnibus hearing scheduled for July 24, 2020 at 2:00 p.m. (ET).

- 9. Brian J. Clark's Motion for Relief from the Automatic Stay [[Docket No. 550](#) – filed June 24, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET); extended by agreement to July 15, 2020 at 4:00 p.m. (ET) for the Debtors

Objections/Responses Received: None.

Related Documents: None.

Status: The hearing on this matter has been continued to the omnibus hearing scheduled for July 24, 2020 at 2:00 p.m. (ET).

- 10. Motion of Proposed *Amicus Curiae* Structured Finance Association for Leave to File Brief as *Amicus Curiae* in Support of Preliminary Objection of Deutsche Bank, AG, New York Branch, the MTN Steering Committee and the Bank of New York Mellon Trust Company, N.A. to Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc Pro Tunc* to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 602](#) – filed June 26, 2020]

Objection/Response Deadline: None set.

Objections/Responses Received:

- A. Debtors' Objection to the Motion of Proposed *Amicus Curiae* Structured Finance Association for Leave to File Brief as *Amicus Curiae* in Support of Preliminary Objection of Deutsche Bank, AG, New York Branch, the MTN Steering Committee and the Bank of New York Mellon Trust Company, N.A. to Debtors' Motion for Order Rejecting Certain Unexpired Vehicle Leases Effective *Nunc*

Pro Tunc to June 11, 2020 Pursuant to Sections 105 and 365(a) of the Bankruptcy Code [[Docket No. 619](#) – filed June 30, 2020]

Related Documents:

- i. Notice of Corrected Exhibit [[Docket No. 606](#) – filed June 26, 2020]
- ii. Motion for Leave to File Reply by Proposed *Amicus Curiae* Structured Finance Association in Support of Motion for Leave to File Brief as *Amicus Curiae* Pursuant to Federal Rule of Bankruptcy Procedure 8017(a)(7) and Local Bankruptcy Rule 9006-1(d) and (2) Relief from the Provisions of Local Bankruptcy Rule 9006-1(d) Regarding the Time to File Reply Papers [[Docket No. 646](#) – filed July 1, 2020]

Status: The hearing on this matter has been continued to the omnibus hearing scheduled for July 24, 2020 at 2:00 p.m. (ET).

III. MATTER SUBMITTED UNDER CERTIFICATION:

11. Debtors’ Motion for an Order (i) Approving Debtors’ Entry Into Deferral and Abatement Agreements with Certain Airport Authorities, (ii) Approving Procedures to Enter Into Such Deferral and Abatement Agreements, and (iii) Granting Related Relief [[Docket No. 648](#) – filed July 1, 2020]

Objection/Response Deadline: July 8, 2020 at 4:00 p.m. (ET); extended by agreement to July 9, 2020 at 4:00 p.m. (ET) for Liberty Mutual Ins. Co., Zurich American Ins. Co., and Westchester Fire Ins. Co. (collectively, the “Sureties”); extended by agreement to July 10, 2020 at 4:00 p.m. (ET) for Wayne County Airport Authority (Detroit Airport)

Objections/Responses Received:

- A. Informal comments received from the Committee
- B. Informal comments received from Wayne County Airport Authority (Detroit Airport)
- C. Informal comments received from the Sureties

Related Documents:

- i. Certification of Counsel Regarding Order (i) Approving Debtors’ Entry Into Deferral and Abatement Agreements with Certain Airport Authorities, (ii) Approving Procedures to Enter Into Such Deferral and Abatement Agreements, and (iii) Granting Related Relief [[Docket No. 712](#) - filed July 13, 2020]

Status: On July 13, 2020, the Debtors submitted a revised proposed order under certification of counsel resolving the informal comments of the parties. Accordingly, a hearing on this matter is only necessary to the extent the Court has any questions.

Dated: July 13, 2020

/s/ Brett M. Haywood

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